

106TH CONGRESS  
1ST SESSION

# H. R. 2606

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IN THE SENATE OF THE UNITED STATES

AUGUST 4, 1999

Received

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## AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2000, and for other purposes.

1        *Be it enacted by the Senate and House of Representa-*  
2        *tives of the United States of America in Congress assembled,*

1 That the following sums are appropriated, out of any  
2 money in the Treasury not otherwise appropriated, for the  
3 fiscal year ending September 30, 2000, and for other pur-  
4 poses, namely:

5 TITLE I—EXPORT AND INVESTMENT

6 ASSISTANCE

7 EXPORT-IMPORT BANK OF THE UNITED STATES

8 The Export-Import Bank of the United States is au-  
9 thorized to make such expenditures within the limits of  
10 funds and borrowing authority available to such corpora-  
11 tion, and in accordance with law, and to make such con-  
12 tracts and commitments without regard to fiscal year limi-  
13 tations, as provided by section 104 of the Government  
14 Corporation Control Act, as may be necessary in carrying  
15 out the program for the current fiscal year for such cor-  
16 poration: *Provided*, That none of the funds available dur-  
17 ing the current fiscal year may be used to make expendi-  
18 tures, contracts, or commitments for the export of nuclear  
19 equipment, fuel, or technology to any country other than  
20 a nuclear-weapon state as defined in Article IX of the  
21 Treaty on the Non-Proliferation of Nuclear Weapons eligi-  
22 ble to receive economic or military assistance under this  
23 Act that has detonated a nuclear explosive after the date  
24 of the enactment of this Act.

## SUBSIDY APPROPRIATION

1  
2 For the cost of direct loans, loan guarantees, insur-  
3 ance, and tied-aid grants as authorized by section 10 of  
4 the Export-Import Bank Act of 1945, as amended,  
5 \$759,000,000 to remain available until September 30,  
6 2003: *Provided*, That such costs, including the cost of  
7 modifying such loans, shall be as defined in section 502  
8 of the Congressional Budget Act of 1974: *Provided fur-*  
9 *ther*, That such sums shall remain available until Sep-  
10 tember 30, 2018 for the disbursement of direct loans, loan  
11 guarantees, insurance and tied-aid grants obligated in fis-  
12 cal years 2000, 2001, 2002, and 2003: *Provided further*,  
13 That none of the funds appropriated by this Act or any  
14 prior Act appropriating funds for foreign operations, ex-  
15 port financing, or related programs for tied-aid credits or  
16 grants may be used for any other purpose except through  
17 the regular notification procedures of the Committees on  
18 Appropriations: *Provided further*, That funds appropriated  
19 by this paragraph are made available notwithstanding sec-  
20 tion 2(b)(2) of the Export Import Bank Act of 1945, in  
21 connection with the purchase or lease of any product by  
22 any East European country, any Baltic State or any agen-  
23 cy or national thereof.

## ADMINISTRATIVE EXPENSES

24  
25 For administrative expenses to carry out the direct  
26 and guaranteed loan and insurance programs (to be com-

1 puted on an accrual basis), including hire of passenger  
2 motor vehicles and services as authorized by 5 U.S.C.  
3 3109, and not to exceed \$25,000 for official reception and  
4 representation expenses for members of the Board of Di-  
5 rectors, \$55,000,000: *Provided*, That necessary expenses  
6 (including special services performed on a contract or fee  
7 basis, but not including other personal services) in connec-  
8 tion with the collection of moneys owed the Export-Import  
9 Bank, repossession or sale of pledged collateral or other  
10 assets acquired by the Export-Import Bank in satisfaction  
11 of moneys owed the Export-Import Bank, or the investiga-  
12 tion or appraisal of any property, or the evaluation of the  
13 legal or technical aspects of any transaction for which an  
14 application for a loan, guarantee or insurance commitment  
15 has been made, shall be considered nonadministrative ex-  
16 penses for the purposes of this heading: *Provided further*,  
17 That, notwithstanding subsection (b) of section 117 of the  
18 Export Enhancement Act of 1992, subsection (a) thereof  
19 shall remain in effect until October 1, 2000.

20 OVERSEAS PRIVATE INVESTMENT CORPORATION

21 NONCREDIT ACCOUNT

22 The Overseas Private Investment Corporation is au-  
23 thorized to make, without regard to fiscal year limitations,  
24 as provided by 31 U.S.C. 9104, such expenditures and  
25 commitments within the limits of funds available to it and  
26 in accordance with law as may be necessary: *Provided*,

1 That the amount available for administrative expenses to  
2 carry out the credit and insurance programs (including an  
3 amount for official reception and representation expenses  
4 which shall not exceed \$35,000) shall not exceed  
5 \$35,000,000: *Provided further*, That project-specific trans-  
6 action costs, including direct and indirect costs incurred  
7 in claims settlements, and other direct costs associated  
8 with services provided to specific investors or potential in-  
9 vestors pursuant to section 234 of the Foreign Assistance  
10 Act of 1961, shall not be considered administrative ex-  
11 penses for the purposes of this heading.

12 PROGRAM ACCOUNT

13 For the cost of direct and guaranteed loans,  
14 \$20,500,000, as authorized by section 234 of the Foreign  
15 Assistance Act of 1961 to be derived by transfer from the  
16 Overseas Private Investment Corporation Noncredit Ac-  
17 count: *Provided*, That such costs, including the cost of  
18 modifying such loans, shall be as defined in section 502  
19 of the Congressional Budget Act of 1974: *Provided fur-*  
20 *ther*, That such sums shall be available for direct loan obli-  
21 gations and loan guaranty commitments incurred or made  
22 during fiscal years 2000 and 2001: *Provided further*, That  
23 such sums shall remain available through fiscal year 2008  
24 for the disbursement of direct and guaranteed loans obli-  
25 gated in fiscal year 2000, and through fiscal year 2009  
26 for the disbursement of direct and guaranteed loans obli-

1 gated in fiscal year 2001: *Provided further*, That in addi-  
2 tion, such sums as may be necessary for administrative  
3 expenses to carry out the credit program may be derived  
4 from amounts available for administrative expenses to  
5 carry out the credit and insurance programs in the Over-  
6 seas Private Investment Corporation Noncredit Account  
7 and merged with said account: *Provided further*, That  
8 funds made available under this heading or in prior appro-  
9 priations Acts that are available for the cost of financing  
10 under section 234 of the Foreign Assistance Act of 1961,  
11 shall be available for purposes of section 234(g) of such  
12 Act, to remain available until expended.

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 TRADE AND DEVELOPMENT AGENCY

15 For necessary expenses to carry out the provisions  
16 of section 661 of the Foreign Assistance Act of 1961,  
17 \$44,000,000, to remain available until September 30,  
18 2001: *Provided*, That the Trade and Development Agency  
19 may receive reimbursements from corporations and other  
20 entities for the costs of grants for feasibility studies and  
21 other project planning services, to be deposited as an off-  
22 setting collection to this account and to be available for  
23 obligation until September 30, 2001, for necessary ex-  
24 penses under this paragraph: *Provided further*, That such

1 reimbursements shall not cover, or be allocated against,  
2 direct or indirect administrative costs of the agency.

3 TITLE II—BILATERAL ECONOMIC ASSISTANCE

4 FUNDS APPROPRIATED TO THE PRESIDENT

5 For expenses necessary to enable the President to  
6 carry out the provisions of the Foreign Assistance Act of  
7 1961, and for other purposes, to remain available until  
8 September 30, 2000, unless otherwise specified herein, as  
9 follows:

10 AGENCY FOR INTERNATIONAL DEVELOPMENT

11 CHILD SURVIVAL AND DISEASE PROGRAMS FUND

12 For necessary expenses to carry out the provisions  
13 of chapters 1 and 10 of part I of the Foreign Assistance  
14 Act of 1961, for child survival, basic education, assistance  
15 to combat tropical and other diseases, and related activi-  
16 ties, in addition to funds otherwise available for such pur-  
17 poses, \$680,000,000 (increased by \$5,000,000), to remain  
18 available until expended: *Provided*, That this amount shall  
19 be made available for such activities as: (1) immunization  
20 programs; (2) oral rehydration programs; (3) health and  
21 nutrition programs, and related education programs,  
22 which address the needs of mothers and children; (4)  
23 water and sanitation programs; (5) assistance for dis-  
24 placed and orphaned children; (6) programs for the pre-  
25 vention, treatment, and control of, and research on, tuber-  
26 culosis, HIV/AIDS, polio, malaria and other diseases; and

1 (7) up to \$98,000,000 for basic education programs for  
2 children: *Provided further*, That none of the funds appro-  
3 priated under this heading may be made available for non-  
4 project assistance for health and child survival programs,  
5 except that funds may be made available for such assist-  
6 ance for ongoing health programs.

7 DEVELOPMENT ASSISTANCE

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses to carry out the provisions  
10 of sections 103 through 106, and chapter 10 of part I  
11 of the Foreign Assistance Act of 1961, title V of the Inter-  
12 national Security and Development Cooperation Act of  
13 1980 (Public Law 96–533) and the provisions of section  
14 401 of the Foreign Assistance Act of 1969,  
15 \$1,201,000,000, to remain available until September 30,  
16 2001: *Provided*, That of the amount appropriated under  
17 this heading, up to \$5,000,000 may be made available for  
18 and apportioned directly to the Inter-American Founda-  
19 tion: *Provided further*, That of the amount appropriated  
20 under this heading, up to \$14,400,000 may be made avail-  
21 able for the African Development Foundation and shall  
22 be apportioned directly to that agency: *Provided further*,  
23 That none of the funds made available in this Act nor  
24 any unobligated balances from prior appropriations may  
25 be made available to any organization or program which,  
26 as determined by the President of the United States, sup-



1 ports or participates in the management of a program of  
2 coercive abortion or involuntary sterilization: *Provided fur-*  
3 *ther*, That none of the funds made available under this  
4 heading may be used to pay for the performance of abor-  
5 tion as a method of family planning or to motivate or co-  
6 erce any person to practice abortions; and that in order  
7 to reduce reliance on abortion in developing nations, funds  
8 shall be available only to voluntary family planning  
9 projects which offer, either directly or through referral to,  
10 or information about access to, a broad range of family  
11 planning methods and services, and that any such vol-  
12 untary family planning project shall meet the following re-  
13 quirements: (1) service providers or referral agents in the  
14 project shall not implement or be subject to quotas, or  
15 other numerical targets, of total number of births, number  
16 of family planning acceptors, or acceptors of a particular  
17 method of family planning (this provision shall not be con-  
18 strued to include the use of quantitative estimates or indi-  
19 cators for budgeting and planning purposes); (2) the  
20 project shall not include payment of incentives, bribes,  
21 gratuities, or financial reward to: (A) an individual in ex-  
22 change for becoming a family planning acceptor; or (B)  
23 program personnel for achieving a numerical target or  
24 quota of total number of births, number of family planning  
25 acceptors, or acceptors of a particular method of family

1 planning; (3) the project shall not deny any right or ben-  
2 efit, including the right of access to participate in any pro-  
3 gram of general welfare or the right of access to health  
4 care, as a consequence of any individual's decision not to  
5 accept family planning services; (4) the project shall pro-  
6 vide family planning acceptors comprehensible information  
7 on the health benefits and risks of the method chosen, in-  
8 cluding those conditions that might render the use of the  
9 method inadvisable and those adverse side effects known  
10 to be consequent to the use of the method; and (5) the  
11 project shall ensure that experimental contraceptive drugs  
12 and devices and medical procedures are provided only in  
13 the context of a scientific study in which participants are  
14 advised of potential risks and benefits; and, not less than  
15 60 days after the date on which the Administrator of the  
16 United States Agency for International Development de-  
17 termines that there has been a violation of the require-  
18 ments contained in paragraph (1), (2), (3), or (5) of this  
19 proviso, or a pattern or practice of violations of the re-  
20 quirements contained in paragraph (4) of this proviso, the  
21 Administrator shall submit to the Committee on Inter-  
22 national Relations and the Committee on Appropriations  
23 of the House of Representatives and to the Committee on  
24 Foreign Relations and the Committee on Appropriations  
25 of the Senate, a report containing a description of such

1 violation and the corrective action taken by the Agency:  
2 *Provided further*, That in awarding grants for natural  
3 family planning under section 104 of the Foreign Assist-  
4 ance Act of 1961 no applicant shall be discriminated  
5 against because of such applicant's religious or conscien-  
6 tious commitment to offer only natural family planning;  
7 and, additionally, all such applicants shall comply with the  
8 requirements of the previous proviso: *Provided further*,  
9 That for purposes of this or any other Act authorizing  
10 or appropriating funds for foreign operations, export fi-  
11 nancing, and related programs, the term "motivate", as  
12 it relates to family planning assistance, shall not be con-  
13 strued to prohibit the provision, consistent with local law,  
14 of information or counseling about all pregnancy options:  
15 *Provided further*, That nothing in this paragraph shall be  
16 construed to alter any existing statutory prohibitions  
17 against abortion under section 104 of the Foreign Assist-  
18 ance Act of 1961: *Provided further*, That, notwithstanding  
19 section 109 of the Foreign Assistance Act of 1961, of the  
20 funds appropriated under this heading in this Act, and  
21 of the unobligated balances of funds previously appro-  
22 priated under this heading, \$2,500,000 may be trans-  
23 ferred to "International Organizations and Programs" for  
24 a contribution to the International Fund for Agricultural  
25 Development (IFAD): *Provided further*, That none of the

1 funds appropriated under this heading may be made avail-  
2 able for any activity which is in contravention to the Con-  
3 vention on International Trade in Endangered Species of  
4 Flora and Fauna (CITES): *Provided further*, That, of the  
5 funds made available by this Act for the “Microenterprise  
6 Initiative” (including any local currencies made available  
7 for the purposes of the Initiative), not less than 50 percent  
8 of the funds used for microcredit should be made available  
9 for support of programs providing loans of less than \$300  
10 to very poor people, particularly women, or for institu-  
11 tional support of organizations primarily engaged in mak-  
12 ing such loans.

13 PRIVATE AND VOLUNTARY ORGANIZATIONS

14 None of the funds appropriated or otherwise made  
15 available by this Act for development assistance may be  
16 made available to any United States private and voluntary  
17 organization, except any cooperative development organi-  
18 zation, which obtains less than 20 percent of its total an-  
19 nual funding for international activities from sources other  
20 than the United States Government: *Provided*, That the  
21 Administrator of the Agency for International Develop-  
22 ment may, on a case-by-case basis, waive the restriction  
23 contained in this paragraph, after taking into account the  
24 effectiveness of the overseas development activities of the  
25 organization, its level of volunteer support, its financial

1 viability and stability, and the degree of its dependence  
2 for its financial support on the agency.

3 Funds appropriated or otherwise made available  
4 under title II of this Act should be made available to pri-  
5 vate and voluntary organizations at a level which is at  
6 least equivalent to the level provided in fiscal year 1995.

7 INTERNATIONAL DISASTER ASSISTANCE

8 For necessary expenses for international disaster re-  
9 lief, rehabilitation, and reconstruction assistance pursuant  
10 to section 491 of the Foreign Assistance Act of 1961, as  
11 amended, \$200,880,000, to remain available until ex-  
12 pended: *Provided*, That of the funds appropriated under  
13 this heading, not more than \$35,000,000 shall be made  
14 available for activities carried out by the Office of Transi-  
15 tion Initiatives, except that this amount may be exceeded  
16 subject to the regular notification procedures of the Com-  
17 mittees on Appropriations.

18 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

19 ACCOUNT

20 For the cost of direct loans and loan guarantees,  
21 \$1,500,000, as authorized by section 108 of the Foreign  
22 Assistance Act of 1961, as amended: *Provided*, That such  
23 costs shall be as defined in section 502 of the Congres-  
24 sional Budget Act of 1974: *Provided further*, That guaran-  
25 tees of loans made under this heading in support of micro-  
26 enterprise activities may guarantee up to 70 percent of

1 the principal amount of any such loans notwithstanding  
2 section 108 of the Foreign Assistance Act of 1961. In ad-  
3 dition, for administrative expenses to carry out programs  
4 under this heading, \$500,000, all of which may be trans-  
5 ferred to and merged with the appropriation for Operating  
6 Expenses of the Agency for International Development:  
7 *Provided further*, That funds made available under this  
8 heading shall remain available until September 30, 2001.

9 URBAN AND ENVIRONMENTAL CREDIT PROGRAM

10 ACCOUNT

11 For administrative expenses to carry out guaranteed  
12 loan programs, \$5,000,000, all of which may be trans-  
13 ferred to and merged with the appropriation for Operating  
14 Expenses of the Agency for International Development.

15 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND

16 DISABILITY FUND

17 For payment to the “Foreign Service Retirement and  
18 Disability Fund”, as authorized by the Foreign Service  
19 Act of 1980, \$43,837,000.

20 OPERATING EXPENSES OF THE AGENCY FOR

21 INTERNATIONAL DEVELOPMENT

22 For necessary expenses to carry out the provisions  
23 of section 667, \$479,950,000.

1 OPERATING EXPENSES OF THE AGENCY FOR INTER-  
2 NATIONAL DEVELOPMENT OFFICE OF INSPECTOR  
3 GENERAL

4 For necessary expenses to carry out the provisions  
5 of section 667, \$25,000,000, to remain available until Sep-  
6 tember 30, 2001, which sum shall be available for the Of-  
7 fice of the Inspector General of the Agency for Inter-  
8 national Development.

9 OTHER BILATERAL ECONOMIC ASSISTANCE  
10 ECONOMIC SUPPORT FUND

11 For necessary expenses to carry out the provisions  
12 of chapter 4 of part II, \$2,227,000,000, to remain avail-  
13 able until September 30, 2001: *Provided*, That of the  
14 funds appropriated under this heading, not to exceed  
15 \$960,000,000 shall be available only for Israel, which sum  
16 shall be available on a grant basis as a cash transfer and  
17 shall be disbursed within 30 days of the enactment of this  
18 Act or by October 31, 1999, whichever is later: *Provided*  
19 *further*, That not to exceed \$735,000,000 shall be avail-  
20 able only for Egypt, which sum shall be provided on a  
21 grant basis, and of which sum cash transfer assistance  
22 shall be provided with the understanding that Egypt will  
23 undertake significant economic reforms which are addi-  
24 tional to those which were undertaken in previous fiscal  
25 years: *Provided further*, That in exercising the authority

1 to provide cash transfer assistance for Israel, the Presi-  
2 dent shall ensure that the level of such assistance does  
3 not cause an adverse impact on the total level of non-  
4 military exports from the United States to such country.

5 INTERNATIONAL FUND FOR IRELAND

6 For necessary expenses to carry out the provisions  
7 of chapter 4 of part II of the Foreign Assistance Act of  
8 1961, \$19,600,000, which shall be available for the United  
9 States contribution to the International Fund for Ireland  
10 and shall be made available in accordance with the provi-  
11 sions of the Anglo-Irish Agreement Support Act of 1986  
12 (Public Law 99–415): *Provided*, That such amount shall  
13 be expended at the minimum rate necessary to make time-  
14 ly payment for projects and activities: *Provided further*,  
15 That funds made available under this heading shall re-  
16 main available until September 30, 2001.

17 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC  
18 STATES

19 (a) For necessary expenses to carry out the provisions  
20 of the Foreign Assistance Act of 1961 and the Support  
21 for East European Democracy (SEED) Act of 1989,  
22 \$393,000,000, to remain available until September 30,  
23 2001, which shall be available, notwithstanding any other  
24 provision of law, for economic assistance and for related  
25 programs for Eastern Europe and the Baltic States.



1 (b) Funds appropriated under this heading shall be  
2 considered to be economic assistance under the Foreign  
3 Assistance Act of 1961 for purposes of making available  
4 the administrative authorities contained in that Act for  
5 the use of economic assistance.

6 (c) None of the funds appropriated under this head-  
7 ing may be made available for new housing construction  
8 or repair or reconstruction of existing housing in Bosnia  
9 and Herzegovina unless directly related to the efforts of  
10 United States troops to promote peace in said country.

11 (d) With regard to funds appropriated under this  
12 heading for the economic revitalization program in Bosnia  
13 and Herzegovina, and local currencies generated by such  
14 funds (including the conversion of funds appropriated  
15 under this heading into currency used by Bosnia and  
16 Herzegovina as local currency and local currency returned  
17 or repaid under such program) the Administrator of the  
18 Agency for International Development shall provide writ-  
19 ten approval for grants and loans prior to the obligation  
20 and expenditure of funds for such purposes, and prior to  
21 the use of funds that have been returned or repaid to any  
22 lending facility or grantee.

23 (e) The provisions of section 532 of this Act shall  
24 apply to funds made available under subsection (d) and  
25 to funds appropriated under this heading.

1 (f) The President is authorized to withhold funds ap-  
2 propriated under this heading made available for economic  
3 revitalization programs in Bosnia and Herzegovina, if he  
4 determines and certifies to the Committees on Appropria-  
5 tions that the Federation of Bosnia and Herzegovina has  
6 not complied with article III of annex 1–A of the General  
7 Framework Agreement for Peace in Bosnia and  
8 Herzegovina concerning the withdrawal of foreign forces,  
9 and that intelligence cooperation on training, investiga-  
10 tions, and related activities between Iranian officials and  
11 Bosnian officials has not been terminated.

12 (g) Funds appropriated under this heading or in prior  
13 appropriations Acts that are or have been made available  
14 for an Enterprise Fund may be deposited by such Fund  
15 in interest-bearing accounts prior to the Fund's disburse-  
16 ment of such funds for program purposes. The Fund may  
17 retain for such program purposes any interest earned on  
18 such deposits without returning such interest to the Treas-  
19 ury of the United States and without further appropria-  
20 tion by the Congress. Funds made available for Enterprise  
21 Funds shall be expended at the minimum rate necessary  
22 to make timely payment for projects and activities.

23 ASSISTANCE FOR THE INDEPENDENT STATES OF THE  
24 FORMER SOVIET UNION

25 (a) For necessary expenses to carry out the provisions  
26 of chapter 11 of part I of the Foreign Assistance Act of

1 1961 and the FREEDOM Support Act, for assistance for  
2 the Independent States of the former Soviet Union and  
3 for related programs, \$725,000,000, to remain available  
4 until September 30, 2001: *Provided*, That the provisions  
5 of such chapter shall apply to funds appropriated by this  
6 paragraph: *Provided further*, That such sums as may be  
7 necessary may be transferred to the Export-Import Bank  
8 of the United States for the cost of any financing under  
9 the Export-Import Bank Act of 1945 for activities for the  
10 Independent States: *Provided further*, That of the funds  
11 made available for the Southern Caucasus region, 17.5  
12 percent should be used for confidence-building measures  
13 and other activities in furtherance of the peaceful resolu-  
14 tion of the regional conflicts, especially those in the vicin-  
15 ity of Abkhazia and Nagorno-Karabagh.

16 (b) Funds appropriated under title II of this Act, in-  
17 cluding funds appropriated under this heading, may be  
18 made available for assistance for Mongolia: *Provided*, That  
19 funds made available for assistance for Mongolia may be  
20 made available in accordance with the purposes and uti-  
21 lizing the authorities provided in chapter 11 of part I of  
22 the Foreign Assistance Act of 1961.

23 (c)(1) Of the funds appropriated under this heading  
24 that are allocated for assistance for the Government of  
25 the Russian Federation, 50 percent shall be withheld from

1 obligation until the President determines and certifies in  
2 writing to the Committees on Appropriations that the Gov-  
3 ernment of the Russian Federation has terminated imple-  
4 mentation of arrangements to provide Iran with technical  
5 expertise, training, technology, or equipment necessary to  
6 develop a nuclear reactor, related nuclear research facili-  
7 ties or programs, or ballistic missile capability.

8 (2) Paragraph (1) shall not apply to—

9 (A) assistance to combat infectious diseases and  
10 child survival activities; and

11 (B) activities authorized under title V (Non-  
12 proliferation and Disarmament Programs and Ac-  
13 tivities) of the FREEDOM Support Act.

14 (d) Not more than 25 percent of the funds appro-  
15 priated under this heading may be made available for as-  
16 sistance for any country in the region.

17 (e) Allocations for Georgia and for Armenia shall re-  
18 flect a percentage of the amount appropriated under this  
19 heading that is at least equivalent to the percentage of  
20 the total funding available under this heading that was  
21 allocated for each nation in fiscal year 1999: *Provided*,  
22 That assistance under title V of the FREEDOM Support  
23 Act shall not be included in such calculations.

24 (f) Section 907 of the FREEDOM Support Act shall  
25 not apply to—

1 (1) activities to support democracy or assist-  
2 ance under title V of the FREEDOM Support Act  
3 and section 1424 of Public Law 104–201;

4 (2) any assistance provided by the Trade and  
5 Development Agency under section 661 of the For-  
6 eign Assistance Act of 1961 (22 U.S.C. 2421);

7 (3) any activity carried out by a member of the  
8 United States and Foreign Commercial Service while  
9 acting within his or her official capacity;

10 (4) any insurance, reinsurance, guarantee, or  
11 other assistance provided by the Overseas Private  
12 Investment Corporation under title IV of chapter 2  
13 of part I of the Foreign Assistance Act of 1961 (22  
14 U.S.C. 2191 et seq.);

15 (5) any financing provided under the Export-  
16 Import Bank Act of 1945; or

17 (6) humanitarian assistance including activities  
18 funded under the heading “Child Survival and Dis-  
19 ease Programs Fund”.

20 INDEPENDENT AGENCY

21 PEACE CORPS

22 For expenses necessary to carry out the provisions  
23 of the Peace Corps Act (75 Stat. 612), \$240,000,000, in-  
24 cluding the purchase of not to exceed five passenger motor  
25 vehicles for administrative purposes for use outside of the

1 United States: *Provided*, That none of the funds appro-  
2 priated under this heading shall be used to pay for abor-  
3 tions: *Provided further*, That funds appropriated under  
4 this heading shall remain available until September 30,  
5 2001.

6 DEPARTMENT OF STATE

7 INTERNATIONAL NARCOTICS CONTROL AND LAW

8 ENFORCEMENT

9 For necessary expenses to carry out section 481 of  
10 the Foreign Assistance Act of 1961, \$285,000,000: *Pro-*  
11 *vided*, That not more than \$20,000,000 of the funds made  
12 available under this heading shall be available for anti-  
13 crime programs and that all such programs shall be sub-  
14 ject to the regular notification procedures of the Commit-  
15 tees on Appropriations: *Provided further*, That during fis-  
16 cal year 2000, the Department of State may also use the  
17 authority of section 608 of the Foreign Assistance Act of  
18 1961, without regard to its restrictions, to receive excess  
19 property from an agency of the United States Government  
20 for the purpose of providing it to a foreign country under  
21 chapter 8 of part I of that Act subject to the regular noti-  
22 fication procedures of the Committees on Appropriations.

23 MIGRATION AND REFUGEE ASSISTANCE

24 For expenses, not otherwise provided for, necessary  
25 to enable the Secretary of State to provide, as authorized  
26 by law, a contribution to the International Committee of

1 the Red Cross, assistance to refugees, including contribu-  
2 tions to the International Organization for Migration and  
3 the United Nations High Commissioner for Refugees, and  
4 other activities to meet refugee and migration needs; sala-  
5 ries and expenses of personnel and dependents as author-  
6 ized by the Foreign Service Act of 1980; allowances as  
7 authorized by sections 5921 through 5925 of title 5,  
8 United States Code; purchase and hire of passenger motor  
9 vehicles; and services as authorized by section 3109 of title  
10 5, United States Code, \$640,000,000: *Provided*, That not  
11 more than \$13,800,000 shall be available for administra-  
12 tive expenses.

13 UNITED STATES EMERGENCY REFUGEE AND MIGRATION  
14 ASSISTANCE FUND

15 For necessary expenses to carry out the provisions  
16 of section 2(c) of the Migration and Refugee Assistance  
17 Act of 1962, as amended (22 U.S.C. 260(c)),  
18 \$30,000,000, to remain available until expended: *Pro-*  
19 *vided*, That the funds made available under this heading  
20 are appropriated notwithstanding the provisions contained  
21 in section 2(c)(2) of the Migration and Refugee Assistance  
22 Act of 1962 which would limit the amount of funds which  
23 could be appropriated for this purpose.

1 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND  
2 RELATED PROGRAMS

3 For necessary expenses for nonproliferation, anti-ter-  
4 rorism and related programs and activities, \$181,630,000,  
5 to carry out the provisions of chapter 8 of part II of the  
6 Foreign Assistance Act of 1961 for anti-terrorism assist-  
7 ance, section 504 of the FREEDOM Support Act for the  
8 Nonproliferation and Disarmament Fund, section 23 of  
9 the Arms Export Control Act or the Foreign Assistance  
10 Act of 1961 for demining activities, the clearance of  
11 unexploded ordnance, and related activities, notwith-  
12 standing any other provision of law, including activities  
13 implemented through nongovernmental and international  
14 organizations, section 301 of the Foreign Assistance Act  
15 of 1961 for a voluntary contribution to the International  
16 Atomic Energy Agency (IAEA) and a voluntary contribu-  
17 tion to the Korean Peninsula Energy Development Orga-  
18 nization (KEDO), and for a United States contribution  
19 to the Comprehensive Nuclear Test Ban Treaty Pre-  
20 paratory Commission: *Provided*, That the Secretary of  
21 State shall inform the Committees on Appropriations at  
22 least 20 days prior to the obligation of funds for the Com-  
23 prehensive Nuclear Test Ban Treaty Preparatory Com-  
24 mission: *Provided further*, That of this amount not to ex-  
25 ceed \$15,000,000, to remain available until expended, may



1 be made available for the Nonproliferation and Disar-  
2 mament Fund, notwithstanding any other provision of  
3 law, to promote bilateral and multilateral activities relat-  
4 ing to nonproliferation and disarmament: *Provided fur-*  
5 *ther*, That such funds may also be used for such countries  
6 other than the Independent States of the former Soviet  
7 Union and international organizations when it is in the  
8 national security interest of the United States to do so:  
9 *Provided further*, That such funds shall be subject to the  
10 regular notification procedures of the Committees on Ap-  
11 propriations: *Provided further*, That funds appropriated  
12 under this heading may be made available for the Inter-  
13 national Atomic Energy Agency only if the Secretary of  
14 State determines (and so reports to the Congress) that  
15 Israel is not being denied its right to participate in the  
16 activities of that Agency.

17 DEPARTMENT OF THE TREASURY

18 DEBT RESTRUCTURING

19 For the cost, as defined in section 502 of the Con-  
20 gressional Budget Act of 1974, of modifying loans and  
21 loan guarantees, as the President may determine, for  
22 which funds have been appropriated or otherwise made  
23 available for programs within the International Affairs  
24 Budget Function 150, including the cost of selling, reduc-  
25 ing, or canceling amounts owed to the United States as

1 a result of concessional loans made to eligible countries,  
2 pursuant to parts IV and V of the Foreign Assistance Act  
3 of 1961 (including up to \$1,000,000 for necessary ex-  
4 penses for the administration of activities carried out  
5 under these parts), and of modifying concessional credit  
6 agreements with least developed countries, as authorized  
7 under section 411 of the Agricultural Trade Development  
8 and Assistance Act of 1954, as amended, and concessional  
9 loans, guarantees and credit agreements with any country  
10 in Sub-Saharan Africa, as authorized under section 572  
11 of the Foreign Operations, Export Financing, and Related  
12 Programs Appropriations Act, 1989 (Public Law 100–  
13 461), \$33,000,000, to remain available until expended:  
14 *Provided*, That any limitation of subsection (e) of section  
15 411 of the Agricultural Trade Development and Assist-  
16 ance Act of 1954 to the extent that limitation applies to  
17 sub-Saharan African countries shall not apply to funds ap-  
18 propriated hereunder or previously appropriated under  
19 this heading: *Provided further*, That the authority pro-  
20 vided by section 572 of Public Law 100–461 may be exer-  
21 cised only with respect to countries that are eligible to bor-  
22 row from the International Development Association, but  
23 not from the International Bank for Reconstruction and  
24 Development, commonly referred to as “IDA-only” coun-  
25 tries.

## 1 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

2 For necessary expenses to carry out the provisions  
3 of section 129 of the Foreign Assistance Act of 1961 (re-  
4 lating to international affairs technical assistance activi-  
5 ties), \$1,500,000, to remain available until expended.

## 6 TITLE III—MILITARY ASSISTANCE

## 7 FUNDS APPROPRIATED TO THE PRESIDENT

## 8 INTERNATIONAL MILITARY EDUCATION AND TRAINING

9 For necessary expenses to carry out the provisions  
10 of section 541 of the Foreign Assistance Act of 1961,  
11 \$50,000,000 (reduced by \$5,000,000), of which up to  
12 \$1,000,000 may remain available until expended: *Pro-*  
13 *vided*, That the civilian personnel for whom military edu-  
14 cation and training may be provided under this heading  
15 may include civilians who are not members of a govern-  
16 ment whose participation would contribute to improved  
17 civil-military relations, civilian control of the military, or  
18 respect for human rights: *Provided further*, That funds ap-  
19 propriated under this heading for grant financed military  
20 education and training for Indonesia and Guatemala may  
21 only be available for expanded international military edu-  
22 cation and training and funds made available for Guate-  
23 mala may only be provided through the regular notifica-  
24 tion procedures of the Committees on Appropriations: *Pro-*  
25 *vided further*, That none of the funds appropriated under

1 this heading may be made available to support grant fi-  
2 nanced military education and training at the School of  
3 the Americas unless the Secretary of Defense certifies that  
4 the instruction and training provided by the School of the  
5 Americas is fully consistent with training and doctrine,  
6 particularly with respect to the observance of human  
7 rights, provided by the Department of Defense to United  
8 States military students at Department of Defense institu-  
9 tions whose primary purpose is to train United States  
10 military personnel: *Provided further*, That the Secretary  
11 of Defense shall submit to the Committees on Appropria-  
12 tions, no later than January 15, 2000, a report detailing  
13 the training activities of the School of the Americas and  
14 a general assessment regarding the performance of its  
15 graduates during 1997 and 1998.

16 FOREIGN MILITARY FINANCING PROGRAM

17 For expenses necessary for grants to enable the  
18 President to carry out the provisions of section 23 of the  
19 Arms Export Control Act, \$3,470,000,000: *Provided*,  
20 That of the funds appropriated under this heading, not  
21 to exceed \$1,920,000,000 shall be available for grants only  
22 for Israel, and not to exceed \$1,300,000,000 shall be made  
23 available for grants only for Egypt: *Provided further*, That  
24 the funds appropriated by this paragraph for Israel shall  
25 be disbursed within 30 days of the enactment of this Act  
26 or by October 31, 1999, whichever is later: *Provided fur-*

1 *ther*, That to the extent that the Government of Israel re-  
2 quests that funds be used for such purposes, grants made  
3 available for Israel by this paragraph shall, as agreed by  
4 Israel and the United States, be available for advanced  
5 weapons systems, of which not less than \$505,000,000  
6 should be available for the procurement in Israel of de-  
7 fense articles and defense services, including research and  
8 development: *Provided further*, That none of the funds  
9 made available under this heading shall be available for  
10 any non-NATO country participating in the Partnership  
11 for Peace Program except through the regular notification  
12 procedures of the Committees on Appropriations: *Provided*  
13 *further*, That funds appropriated by this paragraph shall  
14 be nonrepayable notwithstanding any requirement in sec-  
15 tion 23 of the Arms Export Control Act: *Provided further*,  
16 That funds made available under this paragraph shall be  
17 obligated upon apportionment in accordance with para-  
18 graph (5)(C) of title 31, United States Code, section  
19 1501(a).

20       None of the funds made available under this heading  
21 shall be available to finance the procurement of defense  
22 articles, defense services, or design and construction serv-  
23 ices that are not sold by the United States Government  
24 under the Arms Export Control Act unless the foreign  
25 country proposing to make such procurements has first

1 signed an agreement with the United States Government  
2 specifying the conditions under which such procurements  
3 may be financed with such funds: *Provided*, That all coun-  
4 try and funding level increases in allocations shall be sub-  
5 mitted through the regular notification procedures of sec-  
6 tion 515 of this Act: *Provided further*, That none of the  
7 funds appropriated under this heading shall be available  
8 for assistance for Sudan and Liberia: *Provided further*,  
9 That funds made available under this heading may be  
10 used, notwithstanding any other provision of law, for  
11 demining, the clearance of unexploded ordnance, and re-  
12 lated activities, and may include activities implemented  
13 through nongovernmental and international organizations:  
14 *Provided further*, That none of the funds appropriated  
15 under this heading shall be available for assistance for  
16 Guatemala: *Provided further*, That only those countries for  
17 which assistance was justified for the “Foreign Military  
18 Sales Financing Program” in the fiscal year 1989 con-  
19 gressional presentation for security assistance programs  
20 may utilize funds made available under this heading for  
21 procurement of defense articles, defense services or design  
22 and construction services that are not sold by the United  
23 States Government under the Arms Export Control Act:  
24 *Provided further*, That funds appropriated under this  
25 heading shall be expended at the minimum rate necessary

1 to make timely payment for defense articles and services:  
2 *Provided further*, That not more than \$30,495,000 of the  
3 funds appropriated under this heading may be obligated  
4 for necessary expenses, including the purchase of pas-  
5 senger motor vehicles for replacement only for use outside  
6 of the United States, for the general costs of admin-  
7 istering military assistance and sales: *Provided further*,  
8 That not more than \$330,000,000 of funds realized pursu-  
9 ant to section 21(e)(1)(A) of the Arms Export Control Act  
10 may be obligated for expenses incurred by the Department  
11 of Defense during fiscal year 2000 pursuant to section  
12 43(b) of the Arms Export Control Act, except that this  
13 limitation may be exceeded only through the regular notifi-  
14 cation procedures of the Committees on Appropriations.

15 PEACEKEEPING OPERATIONS

16 For necessary expenses to carry out the provisions  
17 of section 551 of the Foreign Assistance Act of 1961,  
18 \$76,500,000: *Provided*, That none of the funds appro-  
19 priated under this heading shall be obligated or expended  
20 except as provided through the regular notification proce-  
21 dures of the Committees on Appropriations.

1           TITLE IV—MULTILATERAL ECONOMIC  
2                           ASSISTANCE  
3           FUNDS APPROPRIATED TO THE PRESIDENT  
4           INTERNATIONAL FINANCIAL INSTITUTIONS  
5                           GLOBAL ENVIRONMENT FACILITY

6           For the United States contribution for the Global En-  
7 vironment Facility, \$50,000,000, to the International  
8 Bank for Reconstruction and Development as trustee for  
9 the Global Environment Facility, by the Secretary of the  
10 Treasury, to remain available until expended.

11          CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT  
12                           ASSOCIATION

13          For payment to the International Development Asso-  
14 ciation (IDA) by the Secretary of the Treasury,  
15 \$576,600,000 (reduced by \$8,000,000), to remain avail-  
16 able until expended.

17          CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT  
18                           BANK

19          For payment to the Inter-American Development  
20 Bank by the Secretary of the Treasury, for the United  
21 States share of the paid-in share portion of the increase  
22 in capital stock, \$25,610,667, to remain available until ex-  
23 pended.



1 CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT  
2 BANK  
3 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

4 The United States Governor of the Inter-American  
5 Development Bank may subscribe without fiscal year limi-  
6 tation to the callable capital portion of the United States  
7 share of such capital stock in an amount not to exceed  
8 \$1,503,718,910.

9 CONTRIBUTION TO THE ASIAN DEVELOPMENT BANK

10 For payment to the Asian Development Bank by the  
11 Secretary of the Treasury for the United States share of  
12 the paid-in portion of the increase in capital stock,  
13 \$13,728,263, to remain available until expended.

14 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

15 The United States Governor of the Asian Develop-  
16 ment Bank may subscribe without fiscal year limitation  
17 to the callable capital portion of the United States share  
18 of such capital stock in an amount not to exceed  
19 \$672,745,205.

20 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

21 For the United States contribution by the Secretary  
22 of the Treasury to the increase in resources of the Asian  
23 Development Fund, as authorized by the Asian Develop-  
24 ment Bank Act, as amended, \$100,000,000, to remain  
25 available until expended.

1     CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

2             For the United States contribution by the Secretary  
3 of the Treasury to the increase in resources of the African  
4 Development Fund, \$100,000,000 (increased by  
5 \$8,000,000), to remain available until expended.

6             CONTRIBUTION TO THE EUROPEAN BANK FOR  
7             RECONSTRUCTION AND DEVELOPMENT

8             For payment to the European Bank for Reconstruc-  
9 tion and Development by the Secretary of the Treasury,  
10 \$35,778,717, for the United States share of the paid-in  
11 portion of the increase in capital stock, to remain available  
12 until expended.

13            LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

14            The United States Governor of the European Bank  
15 for Reconstruction and Development may subscribe with-  
16 out fiscal year limitation to the callable capital portion of  
17 the United States share of such capital stock in an amount  
18 not to exceed \$123,237,803.

19            INTERNATIONAL ORGANIZATIONS AND PROGRAMS

20            For necessary expenses to carry out the provisions  
21 of section 301 of the Foreign Assistance Act of 1961, and  
22 of section 2 of the United Nations Environment Program  
23 Participation Act of 1973, \$167,000,000: *Provided*, That  
24 none of the funds appropriated under this heading shall  
25 be made available for the United Nations Fund for  
26 Science and Technology: *Provided further*, That none of

1 the funds made available under this heading, may be pro-  
2 vided to the Climate Stabilization Fund until 15 days after  
3 the Department of State provides a report to the Commit-  
4 tees on Foreign Relations and Appropriations in the Sen-  
5 ate and the Committees on International Relations and  
6 Appropriations in the House of Representatives that con-  
7 tains the number of employees of the Fund, their func-  
8 tions and salaries, and descriptions of the Fund's activi-  
9 ties, programs, and projects (including associated costs)  
10 for the fiscal years 1999 and 2000: *Provided further*, That  
11 none of the funds appropriated under this heading may  
12 be made available to the Korean Peninsula Energy Devel-  
13 opment Organization (KEDO) or the International Atomic  
14 Energy Agency (IAEA).

## 15 TITLE V—GENERAL PROVISIONS

### 16 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

17 SEC. 501. Except for the appropriations entitled  
18 “International Disaster Assistance”, and “United States  
19 Emergency Refugee and Migration Assistance Fund”, not  
20 more than 15 percent of any appropriation item made  
21 available by this Act shall be obligated during the last  
22 month of availability.

### 23 PROHIBITION OF BILATERAL FUNDING FOR

### 24 INTERNATIONAL FINANCIAL INSTITUTIONS

25 SEC. 502. Notwithstanding section 614 of the For-  
26 eign Assistance Act of 1961, none of the funds contained

1 in title II of this Act may be used to carry out the provi-  
2 sions of section 209(d) of the Foreign Assistance Act of  
3 1961: *Provided*, That none of the funds appropriated by  
4 title II of this Act may be transferred by the Agency for  
5 International Development directly to an international fi-  
6 nancial institution (as defined in section 533 of this Act)  
7 for the purpose of repaying a foreign country's loan obliga-  
8 tions to such institution.

9                   LIMITATION ON RESIDENCE EXPENSES

10       SEC. 503. Of the funds appropriated or made avail-  
11 able pursuant to this Act, not to exceed \$126,500 shall  
12 be for official residence expenses of the Agency for Inter-  
13 national Development during the current fiscal year: *Pro-*  
14 *vided*, That appropriate steps shall be taken to assure  
15 that, to the maximum extent possible, United States-  
16 owned foreign currencies are utilized in lieu of dollars.

17                   LIMITATION ON EXPENSES

18       SEC. 504. Of the funds appropriated or made avail-  
19 able pursuant to this Act, not to exceed \$5,000 shall be  
20 for entertainment expenses of the Agency for International  
21 Development during the current fiscal year.

22                   LIMITATION ON REPRESENTATIONAL ALLOWANCES

23       SEC. 505. Of the funds appropriated or made avail-  
24 able pursuant to this Act, not to exceed \$95,000 shall be  
25 available for representation allowances for the Agency for  
26 International Development during the current fiscal year:

1 *Provided*, That appropriate steps shall be taken to assure  
2 that, to the maximum extent possible, United States-  
3 owned foreign currencies are utilized in lieu of dollars:  
4 *Provided further*, That of the funds made available by this  
5 Act for general costs of administering military assistance  
6 and sales under the heading “Foreign Military Financing  
7 Program”, not to exceed \$2,000 shall be available for en-  
8 tertainment expenses and not to exceed \$50,000 shall be  
9 available for representation allowances: *Provided further*,  
10 That of the funds made available by this Act under the  
11 heading “International Military Education and Training”,  
12 not to exceed \$50,000 shall be available for entertainment  
13 allowances: *Provided further*, That of the funds made  
14 available by this Act for the Inter-American Foundation,  
15 not to exceed \$2,000 shall be available for entertainment  
16 and representation allowances: *Provided further*, That of  
17 the funds made available by this Act for the Peace Corps,  
18 not to exceed a total of \$4,000 shall be available for enter-  
19 tainment expenses: *Provided further*, That of the funds  
20 made available by this Act under the heading “Trade and  
21 Development Agency”, not to exceed \$2,000 shall be avail-  
22 able for representation and entertainment allowances.

23 PROHIBITION ON FINANCING NUCLEAR GOODS

24 SEC. 506. None of the funds appropriated or made  
25 available (other than funds for “Nonproliferation, Anti-  
26 terrorism, Demining and Related Programs”) pursuant to

1 this Act, for carrying out the Foreign Assistance Act of  
2 1961, may be used, except for purposes of nuclear safety,  
3 to finance the export of nuclear equipment, fuel, or tech-  
4 nology.

5 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN  
6 COUNTRIES

7 SEC. 507. None of the funds appropriated or other-  
8 wise made available pursuant to this Act shall be obligated  
9 or expended to finance directly any assistance or repara-  
10 tions to Cuba, Iraq, Libya, North Korea, Iran, Sudan, or  
11 Syria: *Provided*, That for purposes of this section, the pro-  
12 hibition on obligations or expenditures shall include direct  
13 loans, credits, insurance and guarantees of the Export-Im-  
14 port Bank or its agents.

15 MILITARY COUPS

16 SEC. 508. None of the funds appropriated or other-  
17 wise made available pursuant to this Act shall be obligated  
18 or expended to finance directly any assistance to any coun-  
19 try whose duly elected head of government is deposed by  
20 military coup or decree: *Provided*, That assistance may be  
21 resumed to such country if the President determines and  
22 reports to the Committees on Appropriations that subse-  
23 quent to the termination of assistance a democratically  
24 elected government has taken office.

## 1 TRANSFERS BETWEEN ACCOUNTS

2 SEC. 509. None of the funds made available by this  
3 Act may be obligated under an appropriation account to  
4 which they were not appropriated, except for transfers  
5 specifically provided for in this Act, unless the President,  
6 prior to the exercise of any authority contained in the For-  
7 eign Assistance Act of 1961 to transfer funds, consults  
8 with and provides a written policy justification to the  
9 Committees on Appropriations of the House of Represent-  
10 atives and the Senate: *Provided*, That the exercise of such  
11 authority shall be subject to the regular notification proce-  
12 dures of the Committees on Appropriations.

## 13 DEOBLIGATION/REOBLIGATION AUTHORITY

14 SEC. 510. (a) Amounts certified pursuant to section  
15 1311 of the Supplemental Appropriations Act, 1955, as  
16 having been obligated against appropriations heretofore  
17 made under the authority of the Foreign Assistance Act  
18 of 1961 for the same general purpose as any of the head-  
19 ings under title II of this Act are, if deobligated, hereby  
20 continued available for the same period as the respective  
21 appropriations under such headings or until September  
22 30, 2000, whichever is later, and for the same general pur-  
23 pose, and for countries within the same region as origi-  
24 nally obligated: *Provided*, That the Appropriations Com-  
25 mittees of both Houses of the Congress are notified 15  
26 days in advance of the reobligation of such funds in ac-

1 cordance with regular notification procedures of the Com-  
2 mittees on Appropriations.

3 (b) Obligated balances of funds appropriated to carry  
4 out section 23 of the Arms Export Control Act as of the  
5 end of the fiscal year immediately preceding the current  
6 fiscal year are, if deobligated, hereby continued available  
7 during the current fiscal year for the same purpose under  
8 any authority applicable to such appropriations under this  
9 Act: *Provided*, That the authority of this subsection may  
10 not be used in fiscal year 2000.

11 AVAILABILITY OF FUNDS

12 SEC. 511. No part of any appropriation contained in  
13 this Act shall remain available for obligation after the ex-  
14 piration of the current fiscal year unless expressly so pro-  
15 vided in this Act: *Provided*, That funds appropriated for  
16 the purposes of chapters 1, 8, and 11 of part I, section  
17 667, and chapter 4 of part II of the Foreign Assistance  
18 Act of 1961, as amended, and funds provided under the  
19 heading "Assistance for Eastern Europe and the Baltic  
20 States", shall remain available until expended if such  
21 funds are initially obligated before the expiration of their  
22 respective periods of availability contained in this Act:  
23 *Provided further*, That, notwithstanding any other provi-  
24 sion of this Act, any funds made available for the purposes  
25 of chapter 1 of part I and chapter 4 of part II of the  
26 Foreign Assistance Act of 1961 which are allocated or ob-



1 ligated for cash disbursements in order to address balance  
2 of payments or economic policy reform objectives, shall re-  
3 main available until expended: *Provided further*, That the  
4 report required by section 653(a) of the Foreign Assist-  
5 ance Act of 1961 shall designate for each country, to the  
6 extent known at the time of submission of such report,  
7 those funds allocated for cash disbursement for balance  
8 of payment and economic policy reform purposes.

9       LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT  
10       SEC. 512. No part of any appropriation contained in  
11 this Act shall be used to furnish assistance to any country  
12 which is in default during a period in excess of one cal-  
13 endar year in payment to the United States of principal  
14 or interest on any loan made to such country by the  
15 United States pursuant to a program for which funds are  
16 appropriated under this Act: *Provided*, That this section  
17 and section 620(q) of the Foreign Assistance Act of 1961  
18 shall not apply to funds made available in this Act or dur-  
19 ing the current fiscal year for Nicaragua, Brazil, Liberia,  
20 and for any narcotics-related assistance for Colombia, Bo-  
21 livia, and Peru authorized by the Foreign Assistance Act  
22 of 1961 or the Arms Export Control Act.

23                                   COMMERCE AND TRADE

24       SEC. 513. (a) None of the funds appropriated or  
25 made available pursuant to this Act for direct assistance  
26 and none of the funds otherwise made available pursuant

1 to this Act to the Export-Import Bank and the Overseas  
2 Private Investment Corporation shall be obligated or ex-  
3 pended to finance any loan, any assistance or any other  
4 financial commitments for establishing or expanding pro-  
5 duction of any commodity for export by any country other  
6 than the United States, if the commodity is likely to be  
7 in surplus on world markets at the time the resulting pro-  
8 ductive capacity is expected to become operative and if the  
9 assistance will cause substantial injury to United States  
10 producers of the same, similar, or competing commodity:  
11 *Provided*, That such prohibition shall not apply to the Ex-  
12 port-Import Bank if in the judgment of its Board of Direc-  
13 tors the benefits to industry and employment in the  
14 United States are likely to outweigh the injury to United  
15 States producers of the same, similar, or competing com-  
16 modity, and the Chairman of the Board so notifies the  
17 Committees on Appropriations.

18 (b) None of the funds appropriated by this or any  
19 other Act to carry out chapter 1 of part I of the Foreign  
20 Assistance Act of 1961 shall be available for any testing  
21 or breeding feasibility study, variety improvement or intro-  
22 duction, consultancy, publication, conference, or training  
23 in connection with the growth or production in a foreign  
24 country of an agricultural commodity for export which  
25 would compete with a similar commodity grown or pro-

1 duced in the United States: *Provided*, That this subsection  
2 shall not prohibit—

3 (1) activities designed to increase food security  
4 in developing countries where such activities will not  
5 have a significant impact in the export of agricul-  
6 tural commodities of the United States; or

7 (2) research activities intended primarily to  
8 benefit American producers.

9 SURPLUS COMMODITIES

10 SEC. 514. (a) The Secretary of the Treasury shall  
11 instruct the United States Executive Directors of the  
12 International Bank for Reconstruction and Development,  
13 the International Development Association, the Inter-  
14 national Finance Corporation, the Inter-American Devel-  
15 opment Bank, the International Monetary Fund, the  
16 Asian Development Bank, the Inter-American Investment  
17 Corporation, the North American Development Bank, the  
18 European Bank for Reconstruction and Development, the  
19 African Development Bank, and the African Development  
20 Fund to use the voice and vote of the United States to  
21 oppose any assistance by these institutions, using funds  
22 appropriated or made available pursuant to this Act, for  
23 the production or extraction of any commodity or mineral  
24 for export, if it is in surplus on world markets and if the  
25 assistance will cause substantial injury to United States  
26 producers of the same, similar, or competing commodity.

1 (b) The Secretary of the Treasury should instruct the  
2 United States executive directors of international financial  
3 institutions listed in subsection (a) of this section to use  
4 the voice and vote of the United States to support the  
5 purchase of American produced agricultural commodities  
6 with funds appropriated or made available pursuant to  
7 this Act.

8 NOTIFICATION REQUIREMENTS

9 SEC. 515. (a) For the purposes of providing the exec-  
10 utive branch with the necessary administrative flexibility,  
11 none of the funds made available under this Act for “Child  
12 Survival and Disease Programs Fund”, “Development As-  
13 sistance”, “International Organizations and Programs”,  
14 “Trade and Development Agency”, “International Nar-  
15 cotics Control and Law Enforcement”, “Assistance for  
16 Eastern Europe and the Baltic States”, “Assistance for  
17 the Independent States of the Former Soviet Union”,  
18 “Economic Support Fund”, “Peacekeeping operations”,  
19 “Operating Expenses of the Agency for International De-  
20 velopment”, “Operating Expenses of the Agency for Inter-  
21 national Development Office of Inspector General”, “Non-  
22 proliferation, Anti-terrorism, Demining and Related Pro-  
23 grams”, “International Affairs Technical Assistance”,  
24 “Foreign Military Financing Program”, “International  
25 Military Education and Training”, “Peace Corps”, and  
26 “Migration and Refugee Assistance”, shall be available for

1 obligation for activities, programs, projects, type of mate-  
2 riel assistance, countries, or other operations not justified  
3 or in excess of the amount justified to the Appropriations  
4 Committees for obligation under any of these specific  
5 headings unless the Appropriations Committees of both  
6 Houses of Congress are previously notified 15 days in ad-  
7 vance: *Provided*, That the President shall not enter into  
8 any commitment of funds appropriated for the purposes  
9 of section 23 of the Arms Export Control Act for the pro-  
10 vision of major defense equipment, other than conven-  
11 tional ammunition, or other major defense items defined  
12 to be aircraft, ships, missiles, or combat vehicles, not pre-  
13 viously justified to Congress or 20 percent in excess of  
14 the quantities justified to Congress unless the Committees  
15 on Appropriations are notified 15 days in advance of such  
16 commitment: *Provided further*, That this section shall not  
17 apply to any reprogramming for an activity, program, or  
18 project under chapter 1 of part I of the Foreign Assistance  
19 Act of 1961 of less than 10 percent of the amount pre-  
20 viously justified to the Congress for obligation for such  
21 activity, program, or project for the current fiscal year:  
22 *Provided further*, That the requirements of this section or  
23 any similar provision of this Act or any other Act, includ-  
24 ing any prior Act requiring notification in accordance with  
25 the regular notification procedures of the Committees on

1 Appropriations, may be waived if failure to do so would  
2 pose a substantial risk to human health or welfare: *Pro-*  
3 *vided further*, That in case of any such waiver, notification  
4 to the Congress, or the appropriate congressional commit-  
5 tees, shall be provided as early as practicable, but in no  
6 event later than 3 days after taking the action to which  
7 such notification requirement was applicable, in the con-  
8 text of the circumstances necessitating such waiver: *Pro-*  
9 *vided further*, That any notification provided pursuant to  
10 such a waiver shall contain an explanation of the emer-  
11 gency circumstances.

12 (b) Drawdowns made pursuant to section 506(a)(2)  
13 of the Foreign Assistance Act of 1961 shall be subject to  
14 the regular notification procedures of the Committees on  
15 Appropriations.

16 LIMITATION ON AVAILABILITY OF FUNDS FOR  
17 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

18 SEC. 516. Subject to the regular notification proce-  
19 dures of the Committees on Appropriations, funds appro-  
20 priated under this Act or any previously enacted Act mak-  
21 ing appropriations for foreign operations, export financ-  
22 ing, and related programs, which are returned or not made  
23 available for organizations and programs because of the  
24 implementation of section 307(a) of the Foreign Assist-  
25 ance Act of 1961, shall remain available for obligation  
26 until September 30, 2001.

1 INDEPENDENT STATES OF THE FORMER SOVIET UNION

2 SEC. 517. (a) None of the funds appropriated under  
3 the heading “Assistance for the Independent States of the  
4 Former Soviet Union” shall be made available for assist-  
5 ance for a government of an Independent State of the  
6 former Soviet Union—

7 (1) unless that government is making progress  
8 in implementing comprehensive economic reforms  
9 based on market principles, private ownership, re-  
10 spect for commercial contracts, and equitable treat-  
11 ment of foreign private investment; and

12 (2) if that government applies or transfers  
13 United States assistance to any entity for the pur-  
14 pose of expropriating or seizing ownership or control  
15 of assets, investments, or ventures.

16 Assistance may be furnished without regard to this sub-  
17 section if the President determines that to do so is in the  
18 national interest.

19 (b) None of the funds appropriated under the heading  
20 “Assistance for the Independent States of the Former So-  
21 viet Union” shall be made available for assistance for a  
22 government of an Independent State of the former Soviet  
23 Union if that government directs any action in violation  
24 of the territorial integrity or national sovereignty of any  
25 other Independent State of the former Soviet Union, such

1 as those violations included in the Helsinki Final Act: *Pro-*  
2 *vided*, That such funds may be made available without re-  
3 gard to the restriction in this subsection if the President  
4 determines that to do so is in the national security interest  
5 of the United States.

6 (c) None of the funds appropriated under the heading  
7 “Assistance for the Independent States of the Former So-  
8 viet Union” shall be made available for any state to en-  
9 hance its military capability: *Provided*, That this restric-  
10 tion does not apply to demilitarization, demining or non-  
11 proliferation programs.

12 (d) Funds appropriated under the heading “Assist-  
13 ance for the Independent States of the Former Soviet  
14 Union” shall be subject to the regular notification proce-  
15 dures of the Committees on Appropriations.

16 (e) Funds made available in this Act for assistance  
17 for the Independent States of the former Soviet Union  
18 shall be subject to the provisions of section 117 (relating  
19 to environment and natural resources) of the Foreign As-  
20 sistance Act of 1961.

21 (f) Funds appropriated in this or prior appropriations  
22 Acts that are or have been made available for an Enter-  
23 prise Fund in the Independent States of the Former So-  
24 viet Union may be deposited by such Fund in interest-  
25 bearing accounts prior to the disbursement of such funds



1 by the Fund for program purposes. The Fund may retain  
2 for such program purposes any interest earned on such  
3 deposits without returning such interest to the Treasury  
4 of the United States and without further appropriation by  
5 the Congress. Funds made available for Enterprise Funds  
6 shall be expended at the minimum rate necessary to make  
7 timely payment for projects and activities.

8 (g) In issuing new task orders, entering into con-  
9 tracts, or making grants, with funds appropriated in this  
10 Act or prior appropriations Acts under the headings “As-  
11 sistance for the New Independent States of the Former  
12 Soviet Union” and “Assistance for the Independent States  
13 of the Former Soviet Union”, for projects or activities that  
14 have as one of their primary purposes the fostering of pri-  
15 vate sector development, the Coordinator for United  
16 States Assistance to the New Independent States and the  
17 implementing agency shall encourage the participation of  
18 and give significant weight to contractors and grantees  
19 who propose investing a significant amount of their own  
20 resources (including volunteer services and in-kind con-  
21 tributions) in such projects and activities.

22 PROHIBITION ON FUNDING FOR ABORTIONS AND

23 INVOLUNTARY STERILIZATION

24 SEC. 518. None of the funds made available to carry  
25 out part I of the Foreign Assistance Act of 1961, as  
26 amended, may be used to pay for the performance of abor-

1 tions as a method of family planning or to motivate or  
2 coerce any person to practice abortions. None of the funds  
3 made available to carry out part I of the Foreign Assist-  
4 ance Act of 1961, as amended, may be used to pay for  
5 the performance of involuntary sterilization as a method  
6 of family planning or to coerce or provide any financial  
7 incentive to any person to undergo sterilizations. None of  
8 the funds made available to carry out part I of the Foreign  
9 Assistance Act of 1961, as amended, may be used to pay  
10 for any biomedical research which relates in whole or in  
11 part, to methods of, or the performance of, abortions or  
12 involuntary sterilization as a means of family planning.  
13 None of the funds made available to carry out part I of  
14 the Foreign Assistance Act of 1961, as amended, may be  
15 obligated or expended for any country or organization if  
16 the President certifies that the use of these funds by any  
17 such country or organization would violate any of the  
18 above provisions related to abortions and involuntary steri-  
19 lizations: *Provided*, That none of the funds made available  
20 under this Act may be used to lobby for or against abor-  
21 tion.

22 EXPORT FINANCING TRANSFER AUTHORITIES

23 SEC. 519. Not to exceed 5 percent of any appropria-  
24 tion other than for administrative expenses made available  
25 for fiscal year 2000, for programs under title I of this  
26 Act may be transferred between such appropriations for

1 use for any of the purposes, programs, and activities for  
2 which the funds in such receiving account may be used,  
3 but no such appropriation, except as otherwise specifically  
4 provided, shall be increased by more than 25 percent by  
5 any such transfer: *Provided*, That the exercise of such au-  
6 thority shall be subject to the regular notification proce-  
7 dures of the Committees on Appropriations.

8 SPECIAL NOTIFICATION REQUIREMENTS

9 SEC. 520. None of the funds appropriated by this Act  
10 shall be obligated or expended for Colombia, Haiti, Libe-  
11 ria, Pakistan, Panama, Serbia, Sudan, or the Democratic  
12 Republic of Congo except as provided through the regular  
13 notification procedures of the Committees on Appropria-  
14 tions.

15 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

16 SEC. 521. For the purpose of this Act, “program,  
17 project, and activity” shall be defined at the appropria-  
18 tions Act account level and shall include all appropriations  
19 and authorizations Acts earmarks, ceilings, and limita-  
20 tions with the exception that for the following accounts:  
21 Economic Support Fund and Foreign Military Financing  
22 Program, “program, project, and activity” shall also be  
23 considered to include country, regional, and central pro-  
24 gram level funding within each such account; for the devel-  
25 opment assistance accounts of the Agency for Inter-  
26 national Development “program, project, and activity”

1 shall also be considered to include central program level  
2 funding, either as: (1) justified to the Congress; or (2)  
3 allocated by the executive branch in accordance with a re-  
4 port, to be provided to the Committees on Appropriations  
5 within 30 days of the enactment of this Act, as required  
6 by section 653(a) of the Foreign Assistance Act of 1961.

7 CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES

8 SEC. 522. Up to \$10,000,000 of the funds made  
9 available by this Act for assistance under the heading  
10 “Child Survival and Disease Programs Fund”, may be  
11 used to reimburse United States Government agencies,  
12 agencies of State governments, institutions of higher  
13 learning, and private and voluntary organizations for the  
14 full cost of individuals (including for the personal services  
15 of such individuals) detailed or assigned to, or contracted  
16 by, as the case may be, the Agency for International De-  
17 velopment for the purpose of carrying out child survival  
18 basic education, and infectious disease activities: *Provided*,  
19 That funds appropriated by this Act that are made avail-  
20 able for child survival activities or disease programs in-  
21 cluding activities relating to research on, and the preven-  
22 tion, treatment and control of, Acquired Immune Defi-  
23 ciency Syndrome may be made available notwithstanding  
24 any provision of law that restricts assistance to foreign  
25 countries: *Provided further*, That funds appropriated  
26 under title II of this Act may be made available pursuant

1 to section 301 of the Foreign Assistance Act of 1961 if  
2 a primary purpose of the assistance is for child survival  
3 and related programs: *Provided further*, That funds appro-  
4 priated by this Act that are made available for family  
5 planning activities may be made available notwithstanding  
6 section 512 of this Act and section 620(q) of the Foreign  
7 Assistance Act of 1961.

8 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN  
9 COUNTRIES

10 SEC. 523. None of the funds appropriated or other-  
11 wise made available pursuant to this Act shall be obligated  
12 to finance indirectly any assistance or reparations to  
13 Cuba, Iraq, Libya, Iran, Syria, North Korea, or the Peo-  
14 ple's Republic of China, unless the President of the United  
15 States certifies that the withholding of these funds is con-  
16 trary to the national interest of the United States.

17 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

18 SEC. 524. Prior to providing excess Department of  
19 Defense articles in accordance with section 516(a) of the  
20 Foreign Assistance Act of 1961, the Department of De-  
21 fense shall notify the Committees on Appropriations to the  
22 same extent and under the same conditions as are other  
23 committees pursuant to subsection (c) of that section: *Pro-*  
24 *vided*, That before issuing a letter of offer to sell excess  
25 defense articles under the Arms Export Control Act, the  
26 Department of Defense shall notify the Committees on

1 Appropriations in accordance with the regular notification  
2 procedures of such Committees: *Provided further*, That  
3 such Committees shall also be informed of the original ac-  
4 quisition cost of such defense articles.

5 AUTHORIZATION REQUIREMENT

6 SEC. 525. Funds appropriated by this Act may be  
7 obligated and expended notwithstanding section 10 of  
8 Public Law 91–672 and section 15 of the State Depart-  
9 ment Basic Authorities Act of 1956.

10 DEMOCRACY IN CHINA

11 SEC. 526. Notwithstanding any other provision of law  
12 that restricts assistance to foreign countries, funds appro-  
13 priated by this Act for “Economic Support Fund” may  
14 be made available to provide general support and grants  
15 for nongovernmental organizations located outside the  
16 People’s Republic of China that have as their primary pur-  
17 pose fostering democracy in that country, and for activi-  
18 ties of nongovernmental organizations located outside the  
19 People’s Republic of China to foster democracy in that  
20 country: *Provided*, That none of the funds made available  
21 for activities to foster democracy in the People’s Republic  
22 of China may be made available for assistance to the gov-  
23 ernment of that country: *Provided further*, That funds  
24 made available pursuant to the authority of this section  
25 shall be subject to the regular notification procedures of  
26 the Committees on Appropriations.

1 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST  
2 COUNTRIES

3 SEC. 527. (a) Notwithstanding any other provision  
4 of law, funds appropriated for bilateral assistance under  
5 any heading of this Act and funds appropriated under any  
6 such heading in a provision of law enacted prior to enact-  
7 ment of this Act, shall not be made available to any coun-  
8 try which the President determines—

9 (1) grants sanctuary from prosecution to any  
10 individual or group which has committed an act of  
11 international terrorism; or

12 (2) otherwise supports international terrorism.

13 (b) The President may waive the application of sub-  
14 section (a) to a country if the President determines that  
15 national security or humanitarian reasons justify such  
16 waiver. The President shall publish each waiver in the  
17 Federal Register and, at least 15 days before the waiver  
18 takes effect, shall notify the Committees on Appropria-  
19 tions of the waiver (including the justification for the waiv-  
20 er) in accordance with the regular notification procedures  
21 of the Committees on Appropriations.

22 COMMERCIAL LEASING OF DEFENSE ARTICLES

23 SEC. 528. Notwithstanding any other provision of  
24 law, and subject to the regular notification procedures of  
25 the Committees on Appropriations, the authority of sec-  
26 tion 23(a) of the Arms Export Control Act may be used

1 to provide financing to Israel, Egypt and NATO and  
2 major non-NATO allies for the procurement by leasing  
3 (including leasing with an option to purchase) of defense  
4 articles from United States commercial suppliers, not in-  
5 cluding Major Defense Equipment (other than helicopters  
6 and other types of aircraft having possible civilian applica-  
7 tion), if the President determines that there are compel-  
8 ling foreign policy or national security reasons for those  
9 defense articles being provided by commercial lease rather  
10 than by government-to-government sale under such Act.

11 COMPETITIVE INSURANCE

12 SEC. 529. All Agency for International Development  
13 contracts and solicitations, and subcontracts entered into  
14 under such contracts, shall include a clause requiring that  
15 United States insurance companies have a fair oppor-  
16 tunity to bid for insurance when such insurance is nec-  
17 essary or appropriate.

18 STINGERS IN THE PERSIAN GULF REGION

19 SEC. 530. Except as provided in section 581 of the  
20 Foreign Operations, Export Financing, and Related Pro-  
21 grams Appropriations Act, 1990, the United States may  
22 not sell or otherwise make available any Stingers to any  
23 country bordering the Persian Gulf under the Arms Ex-  
24 port Control Act or chapter 2 of part II of the Foreign  
25 Assistance Act of 1961.



## DEBT-FOR-DEVELOPMENT

1  
2       SEC. 531. In order to enhance the continued partici-  
3 pation of nongovernmental organizations in economic as-  
4 sistance activities under the Foreign Assistance Act of  
5 1961, including endowments, debt-for-development and  
6 debt-for-nature exchanges, a nongovernmental organiza-  
7 tion which is a grantee or contractor of the Agency for  
8 International Development may place in interest bearing  
9 accounts funds made available under this Act or prior Acts  
10 or local currencies which accrue to that organization as  
11 a result of economic assistance provided under title II of  
12 this Act and any interest earned on such investment shall  
13 be used for the purpose for which the assistance was pro-  
14 vided to that organization.

## SEPARATE ACCOUNTS

15  
16       SEC. 532. (a) SEPARATE ACCOUNTS FOR LOCAL  
17 CURRENCIES.—(1) If assistance is furnished to the gov-  
18 ernment of a foreign country under chapters 1 and 10 of  
19 part I or chapter 4 of part II of the Foreign Assistance  
20 Act of 1961 under agreements which result in the genera-  
21 tion of local currencies of that country, the Administrator  
22 of the Agency for International Development shall—

23           (A) require that local currencies be deposited in  
24           a separate account established by that government;

25           (B) enter into an agreement with that govern-  
26           ment which sets forth—

1 (i) the amount of the local currencies to be  
2 generated; and

3 (ii) the terms and conditions under which  
4 the currencies so deposited may be utilized, con-  
5 sistent with this section; and

6 (C) establish by agreement with that govern-  
7 ment the responsibilities of the Agency for Inter-  
8 national Development and that government to mon-  
9 itor and account for deposits into and disbursements  
10 from the separate account.

11 (2) USES OF LOCAL CURRENCIES.—As may be  
12 agreed upon with the foreign government, local currencies  
13 deposited in a separate account pursuant to subsection  
14 (a), or an equivalent amount of local currencies, shall be  
15 used only—

16 (A) to carry out chapters 1 or 10 of part I or  
17 chapter 4 of part II (as the case may be), for such  
18 purposes as—

19 (i) project and sector assistance activities;

20 or

21 (ii) debt and deficit financing; or

22 (B) for the administrative requirements of the  
23 United States Government.

24 (3) PROGRAMMING ACCOUNTABILITY.—The Agency  
25 for International Development shall take all necessary

1 steps to ensure that the equivalent of the local currencies  
2 disbursed pursuant to subsection (a)(2)(A) from the sepa-  
3 rate account established pursuant to subsection (a)(1) are  
4 used for the purposes agreed upon pursuant to subsection  
5 (a)(2).

6 (4) TERMINATION OF ASSISTANCE PROGRAMS.—  
7 Upon termination of assistance to a country under chap-  
8 ters 1 or 10 of part I or chapter 4 of part II (as the case  
9 may be), any unencumbered balances of funds which re-  
10 main in a separate account established pursuant to sub-  
11 section (a) shall be disposed of for such purposes as may  
12 be agreed to by the government of that country and the  
13 United States Government.

14 (5) REPORTING REQUIREMENT.—The Administrator  
15 of the Agency for International Development shall report  
16 on an annual basis as part of the justification documents  
17 submitted to the Committees on Appropriations on the use  
18 of local currencies for the administrative requirements of  
19 the United States Government as authorized in subsection  
20 (a)(2)(B), and such report shall include the amount of  
21 local currency (and United States dollar equivalent) used  
22 and/or to be used for such purpose in each applicable  
23 country.

24 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—  
25 (1) If assistance is made available to the government of

1 a foreign country, under chapters 1 or 10 of part I or  
2 chapter 4 of part II of the Foreign Assistance Act of 1961,  
3 as cash transfer assistance or as nonproject sector assist-  
4 ance, that country shall be required to maintain such  
5 funds in a separate account and not commingle them with  
6 any other funds.

7 (2) APPLICABILITY OF OTHER PROVISIONS OF  
8 LAW.—Such funds may be obligated and expended not-  
9 withstanding provisions of law which are inconsistent with  
10 the nature of this assistance including provisions which  
11 are referenced in the Joint Explanatory Statement of the  
12 Committee of Conference accompanying House Joint Res-  
13 olution 648 (H. Report No. 98–1159).

14 (3) NOTIFICATION.—At least 15 days prior to obli-  
15 gating any such cash transfer or nonproject sector assist-  
16 ance, the President shall submit a notification through the  
17 regular notification procedures of the Committees on Ap-  
18 propriations, which shall include a detailed description of  
19 how the funds proposed to be made available will be used,  
20 with a discussion of the United States interests that will  
21 be served by the assistance (including, as appropriate, a  
22 description of the economic policy reforms that will be pro-  
23 moted by such assistance).

24 (4) EXEMPTION.—Nonproject sector assistance funds  
25 may be exempt from the requirements of subsection (b)(1)

1 only through the notification procedures of the Commit-  
2 tees on Appropriations.

3           COMPENSATION FOR UNITED STATES EXECUTIVE  
4 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

5           SEC. 533. (a) No funds appropriated by this Act may  
6 be made as payment to any international financial institu-  
7 tion while the United States Executive Director to such  
8 institution is compensated by the institution at a rate  
9 which, together with whatever compensation such Director  
10 receives from the United States, is in excess of the rate  
11 provided for an individual occupying a position at level IV  
12 of the Executive Schedule under section 5315 of title 5,  
13 United States Code, or while any alternate United States  
14 Director to such institution is compensated by the institu-  
15 tion at a rate in excess of the rate provided for an indi-  
16 vidual occupying a position at level V of the Executive  
17 Schedule under section 5316 of title 5, United States  
18 Code.

19           (b) For purposes of this section, “international finan-  
20 cial institutions” are: the International Bank for Recon-  
21 struction and Development, the Inter-American Develop-  
22 ment Bank, the Asian Development Bank, the Asian De-  
23 velopment Fund, the African Development Bank, the Afri-  
24 can Development Fund, the International Monetary Fund,  
25 the North American Development Bank, and the Euro-  
26 pean Bank for Reconstruction and Development.

1 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST  
2 IRAQ

3 SEC. 534. None of the funds appropriated or other-  
4 wise made available pursuant to this Act to carry out the  
5 Foreign Assistance Act of 1961 (including title IV of  
6 chapter 2 of part I, relating to the Overseas Private In-  
7 vestment Corporation) or the Arms Export Control Act  
8 may be used to provide assistance to any country that is  
9 not in compliance with the United Nations Security Coun-  
10 cil sanctions against Iraq unless the President determines  
11 and so certifies to the Congress that—

12 (1) such assistance is in the national interest of  
13 the United States;

14 (2) such assistance will directly benefit the  
15 needy people in that country; or

16 (3) the assistance to be provided will be human-  
17 itarian assistance for foreign nationals who have fled  
18 Iraq and Kuwait.

19 AUTHORITIES FOR THE PEACE CORPS, THE INTER-AMER-  
20 ICAN FOUNDATION, THE AFRICAN DEVELOPMENT  
21 FOUNDATION AND THE INTERNATIONAL FUND FOR  
22 AGRICULTURAL DEVELOPMENT

23 SEC. 535. (a) Unless expressly provided to the con-  
24 trary, provisions of this or any other Act, including provi-  
25 sions contained in prior Acts authorizing or making appro-  
26 priations for foreign operations, export financing, and re-

1 lated programs, shall not be construed to prohibit activi-  
2 ties authorized by or conducted under the Peace Corps  
3 Act, the Inter-American Foundation Act, or the African  
4 Development Foundation Act. The appropriate agency  
5 shall promptly report to the Committees on Appropria-  
6 tions whenever it is conducting activities or is proposing  
7 to conduct activities in a country for which assistance is  
8 prohibited.

9 (b) Unless expressly provided to the contrary, limita-  
10 tions on the availability of funds for “International Orga-  
11 nizations and Programs” in this or any other Act, includ-  
12 ing prior appropriations Acts, shall not be construed to  
13 be applicable to the International Fund for Agricultural  
14 Development.

15 IMPACT ON JOBS IN THE UNITED STATES

16 SEC. 536. None of the funds appropriated by this Act  
17 may be obligated or expended to provide—

18 (a) any financial incentive to a business enter-  
19 prise currently located in the United States for the  
20 purpose of inducing such an enterprise to relocate  
21 outside the United States if such incentive or in-  
22 ducement is likely to reduce the number of employ-  
23 ees of such business enterprise in the United States  
24 because United States production is being replaced  
25 by such enterprise outside the United States;

1           (b) assistance for the purpose of establishing or  
2           developing in a foreign country any export proc-  
3           essing zone or designated area in which the tax, tar-  
4           riff, labor, environment, and safety laws of that coun-  
5           try do not apply, in part or in whole, to activities  
6           carried out within that zone or area, unless the  
7           President determines and certifies that such assist-  
8           ance is not likely to cause a loss of jobs within the  
9           United States; or

10           (c) assistance for any project or activity that  
11           contributes to the violation of internationally recog-  
12           nized workers rights, as defined in section 502(a)(4)  
13           of the Trade Act of 1974, of workers in the recipient  
14           country, including any designated zone or area in  
15           that country: *Provided*, That in recognition that the  
16           application of this subsection should be commensu-  
17           rate with the level of development of the recipient  
18           country and sector, the provisions of this subsection  
19           shall not preclude assistance for the informal sector  
20           in such country, micro and small-scale enterprise,  
21           and smallholder agriculture.

22                                   FUNDING PROHIBITION FOR SERBIA

23           SEC. 537. None of the funds appropriated by this Act  
24           may be made available for assistance for the Republic of  
25           Serbia: *Provided*, That this restriction shall not apply to



1 assistance for Kosovo or Montenegro, or to assistance to  
2 promote democratization.

3 SPECIAL AUTHORITIES

4 SEC. 538. (a) Funds appropriated in titles I and II  
5 of this Act that are made available for Afghanistan, Leb-  
6 anon, Montenegro, and for victims of war, displaced chil-  
7 dren, displaced Burmese, humanitarian assistance for Ro-  
8 mania, and humanitarian assistance for the peoples of  
9 Kosovo, may be made available notwithstanding any other  
10 provision of law.

11 (b) Funds appropriated by this Act to carry out the  
12 provisions of sections 103 through 106 of the Foreign As-  
13 sistance Act of 1961 may be used, notwithstanding any  
14 other provision of law, for the purpose of supporting trop-  
15 ical forestry and biodiversity conservation activities and,  
16 subject to the regular notification procedures of the Com-  
17 mittees on Appropriations, energy programs aimed at re-  
18 ducing greenhouse gas emissions: *Provided*, That such as-  
19 sistance shall be subject to sections 116, 502B, and 620A  
20 of the Foreign Assistance Act of 1961.

21 (c) The Agency for International Development may  
22 employ personal services contractors, notwithstanding any  
23 other provision of law, for the purpose of administering  
24 programs for the West Bank and Gaza.

25 (d)(1) WAIVER.—The President may waive the provi-  
26 sions of section 1003 of Public Law 100–204 if the Presi-

1 dent determines and certifies in writing to the Speaker  
2 of the House of Representatives and the President pro  
3 tempore of the Senate that it is important to the national  
4 security interests of the United States.

5 (2) PERIOD OF APPLICATION OF WAIVER.—Any  
6 waiver pursuant to paragraph (1) shall be effective for no  
7 more than a period of 6 months at a time and shall not  
8 apply beyond 12 months after enactment of this Act.

9 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT  
10 OF ISRAEL

11 SEC. 539. It is the sense of the Congress that—

12 (1) the Arab League countries should imme-  
13 diately and publicly renounce the primary boycott of  
14 Israel and the secondary and tertiary boycott of  
15 American firms that have commercial ties with  
16 Israel;

17 (2) the decision by the Arab League in 1997 to  
18 reinstate the boycott against Israel was deeply trou-  
19 bling and disappointing;

20 (3) the Arab League should immediately re-  
21 scind its decision on the boycott and its members  
22 should develop normal relations with their neighbor  
23 Israel; and

24 (4) the President should—

25 (A) take more concrete steps to encourage  
26 vigorously Arab League countries to renounce

1 publicly the primary boycotts of Israel and the  
2 secondary and tertiary boycotts of American  
3 firms that have commercial relations with Israel  
4 as a confidence-building measure;

5 (B) take into consideration the participa-  
6 tion of any recipient country in the primary  
7 boycott of Israel and the secondary and tertiary  
8 boycotts of American firms that have commer-  
9 cial relations with Israel when determining  
10 whether to sell weapons to said country;

11 (C) report to Congress on the specific  
12 steps being taken by the President to bring  
13 about a public renunciation of the Arab primary  
14 boycott of Israel and the secondary and tertiary  
15 boycotts of American firms that have commer-  
16 cial relations with Israel and to expand the  
17 process of normalizing ties between Arab  
18 League countries and Israel; and

19 (D) encourage the allies and trading part-  
20 ners of the United States to enact laws prohib-  
21 iting businesses from complying with the boy-  
22 cott and penalizing businesses that do comply.

23 ANTI-NARCOTICS ACTIVITIES

24 SEC. 540. (a) Of the funds appropriated by this Act  
25 for “Economic Support Fund”, assistance may be pro-  
26 vided to strengthen the administration of justice in coun-

1 tries in Latin America and the Caribbean and in other  
2 regions consistent with the provisions of section 534(b) of  
3 the Foreign Assistance Act of 1961, except that programs  
4 to enhance protection of participants in judicial cases may  
5 be conducted notwithstanding section 660 of that Act.

6 (b) Funds made available pursuant to this section  
7 may be made available notwithstanding section 534(c) and  
8 the second and third sentences of section 534(e) of the  
9 Foreign Assistance Act of 1961.

10 ELIGIBILITY FOR ASSISTANCE

11 SEC. 541. (a) ASSISTANCE THROUGH NONGOVERN-  
12 MENTAL ORGANIZATIONS.—Restrictions contained in this  
13 or any other Act with respect to assistance for a country  
14 shall not be construed to restrict assistance in support of  
15 programs of nongovernmental organizations from funds  
16 appropriated by this Act to carry out the provisions of  
17 chapters 1, 10, and 11 of part I and chapter 4 of part  
18 II of the Foreign Assistance Act of 1961, and from funds  
19 appropriated under the heading “Assistance for Eastern  
20 Europe and the Baltic States”: *Provided*, That the Presi-  
21 dent shall take into consideration, in any case in which  
22 a restriction on assistance would be applicable but for this  
23 subsection, whether assistance in support of programs of  
24 nongovernmental organizations is in the national interest  
25 of the United States: *Provided further*, That before using  
26 the authority of this subsection to furnish assistance in

1 support of programs of nongovernmental organizations,  
2 the President shall notify the Committees on Appropria-  
3 tions under the regular notification procedures of those  
4 committees, including a description of the program to be  
5 assisted, the assistance to be provided, and the reasons  
6 for furnishing such assistance: *Provided further*, That  
7 nothing in this subsection shall be construed to alter any  
8 existing statutory prohibitions against abortion or involun-  
9 tary sterilizations contained in this or any other Act.

10 (b) PUBLIC LAW 480.—During fiscal year 2000, re-  
11 strictions contained in this or any other Act with respect  
12 to assistance for a country shall not be construed to re-  
13 strict assistance under the Agricultural Trade Develop-  
14 ment and Assistance Act of 1954: *Provided*, That none  
15 of the funds appropriated to carry out title I of such Act  
16 and made available pursuant to this subsection may be  
17 obligated or expended except as provided through the reg-  
18 ular notification procedures of the Committees on Appro-  
19 priations.

20 (c) EXCEPTION.—This section shall not apply—

21 (1) with respect to section 620A of the Foreign  
22 Assistance Act or any comparable provision of law  
23 prohibiting assistance to countries that support  
24 international terrorism; or

1 (2) with respect to section 116 of the Foreign  
2 Assistance Act of 1961 or any comparable provision  
3 of law prohibiting assistance to countries that violate  
4 internationally recognized human rights.

5 EARMARKS

6 SEC. 542. (a) Funds appropriated by this Act which  
7 are earmarked may be reprogrammed for other programs  
8 within the same account notwithstanding the earmark if  
9 compliance with the earmark is made impossible by oper-  
10 ation of any provision of this or any other Act or, with  
11 respect to a country with which the United States has an  
12 agreement providing the United States with base rights  
13 or base access in that country, if the President determines  
14 that the recipient for which funds are earmarked has sig-  
15 nificantly reduced its military or economic cooperation  
16 with the United States since enactment of the Foreign Op-  
17 erations, Export Financing, and Related Programs Appro-  
18 priations Act, 1991; however, before exercising the author-  
19 ity of this subsection with regard to a base rights or base  
20 access country which has significantly reduced its military  
21 or economic cooperation with the United States, the Presi-  
22 dent shall consult with, and shall provide a written policy  
23 justification to the Committees on Appropriations: *Pro-*  
24 *vided*, That any such reprogramming shall be subject to  
25 the regular notification procedures of the Committees on  
26 Appropriations: *Provided further*, That assistance that is

1 reprogrammed pursuant to this subsection shall be made  
2 available under the same terms and conditions as origi-  
3 nally provided.

4 (b) In addition to the authority contained in sub-  
5 section (a), the original period of availability of funds ap-  
6 propriated by this Act and administered by the Agency  
7 for International Development that are earmarked for par-  
8 ticular programs or activities by this or any other Act shall  
9 be extended for an additional fiscal year if the Adminis-  
10 trator of such agency determines and reports promptly to  
11 the Committees on Appropriations that the termination of  
12 assistance to a country or a significant change in cir-  
13 cumstances makes it unlikely that such earmarked funds  
14 can be obligated during the original period of availability:  
15 *Provided*, That such earmarked funds that are continued  
16 available for an additional fiscal year shall be obligated  
17 only for the purpose of such earmark.

18 CEILINGS AND EARMARKS

19 SEC. 543. Ceilings and earmarks contained in this  
20 Act shall not be applicable to funds or authorities appro-  
21 priated or otherwise made available by any subsequent Act  
22 unless such Act specifically so directs. Earmarks or min-  
23 imum funding requirements contained in any other Act  
24 shall not be applicable to funds appropriated by this Act.

## 1 PROHIBITION ON PUBLICITY OR PROPAGANDA

2 SEC. 544. No part of any appropriation contained in  
3 this Act shall be used for publicity or propaganda purposes  
4 within the United States not authorized before the date  
5 of the enactment of this Act by the Congress.

## 6 PURCHASE OF AMERICAN-MADE EQUIPMENT AND

## 7 PRODUCTS

8 SEC. 545. (a) To the maximum extent possible, as-  
9 sistance provided under this Act should make full use of  
10 American resources, including commodities, products, and  
11 services.

12 (b) It is the sense of the Congress that, to the great-  
13 est extent practicable, all agriculture commodities, equip-  
14 ment and products purchased with funds made available  
15 in this Act should be American-made.

16 (c) In providing financial assistance to, or entering  
17 into any contract with, any entity using funds made avail-  
18 able in this Act, the head of each Federal agency, to the  
19 greatest extent practicable, shall provide to such entity a  
20 notice describing the statement made in subsection (b) by  
21 the Congress.

## 22 PROHIBITION OF PAYMENTS TO UNITED NATIONS

## 23 MEMBERS

24 SEC. 546. None of the funds appropriated or made  
25 available pursuant to this Act for carrying out the Foreign  
26 Assistance Act of 1961, may be used to pay in whole or



1 in part any assessments, arrearages, or dues of any mem-  
2 ber of the United Nations or costs for attendance of an-  
3 other country's delegation at international conferences.

4 CONSULTING SERVICES

5 SEC. 547. The expenditure of any appropriation  
6 under this Act for any consulting service through procure-  
7 ment contract, pursuant to section 3109 of title 5, United  
8 States Code, shall be limited to those contracts where such  
9 expenditures are a matter of public record and available  
10 for public inspection, except where otherwise provided  
11 under existing law, or under existing Executive order pur-  
12 suant to existing law.

13 PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION

14 SEC. 548. None of the funds appropriated or made  
15 available pursuant to this Act shall be available to a pri-  
16 vate voluntary organization which fails to provide upon  
17 timely request any document, file, or record necessary to  
18 the auditing requirements of the Agency for International  
19 Development.

20 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-  
21 MENTS THAT EXPORT LETHAL MILITARY EQUIP-  
22 MENT TO COUNTRIES SUPPORTING INTERNATIONAL  
23 TERRORISM

24 SEC. 549. (a) None of the funds appropriated or oth-  
25 erwise made available by this Act may be available to any  
26 foreign government which provides lethal military equip-

1 ment to a country the government of which the Secretary  
2 of State has determined is a terrorist government for pur-  
3 poses of section 40(d) of the Arms Export Control Act  
4 or any other comparable provision of law. The prohibition  
5 under this section with respect to a foreign government  
6 shall terminate 12 months after that government ceases  
7 to provide such military equipment. This section applies  
8 with respect to lethal military equipment provided under  
9 a contract entered into after October 1, 1997.

10 (b) Assistance restricted by subsection (a) or any  
11 other similar provision of law, may be furnished if the  
12 President determines that furnishing such assistance is  
13 important to the national interests of the United States.

14 (c) Whenever the waiver of subsection (b) is exer-  
15 cised, the President shall submit to the appropriate con-  
16 gressional committees a report with respect to the fur-  
17 nishing of such assistance. Any such report shall include  
18 a detailed explanation of the assistance estimated to be  
19 provided, including the estimated dollar amount of such  
20 assistance, and an explanation of how the assistance fur-  
21 thers United States national interests.

22 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

23 OWED BY FOREIGN COUNTRIES

24 SEC. 550. (a) IN GENERAL.—Of the funds made  
25 available for a foreign country under part I of the Foreign  
26 Assistance Act of 1961, an amount equivalent to 110 per-

1 cent of the total unpaid fully adjudicated parking fines  
2 and penalties owed to the District of Columbia by such  
3 country as of the date of the enactment of this Act shall  
4 be withheld from obligation for such country until the Sec-  
5 retary of State certifies and reports in writing to the ap-  
6 propriate congressional committees that such fines and  
7 penalties are fully paid to the government of the District  
8 of Columbia.

9 (b) DEFINITION.—For purposes of this section, the  
10 term “appropriate congressional committees” means the  
11 Committee on Foreign Relations and the Committee on  
12 Appropriations of the Senate and the Committee on Inter-  
13 national Relations and the Committee on Appropriations  
14 of the House of Representatives.

15 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE  
16 WEST BANK AND GAZA

17 SEC. 551. None of the funds appropriated by this Act  
18 may be obligated for assistance for the Palestine Libera-  
19 tion Organization for the West Bank and Gaza unless the  
20 President has exercised the authority under section 604(a)  
21 of the Middle East Peace Facilitation Act of 1995 (title  
22 VI of Public Law 104–107) or any other legislation to sus-  
23 pend or make inapplicable section 307 of the Foreign As-  
24 sistance Act of 1961 and that suspension is still in effect:  
25 *Provided*, That if the President fails to make the certifi-  
26 cation under section 604(b)(2) of the Middle East Peace

1 Facilitation Act of 1995 or to suspend the prohibition  
2 under other legislation, funds appropriated by this Act  
3 may not be obligated for assistance for the Palestine Lib-  
4 eration Organization for the West Bank and Gaza.

5 WAR CRIMES TRIBUNALS DRAWDOWN

6 SEC. 552. If the President determines that doing so  
7 will contribute to a just resolution of charges regarding  
8 genocide or other violations of international humanitarian  
9 law, the President may direct a drawdown pursuant to sec-  
10 tion 552(c) of the Foreign Assistance Act of 1961, as  
11 amended, of up to \$30,000,000 of commodities and serv-  
12 ices for the United Nations War Crimes Tribunal estab-  
13 lished with regard to the former Yugoslavia by the United  
14 Nations Security Council or such other tribunals or com-  
15 missions as the Council may establish to deal with such  
16 violations, without regard to the ceiling limitation con-  
17 tained in paragraph (2) thereof: *Provided*, That the deter-  
18 mination required under this section shall be in lieu of  
19 any determinations otherwise required under section  
20 552(c): *Provided further*, That 60 days after the date of  
21 the enactment of this Act, and every 180 days thereafter,  
22 the Secretary of State shall submit a report to the Com-  
23 mittees on Appropriations describing the steps the United  
24 States Government is taking to collect information regard-  
25 ing allegations of genocide or other violations of inter-  
26 national law in the former Yugoslavia and to furnish that

1 information to the United Nations War Crimes Tribunal  
2 for the former Yugoslavia: *Provided further*, That the  
3 drawdown made under this section for any tribunal shall  
4 not be construed as an endorsement or precedent for the  
5 establishment of any standing or permanent international  
6 criminal tribunal or court: *Provided further*, That funds  
7 made available for tribunals or commissions shall be made  
8 available subject to the regular notification procedures of  
9 the Committees on Appropriations.

10 LANDMINES

11 SEC. 553. Notwithstanding any other provision of  
12 law, demining equipment available to the Agency for Inter-  
13 national Development and the Department of State and  
14 used in support of the clearance of landmines and  
15 unexploded ordnance for humanitarian purposes may be  
16 disposed of on a grant basis in foreign countries, subject  
17 to such terms and conditions as the President may pre-  
18 scribe.

19 RESTRICTIONS CONCERNING THE PALESTINIAN

20 AUTHORITY

21 SEC. 554. None of the funds appropriated by this Act  
22 may be obligated or expended to create in any part of Je-  
23 rusalem a new office of any department or agency of the  
24 United States Government for the purpose of conducting  
25 official United States Government business with the Pal-  
26 estinian Authority over Gaza and Jericho or any successor

1 Palestinian governing entity provided for in the Israel-  
2 PLO Declaration of Principles: *Provided*, That this re-  
3 striction shall not apply to the acquisition of additional  
4 space for the existing Consulate General in Jerusalem:  
5 *Provided further*, That meetings between officers and em-  
6 ployees of the United States and officials of the Pales-  
7 tinian Authority, or any successor Palestinian governing  
8 entity provided for in the Israel-PLO Declaration of Prin-  
9 ciples, for the purpose of conducting official United States  
10 Government business with such authority should continue  
11 to take place in locations other than Jerusalem. As has  
12 been true in the past, officers and employees of the United  
13 States Government may continue to meet in Jerusalem on  
14 other subjects with Palestinians (including those who now  
15 occupy positions in the Palestinian Authority), have social  
16 contacts, and have incidental discussions.

17 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

18 SEC. 555. None of the funds appropriated or other-  
19 wise made available by this Act under the heading “Inter-  
20 national Military Education and Training” or “Foreign  
21 Military Financing Program” for Informational Program  
22 activities may be obligated or expended to pay for—

23 (1) alcoholic beverages;

24 (2) food (other than food provided at a military  
25 installation) not provided in conjunction with Infor-

1        mational Program trips where students do not stay  
2        at a military installation; or

3            (3) entertainment expenses for activities that  
4        are substantially of a recreational character, includ-  
5        ing entrance fees at sporting events and amusement  
6        parks.

7            EQUITABLE ALLOCATION OF FUNDS

8        SEC. 556. Not more than 17 percent of the funds  
9        appropriated by this Act to carry out the provisions of sec-  
10        tions 103 through 106 and chapter 4 of part II of the  
11        Foreign Assistance Act of 1961, that are made available  
12        for Latin America and the Caribbean region may be made  
13        available, through bilateral and Latin America and the  
14        Caribbean regional programs, to provide assistance for  
15        any country in such region.

16            SPECIAL DEBT RELIEF FOR THE POOREST

17        SEC. 557. (a) AUTHORITY TO REDUCE DEBT.—The  
18        President may reduce amounts owed to the United States  
19        (or any agency of the United States) by an eligible country  
20        as a result of—

21            (1) guarantees issued under sections 221 and  
22        222 of the Foreign Assistance Act of 1961;

23            (2) credits extended or guarantees issued under  
24        the Arms Export Control Act; or

25            (3) any obligation or portion of such obligation  
26        for a Latin American country, to pay for purchases

1 of United States agricultural commodities guaran-  
2 teed by the Commodity Credit Corporation under ex-  
3 port credit guarantee programs authorized pursuant  
4 to section 5(f) of the Commodity Credit Corporation  
5 Charter Act of June 29, 1948, as amended, section  
6 4(b) of the Food for Peace Act of 1966, as amended  
7 (Public Law 89–808), or section 202 of the Agricul-  
8 tural Trade Act of 1978, as amended (Public Law  
9 95–501).

10 (b) LIMITATIONS.—

11 (1) The authority provided by subsection (a)  
12 may be exercised only to implement multilateral offi-  
13 cial debt relief ad referendum agreements, commonly  
14 referred to as “Paris Club Agreed Minutes”.

15 (2) The authority provided by subsection (a)  
16 may be exercised only in such amounts or to such  
17 extent as is provided in advance by appropriations  
18 Acts.

19 (3) The authority provided by subsection (a)  
20 may be exercised only with respect to countries with  
21 heavy debt burdens that are eligible to borrow from  
22 the International Development Association, but not  
23 from the International Bank for Reconstruction and  
24 Development, commonly referred to as “IDA-only”  
25 countries.



1           (c) CONDITIONS.—The authority provided by sub-  
2 section (a) may be exercised only with respect to a country  
3 whose government—

4           (1) does not have an excessive level of military  
5 expenditures;

6           (2) has not repeatedly provided support for acts  
7 of international terrorism;

8           (3) is not failing to cooperate on international  
9 narcotics control matters;

10           (4) (including its military or other security  
11 forces) does not engage in a consistent pattern of  
12 gross violations of internationally recognized human  
13 rights; and

14           (5) is not ineligible for assistance because of the  
15 application of section 527 of the Foreign Relations  
16 Authorization Act, Fiscal Years 1994 and 1995.

17           (d) AVAILABILITY OF FUNDS.—The authority pro-  
18 vided by subsection (a) may be used only with regard to  
19 funds appropriated by this Act under the heading “Debt  
20 Restructuring”.

21           (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-  
22 duction of debt pursuant to subsection (a) shall not be  
23 considered assistance for purposes of any provision of law  
24 limiting assistance to a country. The authority provided

1 by subsection (a) may be exercised notwithstanding sec-  
2 tion 620(r) of the Foreign Assistance Act of 1961.

3 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

4 SEC. 558. (a) LOANS ELIGIBLE FOR SALE, REDUC-  
5 TION, OR CANCELLATION.—

6 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL  
7 CERTAIN LOANS.—Notwithstanding any other provi-  
8 sion of law, the President may, in accordance with  
9 this section, sell to any eligible purchaser any  
10 concessional loan or portion thereof made before  
11 January 1, 1995, pursuant to the Foreign Assist-  
12 ance Act of 1961, to the government of any eligible  
13 country as defined in section 702(6) of that Act or  
14 on receipt of payment from an eligible purchaser, re-  
15 duce or cancel such loan or portion thereof, only for  
16 the purpose of facilitating—

17 (A) debt-for-equity swaps, debt-for-develop-  
18 ment swaps, or debt-for-nature swaps; or

19 (B) a debt buyback by an eligible country  
20 of its own qualified debt, only if the eligible  
21 country uses an additional amount of the local  
22 currency of the eligible country, equal to not  
23 less than 40 percent of the price paid for such  
24 debt by such eligible country, or the difference  
25 between the price paid for such debt and the  
26 face value of such debt, to support activities

1           that link conservation and sustainable use of  
2           natural resources with local community develop-  
3           ment, and child survival and other child devel-  
4           opment, in a manner consistent with sections  
5           707 through 710 of the Foreign Assistance Act  
6           of 1961, if the sale, reduction, or cancellation  
7           would not contravene any term or condition of  
8           any prior agreement relating to such loan.

9           (2) TERMS AND CONDITIONS.—Notwithstanding  
10          any other provision of law, the President shall, in ac-  
11          cordance with this section, establish the terms and  
12          conditions under which loans may be sold, reduced,  
13          or canceled pursuant to this section.

14          (3) ADMINISTRATION.—The Facility, as defined  
15          in section 702(8) of the Foreign Assistance Act of  
16          1961, shall notify the administrator of the agency  
17          primarily responsible for administering part I of the  
18          Foreign Assistance Act of 1961 of purchasers that  
19          the President has determined to be eligible, and  
20          shall direct such agency to carry out the sale, reduc-  
21          tion, or cancellation of a loan pursuant to this sec-  
22          tion. Such agency shall make an adjustment in its  
23          accounts to reflect the sale, reduction, or cancella-  
24          tion.

1           (4) LIMITATION.—The authorities of this sub-  
2           section shall be available only to the extent that ap-  
3           propriations for the cost of the modification, as de-  
4           fined in section 502 of the Congressional Budget Act  
5           of 1974, are made in advance.

6           (b) DEPOSIT OF PROCEEDS.—The proceeds from the  
7           sale, reduction, or cancellation of any loan sold, reduced,  
8           or canceled pursuant to this section shall be deposited in  
9           the United States Government account or accounts estab-  
10          lished for the repayment of such loan.

11          (c) ELIGIBLE PURCHASERS.—A loan may be sold  
12          pursuant to subsection (a)(1)(A) only to a purchaser who  
13          presents plans satisfactory to the President for using the  
14          loan for the purpose of engaging in debt-for-equity swaps,  
15          debt-for-development swaps, or debt-for-nature swaps.

16          (d) DEBTOR CONSULTATIONS.—Before the sale to  
17          any eligible purchaser, or any reduction or cancellation  
18          pursuant to this section, of any loan made to an eligible  
19          country, the President should consult with the country  
20          concerning the amount of loans to be sold, reduced, or  
21          canceled and their uses for debt-for-equity swaps, debt-  
22          for-development swaps, or debt-for-nature swaps.

23          (e) AVAILABILITY OF FUNDS.—The authority pro-  
24          vided by subsection (a) may be used only with regard to

1 funds appropriated by this Act under the heading “Debt  
2 Restructuring”.

3 ASSISTANCE FOR HAITI

4 SEC. 559. (a) POLICY.—In providing assistance to  
5 Haiti, the President should place a priority on the fol-  
6 lowing areas:

7 (1) aggressive action to support the Haitian  
8 National Police, including support for efforts by the  
9 Inspector General to purge corrupt and politicized  
10 elements from the Haitian National Police;

11 (2) steps to ensure that any elections under-  
12 taken in Haiti with United States assistance are full,  
13 free, fair, transparent, and democratic;

14 (3) support for a program designed to develop  
15 an indigenous human rights monitoring capacity;

16 (4) steps to facilitate the continued privatiza-  
17 tion of state-owned enterprises;

18 (5) establishment of an economic development  
19 fund for Haiti to provide long-term, low interest  
20 loans to U.S. investors and businesses that have a  
21 demonstrated commitment to, and expertise in,  
22 doing business in Haiti, in particular those busi-  
23 nesses present in Haiti prior to the 1994 United Na-  
24 tions embargo; and

25 (6) a substantial agricultural development pro-  
26 gram.

1 (b) REPORT.—Beginning 6 months after the date of  
2 the enactment of this Act, and 6 months thereafter until  
3 September 30, 2001, the President shall submit a report  
4 to the Committee on Appropriations and the Committee  
5 on Foreign Relations of the Senate and the Committee  
6 on Appropriations and the Committee on International  
7 Relations of the House of Representatives with regard  
8 to—

9 (1) the status of each of the governmental insti-  
10 tutions envisioned in the 1987 Haitian Constitution,  
11 including an assessment of the extent to which offi-  
12 cials in such institutions hold their positions on the  
13 basis of a regular, constitutional process;

14 (2) the status of the privatization (or placement  
15 under long-term private management or concession)  
16 of the major public entities, including a detailed as-  
17 sessment of the extent to which the Government of  
18 Haiti has completed all required incorporating docu-  
19 ments, the transfer of assets, and the eviction of un-  
20 authorized occupants from such facilities;

21 (3) the status of efforts to re-sign and imple-  
22 ment the lapsed bilateral Repatriation Agreement  
23 and an assessment of the extent to which the Gov-  
24 ernment of Haiti has been cooperating with the

1 United States in halting illegal emigration from  
2 Haiti;

3 (4) the status of the Government of Haiti's ef-  
4 forts to conduct thorough investigations of  
5 extrajudicial and political killings and—

6 (A) an assessment of the progress that has  
7 been made in bringing to justice the persons re-  
8 sponsible for these extrajudicial or political  
9 killings in Haiti; and

10 (B) an assessment of the extent to which  
11 the Government of Haiti is cooperating with  
12 United States authorities and with United  
13 States-funded technical advisors to the Haitian  
14 National Police in such investigations;

15 (5) an assessment of actions taken by the Gov-  
16 ernment of Haiti to remove and maintain the sepa-  
17 ration from the Haitian National Police, national  
18 palace and residential guard, ministerial guard, and  
19 any other public security entity or unit of Haiti  
20 those individuals who are credibly alleged to have en-  
21 gaged in or conspired to conceal gross violations of  
22 internationally recognized human rights;

23 (6) the status of steps being taken to secure the  
24 ratification of the maritime counter-narcotics agree-  
25 ments signed October 1997;

1           (7) an assessment of the extent to which do-  
2           mestic capacity to conduct free, fair, democratic, and  
3           administratively sound elections has been developed  
4           in Haiti; and

5           (8) an assessment of the extent to which Haiti's  
6           Minister of Justice has demonstrated a commitment  
7           to the professionalism of judicial personnel by con-  
8           sistently placing students graduated by the Judicial  
9           School in appropriate judicial positions and has  
10          made a commitment to share program costs associ-  
11          ated with the Judicial School, and is achieving  
12          progress in making the judicial branch in Haiti inde-  
13          pendent from the executive branch.

14          REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN  
15                                  REPORT OF SECRETARY OF STATE

16          SEC. 560. (a) FOREIGN AID REPORTING REQUIRE-  
17          MENT.—In addition to the voting practices of a foreign  
18          country, the report required to be submitted to Congress  
19          under section 406(a) of the Foreign Relations Authoriza-  
20          tion Act, fiscal years 1990 and 1991 (22 U.S.C. 2414a),  
21          shall include a side-by-side comparison of individual coun-  
22          tries' overall support for the United States at the United  
23          Nations and the amount of United States assistance pro-  
24          vided to such country in fiscal year 1999.

25          (b) UNITED STATES ASSISTANCE.—For purposes of  
26          this section, the term "United States assistance" has the



1 meaning given the term in section 481(e)(4) of the For-  
2 eign Assistance Act of 1961 (22 U.S.C. 2291(e)(4)).

3 RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO  
4 UNITED NATIONS AGENCIES

5 SEC. 561. (a) PROHIBITION ON VOLUNTARY CON-  
6 TRIBUTIONS FOR THE UNITED NATIONS.—None of the  
7 funds appropriated by this Act may be made available to  
8 pay any voluntary contribution of the United States to the  
9 United Nations (including the United Nations Develop-  
10 ment Program) if the United Nations implements or im-  
11 poses any taxation on any United States persons.

12 (b) CERTIFICATION REQUIRED FOR DISBURSEMENT  
13 OF FUNDS.—None of the funds appropriated by this Act  
14 may be made available to pay any voluntary contribution  
15 of the United States to the United Nations (including the  
16 United Nations Development Program) unless the Presi-  
17 dent certifies to the Congress 15 days in advance of such  
18 payment that the United Nations is not engaged in any  
19 effort to implement or impose any taxation on United  
20 States persons in order to raise revenue for the United  
21 Nations or any of its specialized agencies.

22 (c) DEFINITIONS.—As used in this section the term  
23 “United States person” refers to—

24 (1) a natural person who is a citizen or national  
25 of the United States; or



1           (c) PERIOD OF APPLICATION OF WAIVER.—Any  
2 waiver pursuant to subsection (b) shall be effective for no  
3 more than a period of 6 months at a time and shall not  
4 apply beyond 12 months after enactment of this Act.

5           LIMITATION ON ASSISTANCE TO SECURITY FORCES

6           SEC. 564. None of the funds made available by this  
7 Act may be provided to any unit of the security forces  
8 of a foreign country if the Secretary of State has credible  
9 evidence that such unit has committed gross violations of  
10 human rights, unless the Secretary determines and reports  
11 to the Committees on Appropriations that the government  
12 of such country is taking effective measures to bring the  
13 responsible members of the security forces unit to justice:  
14 *Provided*, That nothing in this section shall be construed  
15 to withhold funds made available by this Act from any  
16 unit of the security forces of a foreign country not credibly  
17 alleged to be involved in gross violations of human rights:  
18 *Provided further*, That in the event that funds are withheld  
19 from any unit pursuant to this section, the Secretary of  
20 State shall promptly inform the foreign government of the  
21 basis for such action and shall, to the maximum extent  
22 practicable, assist the foreign government in taking effec-  
23 tive measures to bring the responsible members of the se-  
24 curity forces to justice.

1 LIMITATIONS ON TRANSFER OF MILITARY EQUIPMENT TO  
2 EAST TIMOR

3 SEC. 565. In any agreement for the sale, transfer,  
4 or licensing of any lethal equipment or helicopter for Indo-  
5 nesia entered into by the United States pursuant to the  
6 authority of this Act or any other Act, the agreement shall  
7 state that the United States expects that the items will  
8 not be used in East Timor: *Provided*, That nothing in this  
9 section shall be construed to limit Indonesia's inherent  
10 right to legitimate national self-defense as recognized  
11 under the United Nations Charter and international law.

12 RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING  
13 SANCTUARY TO INDICTED WAR CRIMINALS

14 SEC. 566. (a) BILATERAL ASSISTANCE.—None of the  
15 funds made available by this or any prior Act making ap-  
16 propriations for foreign operations, export financing and  
17 related programs, may be provided for any country, entity  
18 or canton described in subsection (e).

19 (b) MULTILATERAL ASSISTANCE.—

20 (1) PROHIBITION.—The Secretary of the Treas-  
21 ury shall instruct the United States executive direc-  
22 tors of the international financial institutions to  
23 work in opposition to, and vote against, any exten-  
24 sion by such institutions of any financial or technical  
25 assistance or grants of any kind to any country or  
26 entity described in subsection (e).

1           (2) NOTIFICATION.—Not less than 15 days be-  
2 fore any vote in an international financial institution  
3 regarding the extension of financial or technical as-  
4 sistance or grants to any country or entity described  
5 in subsection (e), the Secretary of the Treasury, in  
6 consultation with the Secretary of State, shall pro-  
7 vide to the Committee on Appropriations and the  
8 Committee on Foreign Relations of the Senate and  
9 the Committee on Appropriations and the Com-  
10 mittee on Banking and Financial Services of the  
11 House of Representatives a written justification for  
12 the proposed assistance, including an explanation of  
13 the United States position regarding any such vote,  
14 as well as a description of the location of the pro-  
15 posed assistance by municipality, its purpose, and its  
16 intended beneficiaries.

17           (3) DEFINITION.—The term “international fi-  
18 nancial institution” includes the International Mone-  
19 tary Fund, the International Bank for Reconstruc-  
20 tion and Development, the International Develop-  
21 ment Association, the International Finance Cor-  
22 poration, the Multilateral Investment Guaranty  
23 Agency, and the European Bank for Reconstruction  
24 and Development.

25           (c) EXCEPTIONS.—

1           (1) IN GENERAL.—Subject to paragraph (2),  
2 subsections (a) and (b) shall not apply to the provi-  
3 sion of—

4                   (A) humanitarian assistance;

5                   (B) democratization assistance;

6                   (C) assistance for cross border physical in-  
7 frastructure projects involving activities in both  
8 a sanctioned country, entity, or canton and a  
9 nonsanctioned contiguous country, entity, or  
10 canton, if the project is primarily located in and  
11 primarily benefits the nonsanctioned country,  
12 entity, or canton and if the portion of the  
13 project located in the sanctioned country, enti-  
14 ty, or canton is necessary only to complete the  
15 project;

16                   (D) small-scale assistance projects or ac-  
17 tivities requested by United States Armed  
18 Forces that promote good relations between  
19 such forces and the officials and citizens of the  
20 areas in the United States SFOR sector of Bos-  
21 nia;

22                   (E) implementation of the Breko Arbitral  
23 Decision;

24                   (F) lending by the international financial  
25 institutions to a country or entity to support

1 common monetary and fiscal policies at the na-  
2 tional level as contemplated by the Dayton  
3 Agreement;

4 (G) direct lending to a non-sanctioned enti-  
5 ty, or lending passed on by the national govern-  
6 ment to a non-sanctioned entity; or

7 (H) assistance to the International Police  
8 Task Force for the training of a civilian police  
9 force.

10 (2) NOTIFICATION.—Every 30 days the Sec-  
11 retary of State, in consultation with the Adminis-  
12 trator of the Agency for International Development,  
13 shall publish in the Federal Register and/or in a  
14 comparable publicly accessible document or Internet  
15 site, a listing and justification of any assistance that  
16 is obligated within that period of time for any coun-  
17 try, entity, or canton described in subsection (e), in-  
18 cluding a description of the purpose of the assist-  
19 ance, project and its location, by municipality.

20 (d) FURTHER LIMITATIONS.—Notwithstanding sub-  
21 section (c)—

22 (1) no assistance may be made available by this  
23 Act, or any prior Act making appropriations for for-  
24 eign operations, export financing and related pro-  
25 grams, in any country, entity, or canton described in

1 subsection (e), for a program, project, or activity in  
2 which a publicly indicted war criminal is known to  
3 have any financial or material interest; and

4 (2) no assistance (other than emergency foods  
5 or medical assistance or demining assistance) may  
6 be made available by this Act, or any prior Act mak-  
7 ing appropriations for foreign operations, export fi-  
8 nancing and related programs for any program,  
9 project, or activity in a community within any coun-  
10 try, entity or canton described in subsection (e) if  
11 competent authorities within that community are not  
12 complying with the provisions of Article IX and  
13 Annex 4, Article II, paragraph 8 of the Dayton  
14 Agreement relating to war crimes and the Tribunal.

15 (e) SANCTIONED COUNTRY, ENTITY, OR CANTON.—  
16 A sanctioned country, entity, or canton described in this  
17 section is one whose competent authorities have failed, as  
18 determined by the Secretary of State, to take necessary  
19 and significant steps to apprehend and transfer to the Tri-  
20 bunal all persons who have been publicly indicted by the  
21 Tribunal.

22 (f) WAIVER.—

23 (1) IN GENERAL.—The Secretary of State may  
24 waive the application of subsection (a) or subsection  
25 (b) with respect to specified bilateral programs or



1 international financial institution projects or pro-  
2 grams in a sanctioned country, entity, or canton  
3 upon providing a written determination to the Com-  
4 mittee on Appropriations and the Committee on  
5 Foreign Relations of the Senate and the Committee  
6 on Appropriations and the Committee on Inter-  
7 national Relations of the House of Representatives  
8 that such assistance directly supports the implemen-  
9 tation of the Dayton Agreement and its Annexes,  
10 which include the obligation to apprehend and trans-  
11 fer indicted war criminals to the Tribunal.

12 (2) REPORT.—Not later than 15 days after the  
13 date of any written determination under paragraph  
14 (1) the Secretary of State shall submit a report to  
15 the Committee on Appropriations and the Com-  
16 mittee on Foreign Relations of the Senate and the  
17 Committee on Appropriations and the Committee on  
18 International Relations of the House of Representa-  
19 tives regarding the status of efforts to secure the  
20 voluntary surrender or apprehension and transfer of  
21 persons indicted by the Tribunal, in accordance with  
22 the Dayton Agreement, and outlining obstacles to  
23 achieving this goal; and

24 (3) ASSISTANCE PROGRAMS AND PROJECTS AF-  
25 FECTED.—Any waiver made pursuant to this sub-

1 section shall be effective only with respect to a speci-  
2 fied bilateral program or multilateral assistance  
3 project or program identified in the determination of  
4 the Secretary of State to Congress.

5 (g) TERMINATION OF SANCTIONS.—The sanctions  
6 imposed pursuant to subsections (a) and (b) with respect  
7 to a country or entity shall cease to apply only if the Sec-  
8 retary of State determines and certifies to Congress that  
9 the authorities of that country, entity, or canton have ap-  
10 prehended and transferred to the Tribunal all persons who  
11 have been publicly indicted by the Tribunal.

12 (h) DEFINITIONS.—As used in this section—

13 (1) COUNTRY.—The term “country” means  
14 Bosnia-Herzegovina, Croatia, Serbia, and Monte-  
15 negro.

16 (2) ENTITY.—The term “entity” refers to the  
17 Federation of Bosnia and Herzegovina, Kosova, and  
18 the Republika Srpska.

19 (3) CANTON.—The term “canton” means the  
20 administrative units in Bosnia and Herzegovina.

21 (4) DAYTON AGREEMENT.—The term “Dayton  
22 Agreement” means the General Framework Agree-  
23 ment for Peace in Bosnia and Herzegovina, together  
24 with annexes relating thereto, done at Dayton, No-  
25 vember 10 through 16, 1995.

1           (5) TRIBUNAL.—The term “Tribunal” means  
2           the International Criminal Tribunal for the Former  
3           Yugoslavia.

4           (i) ROLE OF HUMAN RIGHTS ORGANIZATIONS AND  
5           GOVERNMENT AGENCIES.—In carrying out this section,  
6           the Secretary of State, the Administrator of the Agency  
7           for International Development, and the executive directors  
8           of the international financial institutions shall consult with  
9           representatives of human rights organizations and all gov-  
10          ernment agencies with relevant information to help pre-  
11          vent publicly indicted war criminals from benefiting from  
12          any financial or technical assistance or grants provided to  
13          any country or entity described in subsection (e).

14          TO PROHIBIT FOREIGN ASSISTANCE TO THE GOVERN-  
15          MENT OF THE RUSSIAN FEDERATION SHOULD IT  
16          ENACT LAWS WHICH WOULD DISCRIMINATE AGAINST  
17          MINORITY RELIGIOUS FAITHS

18          SEC. 567. None of the funds appropriated under this  
19          Act may be made available for the Government of the Rus-  
20          sian Federation, after 180 days from the date of the en-  
21          actment of this Act, unless the President determines and  
22          certifies in writing to the Committees on Appropriations  
23          and the Committee on Foreign Relations of the Senate  
24          that the Government of the Russian Federation has imple-  
25          mented no statute, executive order, regulation or similar  
26          government action that would discriminate, or would have

1 as its principal effect discrimination, against religious  
2 groups or religious communities in the Russian Federation  
3 in violation of accepted international agreements on  
4 human rights and religious freedoms to which the Russian  
5 Federation is a party.

6 GREENHOUSE GAS EMISSIONS

7 SEC. 568. (a) Funds made available in this Act to  
8 support programs or activities the primary purpose of  
9 which is promoting or assisting country participation in  
10 the Kyoto Protocol to the Framework Convention on Cli-  
11 mate Change (FCCC) shall only be made available subject  
12 to the regular notification procedures of the Committees  
13 on Appropriations.

14 (b) The President shall provide a detailed account of  
15 all Federal agency obligations and expenditures for cli-  
16 mate change programs and activities, domestic and inter-  
17 national obligations for such activities in fiscal year 2000,  
18 and any plan for programs thereafter related to the imple-  
19 mentation or the furtherance of protocols pursuant to, or  
20 related to negotiations to amend the FCCC in conjunction  
21 with the President's submission of the Budget of the  
22 United States Government for Fiscal Year 2001: *Pro-*  
23 *vided*, That such report shall include an accounting of ex-  
24 penditures by agency with each agency identifying climate  
25 change activities and associated costs by line item as pre-  
26 sented in the President's Budget Appendix: *Provided fur-*

1 *ther*, That such report shall identify with regard to the  
2 Agency for International Development, obligations and ex-  
3 penditures by country or central program and activity.

4 WITHHOLDING ASSISTANCE TO COUNTRIES VIOLATING  
5 UNITED NATIONS SANCTIONS AGAINST LIBYA

6 SEC. 569. (a) WITHHOLDING OF ASSISTANCE.—Ex-  
7 cept as provided in subsection (b), whenever the President  
8 determines and certifies to Congress that the government  
9 of any country is violating any sanction against Libya im-  
10 posed pursuant to United Nations Security Council Reso-  
11 lution 731, 748, or 883, then not less than 5 percent of  
12 the funds allocated for the country under section 653(a)  
13 of the Foreign Assistance Act of 1961 out of appropria-  
14 tions in this Act shall be withheld from obligation or ex-  
15 penditure for that country.

16 (b) EXCEPTION.—The requirement to withhold funds  
17 under subsection (a) shall not apply to funds appropriated  
18 in this Act for allocation under section 653(a) of the For-  
19 eign Assistance Act of 1961 for development assistance  
20 or for humanitarian assistance.

21 (c) WAIVER.—Funds may be provided for a country  
22 without regard to subsection (a) if the President deter-  
23 mines that to do so is in the national security interest of  
24 the United States.

1           AID TO THE GOVERNMENT OF THE DEMOCRATIC  
2                               REPUBLIC OF CONGO

3           SEC. 570. (a) None of the funds appropriated by this  
4 Act may be provided for assistance for the central Govern-  
5 ment of the Democratic Republic of Congo until such time  
6 as the President reports in writing to the Congress that  
7 the central government is—

8                       (1) investigating and prosecuting those respon-  
9                       sible for human rights violations committed in the  
10                      Democratic Republic of Congo; and

11                     (2) implementing a credible democratic transi-  
12                     tion program.

13           (b) This section shall not apply to assistance to pro-  
14 mote democracy and the rule of law as part of a plan to  
15 implement a credible democratic transition program.

16                               ASSISTANCE FOR THE MIDDLE EAST

17           SEC. 571. Of the funds appropriated by this Act  
18 under the headings “Economic Support Fund”, “Foreign  
19 Military Financing Program”, “International Military  
20 Education and Training”, “Peacekeeping Operations”, for  
21 refugees resettling in Israel under the heading “Migration  
22 and Refugee Assistance”, and for assistance for Israel to  
23 carry out provisions of chapter 8 of part II of the Foreign  
24 Assistance Act of 1961 under the heading “Nonprolifera-  
25 tion, Anti-Terrorism, Demining and Related Programs”,  
26 not more than a total of \$5,318,150,000 may be made

1 available for Israel, Egypt, Jordan, Lebanon, the West  
2 Bank and Gaza, the Israel-Lebanon Monitoring Group,  
3 the Multinational Force and Observers, the Middle East  
4 Regional Democracy Fund, Middle East Regional Co-  
5 operation, and Middle East Multilateral Working Groups:  
6 *Provided*, That any funds that were appropriated under  
7 such headings in prior fiscal years and that were at the  
8 time of the enactment of this Act obligated or allocated  
9 for other recipients may not during fiscal year 2000 be  
10 made available for activities that, if funded under this Act,  
11 would be required to count against this ceiling: *Provided*  
12 *further*, That funds may be made available notwith-  
13 standing the requirements of this section if the President  
14 determines and certifies to the Committees on Appropria-  
15 tions that it is important to the national security interest  
16 of the United States to do so and any such additional  
17 funds shall only be provided through the regular notifica-  
18 tion procedures of the Committees on Appropriations: *Pro-*  
19 *vided further*, That notwithstanding the funding ceiling  
20 contained in this section, not to exceed a total of  
21 \$100,000,000 may be made available for Jordan from  
22 funds appropriated in this Act under the headings “Eco-  
23 nomic Support Fund” and “Foreign Military Financing  
24 Program”, in addition to funds otherwise available for

1 Jordan under those or other headings that are subject to  
2 the funding ceiling contained in this section.

3 ENTERPRISE FUND RESTRICTIONS

4 SEC. 572. Prior to the distribution of any assets re-  
5 sulting from any liquidation, dissolution, or winding up  
6 of an Enterprise Fund, in whole or in part, the President  
7 shall submit to the Committees on Appropriations, in ac-  
8 cordance with the regular notification procedures of the  
9 Committees on Appropriations, a plan for the distribution  
10 of the assets of the Enterprise Fund.

11 CAMBODIA

12 SEC. 573. (a) The Secretary of the Treasury should  
13 instruct the United States executive directors of the inter-  
14 national financial institutions to use the voice and vote  
15 of the United States to oppose loans to the Government  
16 of Cambodia, except loans to support basic human needs.

17 (b) None of the funds appropriated by this Act may  
18 be made available for assistance for the Government of  
19 Cambodia.

20 AUTHORIZATION FOR POPULATION PLANNING

21 SEC. 574. Not to exceed \$385,000,000 of the funds  
22 appropriated in title II of this Act may be available for  
23 population planning activities or other population assist-  
24 ance.



## 1 FOREIGN MILITARY TRAINING REPORT

2 SEC. 575. (a) The Secretary of Defense and the Sec-  
3 retary of State shall jointly provide to the Congress by  
4 January 31, 2000, a report on all military training pro-  
5 vided to foreign military personnel (excluding sales, and  
6 excluding training provided to the military personnel of  
7 countries belonging to the North Atlantic Treaty Organi-  
8 zation) under programs administered by the Department  
9 of Defense and the Department of State during fiscal  
10 years 1999 and 2000, including those proposed for fiscal  
11 year 2000. This report shall include, for each such mili-  
12 tary training activity, the foreign policy justification and  
13 purpose for the training activity, the cost of the training  
14 activity, the number of foreign students trained and their  
15 units of operation, and the location of the training. In ad-  
16 dition, this report shall also include, with respect to  
17 United States personnel, the operational benefits to  
18 United States forces derived from each such training ac-  
19 tivity and the United States military units involved in each  
20 such training activity. This report may include a classified  
21 annex if deemed necessary and appropriate.

22 (b) For purposes of this section a report to Congress  
23 shall be deemed to mean a report to the Appropriations  
24 and Foreign Relations Committees of the Senate and the

1 Appropriations and International Relations Committees of  
2 the House of Representatives.

3 KOREAN PENINSULA ENERGY DEVELOPMENT

4 ORGANIZATION

5 SEC. 576. (a) Of the funds made available under  
6 the heading “Nonproliferation, Anti-terrorism, Demining  
7 and Related Programs”, not to exceed \$35,000,000 may  
8 be made available for the Korean Peninsula Energy De-  
9 velopment Organization (hereafter referred to in this sec-  
10 tion as “KEDO”), notwithstanding any other provision of  
11 law, only for the administrative expenses and heavy fuel  
12 oil costs associated with the Agreed Framework.

13 (b) Of the funds made available for KEDO, up to  
14 \$15,000,000 may be made available prior to June 1,  
15 2000, if, 30 days prior to such obligation of funds, the  
16 President certifies and so reports to Congress that—

17 (1) the parties to the Agreed Framework have  
18 taken and continue to take demonstrable steps to  
19 implement the Joint Declaration on  
20 Denuclearization of the Korean Peninsula in which  
21 the Government of North Korea has committed not  
22 to test, manufacture, produce, receive, possess, store,  
23 deploy, or use nuclear weapons, and not to possess  
24 nuclear reprocessing or uranium enrichment facili-  
25 ties;

1           (2) the parties to the Agreed Framework have  
2 taken and continue to take demonstrable steps to  
3 pursue the North-South dialogue;

4           (3) North Korea is complying with all provi-  
5 sions of the Agreed Framework;

6           (4) North Korea has not diverted assistance  
7 provided by the United States for purposes for  
8 which it was not intended; and

9           (5) North Korea is not seeking to develop or ac-  
10 quire the capability to enrich uranium, or any addi-  
11 tional capability to reprocess spent nuclear fuel.

12           (c) Of the funds made available for KEDO, up to  
13 \$20,000,000 may be made available on or after June 1,  
14 2000, if, 30 days prior to such obligation of funds, the  
15 President certifies and so reports to Congress that—

16           (1) the effort to can and safely store all spent  
17 fuel from North Korea's graphite-moderated nuclear  
18 reactors has been successfully concluded;

19           (2) North Korea is complying with its obliga-  
20 tions under the agreement regarding access to sus-  
21 pect underground construction;

22           (3) North Korea has terminated its nuclear  
23 weapons program, including all efforts to acquire,  
24 develop, test, produce, or deploy such weapons; and

1           (4) the United States has made and is con-  
2           tinuing to make significant progress on eliminating  
3           the North Korean ballistic missile threat, including  
4           further missile tests and its ballistic missile exports.

5           (d) The authorities of sections 451 and 614 of the  
6 Foreign Assistance Act of 1961, as amended, may not be  
7 used to authorize or provide assistance—

8           (1) to North Korea for purposes related to the  
9           Agreed Framework;

10           (2) to KEDO in excess of the amount made  
11           available under subsection (a); or

12           (3) that cannot be provided due to any funding  
13           ceiling, prohibition, restriction, or condition on re-  
14           lease of funds that is contained in subsection (a),  
15           (b), or (c).

16           (e) The President may waive the certification re-  
17           quirements of subsections (b) and (c) if the President de-  
18           termines that it is vital to the national security interests  
19           of the United States and provides written policy justifica-  
20           tions to the appropriate congressional committees prior to  
21           his exercise of such waiver. No funds may be obligated  
22           for KEDO until 30 days after submission to Congress of  
23           such waiver.

24           (f) The Secretary of State shall submit to the ap-  
25           propriate congressional committees a report (to be sub-

1 mitted with the annual presentation for appropriations)  
2 providing a full and detailed accounting of the fiscal year  
3 2001 request for the United States contribution to  
4 KEDO, the expected operating budget of the KEDO, to  
5 include unpaid debt, proposed annual costs associated  
6 with heavy fuel oil purchases, and the amount of funds  
7 pledged by other donor nations and organizations to sup-  
8 port KEDO activities on a per country basis, and other  
9 related activities.

10                   AFRICAN DEVELOPMENT FOUNDATION

11       SEC. 577. Funds made available to grantees of the  
12 African Development Foundation may be invested pending  
13 expenditure for project purposes when authorized by the  
14 President of the Foundation: *Provided*, That interest  
15 earned shall be used only for the purposes for which the  
16 grant was made: *Provided further*, That this authority ap-  
17 plies to interest earned both prior to and following enact-  
18 ment of this provision: *Provided further*, That notwith-  
19 standing section 505(a)(2) of the African Development  
20 Foundation Act, in exceptional circumstances the board  
21 of directors of the Foundation may waive the \$250,000  
22 limitation contained in that section with respect to a  
23 project: *Provided further*, That the Foundation shall pro-  
24 vide a report to the Committees on Appropriations in ad-  
25 vance of exercising such waiver authority.



1 AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET  
2 SUBMISSION

3 SEC. 581. Beginning with the fiscal year 2001 Budg-  
4 et, the Agency for International Development shall submit  
5 to the Committees on Appropriations a detailed budget for  
6 each fiscal year. The Agency budget shall contain the esti-  
7 mated levels of obligations for the current fiscal year and  
8 actual levels for the 2 previous years, and the President's  
9 request for new budget authority and estimate of carry-  
10 over obligational authority for the budget year. Budget  
11 data shall be disaggregated by program and activity for  
12 each bureau, field mission, and central office. Staff levels  
13 shall be provided and identified by program. The Agency  
14 shall submit to the Committees on Appropriations a pro-  
15 posed budget format no later than October 31, 1999, or  
16 30 days after the enactment of this act, whichever occurs  
17 later.

18 SENSE OF THE CONGRESS CONCERNING THE MURDER OF  
19 FOUR AMERICAN CHURCHWOMEN IN EL SALVADOR

20 SEC. 582. (a) FINDINGS.—Congress makes the fol-  
21 lowing findings.

22 (1) The December 2, 1980 brutal assault and  
23 murder of four American churchwomen by members  
24 of the Salvadoran National Guard was covered up  
25 and never fully investigated.

1           (2) On July 22 and July 23, 1998, Salvadoran  
2 authorities granted three of the National Guardsmen  
3 convicted of the crimes early release from prison.

4           (3) The United Nations Truth Commission for  
5 El Salvador determined in 1993 that there was suf-  
6 ficient evidence that the Guardsmen were acting on  
7 orders from their superiors.

8           (4) In March 1998, four of the convicted  
9 Guardsmen confessed that they acted after receiving  
10 orders from their superiors.

11           (5) Recently declassified documents from the  
12 State Department show that United States Govern-  
13 ment officials were aware of information suggesting  
14 the involvement of superior officers in the murders.

15           (6) United States officials granted permanent  
16 residence to a former Salvadoran military official in-  
17 volved in the cover-up of the murders, enabling him  
18 to remain in Florida.

19           (7) Despite the fact that the murders occurred  
20 over 17 years ago, the families of the four victims  
21 continue to seek the disclosure of information rel-  
22 evant to the murders.

23           (b) SENSE OF THE CONGRESS.—It is the sense of  
24 the Congress that—



1           (1) information relevant to the murders should  
2 be made public to the fullest extent possible;

3           (2) the Secretary of State and the Department  
4 of State are to be commended for fully releasing in-  
5 formation regarding the murders to the victims'  
6 families and to the American public, in prompt re-  
7 sponse to congressional requests;

8           (3) the President should order all other Federal  
9 agencies and departments that possess relevant in-  
10 formation to make every effort to declassify and re-  
11 lease to the victims' families relevant information as  
12 expeditiously as possible;

13           (4) in making determinations concerning the  
14 declassification and release of relevant information,  
15 the Federal agencies and departments should pre-  
16 sume in favor of releasing, rather than of with-  
17 holding, such information; and

18           (5) the President should direct the Attorney  
19 General to review the circumstances under which in-  
20 dividuals involved in either the murders or the cover-  
21 up of the murders obtained residence in the United  
22 States, and the Attorney General should submit a  
23 report to the Congress on the results of such review  
24 not later than January 1, 2000.

## KYOTO PROTOCOL

1  
2       SEC. 583. None of the funds appropriated by this Act  
3 shall be used to propose or issue rules, regulations, de-  
4 crees, or orders for the purpose of implementation, or in  
5 preparation for implementation, of the Kyoto Protocol,  
6 which was adopted on December 11, 1997, in Kyoto,  
7 Japan, at the Third Conference of the Parties to the  
8 United States Framework Convention on Climate Change,  
9 which has not been submitted to the Senate for advice and  
10 consent to ratification pursuant to article II, section 2,  
11 clause 2, of the United States Constitution, and which has  
12 not entered into force pursuant to article 25 of the Pro-  
13 tocol.

## CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

14       SEC. 584. (1) LIMITATIONS ON AMOUNT OF CON-  
15 TRIBUTION.—Of the amounts made available under  
16 “International Organizations and Programs”, not more  
17 than \$25,000,000 for fiscal year 2000 shall be available  
18 for the United Nations Population Fund (hereinafter in  
19 this subsection referred to as the “UNFPA”).

21       (2) PROHIBITION ON USE OF FUNDS IN CHINA.—  
22 None of the funds made available under “International  
23 Organizations and Programs” may be made available for  
24 the UNFPA for a country program in the People’s Repub-  
25 lic of China.

1 (3) CONDITIONS ON AVAILABILITY OF FUNDS.—  
2 Amounts made available under “International Organiza-  
3 tions and Programs” for fiscal year 2000 for the UNFPA  
4 may not be made available to UNFPA unless—

5 (A) the UNFPA maintains amounts made  
6 available to the UNFPA under this section in an ac-  
7 count separate from other accounts of the UNFPA;

8 (B) the UNFPA does not commingle amounts  
9 made available to the UNFPA under this section  
10 with other sums; and

11 (C) the UNFPA does not fund abortions.

12 (4) REPORT TO THE CONGRESS AND WITHHOLDING  
13 OF FUNDS.—

14 (A) Not later than February 15, 2000, the Sec-  
15 retary of State shall submit a report to the appro-  
16 priate congressional committees indicating the  
17 amount of funds that the United Nations Population  
18 Fund is budgeting for the year in which the report  
19 is submitted for a country program in the People’s  
20 Republic of China.

21 (B) If a report under subparagraph (A) indi-  
22 cates that the United Nations Population Fund  
23 plans to spend funds for a country program in the  
24 People’s Republic of China in the year covered by  
25 the report, then the amount of such funds that the

1 UNFPA plans to spend in the People's Republic of  
2 China shall be deducted from the funds made avail-  
3 able to the UNFPA after March 1 for obligation for  
4 the remainder of the fiscal year in which the report  
5 is submitted.

6 LIMITATION ON FUNDS FOR FOREIGN ORGANIZATIONS

7 THAT PERFORM OR PROMOTE ABORTION

8 SEC. 585. (a) Section 104 of the Foreign Assistance  
9 Act of 1961 (22 U.S.C. 2151b) is amended by adding at  
10 the end the following:

11 “(h) RESTRICTION ON ASSISTANCE TO FOREIGN OR-  
12 GANIZATIONS THAT PERFORM OR ACTIVELY PROMOTE  
13 ABORTIONS.—

14 “(1) PERFORMANCE OF ABORTIONS.—(A) Not-  
15 withstanding section 614 of this Act or any other  
16 provision of law, no funds appropriated for popu-  
17 lation planning activities or other population assist-  
18 ance may be made available for any foreign private,  
19 nongovernmental, or multilateral organization until  
20 the organization certifies that it will not, during the  
21 period for which the funds are made available, per-  
22 form abortions in any foreign country, except where  
23 the life of the mother would be endangered if the  
24 pregnancy were carried to term or in cases of fore-  
25 ible rape or incest.

1           “(B) Subparagraph (A) may not be construed  
2           to apply to the treatment of injuries or illnesses  
3           caused by legal or illegal abortions or to assistance  
4           provided directly to the government of a country.

5           “(2) LOBBYING ACTIVITIES.—(A) Notwith-  
6           standing section 614 of this Act or any other provi-  
7           sion of law, no funds appropriated for population  
8           planning activities or other population assistance  
9           may be made available for any foreign private, non-  
10          governmental, or multilateral organization until the  
11          organization certifies that it will not, during the pe-  
12          riod for which the funds are made available, violate  
13          the laws of any foreign country concerning the cir-  
14          cumstances under which abortion is permitted, regu-  
15          lated, or prohibited, or engage in any activity or ef-  
16          fort to alter the laws or governmental policies of any  
17          foreign country concerning the circumstances under  
18          which abortion is permitted, regulated, or prohibited.

19          “(B) Subparagraph (A) shall not apply to ac-  
20          tivities in opposition to coercive abortion or involun-  
21          tary sterilization.

22          “(3) APPLICATION TO FOREIGN ORGANIZA-  
23          TIONS.—The prohibitions of this subsection apply to  
24          funds made available to a foreign organization either  
25          directly or as a subcontractor or subgrantee, and the

1       certifications required by paragraphs (1) and (2)  
2       apply to activities in which the organization engages  
3       either directly or through a subcontractor or sub-  
4       grantee.”.

5       (b) The President may waive the provisions of section  
6 104(h)(1) of the Foreign Assistance Act of 1961 (relating  
7 to population assistance to foreign organizations that per-  
8 form abortions in foreign countries), as added by sub-  
9 section (a), for any fiscal year.

10       RESTRICTION ON POPULATION PLANNING ACTIVITIES OR  
11                               OTHER POPULATION ASSISTANCE

12       SEC. 586. (a) None of the funds appropriated or oth-  
13 erwise made available for population planning activities or  
14 other population assistance under title II of this Act may  
15 be made available to a foreign nongovernmental organiza-  
16 tion unless the organization certifies that—

17               (1) it will not use such funds to promote abor-  
18 tion as a method of family planning or to lobby for  
19 or against abortion;

20               (2) it will use such funds that are made avail-  
21 able for family planning services to reduce the inci-  
22 dence of abortion as a method of family planning;

23               (3) it will not violate the laws or policies of the  
24 foreign government relating to the circumstances  
25 under which abortion is permitted, regulated, or pro-  
26 hibited; and

1           (4) it will not engage in any activity or effort  
2           in violation of applicable laws or policies of the for-  
3           eign government to alter the laws or policies of such  
4           foreign government relating to the circumstances  
5           under which abortion is permitted, regulated, or pro-  
6           hibited, except with respect to activities in opposition  
7           to coercive abortion or involuntary sterilization.

8           (b) The limitation on availability of funds to a foreign  
9           nongovernmental organization under subsection (a) shall  
10          apply—

11           (1) to funds made available to an organization  
12           either directly or indirectly as a subcontractor or  
13           subgrantee; and

14           (2) to activities in which the organization en-  
15           gages either directly or indirectly through a subcon-  
16           tractor or subgrantee.

17          SEC. 587. Of the funds appropriated in title II of this  
18          Act under the heading “ASSISTANCE FOR THE INDE-  
19          PENDENT STATES OF THE FORMER SOVIET UNION”, not  
20          more than \$172,000,000 shall be available for the Govern-  
21          ment of the Russian Federation.

22          LIMITATION ON USE OF FUNDS FOR PURCHASE OF  
23                  PRODUCTS NOT MADE IN AMERICA

24          SEC. 588. None of the funds appropriated in title I,  
25          II, or III of this Act may be made available to the govern-  
26          ment of any foreign country if the funds are to be used

1 to purchase any equipment or product made in a country  
2 other than such foreign country or the United States of  
3 America.

4 LIMITATION ON ASSISTANCE FOR SCHOOL OF THE  
5 AMERICAS

6 SEC. 589. None of the funds appropriated or other-  
7 wise made available by this Act may be used for programs  
8 at the United States Army School of the Americas located  
9 at Fort Benning, Georgia.

10 SEC. 590. None of the funds appropriated or other-  
11 wise made available by this Act may be provided for the  
12 United Nations Man and the Biosphere (MAB) Program  
13 or the United Nations World Heritage Fund.

14 This Act may be cited as the “Foreign Operations,  
15 Export Financing, and Related Programs Appropriations  
16 Act, 2000”.

Passed the House of Representatives August 3,  
1999.

Attest: JEFF TRANDAHL,  
*Clerk.*

By MARTHA C. MORRISON,  
*Deputy Clerk.*