

106TH CONGRESS
1ST SESSION

H. R. 2415

To enhance security of United States missions and personnel overseas, to authorize appropriations for the Department of State for fiscal year 2000, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 1, 1999

Mr. SMITH of New Jersey (for himself and Ms. MCKINNEY) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To enhance security of United States missions and personnel overseas, to authorize appropriations for the Department of State for fiscal year 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “American Embassy
5 Security Act of 1999”.

6 **SEC. 2. TABLE OF CONTENTS.**

7 The table of contents is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Definitions.

TITLE I—AUTHORIZATIONS OF APPROPRIATIONS

CHAPTER 1—DEPARTMENT OF STATE

- Sec. 101. Administration of foreign affairs.
- Sec. 102. International organizations.
- Sec. 103. International commissions.
- Sec. 104. Migration and refugee assistance.
- Sec. 105. Public diplomacy programs.
- Sec. 106. Voluntary contributions to international organizations.
- Sec. 107. Grants to the Asia Foundation.

CHAPTER 2—BROADCASTING BOARD OF GOVERNORS

- Sec. 121. International broadcasting.

TITLE II—DEPARTMENT OF STATE AUTHORITIES AND ACTIVITIES

CHAPTER 1—AUTHORITIES AND ACTIVITIES

- Sec. 201. Authority to lease aircraft to respond to a terrorist attack abroad.
- Sec. 202. Report on Cuban drug trafficking.
- Sec. 203. Report on compliance with the Hague Convention on International Child Abduction.
- Sec. 204. Elimination of obsolete reports.
- Sec. 205. Continuation of reporting requirements.
- Sec. 206. International arms sales code of conduct.
- Sec. 207. Human rights and democracy fellowships.
- Sec. 208. Joint funds under agreements for cooperation in environmental, scientific, cultural, and related areas.
- Sec. 209. Report on international extradition.
- Sec. 210. Effective regulation of satellite export activities.

CHAPTER 2—CONSULAR AND RELATED ACTIVITIES

- Sec. 251. Deaths and estates of United States citizens abroad.
- Sec. 252. Duties of consular officers.
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- Sec. 254. Processing of visa applications.
- Sec. 255. Repeal of outdated provision on passport fees.
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CHAPTER 3—REFUGEES

- Sec. 271. United States policy regarding the involuntary return of refugees.
- Sec. 272. Human rights reports.
- Sec. 273. Guidelines for refugee processing posts.
- Sec. 274. Vietnamese refugees.

TITLE III—ORGANIZATION OF THE DEPARTMENT OF STATE;
PERSONNEL OF THE DEPARTMENT OF STATE AND FOREIGN
SERVICE

CHAPTER 1—ORGANIZATION OF THE DEPARTMENT OF STATE

- Sec. 301. Establishment of Bureau for International Information Programs and Bureau for Educational and Cultural Exchange Programs.

Sec. 302. Correction of designation of Inspector General of the Department of State.

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- Sec. 321. Establishment of Foreign Service Star.
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 Sec. 325. Report concerning financial disadvantages for administrative and technical personnel.
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 Sec. 327. Medical emergency assistance.
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 Sec. 329. Parental choice in education.
 Sec. 330. Workforce planning for foreign service personnel by federal agencies.
 Sec. 331. Compensation for survivors of terrorist attacks overseas.

TITLE IV—UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS

- Sec. 401. Educational and cultural exchanges and scholarships for Tibetans and Burmese.
 Sec. 402. Conduct of certain educational and cultural exchange programs.
 Sec. 403. Notification to Congress of grants.
 Sec. 404. National security measures.
 Sec. 405. Designation of North/South Center as the Dante B. Fascell North-South Center.
 Sec. 406. Advisory Commission on Public Diplomacy.
 Sec. 407. International expositions.
 Sec. 408. Royal Ulster Constabulary.

TITLE V—INTERNATIONAL BROADCASTING

- Sec. 501. Permanent authorization for Radio Free Asia.
 Sec. 502. Preservation of RFE/RL (Radio Free Europe/Radio Liberty).
 Sec. 503. Immunity from civil liability for Broadcasting Board of Governors.

TITLE VI—INTERNATIONAL ORGANIZATIONS AND COMMISSIONS

- Sec. 601. Interparliamentary groups.
 Sec. 602. Authority to assist State and local governments.
 Sec. 603. International Boundary and Water Commission.
 Sec. 604. Concerning United Nations General Assembly Resolution ES-10/6.

TITLE VII—GENERAL PROVISIONS

- Sec. 701. Sense of the Congress concerning support for democracy and human rights activists in Cuba.
 Sec. 702. Relating to Cyprus.

1 **SEC. 3. DEFINITIONS.**

2 In this Act:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-
2 TEES.—The term “appropriate congressional com-
3 mittees” means the Committee on International Re-
4 lations and the Committee on Appropriations of the
5 House of Representatives and the Committee on
6 Foreign Relations and the Committee on Appropria-
7 tions of the Senate.

8 (2) SECRETARY.—The term “Secretary” means
9 the Secretary of State.

10 **TITLE I—AUTHORIZATIONS OF** 11 **APPROPRIATIONS**

12 **CHAPTER 1—DEPARTMENT OF STATE**

13 **SEC. 101. ADMINISTRATION OF FOREIGN AFFAIRS.**

14 The following amounts are authorized to be appro-
15 priated for the Department of State under “Administra-
16 tion of Foreign Affairs” to carry out the authorities, func-
17 tions, duties, and responsibilities in the conduct of the for-
18 eign affairs of the United States and for other purposes
19 authorized by law, including the diplomatic security pro-
20 gram:

21 (1) DIPLOMATIC AND CONSULAR PROGRAMS.—

22 (A) AUTHORIZATION OF APPROPRIA-
23 TIONS.—For “Diplomatic and Consular Pro-
24 grams” of the Department of State, such sums
25 as may be necessary for the fiscal year 2000.

1 (B) LIMITATIONS.—

2 (i) WORLDWIDE SECURITY UP-
3 GRADES.—Of the amounts authorized to be
4 appropriated by subparagraph (A),
5 \$254,000,000 for fiscal year 2000 is au-
6 thorized to be appropriated only for world-
7 wide security upgrades.

8 (ii) BUREAU OF DEMOCRACY, HUMAN
9 RIGHTS, AND LABOR.—Of the amounts au-
10 thorized to be appropriated by subpara-
11 graph (A), \$15,000,000 for fiscal year
12 2000 is authorized to be appropriated only
13 for salaries and expenses of the Bureau of
14 Democracy, Human Rights, and Labor.

15 (iii) RECRUITMENT OF MINORITY
16 GROUPS.—Of the amounts authorized to be
17 appropriated by subparagraph (A),
18 \$2,000,000 for fiscal year 2000 is author-
19 ized to be appropriated only for the re-
20 cruitment of members of minority groups
21 for careers in the Foreign Service and
22 international affairs.

23 (2) CAPITAL INVESTMENT FUND.—For “Cap-
24 ital Investment Fund” of the Department of State,

1 such sums as may be necessary for the fiscal year
2 2000.

3 (3) SECURITY AND MAINTENANCE OF UNITED
4 STATES MISSIONS.—

5 (A) AUTHORIZATION OF APPROPRIA-
6 TIONS.—For “Security and Maintenance of
7 United States Missions”, \$1,580,066,000 for
8 the fiscal year 2000.

9 (B) SECURITY UPGRADES FOR UNITED
10 STATES MISSIONS.—Of the amounts authorized
11 to be appropriated by subparagraph (A),
12 \$1,146,000,000 for fiscal year 2000 is author-
13 ized to be appropriated only for security up-
14 grades to United States missions abroad, in-
15 cluding construction and relocation costs.

16 (4) REPRESENTATION ALLOWANCES.—For
17 “Representation Allowances”, such sums as may be
18 necessary for the fiscal year 2000.

19 (5) EMERGENCIES IN THE DIPLOMATIC AND
20 CONSULAR SERVICE.—For “Emergencies in the Dip-
21 lomatic and Consular Service”, such sums as may be
22 necessary for the fiscal year 2000.

23 (6) OFFICE OF THE INSPECTOR GENERAL.—
24 For “Office of the Inspector General”, such sums as
25 may be necessary for the fiscal year 2000.

1 (7) PAYMENT TO THE AMERICAN INSTITUTE IN
2 TAIWAN.—For “Payment to the American Institute
3 in Taiwan”, such sums as may be necessary for the
4 fiscal year 2000.

5 (8) PROTECTION OF FOREIGN MISSIONS AND
6 OFFICIALS.—

7 (A) For “Protection of Foreign Missions
8 and Officials”, such sums as may be necessary
9 for the fiscal year 2000.

10 (B) Each amount appropriated pursuant
11 to this paragraph is authorized to remain avail-
12 able through September 30 of the fiscal year
13 following the fiscal year for which the amount
14 appropriated was made.

15 (9) REPATRIATION LOANS.—For “Repatriation
16 Loans”, such sums as may be necessary for the fis-
17 cal year 2000, for administrative expenses.

18 **SEC. 102. INTERNATIONAL ORGANIZATIONS.**

19 (a) ASSESSED CONTRIBUTIONS TO INTERNATIONAL
20 ORGANIZATIONS.—There are authorized to be appro-
21 priated for “Contributions to International Organiza-
22 tions”, such sums as may be necessary for the fiscal year
23 2000 for the Department of State to carry out the authori-
24 ties, functions, duties, and responsibilities in the conduct
25 of the foreign affairs of the United States with respect

1 to international organizations and to carry out other au-
2 thorities in law consistent with such purposes.

3 (b) ASSESSED CONTRIBUTIONS FOR INTERNATIONAL
4 PEACEKEEPING ACTIVITIES.—There are authorized to be
5 appropriated for “Contributions for International Peace-
6 keeping Activities”, such sums as may be necessary for
7 the fiscal year 2000 for the Department of State to carry
8 out the authorities, functions, duties, and responsibilities
9 in the conduct of the foreign affairs of the United States
10 with respect to international peacekeeping activities and
11 to carry out other authorities in law consistent with such
12 purposes.

13 **SEC. 103. INTERNATIONAL COMMISSIONS.**

14 The following amounts are authorized to be appro-
15 priated under “International Commissions” for the De-
16 partment of State to carry out the authorities, functions,
17 duties, and responsibilities in the conduct of the foreign
18 affairs of the United States and for other purposes author-
19 ized by law:

20 (1) INTERNATIONAL BOUNDARY AND WATER
21 COMMISSION, UNITED STATES AND MEXICO.—For
22 “International Boundary and Water Commission,
23 United States and Mexico”—

1 (A) for “Salaries and Expenses” such
2 sums as may be necessary for the fiscal year
3 2000; and

4 (B) for “Construction” such sums as may
5 be necessary for the fiscal year 2000.

6 (2) INTERNATIONAL BOUNDARY COMMISSION,
7 UNITED STATES AND CANADA.—For “International
8 Boundary Commission, United States and Canada”,
9 such sums as may be necessary for the fiscal year
10 2000.

11 (3) INTERNATIONAL JOINT COMMISSION.—For
12 “International Joint Commission”, such sums as
13 may be necessary for the fiscal year 2000.

14 (4) INTERNATIONAL FISHERIES COMMIS-
15 SIONS.—For “International Fisheries Commissions”,
16 such sums as may be necessary for the fiscal year
17 2000.

18 **SEC. 104. MIGRATION AND REFUGEE ASSISTANCE.**

19 (a) MIGRATION AND REFUGEE ASSISTANCE.—

20 (1) AUTHORIZATION OF APPROPRIATIONS.—
21 There are authorized to be appropriated for “Migra-
22 tion and Refugee Assistance” for authorized activi-
23 ties, \$750,000,000 for the fiscal year 2000.

24 (2) LIMITATIONS.—

1 (A) TIBETAN REFUGEES IN INDIA AND
2 NEPAL.—Of the amounts authorized to be ap-
3 propriated in paragraph (1), not more than
4 \$2,000,000 for the fiscal year 2000 is author-
5 ized to be available only for humanitarian as-
6 sistance, including food, medicine, clothing, and
7 medical and vocational training, to Tibetan ref-
8 ugees in India and Nepal who have fled Chi-
9 nese-occupied Tibet.

10 (B) REFUGEES RESETTLING IN ISRAEL.—
11 Of the amounts authorized to be appropriated
12 in paragraph (1), \$60,000,000 for the fiscal
13 year 2000 is authorized to be available only for
14 assistance for refugees resettling in Israel from
15 other countries.

16 (C) HUMANITARIAN ASSISTANCE FOR DIS-
17 PLACED BURMESE.—Of the amounts authorized
18 to be appropriated in paragraph (1),
19 \$2,000,000 for the fiscal year 2000 for humani-
20 tarian assistance are authorized to be available
21 only for assistance (including food, medicine,
22 clothing, and medical and vocational training)
23 to persons displaced as a result of civil conflict
24 in Burma, including persons still within Burma.

1 (D) ASSISTANCE FOR DISPLACED SIERRA
2 LEONEANS.—Of the amounts authorized to be
3 appropriated in paragraph (1), \$2,000,000 for
4 the fiscal year 2000 for humanitarian assist-
5 ance are authorized to be available only for as-
6 sistance (including food, medicine, clothing, and
7 medical and vocational training) and resettlement
8 of persons who have been severely mutilated
9 as a result of civil conflict in Sierra
10 Leone, including persons still within Sierra
11 Leone.

12 (E) ASSISTANCE FOR KOSOVAR REFUG-
13 GEES.—

14 (i) Of the amounts authorized to be
15 appropriated in paragraph (1),
16 \$50,000,000 for the fiscal year 2000 are
17 authorized to be appropriated only for the
18 Front Line States Initiative defined in
19 clause (ii).

20 (ii) For the purposes of this subpara-
21 graph, the term “Front Line States Initia-
22 tive” means assistance for the relief of ref-
23ugees fleeing from the conflict in Kosovo
24 provided through nongovernmental organi-
25 zations in the form of food, housing, cloth-

1 ing, transportation, and other material,
2 with priority assistance for the relief of
3 refugees in the front line states of Albania
4 and Macedonia.

5 (b) AVAILABILITY OF FUNDS.—Funds appro-
6 priated pursuant to this section are authorized to remain
7 available until expended.

8 **SEC. 105. PUBLIC DIPLOMACY PROGRAMS.**

9 The following amounts are authorized to be appro-
10 priated for the Department of State to carry out inter-
11 national information activities and educational and cul-
12 tural exchange programs under the United States Infor-
13 mation and Educational Exchange Act of 1948, the Mu-
14 tual Educational and Cultural Exchange Act of 1961, Re-
15 organization Plan Number 2 of 1977, the Dante B. Fas-
16 cell North-South Center Act of 1991, and the National
17 Endowment for Democracy Act, and to carry out other
18 authorities in law consistent with such purposes:

19 (1) INTERNATIONAL INFORMATION PRO-
20 GRAMS.—For “International Information Pro-
21 grams”, such sums as may be necessary for the fis-
22 cal year 2000.

23 (2) EDUCATIONAL AND CULTURAL EXCHANGE
24 PROGRAMS.—

1 (A) FULBRIGHT ACADEMIC EXCHANGE
2 PROGRAMS.—There are authorized to be appro-
3 priated for the “Fulbright Academic Exchange
4 Programs” (other than programs described in
5 subparagraph (B)), such sums as may be nec-
6 essary for the fiscal year 2000.

7 (B) OTHER EDUCATIONAL AND CULTURAL
8 EXCHANGE PROGRAMS.—

9 (i) IN GENERAL.—There are author-
10 ized to be appropriated for other edu-
11 cational and cultural exchange programs
12 authorized by law, including the Claude
13 and Mildred Pepper Scholarship Program
14 of the Washington Workshops Foundation
15 and the Mike Mansfield Fellowship Pro-
16 gram, such sums as may be necessary for
17 the fiscal year 2000.

18 (ii) SOUTH PACIFIC EXCHANGES.—Of
19 the amounts authorized to be appropriated
20 under clause (i), \$750,000 for the fiscal
21 year 2000 is authorized to be available for
22 “South Pacific Exchanges”.

23 (iii) EAST TIMORESE SCHOLAR-
24 SHIPS.—Of the amounts authorized to be
25 appropriated under clause (i), \$500,000

1 for the fiscal year 2000 is authorized to be
2 available for “East Timorese Scholar-
3 ships”.

4 (iv) TIBETAN EXCHANGES.—Of the
5 amounts authorized to be appropriated
6 under clause (i), \$500,000 for the fiscal
7 year 2000 is authorized to be available for
8 “Ngawang Choephel Exchange Programs”
9 (formerly known as educational and cul-
10 tural exchanges with Tibet) under section
11 103(a) of the Human Rights, Refugee, and
12 Other Foreign Relations Provisions Act of
13 1996 (Public Law 104–319).

14 (v) AFRICAN EXCHANGES.—Of the
15 amounts authorized to be appropriated
16 under clause (i), \$500,000 for the fiscal
17 year 2000 is authorized to be available
18 only for “Educational and Cultural Ex-
19 changes with Sub-Saharan Africa”.

20 (3) CENTER FOR CULTURAL AND TECHNICAL
21 INTERCHANGE BETWEEN EAST AND WEST.—For the
22 “Center for Cultural and Technical Interchange be-
23 tween East and West”, \$17,500,000 for the fiscal
24 year 2000.

1 (4) NATIONAL ENDOWMENT FOR DEMOC-
2 RACY.—

3 (A) AUTHORIZATION OF APPROPRIA-
4 TIONS.—For the “National Endowment for De-
5 mocracy”, \$34,000,000 for the fiscal year 2000.

6 (B) LIMITATION.—Of the amounts author-
7 ized to be appropriated by subparagraph (A),
8 \$2,000,000 for the fiscal year 2000 is author-
9 ized to be appropriated only for a fellowship
10 program, to be known as the “Reagan-Fascell
11 Democracy Fellows”, for democracy activists
12 and scholars from around the world at the
13 International Forum for Democratic Studies in
14 Washington, D.C., to study, write, and ex-
15 change views with other activists and scholars
16 and with Americans.

17 (5) DANTE B. FASCELL NORTH-SOUTH CEN-
18 TER.—For “Dante B. Fascell North-South Center”
19 such sums as may be necessary for the fiscal year
20 2000.

21 **SEC. 106. VOLUNTARY CONTRIBUTIONS TO INTER-**
22 **NATIONAL ORGANIZATIONS.**

23 (a) AUTHORIZATION OF APPROPRIATIONS.—There
24 are authorized to be appropriated for “Voluntary Con-

1 tributions to International Organizations”, such sums as
2 may be necessary for the fiscal year 2000.

3 (b) LIMITATIONS ON AUTHORIZATIONS OF APPRO-
4 PRIATIONS.—

5 (1) WORLD FOOD PROGRAM.—Of the amounts
6 authorized to be appropriated under subsection (a),
7 \$5,000,000 for the fiscal year 2000 is authorized to
8 be appropriated only for a United States contribu-
9 tion to the World Food Program.

10 (2) UNITED NATIONS VOLUNTARY FUND FOR
11 VICTIMS OF TORTURE.—Of the amount authorized
12 to be appropriated under subsection (a), \$5,000,000
13 for the fiscal year 2000 is authorized to be appro-
14 priated only for a United States contribution to the
15 United Nations Voluntary Fund for Victims of Tor-
16 ture.

17 (3) INTERNATIONAL PROGRAM ON THE ELIMI-
18 NATION OF CHILD LABOR.—Of the amounts author-
19 ized to be appropriated under subsection (a),
20 \$5,000,000 for the fiscal year 2000 is authorized to
21 be appropriated only for a United States contribu-
22 tion to the International Labor Organization for the
23 activities of the International Program on the Elimini-
24 nation of Child Labor.

1 (4) ORGANIZATION OF AMERICAN STATES.—Of
2 the amounts authorized to be appropriated under
3 subsection (a), \$240,000 for the fiscal year 2000 is
4 authorized to be appropriated only for a United
5 States contribution to the Organization of American
6 States for the Office of the Special Rapporteur for
7 Freedom of Expression in the Western Hemisphere
8 to conduct investigations, including field visits, to es-
9 tablish a network of nongovernmental organizations,
10 and to hold hemispheric conferences, of which
11 \$6,000 for each fiscal year is authorized to be ap-
12 propriated only for the investigation and dissemina-
13 tion of information on violations of freedom of ex-
14 pression by the Government of Cuba.

15 (c) RESTRICTIONS ON UNITED STATES VOLUNTARY
16 CONTRIBUTIONS TO UNITED NATIONS DEVELOPMENT
17 PROGRAM.—

18 (1) LIMITATION.—Of the amounts made avail-
19 able under subsection (a) for the fiscal year 2000 for
20 United States voluntary contributions to the United
21 Nations Development Program an amount equal to
22 the amount the United Nations Development Pro-
23 gram will spend in Burma during each fiscal year
24 shall be withheld unless during such fiscal year the
25 Secretary of State submits to the appropriate con-

1 gressional committees the certification described in
2 paragraph (2).

3 (2) CERTIFICATION.—The certification referred
4 to in paragraph (1) is a certification by the Sec-
5 retary of State that all programs and activities of
6 the United Nations Development Program (including
7 United Nations Development Program—Adminis-
8 tered Funds) in Burma—

9 (A) are focused on eliminating human suf-
10 fering and addressing the needs of the poor;

11 (B) are undertaken only through inter-
12 national or private voluntary organizations that
13 have been deemed independent of the State
14 Peace and Development Council (SPDC) (for-
15 merly known as the State Law and Order Res-
16 toration Council (SLORC), after consultation
17 with the leadership of the National League for
18 Democracy and the leadership of the National
19 Coalition Government of the Union of Burma;

20 (C) provide no financial, political, or mili-
21 tary benefit to the SPDC; and

22 (D) are carried out only after consultation
23 with the leadership of the National League for
24 Democracy and the leadership of the National
25 Coalition Government of the Union of Burma.

1 (d) CONTRIBUTIONS TO UNITED NATIONS POPU-
2 LATION FUND.—

3 (1) LIMITATIONS ON AMOUNT OF CONTRIBU-
4 TION.—Of the amounts made available under sub-
5 section (a), not more than \$25,000,000 for fiscal
6 year 2000 shall be available for the United Nations
7 Population Fund (hereinafter in this subsection re-
8 ferred to as the “UNFPA”).

9 (2) PROHIBITION ON USE OF FUNDS IN
10 CHINA.—None of the funds made available under
11 subsection (a) may be made available for the
12 UNFPA for a country program in the People’s Re-
13 public of China.

14 (3) CONDITIONS ON AVAILABILITY OF
15 FUNDS.—Amounts made available under subsection
16 (a) for fiscal year 2000 for the UNFPA may not be
17 made available to UNFPA unless—

18 (A) the UNFPA maintains amounts made
19 available to the UNFPA under this section in
20 an account separate from other accounts of the
21 UNFPA;

22 (B) the UNFPA does not commingle
23 amounts made available to the UNFPA under
24 this section with other sums; and

25 (C) the UNFPA does not fund abortions.

1 (4) WITHHOLDING OF FUNDS SUBJECT TO CER-
2 TIFICATION.—

3 (A) Of the amounts made available for fis-
4 cal year 2000 for United States voluntary con-
5 tributions to the UNFPA an amount equal to
6 the amount that UNFPA will spend on a coun-
7 try program in the People’s Republic of China
8 during each fiscal year shall be withheld unless
9 during such fiscal year, the Secretary of State
10 submits to the appropriate congressional com-
11 mittees the certification described in subpara-
12 graph (B).

13 (B) The certification referred to in sub-
14 paragraph (A) is a certification by the Sec-
15 retary of State that the country program of the
16 UNFPA in the People’s Republic of China—

17 (i) focuses on improving the delivery
18 of voluntary family planning information
19 and services;

20 (ii) is designed in conformity with the
21 human rights principles affirmed at the
22 International Conference on Population
23 and Development with the support of 180
24 nations including the United States;

1 (iii) is implemented only in counties in
2 the People’s Republic of China where all
3 quotas and targets for the recruitment of
4 program participants have been abolished
5 and the use of coercive measures has been
6 eliminated;

7 (iv) is carried out in consultation
8 with, and under the oversight and approval
9 of, the UNFPA executive board, including
10 the United States representative;

11 (v) is subject to regular independent
12 monitoring to ensure compliance with the
13 principles of informed consent and vol-
14 untary participation; and

15 (vi) suspends operations in project
16 counties found to be in violation of pro-
17 gram guidelines.

18 (e) AVAILABILITY OF FUNDS.—Amounts authorized
19 to be appropriated under subsection (a) are authorized to
20 remain available until expended.

21 **SEC. 107. GRANTS TO THE ASIA FOUNDATION.**

22 Section 404 of The Asia Foundation Act (title IV of
23 Public Law 98–164) is amended to read as follows:

24 “SEC. 404. There are authorized to be appropriated
25 to the Secretary of State such sums as may be necessary

1 for the fiscal year 2000 for grants to The Asia Foundation
2 pursuant to this title.”.

3 **CHAPTER 2—BROADCASTING BOARD OF**
4 **GOVERNORS**

5 **SEC. 121. INTERNATIONAL BROADCASTING.**

6 The following amounts are authorized to be appro-
7 priated for the Broadcasting Board of Governors to carry
8 out certain international broadcasting activities under the
9 United States International Broadcasting Act of 1994, the
10 Radio Broadcasting to Cuba Act, and the Television
11 Broadcasting to Cuba Act, and for other purposes author-
12 ized by law:

13 (1) INTERNATIONAL BROADCASTING OPER-
14 ATIONS.—

15 (A) AUTHORIZATION OF APPROPRIA-
16 TIONS.—For “International Broadcasting Oper-
17 ations”, such sums as may be necessary for the
18 fiscal year 2000.

19 (B) ALLOCATION.—Of the amounts au-
20 thorized to be appropriated under subparagraph
21 (A), the Broadcasting Board of Governors shall
22 seek to ensure that the amounts made available
23 for broadcasting to nations whose people do not
24 fully enjoy freedom of expression do not decline

1 in proportion to the amounts made available for
2 broadcasting to other nations.

3 (2) BROADCASTING CAPITAL IMPROVEMENTS.—

4 For “Broadcasting Capital Improvements”, such
5 sums as may be necessary for the fiscal year 2000.

6 (3) RADIO FREE ASIA.—For “Radio Free
7 Asia”, \$30,000,000 for the fiscal year 2000.

8 (4) BROADCASTING TO CUBA.—

9 (A) AUTHORIZATION OF APPROPRIA-
10 TIONS.—For “Broadcasting to Cuba”, such
11 sums as may be necessary for the fiscal year
12 2000.

13 (B) LIMITATION.—Of the amounts author-
14 ized to be appropriated under subparagraph
15 (A), \$712,000 for the fiscal year 2000 is au-
16 thorized to be appropriated only for the Office
17 of Cuba Broadcasting to develop and implement
18 new technology and enhance current methods to
19 strengthen and improve the transmission capa-
20 bilities of Radio Marti and TV Marti.

1 **TITLE II—DEPARTMENT OF**
2 **STATE AUTHORITIES AND AC-**
3 **TIVITIES**

4 **CHAPTER 1—AUTHORITIES AND**
5 **ACTIVITIES**

6 **SEC. 201. AUTHORITY TO LEASE AIRCRAFT TO RESPOND TO**
7 **A TERRORIST ATTACK ABROAD.**

8 Subject to the availability of appropriations, in the
9 event of an emergency which involves a terrorist attack
10 abroad, the Director of the Federal Bureau of Investiga-
11 tion of the Department of Justice is authorized to lease
12 commercial aircraft to transport equipment and personnel
13 in response to such attack if there have been reasonable
14 efforts to obtain appropriate Department of Defense air-
15 craft and such aircraft are unavailable. The leasing au-
16 thority under this section shall include authority to pro-
17 vide indemnification insurance or guarantees, if necessary
18 and appropriate.

19 **SEC. 202. REPORT ON CUBAN DRUG TRAFFICKING.**

20 Not later than 90 days after the date of the enact-
21 ment of this Act and every 180 days thereafter, the Sec-
22 retary of State shall submit to the appropriate congres-
23 sional committees an unclassified report (with a classified
24 annex) on the extent of international drug trafficking

1 from, through, or over Cuba. Each report shall include the
2 following:

3 (1) Information concerning the extent to which
4 the Cuban Government or any official, employee, or
5 entity of the Government of Cuba has engaged in,
6 facilitated, or condoned such trafficking.

7 (2) The extent to which the appropriate agen-
8 cies of the United States Government have inves-
9 tigated and prosecuted such activities of the Cuban
10 Government or any official, employee, or entity of
11 the Government of Cuba.

12 (3) A determination of whether the Government
13 of Cuba should be included in the list of nations con-
14 sidered to be major drug trafficking countries.

15 **SEC. 203. REPORT ON COMPLIANCE WITH THE HAGUE CON-**
16 **VENTION ON INTERNATIONAL CHILD ABDUC-**
17 **TION.**

18 Section 2803(a) of the Foreign Affairs Reform and
19 Restructuring Act of 1998 (as enacted by division G of
20 the Omnibus Consolidated and Emergency Supplemental
21 Appropriations Act, 1999; Public Law 105–277) is
22 amended—

23 (1) by striking “1999,” and inserting “2000,”;

24 (2) in paragraph (2) by striking “abducted.”

25 and inserting “abducted, are being wrongfully re-

1 tained in violation of United States court orders, or
2 which have failed to comply with any of their obliga-
3 tions under such convention with respect to applica-
4 tions for the return of children, access to children,
5 or both, submitted by United States citizens or law-
6 ful residents.”;

7 (3) in paragraph (3)—

8 (A) by striking “children” and inserting
9 “children, access to children, or both,”; and

10 (B) by inserting “or lawful residents” after
11 “citizens”; and

12 (4) by inserting after paragraph (5) the fol-
13 lowing new paragraph:

14 “(6) A list of the countries which are Parties to
15 the Convention, but in which due to the absence of
16 a prompt and effective method for enforcement of
17 civil court orders, the absence of a doctrine of com-
18 ity, or other factors, there is a substantial possibility
19 that an order of return or access under a Hague
20 Convention proceeding, or a United States custody,
21 access, or visitation order, will not be promptly en-
22 forced.”.

1 **SEC. 204. ELIMINATION OF OBSOLETE REPORTS.**

2 (a) POST LANGUAGE COMPETENCE.—Section 304(c)
3 of the Foreign Service Act of 1980 (22 U.S.C. 3944(c))
4 is repealed.

5 (b) SUSTAINABLE ECONOMIC GROWTH.—Section 574
6 of the Foreign Operations, Export Financing, and Related
7 Programs Appropriations Act, 1996 (Public Law 104–
8 107) is repealed.

9 (c) REDUNDANT REPORTS ON CERTAIN WEAPONS.—
10 (1) Section 308 of the Chemical and Biological
11 Weapons and Warfare Elimination Act of 1991
12 (Public Law 102–182) is repealed.

13 (2) Section 585 of the Foreign Operations, Ex-
14 port Financing, and Related Programs Appropria-
15 tions Act, 1997 (Public Law 104–208), is repealed.

16 (d) SITUATION IN IRAQ.—Section 3 of Public Law
17 102–1 is amended by striking “60 days” and inserting
18 “six months”.

19 **SEC. 205. CONTINUATION OF REPORTING REQUIREMENTS.**

20 (a) REPORTS ON CLAIMS BY UNITED STATES FIRMS
21 AGAINST THE GOVERNMENT OF SAUDI ARABIA.—Section
22 2801(b) of the Foreign Affairs Reform and Restructuring
23 Act of 1998 (as enacted by division G of the Omnibus
24 Consolidated and Emergency Supplemental Appropria-
25 tions Act, 1999; Public Law 105–277) is amended—

26 (1) by striking “the earlier of—”;

1 (2) by striking paragraph (1); and

2 (3) by striking the designation for paragraph

3 (2) and adjusting the tabulation.

4 (b) REPORTS ON DETERMINATIONS UNDER TITLE
5 IV OF THE LIBERTAD ACT.—Section 2802(a) of the For-
6 eign Affairs Reform and Restructuring Act of 1998 (as
7 enacted by division G of the Omnibus Consolidated and
8 Emergency Supplemental Appropriations Act, 1999; Pub-
9 lic Law 105–277) is amended by striking “during the pe-
10 riod ending September 30, 1999,” and inserting a comma.

11 (c) RELATIONS WITH VIETNAM.—Section 2805 of
12 the Foreign Affairs Reform and Restructuring Act of
13 1998 (as enacted by division G of the Omnibus Consoli-
14 dated and Emergency Supplemental Appropriations Act,
15 1999; Public Law 105–277) is amended by striking “dur-
16 ing the period ending September 30, 1999,”.

17 (d) REPORTS ON BALLISTIC MISSILE COOPERATION
18 WITH RUSSIA.—Section 2705(d) of the Foreign Affairs
19 Reform and Restructuring Act of 1998 (as enacted by di-
20 vision G of the Omnibus Consolidated and Emergency
21 Supplemental Appropriations Act, 1999; Public Law 105–
22 277) is amended by striking “and January 1, 2000,” and
23 inserting “January 1, 2000, January 1, 2001, and Janu-
24 ary 1, 2002,”.

1 **SEC. 206. INTERNATIONAL ARMS SALES CODE OF CON-**
2 **DUCT.**

3 (a) **NEGOTIATIONS.**—The Secretary of State shall at-
4 tempt to achieve the foreign policy goal of an international
5 arms sales code of conduct with all Wassenaar Arrange-
6 ment countries. The Secretary of State shall take the nec-
7 essary steps to begin negotiations with all Wassenaar Ar-
8 rangement countries within 120 days after the date of the
9 enactment of this Act. The purpose of such negotiations
10 shall be to conclude an agreement on restricting or prohib-
11 iting arms transfers to countries that do not meet the cri-
12 teria under subsection (b).

13 (b) **CRITERIA.**—The criteria referred to in subsection
14 (a) are as follows:

15 (1) **PROMOTING DEMOCRACY.**—Such
16 government—

17 (A) was chosen by and permits free and
18 fair elections;

19 (B) promotes civilian control of the mili-
20 tary and security forces and has civilian institu-
21 tions controlling the policy, operation, and
22 spending of all law enforcement and security in-
23 stitutions, as well as the armed forces;

24 (C) promotes the rule of law, equality be-
25 fore the law, and respect for individual and mi-

1 nority rights, including freedom to speak, pub-
2 lish, associate, and organize; and

3 (D) promotes the strengthening of polit-
4 ical, legislative, and civil institutions of democ-
5 racy, as well as autonomous institutions to
6 monitor the conduct of public officials and to
7 combat corruption.

8 (2) RESPECTS HUMAN RIGHTS.—Such
9 government—

10 (A) does not engage in gross violations of
11 internationally recognized human rights,
12 including—

13 (i) extrajudicial or arbitrary execu-
14 tions;

15 (ii) disappearances;

16 (iii) torture or severe mistreatment;

17 (iv) prolonged arbitrary imprisonment;

18 (v) systematic official discrimination
19 on the basis of race, ethnicity, religion,
20 gender, national origin, or political affili-
21 ation; and

22 (vi) grave breaches of international
23 laws of war or equivalent violations of the
24 laws of war in internal conflicts;

1 (B) vigorously investigates, disciplines, and
2 prosecutes those responsible for gross violations
3 of internationally recognized human rights;

4 (C) permits access on a regular basis to
5 political prisoners by international humani-
6 tarian organizations such as the International
7 Committee of the Red Cross;

8 (D) promotes the independence of the judi-
9 ciary and other official bodies that oversee the
10 protection of human rights;

11 (E) does not impede the free functioning of
12 domestic and international human rights orga-
13 nizations; and

14 (F) provides access on a regular basis to
15 humanitarian organizations in situations of con-
16 flict or famine.

17 (3) NOT ENGAGED IN CERTAIN ACTS OF ARMED
18 AGGRESSION.—Such government is not currently en-
19 gaged in acts of armed aggression in violation of
20 international law.

21 (4) FULL PARTICIPATION IN UNITED NATIONS
22 REGISTER OF CONVENTIONAL ARMS.—Such govern-
23 ment is fully participating in the United Nations
24 Register of Conventional Arms.

25 (c) REPORTS.—

1 (1) REPORT OF THE SECRETARY OF STATE.—
2 Not later than 6 months after the commencement of
3 negotiations under subsection (a), and not later than
4 the end of every 6-month period thereafter until an
5 agreement described in subsection (a) is concluded,
6 the Secretary of State shall report to the appropriate
7 congressional committees on the progress of such ne-
8 gotiations.

9 (2) HUMAN RIGHTS REPORT.—In the report re-
10 quired by sections 116(d) and 502B of the Foreign
11 Assistance Act of 1961, the Secretary of State shall
12 describe the extent to which the practices of each
13 country evaluated meet the criteria of subsection (b).

14 (d) DEFINITION.—For purposes of this section, the
15 term “Wassenaar Arrangement countries” means those
16 participating in the Wassenaar Arrangement on Export
17 Controls for Conventional Arms and Dual Use Goods and
18 Technologies, done at Vienna on July 11–12, 1996.

19 **SEC. 207. HUMAN RIGHTS AND DEMOCRACY FELLOWSHIPS.**

20 (a) ESTABLISHMENT.—There is established in the
21 Department of State a program which shall be known as
22 the “Human Rights and Democracy Fellowship Pro-
23 gram”. The program shall be administered by the Sec-
24 retary with the assistance of the Assistant Secretary for
25 Democracy, Human Rights, and Labor. The program shall

1 provide for the employment of not less than 6 and not
2 more than 12 fellows in the Bureau of Democracy, Human
3 Rights, and Labor. Fellowships shall be for an initial 1
4 year period which may be extended for a total of not more
5 than 3 years. Fellowships shall be available to individuals
6 who have expertise in human rights policy, human rights
7 law, or related subjects and who are not permanent em-
8 ployees of the United States Government.

9 (b) AUTHORIZATION OF APPROPRIATION.—There are
10 authorized to be appropriated for the Human Rights and
11 Democracy Fellowship Program under subsection (a)
12 \$1,000,000 for fiscal year 2000.

13 **SEC. 208. JOINT FUNDS UNDER AGREEMENTS FOR CO-**
14 **OPERATION IN ENVIRONMENTAL, SCI-**
15 **ENTIFIC, CULTURAL AND RELATED AREAS.**

16 Amounts made available to the Department of State
17 for participation in joint funds under agreements for co-
18 operation in environmental, scientific, cultural and related
19 areas prior to fiscal year 1996 which, pursuant to express
20 terms of such international agreements, were deposited in
21 interest-bearing accounts prior to disbursement may earn
22 interest, and interest accrued to such accounts may be
23 used and retained without return to the Treasury of the
24 United States and without further appropriation by Con-
25 gress. The Department of State shall take action to ensure

1 the complete and timely disbursement of appropriations
2 and associated interest within joint funds covered by this
3 section and final disposition of such agreements.

4 **SEC. 209. REPORT ON INTERNATIONAL EXTRADITION.**

5 Not later than 120 days after the date of the enact-
6 ment of this Act, the Secretary of State shall prepare and
7 submit to the Congress a report concerning international
8 extradition. The report shall review all extradition treaties
9 and agreements to which the United States is signatory;
10 identify those countries that have become “safe havens”
11 for individuals fleeing the American justice system; iden-
12 tify the factors which contribute to the international extra-
13 dition problem, particularly laws in foreign countries
14 which prohibit the extradition to another country of cer-
15 tain classes of persons; and propose appropriate legislative
16 and diplomatic solutions to such problem, including, where
17 appropriate, the renegotiation of extradition treaties.

18 **SEC. 210. EFFECTIVE REGULATION OF SATELLITE EXPORT**

19 **ACTIVITIES.**

20 (a) LICENSING REGIME.—The Secretary of State
21 shall establish a regulatory regime for the licensing for
22 export of satellites, satellite technologies, components, and
23 systems which shall include preferential treatment and ex-
24 pedited approval, as appropriate, of the licensing for ex-
25 port by United States companies of satellites, satellite

1 technologies, components, and systems to NATO allies,
2 major non-NATO allies, and other friendly countries.

3 (b) FINANCIAL AND PERSONNEL RESOURCES.—The
4 Secretary of State, pursuant to the Omnibus Consolidated
5 and Emergency Supplemental Appropriations Act, 1999,
6 shall obligate expeditiously \$2,000,000 of amounts appro-
7 priated under that Act, above levels made available to the
8 Office of Defense Trade Controls for fiscal year 1998, to
9 enable that office to carry out its responsibilities.

10 **CHAPTER 2—CONSULAR AND RELATED**
11 **ACTIVITIES**

12 **SEC. 251. DEATHS AND ESTATES OF UNITED STATES CITI-**
13 **ZENS ABROAD.**

14 (a) REPEAL.—Section 1709 of the Revised Statutes
15 (22 U.S.C. 4195) is repealed.

16 (b) AMENDMENT TO STATE DEPARTMENT BASIC AU-
17 THORITIES ACT OF 1956.—The State Department Basic
18 Authorities Act of 1956 is amended by inserting after sec-
19 tion 43 the following new sections:

20 **“SEC. 43A. NOTIFICATION OF NEXT OF KIN; REPORTS OF**
21 **DEATH.**

22 “Pursuant to such regulations as the Secretary of
23 State may prescribe—

24 “(1) When a United States citizen or national
25 dies abroad, a consular officer shall endeavor to no-

1 tify, or assist the Secretary of State in notifying, the
2 next of kin or legal guardian as soon as possible;
3 provided, that in the case of death of Peace Corps
4 Volunteers, members of the Armed Forces, their de-
5 pendents, or Department of Defense civilian employ-
6 ees, the consular officer shall assist the Peace Corps
7 or the appropriate military authorities in making
8 such notifications.

9 “(2) The consular officer may, for any United
10 States citizen who dies abroad, (A) in the case of a
11 finding by appropriate local authorities, issue a re-
12 port of death or of presumptive death, or (B) in the
13 absence of a finding by appropriate local authorities,
14 issue a report of presumptive death.

15 **“SEC. 43B. CONSERVATION AND DISPOSITION OF ESTATES.**

16 “(a) CONSERVATION OF ESTATES ABROAD.—

17 “(1) AUTHORITY TO ACT AS CONSERVATOR.—

18 Pursuant to such regulations as the Secretary of
19 State may prescribe, when a United States citizen or
20 national dies abroad, a consular officer shall act as
21 the provisional conservator of the decedent’s estate
22 and, subject to paragraphs (3) and (4), shall—

23 “(A) take possession of the personal effects
24 within his jurisdiction;

1 “(B) inventory and appraise the personal
2 effects, sign the inventory, and annex thereto a
3 certificate as to the accuracy of the inventory
4 and appraised value of each article;

5 “(C) when appropriate, collect the debts
6 due to the decedent in the officer’s jurisdiction
7 and pay from the estate the obligations owed
8 there by the decedent;

9 “(D) sell or dispose of, as appropriate, all
10 perishable items of property;

11 “(E) sell, after reasonable public notice
12 and notice to such next of kin as can be
13 ascertained with reasonable diligence, such ad-
14 ditional items of property as necessary to pro-
15 vide funds sufficient to pay the decedent’s debts
16 and property taxes in the country of death, fu-
17 neral expenses, and other expenses incident to
18 the disposition of the estate;

19 “(F) at the end of one year from the date
20 of death (or after such additional period as may
21 be required for final settlement of the estate),
22 if no claimant shall have appeared, sell or dis-
23 pose of the residue of the personal estate, ex-
24 cept as provided in subparagraph (G) below, in

1 the same manner as United States Government-
2 owned foreign excess property;

3 “(G) transmit to the United States, to the
4 Secretary of State, the proceeds of any sales
5 along with any financial instruments (including
6 bonds, shares of stock, and notes of indebted-
7 ness), jewelry, heirlooms, and other articles of
8 obvious sentimental value, to be held in trust
9 for the legal claimant; and

10 “(H) in the event that the decedent’s es-
11 tate includes an interest in real property located
12 within the jurisdiction of the officer and such
13 interest does not devolve by the applicable laws
14 of intestate succession or otherwise, provide for
15 title to the property to be conveyed to the Gov-
16 ernment of the United States unless the Sec-
17 retary declines to accept such conveyance.

18 “(2) AUTHORITY TO ACT AS ADMINISTRATOR.—
19 The Secretary of State may expressly authorize the
20 officer to act as administrator of the estate in excep-
21 tional circumstances, pursuant to such regulations
22 as the Secretary may prescribe. The officer shall not
23 otherwise act in such capacity.

24 “(3) EXCEPTIONS.—

1 “(A) The function provided for in this sec-
2 tion shall not be performed to the extent that
3 the decedent has left or there is otherwise ap-
4 pointed, in the country where the death oc-
5 curred or where the decedent was domiciled, a
6 legal representative, partner in trade, or trustee
7 appointed to take care of his personal estate. If
8 the decedent’s legal representative shall appear
9 at any time prior to transmission of the estate
10 to the Secretary and demand the proceeds and
11 effects being held by the officer, the officer
12 shall deliver them to the representative after
13 having collected any prescribed fee for the serv-
14 ices rendered pursuant to this section.

15 “(B) Nothing in this section shall affect
16 the authority of military commanders under
17 title 10 of the United States Code with respect
18 to persons or property under military command
19 or jurisdiction or the authority of the Peace
20 Corps with respect to Peace Corps Volunteers
21 or their property.

22 “(4) CONDITIONS.—The functions provided for
23 in this section shall be performed only when author-
24 ized by treaty provisions or permitted by the laws or
25 authorities of the country wherein the death occurs,

1 or the decedent is domiciled, or if such functions are
2 permitted by established usage.

3 “(b) DISPOSITION OF ESTATES BY THE SECRETARY
4 OF STATE.—

5 “(1) PERSONAL ESTATES.—

6 “(A) After receipt of personal estates pur-
7 suant to subsection (a), the Secretary, pursuant
8 to such regulations as the Secretary may pre-
9 scribe for the conservation of such estates, may
10 seek payment of all outstanding debts to the es-
11 tate as they become due, may receive any bal-
12 ances due on such estates, may endorse all
13 checks, bills of exchange, promissory notes, and
14 other instruments of indebtedness payable to
15 the estate for the benefit thereof, and may take
16 such other action as is reasonably necessary for
17 the conservation of the estate.

18 “(B) If by the end of the fifth full fiscal
19 year after receipt of the personal estate pursu-
20 ant to subsection (a), no legal claimant for such
21 estate has appeared, title to the estate shall
22 pass to the Secretary who shall dispose of the
23 estate in the same manner as surplus United
24 States Government-owned property or by such
25 means as may be appropriate in light of the na-

1 ture and value of the property involved. The ex-
2 penses of sales shall be paid from the estate,
3 and any lawful claim received thereafter shall
4 be payable to the extent of the value of the net
5 proceeds of the estate as a refund from the ap-
6 propriate Treasury account.

7 “(C) The net cash estate after disposition
8 as provided in subparagraph (B) shall be remit-
9 ted to the Treasury as miscellaneous receipts.

10 “(2) REAL PROPERTY.—Pursuant to such regu-
11 lations as the Secretary may prescribe—

12 “(A) in the event that real property is con-
13 veyed to the Government of the United States
14 pursuant to subsection (a)(1)(H) and is not
15 needed by the Department of State, such prop-
16 erty shall be considered foreign excess property
17 under title IV of the Federal Property and Ad-
18 ministrative Services Act of 1949 (40 U.S.C.
19 511 et seq.); and

20 “(B) in the event that the Department
21 needs such property, the Secretary shall treat
22 such property as if it were an unconditional gift
23 accepted on behalf of the Department of State
24 pursuant to section 25 of this Act and section

1 9(a)(3) of the Foreign Service Buildings Act of
2 1926, as amended.

3 “(c) LOSSES IN CONNECTION WITH THE CONSERVA-
4 TION OF ESTATES.—

5 “(1) AUTHORITY.—Pursuant to such regula-
6 tions as the Secretary of State may prescribe, the
7 Secretary is authorized to compensate the estate of
8 any United States citizen, who has died overseas, for
9 property, the conservation of which has been under-
10 taken under either section 43 or subsection (a) of
11 this section, and that has been lost, stolen, or de-
12 stroyed while in the custody of officers or employees
13 of the Department of State. Any such compensation
14 shall be in lieu of personal liability of officers or em-
15 ployees of the Department of State. Officers and
16 employees of the Department of State may be liable
17 in appropriate cases to the Department of State to
18 the extent of any compensation provided pursuant to
19 this subsection.

20 “(2) LIABILITY.—The liability of officers or
21 employees of the Department of State to the Depart-
22 ment for payments made pursuant to paragraph (a)
23 of this section shall be determined pursuant to the
24 Department’s procedures for determining account-
25 ability for United States Government property.”.

1 (c) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect 6 months after enactment of
3 this Act or upon the effective date of any regulations pro-
4 mulgated hereunder, whichever is sooner.

5 **SEC. 252. DUTIES OF CONSULAR OFFICERS.**

6 Section 43 of the State Department Basic Authorities
7 Act of 1956 (22 U.S.C. 2715) is amended—

8 (1) by inserting “(a) AUTHORITY.—” before
9 “In”;

10 (2) by striking “disposition of personal effects.”
11 in the last sentence and inserting “disposition of
12 personal estates pursuant to section 43B of this
13 Act.”; and

14 (3) by adding at the end the following new sub-
15 section:

16 “(b) DEFINITIONS.—For purposes of this section and
17 sections 43A and 43B of this Act, the term ‘consular offi-
18 cer’ includes any United States citizen employee of the De-
19 partment of State who is designated by the Secretary of
20 State to perform consular services pursuant to such regu-
21 lations as the Secretary may prescribe.”.

22 **SEC. 253. MACHINE READABLE VISAS.**

23 Section 140(a) of the Foreign Relations Authoriza-
24 tion Act, Fiscal Years 1994 and 1995 (8 U.S.C. 1351
25 note) is amended—

1 (1) in paragraph (3) by amending the first sen-
2 tence to read as follows: “For each of the fiscal
3 years 2000, 2001, and 2002, any amount collected
4 under paragraph (1) that exceeds \$316,715,000 for
5 fiscal year 2000, \$338,885,000 for fiscal year 2001,
6 and \$362,607,000 for fiscal year 2002 may be made
7 available only if a notification is submitted to Con-
8 gress in accordance with the procedures applicable to
9 reprogramming notifications under section 34 of the
10 State Department Basic Authorities Act of 1956.”;
11 and

12 (2) by striking paragraphs (4) and (5).

13 **SEC. 254. PROCESSING OF VISA APPLICATIONS.**

14 (a) **POLICY.**—It shall be the policy of the Department
15 of State to process immigrant visa applications of imme-
16 diate relatives of United States citizens and nonimmigrant
17 k–1 visa applications of fiances of United States citizens
18 within 30 days of the receipt of all necessary documents
19 from the applicant and the Immigration and Naturaliza-
20 tion Service. In the case of a visa application where the
21 sponsor of such applicant is a relative other than an imme-
22 diate relative, it should be the policy of the Department
23 of State to process such an application within 60 days of
24 the receipt of all necessary documents from the applicant
25 and the Immigration and Naturalization Service.

1 (b) REPORTS.—For each of the fiscal years 2000 and
2 2001, the Secretary of State shall submit to the appro-
3 priate congressional committees an annual report on the
4 extent to which the Department of State is meeting the
5 policy standards under subsection (a). Each report shall
6 be based on a survey of the 22 consular posts which ac-
7 count for approximately 72 percent of immigrant visas
8 issued and, in addition, the consular posts in Guatemala
9 City, Nicosia, Caracas, Naples, and Jakarta. Each report
10 should include data on the average time for processing
11 each category of visa application under subsection (a), a
12 list of the embassies and consular posts which do not meet
13 the policy standards under subsection (a), the amount of
14 funds collected for processing of visa applications, the
15 costs of processing such visa applications, and the steps
16 being taken by the Department of State to achieve such
17 policy standards.

18 (c) TASK FORCE.—The Secretary of State, in con-
19 sultation with other Federal agencies, shall establish a
20 joint task force with the goal of reducing the overall proc-
21 essing time for visa applications.

22 **SEC. 255. REPEAL OF OUTDATED PROVISION ON PASSPORT**
23 **FEES.**

24 Section 4 of the Passport Act of June 4, 1920 (22
25 U.S.C. 216, 41 Stat. 751) is repealed.

1 **SEC. 256. FEES RELATING TO AFFIDAVITS OF SUPPORT.**

2 (a) **AUTHORITY FOR FEE FOR PREPARATION ASSIST-**
3 **ANCE.**—Subject to subsection (b), the Secretary of State
4 is authorized to charge a fee for services provided by the
5 Department of State to an individual for assistance in the
6 preparation and filing of an affidavit of support pursuant
7 to section 213A of the Immigration and Nationality Act
8 (8 U.S.C. 1183A) to ensure that the affidavit is properly
9 completed before consideration of the affidavit and an im-
10 migrant visa application by a consular officer.

11 (b) **LIMITATION.**—An individual may be charged a
12 fee under this section only once, regardless of the number
13 of separate affidavits of support and visa applications for
14 which services are provided.

15 (c) **TREATMENT OF FEES.**—Fees collected under the
16 authority of subsection (a) shall be deposited as an offset-
17 ting collection to any Department of State appropriation,
18 to recover the costs of providing affidavit preparation serv-
19 ices under subsection (a). Such fees shall remain available
20 for obligation until expended. Fees collected shall be avail-
21 able only to such extent and in such amounts as are pro-
22 vided in advance in an appropriation act.

1 **CHAPTER 3—REFUGEES**
2 **SEC. 271. UNITED STATES POLICY REGARDING THE INVOL-**
3 **UNTARY RETURN OF REFUGEES.**

4 (a) **IN GENERAL.**—None of the funds made available
5 by this Act or by section 2(c) of the Migration and Ref-
6 ugee Assistance Act of 1962 (22 U.S.C. 2601(c)) shall be
7 available to effect the involuntary return by the United
8 States of any person to a country in which the person has
9 a well-founded fear of persecution on account of race, reli-
10 gion, nationality, membership in a particular social group,
11 or political opinion, except on grounds recognized as pre-
12 cluding protection as a refugee under the United Nations
13 Convention Relating to the Status of Refugees of July 28,
14 1951, and the Protocol Relating to the Status of Refugees
15 of January 31, 1967, subject to the reservations contained
16 in the United States Senate Resolution of Ratification.

17 (b) **MIGRATION AND REFUGEE ASSISTANCE.**—None
18 of the funds made available by this Act or by section 2(c)
19 of the Migration and Refugee Assistance Act of 1962 (22
20 U.S.C. 2601(c)) shall be available to effect the involuntary
21 return of any person to any country unless the Secretary
22 of State first notifies the appropriate congressional com-
23 mittees, except that in the case of an emergency involving
24 a threat to human life the Secretary of State shall notify

1 the appropriate congressional committees as soon as prac-
2 ticable.

3 (c) INVOLUNTARY RETURN DEFINED.—As used in
4 this section, the term “to effect the involuntary return”
5 means to require, by means of physical force or cir-
6 cumstances amounting to a threat thereof, a person to re-
7 turn to a country against the person’s will, regardless of
8 whether the person is physically present in the United
9 States and regardless of whether the United States acts
10 directly or through an agent.

11 **SEC. 272. HUMAN RIGHTS REPORTS.**

12 Section 502B(b) of the Foreign Assistance Act of
13 1961 (22 U.S.C. 2304(b)) is amended by inserting after
14 the fourth sentence the following: “Each report under this
15 section shall describe the extent to which each country has
16 extended protection to refugees, including the provision of
17 first asylum and resettlement.”.

18 **SEC. 273. GUIDELINES FOR REFUGEE PROCESSING POSTS.**

19 (a) GUIDELINES FOR ADDRESSING HOSTILE BI-
20 ASSES.—Section 602(c) of the International Religious
21 Freedom Act of 1998 (Public Law 105–292; 112 Stat.
22 2812) is amended by inserting “and of the Department
23 of State” after “Service”.

1 (b) GUIDELINES FOR OVERSEAS REFUGEE PROC-
2 ESSING.—Section 602(c) of such Act is further amended
3 by adding at the end the following new paragraph:

4 “(3) Not later than 120 days after the date of
5 the enactment of the Foreign Relations Authoriza-
6 tion Act, Fiscal Year 2000, the Secretary of State
7 (after consultation with the Attorney General) shall
8 issue guidelines to ensure that persons with potential
9 biases against any refugee applicant, including per-
10 sons employed by, or otherwise subject to influence
11 by, governments known to be involved in persecution
12 on account of religion, race, nationality, membership
13 in a particular social group, or political opinion,
14 shall not in any way be used in processing deter-
15 minations of refugee status, including interpretation
16 of conversations or examination of documents pre-
17 sented by such applicants.”.

18 **SEC. 274. VIETNAMESE REFUGEES.**

19 No funds authorized to be appropriated by this Act
20 may be made available to support a larger number of per-
21 sonnel assigned to United States diplomatic or consular
22 posts in the Socialist Republic of Vietnam than the num-
23 ber assigned to such posts on March 22, 1999, unless not
24 less than 60 days prior to any obligation or expenditure

1 of such funds the Secretary of State submits a certifi-
2 cation to the appropriate congressional committees that—

3 (1) all United States refugee programs in Viet-
4 nam, as well as programs to provide visas for
5 Amerasians and for immediate relatives of refugees
6 and asylees, are supervised by a Refugee Counselor
7 or Refugee Coordinator who has a proven record of
8 sensitivity to the problems of refugees and other vic-
9 tims of human rights violations and who reports di-
10 rectly to the Ambassador or the Consul General at
11 the United States Consulate in Saigon and receives
12 policy guidance from the Assistant Secretary of
13 State for the bureau with principal responsibility for
14 refugees;

15 (2) a program has been established in which all
16 former United States Government employees who
17 were adjudicated through a Vietnamese government
18 interpreter and whose applications for refugee status
19 were denied will be re-interviewed by Immigration
20 and Naturalization Service (INS) Asylum Officers
21 reporting directly to INS headquarters in Wash-
22 ington, D.C., and receiving specialized training and
23 written guidance from the INS Asylum Division and
24 Office of General Counsel;

1 (3) members of the Montagnard ethnic minority
2 groups who fought alongside United States forces
3 prior to 1975, and who later served three years or
4 more in prisons or re-education camps, will not be
5 disqualified from eligibility for resettlement in the
6 United States as refugees on the sole ground that
7 they continued to fight the Communists after 1975
8 and therefore did not begin their prison or re-education
9 sentences until several years later;

10 (4) allied combat veterans whose three-year re-
11 education or prison sentences began before April 30,
12 1975, because they were serving in parts of the
13 country that fell to the Communists before Saigon,
14 and who are otherwise eligible for resettlement as
15 refugees in the United States, are not disqualified
16 on the sole ground of the date their re-education or
17 prison sentences began;

18 (5) persons who were eligible for the Orderly
19 Departure Program (ODP), but who missed the ap-
20 plication deadline announced and imposed in 1994
21 because they were still in detention, in internal exile
22 in a remote and inaccessible location, unable to af-
23 ford bribes demanded by corrupt local officials for
24 documentation and permission to attend refugee
25 interviews, or for other reasons beyond their control,

1 will be considered for interviews on a case-by-case
2 basis, and that such case-by-case consideration is
3 subject to clear written guidance and administrative
4 review to ensure that persons who missed the dead-
5 line for reasons beyond their control will not be de-
6 nied consideration on the merits;

7 (6) widows of allied combat veterans who died
8 in re-education camps, including those who did not
9 apply before the 1994 deadline solely because they
10 lacked documentary evidence from the Communist
11 authorities to prove the death and/or marriage, and
12 who are otherwise eligible for ODP will have their
13 cases considered on the merits;

14 (7) unmarried sons and daughters of persons
15 eligible for United States programs, including per-
16 sons described in section 2244 of the Foreign Af-
17 fairs Reform and Restructuring Act of 1998 (en-
18 acted as Division G of the Omnibus Consolidated
19 Emergency Supplemental Appropriations Act for
20 Fiscal Year 1999, Public Law 105–277) will not be
21 disqualified from accompanying or following to join
22 their parents on the sole ground that they have not
23 been continuously listed on the household registra-
24 tion issued to their parents by the government of the
25 Socialist Republic of Vietnam;

1 (8) returnees from refugee camps outside Viet-
2 nam who met the criteria for the Resettlement Op-
3 portunities for Vietnamese Returnees (ROVR) pro-
4 gram, in that they either signed up for repatriation
5 or were actually repatriated between October 1,
6 1995, and June 30, 1996, but did not fill out a
7 ROVR application before their repatriation, will be
8 given the opportunity to fill out an application in
9 Vietnam and will have their cases considered on the
10 merits;

11 (9) returnees whose special circumstances de-
12 nied them any meaningful opportunity to apply for
13 ROVR in the camps, such as those who were not of-
14 fered applications because they were in hospitals or
15 were being held in detention centers within certain
16 camps, or who were erroneously told by camp ad-
17 ministrators or Vietnamese government officials that
18 they were ineligible for the program, will be given an
19 opportunity to apply in Vietnam and will have their
20 cases considered on the merits, even if their repatri-
21 ation took place after June 30, 1996;

22 (10) a program has been established to identify,
23 interview, and resettle persons who have experienced
24 recent persecution or credible threats of persecution
25 because of political, religious, or human rights activi-

1 ties in Vietnam, subject to clear written standards to
2 ensure that such persons will have access to the pro-
3 gram whether or not they are included in a ROVR
4 or ODP interview category and whether or not their
5 cases are referred by an international organization;

6 (11) written guidance with respect to applica-
7 tions for reconsideration has been issued by the Im-
8 migration and Naturalization Service Office of Gen-
9 eral Counsel to ensure that applicants whose cases
10 were denied on grounds described in paragraphs (2)
11 through (10), because they were unwilling or unable
12 to describe mistreatment by the Vietnamese govern-
13 ment in the presence of a Vietnamese government
14 interpreter, or for other reasons contrary to the in-
15 terest of justice, will be re-interviewed; and

16 (12) all applicants described in paragraphs (2)
17 through (11) will have the assistance of a Joint Vol-
18 untary Agency (JVA) in preparing their cases.

1 **TITLE III—ORGANIZATION OF**
2 **THE DEPARTMENT OF STATE;**
3 **PERSONNEL OF THE DEPART-**
4 **MENT OF STATE; FOREIGN**
5 **SERVICE**

6 **CHAPTER 1—ORGANIZATION OF THE**
7 **DEPARTMENT OF STATE**

8 **SEC. 301. ESTABLISHMENT OF BUREAU FOR INTER-**
9 **NATIONAL INFORMATION PROGRAMS AND**
10 **BUREAU FOR EDUCATIONAL AND CULTURAL**
11 **EXCHANGE PROGRAMS.**

12 Section 1 of the State Department Basic Authorities
13 Act of 1956 (22 U.S.C. 2651a) is amended by adding at
14 the end the following new subsection:

15 “(i) ESTABLISHMENT OF CERTAIN BUREAUS, OF-
16 FICES, AND OTHER ORGANIZATIONAL ENTITIES WITHIN
17 THE DEPARTMENT OF STATE.—

18 “(1) BUREAU FOR INTERNATIONAL INFORMA-
19 TION PROGRAMS.—There is established within the
20 Department of State the Bureau for International
21 Information Programs which shall assist the Sec-
22 retary of State in carrying out international infor-
23 mation activities formerly carried out by the United
24 States Information Agency.

1 “(2) BUREAU FOR EDUCATIONAL AND CUL-
2 TURAL EXCHANGE PROGRAMS.—There is established
3 within the Department of State a Bureau for Edu-
4 cational and Cultural Exchange Programs which
5 shall assist the Secretary of State in carrying out
6 educational and cultural exchange programs.”.

7 **SEC. 302. CORRECTION OF DESIGNATION OF INSPECTOR**
8 **GENERAL OF THE DEPARTMENT OF STATE.**

9 (a) AMENDMENTS TO FOREIGN SERVICE ACT OF
10 1980.—The Foreign Service Act of 1980 is amended—

11 (1) in section 105(b)(2)(B) by striking “State
12 and the Foreign Service)” and inserting “State”);

13 (2) in section 209(a)(1)—

14 (A) by striking “State and the Foreign
15 Service,” and inserting “State,”; and

16 (B) by striking the second sentence;

17 (3) in section 603(a) by striking “State and the
18 Foreign Service,” and inserting “State,”; and

19 (4) in section 1002(12)(E) by striking “and the
20 Foreign Service”.

21 (b) AMENDMENTS TO THE FOREIGN AFFAIRS RE-
22 FORM AND RESTRUCTURING ACT OF 1998.—The Foreign
23 Affairs Reform and Restructuring Act of 1998 (as enacted
24 in division G of the Omnibus Consolidated and Emergency

1 Supplemental Appropriations Act, 1999; Public Law 105–
2 277) is amended—

3 (1) in section 2208(e) by striking “and the For-
4 eign Service”; and

5 (2) in section 1314(e) by striking “and the For-
6 eign Service”.

7 (c) AMENDMENTS TO PUBLIC LAW 103–236.—Effec-
8 tive October 2, 1999, subsections (i) and (j) of section 308
9 of the United States International Broadcasting Act of
10 1994 (22 U.S.C. 6207 (i) and (j)) are amended by striking
11 “Inspector General of the Department of State and the
12 Foreign Service” each place it appears and inserting “In-
13 spector General of the Department of State”.

14 (d) AMENDMENTS TO UNITED STATES INTER-
15 NATIONAL BROADCASTING ACT OF 1994.—Section
16 304(a)(3)(A) of the United States International Broad-
17 casting Act of 1994 (22 U.S.C. 6203(a)(3)(A)) is amend-
18 ed by striking “and the Foreign Service”.

19 **CHAPTER 2—PERSONNEL OF THE**
20 **DEPARTMENT OF STATE**

21 **SEC. 321. ESTABLISHMENT OF FOREIGN SERVICE STAR.**

22 The State Department Basic Authorities Act of 1956
23 is amended by inserting after section 36 the following new
24 section:

1 **“SEC. 36A. THE FOREIGN SERVICE STAR.**

2 “(a) **AUTHORITY.**—The President may award a deco-
3 ration called the ‘Foreign Service Star’ to an individual—

4 “(1) who is killed or injured after August 1,
5 1998,

6 “(2) whose death or injury occurs while the in-
7 dividual is a member of the Foreign Service or a ci-
8 vilian employee of the Government of the United
9 States—

10 “(3) whose death or injury occurs while the
11 individual—

12 “(A) is employed at, or assigned perma-
13 nently or temporarily to, an official mission
14 overseas, or

15 “(B) was traveling abroad on official busi-
16 ness, and

17 “(4) whose death or injury occurs while per-
18 forming official duties, while on the premises of a
19 United States mission abroad, or due to such indi-
20 vidual’s status as an employee of the United States
21 Government, and results from any form of assault
22 including terrorist or military action, civil unrest, or
23 criminal activities directed at facilities of the Gov-
24 ernment of the United States.

25 “(b) **SELECTION.**—The Secretary shall submit rec-
26 ommendations for the Foreign Service Star to the Presi-

1 dent. The Secretary shall establish criteria and procedures
2 for nominations for the Foreign Service Star pursuant to
3 such regulations as the Secretary may prescribe for
4 awards under this section.

5 “(c) FUNDING.—Any expenses incident to an award
6 under this section may be paid out of the applicable cur-
7 rent account of the agency with which the individual was
8 or is employed.

9 “(d) POSTHUMOUS AWARD.—A Foreign Service Star
10 award to an individual who is deceased shall be presented
11 to the individual’s next of kin or representative, as des-
12 ignated by the President.”.

13 **SEC. 322. UNITED STATES CITIZENS HIRED ABROAD.**

14 Section 408(a)(1) of the Foreign Service Act of 1980
15 (22 U.S.C. 3968(a)(1)) is amended in the last sentence
16 by striking “(A)” and all that follows through “(B)”.

17 **SEC. 323. BORDER EQUALIZATION ADJUSTMENT.**

18 Chapter 4 of title I of the Foreign Service Act of
19 1980 (22 U.S.C. 3901 et seq.) is amended by adding the
20 following new section at the end:

21 **“SEC. 414. BORDER EQUALIZATION ADJUSTMENT.**

22 “(a) IN GENERAL.—An employee who regularly com-
23 mutes from his or her place of residence in the continental
24 United States to an official duty station in Canada or
25 Mexico shall receive a border equalization adjustment

1 equal to the amount of comparability payments under sec-
2 tion 5304 of title 5, United States Code, that he or she
3 would receive if assigned to an official duty station within
4 the United States locality pay area closest to the employ-
5 ee's official duty station.

6 “(b) DEFINITION OF EMPLOYEE.—For purposes of
7 this section, the term ‘employee’ shall mean a person
8 who—

9 “(1) is an ‘employee’ as defined under section
10 2105 of title 5, United States Code; and

11 “(2) is employed by the United States Depart-
12 ment of State, the United States Agency for Inter-
13 national Development, or the International Joint
14 Commission, except that the term shall not include
15 members of the Foreign Service as defined by sec-
16 tion 103 of the Foreign Service Act of 1980 (Public
17 Law 96–465), section 3903 of title 22 of the United
18 States Code.

19 “(c) TREATMENT AS BASIC PAY.—An equalization
20 adjustment payable under this section shall be considered
21 basic pay for the same purposes as are comparability pay-
22 ments under section 5304 of title 5, United States Code,
23 and its implementing regulations.

1 “(d) REGULATIONS.—The agencies referenced in
2 subsection (b)(2) are authorized to promulgate regulations
3 to carry out the purposes of this section.”.

4 **SEC. 324. TREATMENT OF GRIEVANCE RECORDS.**

5 Section 1103(d)(1) of the Foreign Service Act of
6 1980 (22 U.S.C. 4133(d)(1)) is amended by adding the
7 following new sentence at the end: “Nothing in this sub-
8 section shall prevent a grievant from placing a rebuttal
9 to accompany a record of disciplinary action in such griev-
10 ant’s personnel records nor prevent the Department from
11 including a response to such rebuttal, including docu-
12 menting those cases in which the Board has reviewed and
13 upheld the discipline.”.

14 **SEC. 325. REPORT CONCERNING FINANCIAL DISADVAN-**
15 **TAGES FOR ADMINISTRATIVE AND TECH-**
16 **NICAL PERSONNEL.**

17 (a) FINDINGS.—The Congress finds that administra-
18 tive and technical personnel posted to United States mis-
19 sions abroad who do not have diplomatic status suffer fi-
20 nancial disadvantages from their lack of such status.

21 (b) REPORT.—Not later than 1 year after the date
22 of the enactment of this Act, the Secretary of State shall
23 submit a report to the appropriate congressional commit-
24 tees concerning the extent to which administrative and
25 technical personnel posted to United States missions

1 abroad who do not have diplomatic status suffer financial
2 disadvantages from their lack of such status, including
3 proposals to alleviate such disadvantages.

4 **SEC. 326. EXTENSION OF OVERSEAS HIRING AUTHORITY.**

5 Section 202(a) of the Foreign Service Act of 1980
6 (22 U.S.C. 3922(a)) is amended by inserting at the end
7 the following new paragraph:

8 “(4) When and to the extent the Secretary of State
9 deems it in the best interests of the United States Govern-
10 ment, the Secretary of State may authorize the head of
11 any agency or other Government establishment (including
12 any establishment in the legislative or judicial branch), to
13 appoint pursuant to section 303 individuals hired abroad
14 as members of the Service and to utilize the Foreign Serv-
15 ice personnel system under such regulations as the Sec-
16 retary of State may prescribe, provided that appointments
17 of United States citizens under this subsection shall be
18 limited to appointments authorized by section 311(a).”.

19 **SEC. 327. MEDICAL EMERGENCY ASSISTANCE.**

20 Section 5927 of title 5, United States Code, is
21 amended to read as follows:

22 **“§ 5927. Advances of pay**

23 “(a) Up to three months’ pay may be paid in
24 advance—

1 “(1) to an employee upon the assignment of the
2 employee to a post in a foreign area;

3 “(2) to an employee, other than an employee
4 appointed under section 303 of the Foreign Service
5 Act of 1980 (and employed under section 311 of
6 such Act), who—

7 “(A) is a citizen of the United States;

8 “(B) is officially stationed or located out-
9 side the United States pursuant to Government
10 authorization; and

11 “(C) requires (or has a family member who
12 requires) medical treatment outside the United
13 States, in circumstances specified by the Presi-
14 dent in regulations; and

15 “(3) to a foreign national employee appointed
16 under section 303 of the Foreign Service Act of
17 1980, or a nonfamily member United States citizen
18 appointed under such section 303 (and employed
19 under section 311 of such Act) for service at such
20 nonfamily member’s post of residence, who—

21 “(A) is located outside the country of em-
22 ployment of such foreign national employee or
23 nonfamily member (as the case may be) pursu-
24 ant to Government authorization; and

1 “(B) requires medical treatment outside
2 the country of employment of such foreign na-
3 tional employee or nonfamily member (as the
4 case may be), in circumstances specified by the
5 President in regulations.

6 “(b) For the purpose of this section, the term ‘coun-
7 try of employment’, as used with respect to an individual
8 under subsection (a)(3), means the country (or other area)
9 outside the United States where such individual is ap-
10 pointed (as described in subsection (a)(3)) by the Govern-
11 ment.”.

12 **SEC. 328. FAMILIES OF DECEASED FOREIGN SERVICE PER-**
13 **SONNEL.**

14 Section 5922 of title 5, United States Code, is
15 amended by adding at the end the following:

16 “(f)(1) If an employee dies at post in a foreign area,
17 a transfer allowance under section 5924(2)(B) may be
18 granted to the spouse or dependents of such employee (or
19 both) for the purpose of providing for their return to the
20 United States.

21 “(2) A transfer allowance under this subsection may
22 not be granted with respect to the spouse or a dependent
23 of the employee unless, at the time of death, such spouse
24 or dependent was residing—

25 “(A) at the employee’s post of assignment; or

1 “(B) at a place, outside the United States, for
2 which a separate maintenance allowance was being
3 furnished under section 5924(3).

4 “(3) The President may prescribe any regulations
5 necessary to carry out this subsection.”.

6 **SEC. 329. PARENTAL CHOICE IN EDUCATION.**

7 Section 5924(4) of title 5, United States Code, is
8 amended—

9 (1) in subparagraph (A) by striking “between
10 that post and the nearest locality where adequate
11 schools are available,” and inserting “between that
12 post and the school chosen by the employee, not to
13 exceed the total cost to the Government of the de-
14 pendent attending an adequate school in the nearest
15 locality where an adequate school is available,”; and

16 (2) by adding after subparagraph (B) the fol-
17 lowing new subparagraph:

18 “(C) In those cases in which an adequate
19 school is available at the post of the employee,
20 if the employee chooses to educate the depend-
21 ent at a school away from post, the education
22 allowance which includes board and room, and
23 periodic travel between the post and the school
24 chosen, shall not exceed the total cost to the

1 Government of the dependent attending an ade-
2 quate school at the post of the employee.”.

3 **SEC. 330. WORKFORCE PLANNING FOR FOREIGN SERVICE**
4 **PERSONNEL BY FEDERAL AGENCIES.**

5 Section 601(c) of the Foreign Service Act of 1980
6 (22 U.S.C. 4001(c)) is amended by striking paragraph (4)
7 and inserting the following:

8 “(4) Not later than March 1, 2001, and every four
9 years thereafter, the Secretary of State shall submit a re-
10 port to the Speaker of the House of Representatives and
11 to the Committee on Foreign Relations of the Senate
12 which shall include the following:

13 “(A) A description of the steps taken and
14 planned in furtherance of—

15 “(i) maximum compatibility among agen-
16 cies utilizing the Foreign Service personnel sys-
17 tem, as provided for in section 203, and

18 “(ii) the development of uniform policies
19 and procedures and consolidated personnel
20 functions, as provided for in section 204.

21 “(B) A workforce plan for the subsequent five
22 years, including projected personnel needs, by grade
23 and by skill. Each such plan shall include for each
24 category the needs for foreign language proficiency,
25 geographic and functional expertise, and specialist

1 technical skills. Each workforce plan shall specifi-
2 cally account for the training needs of Foreign Serv-
3 ice personnel and shall delineate an intake program
4 of generalist and specialist Foreign Service per-
5 sonnel to meet projected future requirements.

6 “(5) If there are substantial modifications to any
7 workforce plan under paragraph (4)(B) during any year
8 in which a report under paragraph (4) is not required,
9 a supplemental annual notification shall be submitted in
10 the same manner as is required under paragraph (4).”.

11 **SEC. 331. COMPENSATION FOR SURVIVORS OF TERRORIST**
12 **ATTACKS OVERSEAS.**

13 The Secretary of State shall examine the current ben-
14 efit structure for survivors of United States Government
15 employees who are killed while serving at United States
16 diplomatic facilities abroad as a result of terrorist acts.
17 Such a review shall include an examination of whether
18 such benefits are adequate, whether they are fair and equi-
19 tably distributed without regard to category of employ-
20 ment, and how they compare to benefits available to sur-
21 vivors of other United States Government employees serv-
22 ing overseas, including noncivilian employees.

1 **TITLE IV—UNITED STATES IN-**
2 **FORMATIONAL, EDUCATIONAL,**
3 **CATIONAL, AND CULTURAL**
4 **PROGRAMS**

5 **SEC. 401. EDUCATIONAL AND CULTURAL EXCHANGES AND**
6 **SCHOLARSHIPS FOR TIBETANS AND BUR-**
7 **MESE.**

8 (a) DESIGNATION OF NGAWANG CHOEPHEL EX-
9 CHANGE PROGRAMS.—Section 103(a) of the Human
10 Rights, Refugee, and Other Foreign Relations Provisions
11 Act of 1996 (Public Law 104–319) is amended by insert-
12 ing after the first sentence the following: “Exchange pro-
13 grams under this subsection shall be known as the
14 ‘Ngawang Choephel Exchange Programs’.”.

15 (b) SCHOLARSHIPS FOR TIBETANS AND BURMESE.—
16 Section 103(b)(1) of the Human Rights, Refugee, and
17 Other Foreign Relations Provisions Act of 1996 (Public
18 Law 104–319; 22 U.S.C. 2151 note) is amended by strik-
19 ing “for the fiscal year 1999” and inserting “for the fiscal
20 year 2000”.

21 **SEC. 402. CONDUCT OF CERTAIN EDUCATIONAL AND CUL-**
22 **TURAL EXCHANGE PROGRAMS.**

23 Section 102 of the Human Rights, Refugee, and
24 Other Foreign Relations Provisions Act of 1996 (22
25 U.S.C. 2452 note) is amended by striking “Director” and

1 all that follows through the period and inserting the fol-
2 lowing: “Secretary of State, with the assistance of the
3 Under Secretary for Public Diplomacy, shall—

4 “(1) include, as a substantial proportion of the
5 participants in such programs, nationals of such
6 countries who have demonstrated a commitment to
7 freedom and democracy;

8 “(2) consult with human rights and democracy
9 advocates from such countries on the selection of
10 participants and grantees for such programs; and

11 “(3) select grantees for such programs only
12 after a competitive process in which proposals are
13 solicited from multiple applicants and in which im-
14 portant factors in the selection of a grantee include
15 the relative likelihood that each of the competing ap-
16 plicants would be willing and able:

17 “(A) to identify and recruit as participants
18 in the program persons described in paragraph
19 (1); and

20 “(B) in selecting participants who are as-
21 sociated with governments or other institutions
22 wielding power in countries described in this
23 section, to identify and recruit those most likely
24 to be open to freedom and democracy and to
25 avoid selecting those who are so firmly com-

1 mitted to the suppression of freedom and de-
2 mocracy that their inclusion could create an ap-
3 pearance that the United States condones such
4 suppression.”.

5 **SEC. 403. NOTIFICATION TO CONGRESS OF GRANTS.**

6 Section 705 of the United States Information and
7 Educational Exchange Act of 1948 (22 U.S.C. 1477e(b))
8 is amended—

9 (1) by inserting “(a)” after “705.”; and

10 (2) by inserting at the end the following new
11 subsection:

12 “(b) For fiscal year 2000 and each subsequent fiscal
13 year, the Secretary of State may not award any grant to
14 carry out the purposes of this Act until 45 days after writ-
15 ten notice has been provided to the Committee on Inter-
16 national Relations of the House of Representatives and
17 the Committee on Foreign Relations of the Senate of the
18 intent to award such grant. In determining whether to
19 award a grant the Secretary shall consider any objections
20 or modifications raised in the course of consultations with
21 such committees.”.

22 **SEC. 404. NATIONAL SECURITY MEASURES.**

23 The United States Information and Educational Ex-
24 change Act of 1948 is amended by adding after section
25 1011 the following new sections:

1 “NATIONAL SECURITY MEASURES

2 “SEC. 1012. In coordination with other appropriate
3 executive branch officials, the Secretary of State shall take
4 all appropriate steps to prevent foreign espionage agents
5 from participating in educational and cultural exchange
6 programs under this Act.

7 “PROLIFERATION OF WEAPONS OF MASS DESTRUCTION

8 “SEC. 1013. The Secretary of State shall take all ap-
9 propriate steps to ensure that no individual, who is em-
10 ployed by or attached to an office or department involved
11 with the research, development, or production of missiles
12 or weapons of mass destruction, from a country identified
13 by the Central Intelligence Agency, the Department of De-
14 fense, the National Security Agency, or the Department
15 of Energy, as a country involved in the proliferation of
16 missiles or weapons of mass destruction is a participant
17 in any program of educational or cultural exchange under
18 this Act. Appropriate steps under this section shall include
19 prior consultation with the Federal agencies designated in
20 the first sentence with respect to all prospective partici-
21 pants in such programs with respect to whom there is a
22 reasonable basis to believe that such prospective partici-
23 pant may be employed by or attached to an office or de-
24 partment identified under the first sentence.”.

1 **SEC. 405. DESIGNATION OF NORTH/SOUTH CENTER AS THE**
2 **DANTE B. FASCELL NORTH-SOUTH CENTER.**

3 (a) DESIGNATION.—Section 208 of the Foreign Rela-
4 tions Authorization Act, Fiscal Years 1992 and 1993 (22
5 U.S.C. 2075) is amended—

6 (1) by striking subsection (a) and inserting the
7 following:

8 “(a) SHORT TITLE.—This section may be cited as the
9 ‘Dante B. Fascell North-South Center Act of 1991.’”;

10 (2) in subsection (c)—

11 (A) by amending the section heading to
12 read as follows: “DANTE B. FASCELL NORTH-
13 SOUTH CENTER.—”; and

14 (B) by striking “known as the North/
15 South Center,” and inserting “which shall be
16 known and designated as the Dante B. Fascell
17 North-South Center,”; and

18 (3) in subsection (d) by striking “North/South
19 Center” and inserting “Dante B. Fascell North-
20 South Center”.

21 (b) REFERENCES.—

22 (1) CENTER.—Any reference in any other pro-
23 vision of law to the educational institution in Florida
24 known as the North/South Center shall be deemed
25 to be a reference to the “Dante B. Fascell North-
26 South Center”.

1 (2) SHORT TITLE.—Any reference in any other
2 provision of law to the North/South Center Act of
3 1991 shall be deemed to be a reference to the
4 “Dante B. Fascell North/South Center Act of
5 1991”.

6 **SEC. 406. ADVISORY COMMISSION ON PUBLIC DIPLOMACY.**

7 Section 1334 of the Foreign Affairs Reform and Re-
8 structuring Act of 1998 (enacted as Division G of the Om-
9 nibus Consolidated and Emergency Supplemental Appro-
10 priations Act for Fiscal Year 1999; Public Law 105–277)
11 is repealed.

12 **SEC. 407. INTERNATIONAL EXPOSITIONS.**

13 (a) LIMITATION.—Except as provided in subsection
14 (b), notwithstanding any other provision of law, the De-
15 partment of State may not obligate or expend any funds
16 for a United States Government funded pavilion or other
17 major exhibit at any international exposition or world’s
18 fair registered by the Bureau of International Expositions
19 in excess of amounts expressly authorized and appro-
20 priated for such purpose.

21 (b) EXCEPTIONS.—

22 (1) The Department of State is authorized to
23 utilize its personnel and resources to carry out its
24 responsibilities—

1 (A) under section 102(a)(3) of the Mutual
2 Educational and Cultural Exchange Act of
3 1961 (22 U.S.C. 2452(a)(3), to provide for
4 United States participation in international
5 fairs and expositions abroad;

6 (B) under section 105(f) of such Act with
7 respect to encouraging foreign governments,
8 international organizations, and private individ-
9 uals, firms, associations, agencies and other
10 groups to participate in international fairs and
11 expositions and to make contributions to be uti-
12 lized for United States participation in inter-
13 national fairs and expositions; and

14 (C) to encourage private support to the
15 United States Commissioner General for par-
16 ticipation in international fairs and expositions.

17 (2) Nothing in this subsection shall be con-
18 strued as authorizing the use of funds appropriated
19 to the Department of State to make payments for—

20 (A) contracts, grants, or other agreements
21 with any other party to carry out the activities
22 described in this subsection; or

23 (B) any legal judgment or the costs of liti-
24 gation brought against the Department of State

1 arising from activities described in this sub-
2 section.

3 (c) REPEAL.—Section 230 of the Foreign Relations
4 Authorization Act, Fiscal Years 1994 and 1995 (22
5 U.S.C. 2452 note) is repealed.

6 **SEC. 408. ROYAL ULSTER CONSTABULARY.**

7 The Secretary of State shall take all appropriate
8 steps to ensure that members of the Royal Ulster Con-
9 stabulary (RUC) are not participants in any program of
10 educational or cultural exchange or training through the
11 National Academy Program at Quantico, Virginia, under
12 the auspices of the Department of State or the Federal
13 Bureau of Investigation of the Department of Justice un-
14 less the President certifies that complete, independent,
15 credible and transparent investigations of the murders of
16 defense attorneys Rosemary Nelson and Patrick Finucane
17 have been initiated by the Government of the United King-
18 dom and that the Government has taken appropriate steps
19 to protect defense attorneys against RUC harassment in
20 Northern Ireland, in which case the President may permit
21 any program, exchange, or training set forth herein.

1 **TITLE V—INTERNATIONAL**
2 **BROADCASTING**

3 **SEC. 501. PERMANENT AUTHORIZATION FOR RADIO FREE**
4 **ASIA.**

5 (a) **REPEAL OF SUNSET PROVISION.**—Section 309 of
6 the United States International Broadcasting Act of 1994
7 (22 U.S.C. 6208) is amended—

8 (1) by striking subsection (g); and

9 (2) in subsection (d)(2) by striking “Govern-
10 ment,” and all that follows through the period and
11 inserting “Government.”.

12 (b) **REPEAL OF FUNDING LIMITATIONS.**—Section
13 309 of the United States International Broadcasting Act
14 of 1994 is further amended —

15 (1) in subsection (d) by striking paragraphs (4)
16 and (5) and by redesignating paragraph (6) as para-
17 graph (4); and

18 (2) in subsection (c)—

19 (A) in paragraph (1)(A) by striking “the
20 funding” and all that follows through the semi-
21 colon and inserting “any funding limitations
22 under subsection (d);”; and

23 (B) in paragraph (3) by striking “the
24 funding” and all that follows through the period

1 and inserting “any funding limitations under
2 subsection (d).”.

3 **SEC. 502. PRESERVATION OF RFE/RL (RADIO FREE EUROPE/
4 RADIO LIBERTY).**

5 (a) REPEAL OF PRIVATIZATION POLICY STATE-
6 MENT.—Section 312 of the United States International
7 Broadcasting Act of 1994 (22 U.S.C. 6211) is repealed.

8 (b) INCREASE IN LIMITATION ON GRANT
9 AMOUNTS.—Section 308(c) of the United States Inter-
10 national Broadcasting Act of 1994 (22 U.S.C. 6207(c))
11 is amended by striking “\$75,000,000” and inserting
12 “\$80,000,000”.

13 **SEC. 503. IMMUNITY FROM CIVIL LIABILITY FOR BROAD-
14 CASTING BOARD OF GOVERNORS.**

15 Section 304 of the United States International
16 Broadcasting Act of 1994 (22 U.S.C. 6203) is amended
17 by adding at the end the following new subsection:

18 “(g) IMMUNITY FROM CIVIL LIABILITY.—Notwith-
19 standing any other provision of law, the Volunteer Protec-
20 tion Act of 1997 shall apply to the members of the Broad-
21 casting Board of Governors when acting in their capacities
22 as members of the boards of directors of RFE/RL, Incor-
23 porated and Radio Free Asia.”.

1 **TITLE VI—INTERNATIONAL OR-**
2 **GANIZATIONS AND COMMIS-**
3 **SIONS**

4 **SEC. 601. INTERPARLIAMENTARY GROUPS.**

5 (a) AMERICAN DELEGATIONS TO CONFERENCES.—

6 Notwithstanding any other provision of law, whenever ei-
7 ther the House of Representatives or the Senate does not
8 appoint its allotment of members as part of the American
9 delegation or group to a conference or assembly of the
10 British-American Interparliamentary Group, the Con-
11 ference on Security and Cooperation in Europe (CSCE),
12 the Mexico-United States Interparliamentary Group, the
13 North Atlantic Assembly, or any similar interparliamen-
14 tary group of which the United States is a member or
15 participates and so notifies the other body of Congress,
16 the other body may make appointments to complete the
17 membership of the American delegation. Any appointment
18 pursuant to this section shall be for the period of such
19 conference or assembly and the body of Congress making
20 such an appointment shall be responsible for the expenses
21 of any member so appointed. Any such appointment shall
22 be made in same manner in which other appointments to
23 the delegation by such body of Congress are made.

24 (b) TRANSATLANTIC LEGISLATIVE DIALOGUE.—Sec-
25 tion 109(c) of the Department of State Authorization Act,

1 Fiscal Years 1984 and 1985 (22 U.S.C. 276 note) is
2 amended by striking “United States-European Commu-
3 nity Interparliamentary Group” and inserting “Trans-
4 atlantic Legislative Dialogue (United States-European
5 Union Interparliamentary Group)”.

6 **SEC. 602. AUTHORITY TO ASSIST STATE AND LOCAL GOV-**
7 **ERNMENTS.**

8 (a) **AUTHORITY.**—The Commissioner of the U.S. Sec-
9 tion of the International Boundary and Water Commission
10 may provide technical tests, evaluations, information, sur-
11 veys, or others similar services to State or local govern-
12 ments upon the request of such State or local government
13 on a reimbursable basis.

14 (b) **REIMBURSEMENTS.**—Reimbursements shall be
15 paid in advance of the goods or services ordered and shall
16 be for the estimated or actual cost as determined by the
17 U.S. Section of the International Boundary and Water
18 Commission. Proper adjustment of amounts paid in ad-
19 vance shall be made as agreed to by the U.S. Section of
20 the International Boundary and Water Commission on the
21 basis of the actual cost of goods or services provided. Re-
22 imbursements received by the U.S. Section of the Inter-
23 national Boundary and Water Commission for providing
24 services under this section shall be credited to the appro-

1 priation from which the cost of providing the services will
2 be charged.

3 **SEC. 603. INTERNATIONAL BOUNDARY AND WATER COM-**
4 **MISSION.**

5 (a) EXPANDED AUTHORITY TO RECEIVE PAY-
6 MENTS.—Section 2(b) of the American-Mexican Chamizal
7 Convention Act of 1964 (Public Law 88–300; 22 U.S.C.
8 277d–18(b)) is amended by inserting “operations, mainte-
9 nance, and” after “cost of”.

10 **SEC. 604. CONCERNING UNITED NATIONS GENERAL ASSEM-**
11 **BLY RESOLUTION ES–10/6.**

12 (a) FINDINGS.—The Congress makes the following
13 findings:

14 (1) In an Emergency Special Session, the
15 United Nations General Assembly voted on February
16 9, 1999, to pass Resolution ES–10/6, Illegal Israeli
17 Actions In Occupied East Jerusalem And The Rest
18 Of The Occupied Palestinian Territory, to convene
19 for the first time in 50 years the parties of the
20 Fourth Geneva Convention for the Protection of Ci-
21 vilians in Time of War.

22 (2) Such resolution unfairly places full blame
23 for the deterioration of the Middle East Peace Proc-
24 ess on Israel and dangerously politicizes the Geneva

1 Convention, which was established to deal with crit-
2 ical humanitarian crises.

3 (3) Such vote is intended to prejudge direct ne-
4 gotiations, put added and undue pressure on Israel
5 to influence the results of those negotiations, and
6 single out Israel for unprecedented enforcement pro-
7 ceedings which have never been invoked against gov-
8 ernments with records of massive violations of the
9 Geneva Convention.

10 (b) CONGRESSIONAL STATEMENT OF POLICY.—The
11 Congress—

12 (1) commends the Department of State for the
13 vote of the United States against United Nations
14 General Assembly Resolution ES-10/6 affirming
15 that the text of such resolution politicizes the
16 Fourth Geneva Convention which was primarily hu-
17 manitarian in nature; and

18 (2) urges the Department of State to continue
19 its efforts against convening the conference.

20 **TITLE VII—GENERAL**
21 **PROVISIONS**

22 **SEC. 701. SENSE OF THE CONGRESS CONCERNING SUP-**
23 **PORT FOR DEMOCRACY AND HUMAN RIGHTS**
24 **ACTIVISTS IN CUBA.**

25 It is the sense of the Congress that—

1 (1) the United States should increase its sup-
2 port to democracy and human rights activists in
3 Cuba, providing assistance with the same intensity
4 and decisiveness with which it supported the pro-de-
5 mocracy movements in Eastern Europe during the
6 Cold War; and

7 (2) the United States should substantially in-
8 crease funding for programs and activities under
9 section 109 of the Cuban Liberty and Democratic
10 Solidarity Act of 1996 (22 U.S.C. 6021 et seq.) de-
11 signed to support democracy and human rights ac-
12 tivists and others in Cuba who are committed to
13 peaceful and democratic change on the island.

14 **SEC. 702. RELATING TO CYPRUS.**

15 (a) FINDINGS.—The Congress makes the following
16 findings:

17 (1) At the urging of the United States Govern-
18 ment, the Republic of Cyprus refrained from exer-
19 cising that country's sovereign right to self-defense,
20 a right fully recognized by the United States Gov-
21 ernment and by Article 51 of the Charter of the
22 United Nations, and canceled the deployment on Cy-
23 prus of defensive antiaircraft missiles.

1 (2) In close cooperation with the United States
2 Government and the Government of Greece, Cyprus
3 rerouted the missiles to the Greek island of Crete.

4 (3) This extraordinarily conciliatory and coura-
5 geous action was taken in the interest of peace.

6 (4) With this action, the Republic of Cyprus
7 displayed its full compliance with the recently adopt-
8 ed United Nations Security Council Resolutions
9 1217 and 1218 which address the Cyprus issue,
10 demonstrated its support for President Bill Clinton’s
11 December 22, 1998, commitment to “take all nec-
12 essary steps to support a sustained effort to imple-
13 ment United Nations Security Council Resolution
14 1218”, and continued its efforts of the last 25 years
15 to take substantive steps to reduce tensions and
16 move toward a Cyprus settlement.

17 (5) The Republic of Cyprus has no navy, air
18 force, or army and faces one of the world’s largest
19 and most sophisticated military forces, just minutes
20 away, in Turkey, as well as an area described by the
21 United Nations Secretary General as, “one of the
22 most densely militarized areas in the world” in the
23 Turkish-occupied area of northern Cyprus.

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

1 (1) in light of this and other similar extraor-
2 dinary actions taken by the Republic of Cyprus, as
3 well as the importance of a Cyprus settlement to
4 American security and other interests, the United
5 States should do all that is possible to bring about
6 commensurate actions by Turkey;

7 (2) the time has come for the United States to
8 expect from Turkey actions on the Cyprus issue in
9 the interest of peace, including steps in conformity
10 with United States proposals concerning Cyprus and
11 in compliance with provisions contained in United
12 Nations Security Council Resolutions 1217 and
13 1218; and

14 (3) such an effort would also be in the best in-
15 terest of the people of Turkey, as well as in the in-
16 terest of all others involved.

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