

106TH CONGRESS
2^D SESSION

H. R. 4118

IN THE SENATE OF THE UNITED STATES

JULY 20, 2000

Received; read twice and referred to the Committee on Foreign Relations

AN ACT

To prohibit the rescheduling or forgiveness of any outstanding bilateral debt owed to the United States by the Government of the Russian Federation until the President certifies to the Congress that the Government of the Russian Federation has ceased all its operations at, removed all personnel from, and permanently closed the intelligence facility at Lourdes, Cuba.

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 “Russian-American
5 Trust and Cooperation Act of 2000”.

6 **SEC. 2. FINDINGS.**

7 The Congress makes the following findings:

8 (1) The Government of the Russian Federation
9 maintains an agreement with the Government of
10 Cuba which allows Russia to operate an intelligence
11 facility at Lourdes, Cuba.

12 (2) The Secretary of Defense has formally ex-
13 pressed concerns to the Congress regarding the espi-
14 onage complex at Lourdes, Cuba, and its use as a
15 base for intelligence activities directed against the
16 United States.

17 (3) The Secretary of Defense, referring to a
18 1998 Defense Intelligence Agency assessment, has
19 reported that the Russian Federation leases the
20 Lourdes facility for an estimated \$100,000,000 to
21 \$300,000,000 a year.

22 (4) It has been reported that the Lourdes facil-
23 ity is the largest such complex operated by the Rus-
24 sian Federation and its intelligence service outside
25 the region of the former Soviet Union.

1 (5) The Lourdes facility is reported to cover a
2 28 square-mile area with over 1,500 Russian engi-
3 neers, technicians, and military personnel working at
4 the base.

5 (6) Experts familiar with the Lourdes facility
6 have reportedly confirmed that the base has multiple
7 groups of tracking dishes and its own satellite sys-
8 tem, with some groups used to intercept telephone
9 calls, faxes, and computer communications, in gen-
10 eral, and with other groups used to cover targeted
11 telephones and devices.

12 (7) News sources have reported that the prede-
13 cessor regime to the Government of the Russian
14 Federation had obtained sensitive information about
15 United States military operations during Operation
16 Desert Storm through the Lourdes facility.

17 (8) Academic studies assessing the threat the
18 Lourdes espionage station poses to the United
19 States cite official United States sources affirming
20 that the Lourdes facility is being used to collect per-
21 sonal information about United States citizens in the
22 private and government sectors, and offers the
23 means to engage in cyberwarfare against the United
24 States.

1 (9) It has been reported that the operational
2 significance of the Lourdes facility has grown dra-
3 matically since February 7, 1996, when then Rus-
4 sian President, Boris Yeltsin, issued an order de-
5 manding that the Russian intelligence community in-
6 crease its gathering of United States and other
7 Western economic and trade secrets.

8 (10) It has been reported that the Government
9 of the Russian Federation is estimated to have spent
10 in excess of \$3,000,000,000 in the operation and
11 modernization of the Lourdes facility.

12 (11) Former United States Government offi-
13 cials have been quoted confirming reports about the
14 Russian Federation's expansion and upgrade of the
15 Lourdes facility.

16 (12) It was reported in December 1999 that a
17 high-ranking Russian military delegation headed by
18 Deputy Chief of the General Staff Colonel-General
19 Valentin Korabelnikov visited Cuba to discuss the
20 continuing Russian operation of the Lourdes facility.

21 **SEC. 3. PROHIBITION ON BILATERAL DEBT RESCHEDULING**
22 **AND FORGIVENESS FOR THE RUSSIAN FED-**
23 **ERATION.**

24 (a) PROHIBITION.—Notwithstanding any other provi-
25 sion of law, the President—

1 (1) shall not reschedule or forgive any out-
2 standing bilateral debt owed to the United States by
3 the Government of the Russian Federation; and

4 (2) shall instruct the United States representa-
5 tive to the Paris Club of official creditors to use the
6 voice and vote of the United States to oppose re-
7 scheduling or forgiveness of any outstanding bilat-
8 eral debt owed by the Government of the Russian
9 Federation,

10 until the President certifies to the Congress that the Gov-
11 ernment of the Russian Federation has ceased all its oper-
12 ations at, removed all personnel from, and permanently
13 closed the intelligence facility at Lourdes, Cuba.

14 (b) WAIVER.—

15 (1) IN GENERAL.—The President may waive
16 the application of subsection (a)(1) with respect to
17 rescheduling of outstanding bilateral debt if, not less
18 than 10 days before the waiver is to take effect, the
19 President determines and certifies in writing to the
20 Committee on International Relations of the House
21 of Representatives and the Committee on Foreign
22 Relations of the Senate that—

23 (A) such waiver is necessary to the na-
24 tional interests of the United States; and

1 (B) the Government of the Russian Fed-
2 eration is substantially in compliance with mul-
3 tilateral and bilateral nonproliferation and arms
4 limitation agreements.

5 (2) ADDITIONAL REQUIREMENT.—If the Presi-
6 dent waives the application of subsection (a)(1) pur-
7 suant to paragraph (1), the President shall include
8 in the written certification under paragraph (1) a
9 detailed description of the facts that support the de-
10 termination to waive the application of subsection
11 (a)(1).

12 (3) SUBMISSION IN CLASSIFIED FORM.—If the
13 President considers it appropriate, the written cer-
14 tification under paragraph (1), or appropriate parts
15 thereof, may be submitted in classified form.

16 (c) PERIODIC REPORTS.—The President shall, every
17 180 days after the transmission of the written certification
18 under subsection (b)(1), prepare and transmit to the Com-
19 mittee on International Relations of the House of Rep-
20 resentatives and the Committee on Foreign Relations of
21 the Senate a report that contains a description of the ex-
22 tent to which the requirements of subparagraphs (A) and
23 (B) of subsection (b)(1) are being met.

1 **SEC. 4. REPORT ON THE CLOSING OF THE INTELLIGENCE**
2 **FACILITY AT LOURDES, CUBA.**

3 Not later than 30 days after the date of the enact-
4 ment of this Act, and every 120 days thereafter until the
5 President makes a certification under section 3, the Presi-
6 dent shall submit to the Committee on International Rela-
7 tions of the House of Representatives and the Committee
8 on Foreign Relations of the Senate a report (with a classi-
9 fied annex) detailing—

10 (1) the actions taken by the Government of the
11 Russian Federation to terminate its presence and
12 activities at the intelligence facility at Lourdes,
13 Cuba; and

14 (2) the efforts by each appropriate Federal de-
15 partment or agency to verify the actions described in
16 paragraph (1).

Passed the House of Representatives July 19, 2000.

Attest:

JEFF TRANDAHL,

Clerk.