

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 2333

To authorize appropriations for the Department of State, the United States Information Agency, and related agencies, to authorize appropriations for foreign assistance programs, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 1993

Mr. HAMILTON (for himself, Mr. BERMAN, and Mr. GILMAN) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To authorize appropriations for the Department of State, the United States Information Agency, and related agencies, to authorize appropriations for foreign assistance programs, 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 TITLES.**

4 (a) IN GENERAL.—This Act may be cited as the  
5 “International Relations Act of 1993”.

6 (b) DIVISION A.—Division A of this Act may be cited  
7 as the “State Department, USIA, and Related Agencies  
8 Authorization Act, Fiscal Years 1994 and 1995”.

1 (c) DIVISION B.—Division B of this Act may be cited  
2 as the “Foreign Assistance Authorization Act of 1993”.

3 **SEC. 2. TABLE OF CONTENTS.**

4 The table of contents for this Act is as follows:

- Sec. 1. Short titles.
- Sec. 2. Table of contents.

DIVISION A—STATE DEPARTMENT, USIA, AND RELATED  
AGENCIES

TITLE I—DEPARTMENT OF STATE AND RELATED AGENCIES

PART A—AUTHORIZATION OF APPROPRIATIONS

- Sec. 101. Administration of foreign affairs.
- Sec. 102. Agency for International Development operating expenses.
- Sec. 103. International organizations, programs, and conferences.
- Sec. 104. International commissions.
- Sec. 105. Migration and refugee assistance.
- Sec. 106. Other programs.
- Sec. 107. United States Arms Control and Disarmament Agency.

PART B—AUTHORITIES AND ACTIVITIES

- Sec. 111. Emergencies in the diplomatic and consular service.
- Sec. 112. Transfers and reprogrammings.
- Sec. 113. Expenses relating to certain international claims and proceedings.
- Sec. 114. Child care facilities at certain posts abroad.
- Sec. 115. Notification to Congress of proposed reprogrammings of AID operating expenses.
- Sec. 116. Prohibition on discriminatory contracts.
- Sec. 117. Authorized strength of the foreign service.
- Sec. 118. Role of the Foreign Service Institute.
- Sec. 119. Reporting requirement on American prisoners abroad.
- Sec. 120. Consular authorities.
- Sec. 121. Requirement for authorization of appropriations for AID.
- Sec. 122. Report on consolidation of administrative operations.
- Sec. 123. Local guard contracts abroad.
- Sec. 124. Visas.
- Sec. 125. Consular and diplomatic posts abroad.
- Sec. 126. Diplomatic security program.

PART C—DEPARTMENT OF STATE ORGANIZATION

- Sec. 131. Organizing principles.
- Sec. 132. Organization of the Department of State.
- Sec. 133. Technical and conforming amendments.
- Sec. 134. Director General of the Foreign Service.

PART D—PERSONNEL

- Sec. 141. Labor-management relations.
- Sec. 142. Voluntary retirement incentive program.

- Sec. 143. Waiver of limit for certain claims for personal property damage or loss.
- Sec. 144. Salaries of chiefs of mission.
- Sec. 145. Senior Foreign Service performance pay.
- Sec. 146. Reassignment and retirement of former Presidential appointees.
- Sec. 147. Report on classification of Senior Foreign Service positions.
- Sec. 148. Limitation on number of limited career extensions.

#### PART E—INTERNATIONAL ORGANIZATIONS

- Sec. 161. International Atomic Energy Agency safeguards.
- Sec. 162. Agreement on State and local taxation of foreign employees of public international organizations.
- Sec. 163. Reform in budget decisionmaking procedures of the United Nations and its specialized agencies.
- Sec. 164. International Boundary and Water Commission.
- Sec. 165. United States membership in the Asian-Pacific Economic Cooperation Organization.

#### PART F—MISCELLANEOUS PROVISIONS

- Sec. 181. Women's human rights protection.
- Sec. 182. Publishing international agreements.
- Sec. 183. Migration and refugee amendments.
- Sec. 184. United Nations Security Council membership.
- Sec. 185. Performance of longshore work by alien crewmen.
- Sec. 186. Interparliamentary exchanges.
- Sec. 187. United States policy concerning overseas assistance to refugees and displaced persons.
- Sec. 188. Policy on Middle East arms sales.
- Sec. 189. Report on terrorist assets in the United States.
- Sec. 190. Sense of Congress concerning United States citizens victimized by Germany during World War II.

### TITLE II—UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS

#### PART A—AUTHORIZATION OF APPROPRIATIONS

- Sec. 201. Authorization of appropriations.

#### PART B—INTERNATIONAL BROADCASTING AUTHORITIES AND ACTIVITIES

- Sec. 211. Short title.
- Sec. 212. Findings and declarations.
- Sec. 213. Standards.
- Sec. 214. Functions.
- Sec. 215. Administration.
- Sec. 216. USIA satellite and television.
- Sec. 217. Repeal of Board for International Broadcasting Act.
- Sec. 218. Conforming amendments.
- Sec. 219. Israel relay station.
- Sec. 220. Requirement for authorization for appropriations.
- Sec. 221. Report on advertising.

#### PART C—USIA AND RELATED AGENCIES AUTHORITIES AND ACTIVITIES

- Sec. 231. Security requirements of USIA.

- Sec. 232. Employment authority.
- Sec. 233. Buying power maintenance account.
- Sec. 234. Contract authority.
- Sec. 235. Appropriations authorities.
- Sec. 236. Funds provided by other sources.
- Sec. 237. Technical amendment.
- Sec. 238. Separate ledger accounts for NED grantees.
- Sec. 239. American studies collection.
- Sec. 240. South Pacific exchange programs.
- Sec. 241. Coordination of United States exchange programs.
- Sec. 242. Limitation concerning participation in international expositions.
- Sec. 243. Private sector opportunities.
- Sec. 244. Educational and cultural exchanges with Tibet.

#### PART D—MIKE MANSFIELD FELLOWSHIPS

- Sec. 251. Short title.
- Sec. 252. Establishment of fellowship program.
- Sec. 253. Program requirements.
- Sec. 254. Separation of government personnel during the fellowships.
- Sec. 255. Mansfield fellowship review board.
- Sec. 256. Definitions.

#### PART E—FACILITATION OF PRIVATE SECTOR INITIATIVES

- Sec. 261. Short title.
- Sec. 262. Exchange of information and related transactions.
- Sec. 263. Educational, cultural, religious, and scientific activities and exchanges.
- Sec. 264. Establishment of news bureaus.
- Sec. 265. Foreign Assistance Act of 1961.
- Sec. 266. United Nations Participation Act of 1945.
- Sec. 267. Applicability.

#### TITLE III—ARMS CONTROL AND DISARMAMENT AGENCY

- Sec. 301. Purposes
- Sec. 302. ACDA Director.
- Sec. 303. Special Representatives.
- Sec. 304. Negotiations management.
- Sec. 305. Participation of ACDA Director in certain deliberations.
- Sec. 306. Notification to Congress of proposed reprogrammings by ACDA.
- Sec. 307. Requirement for authorization of appropriations.

#### DIVISION B—FOREIGN ASSISTANCE AND RELATED PROGRAMS

##### TITLE XI—REFORM OF FOREIGN ASSISTANCE PROGRAMS

- Sec. 1101. Need for foreign assistance reform.
- Sec. 1102. Evaluation and accountability.

##### TITLE XII—AUTHORIZATIONS FOR FOREIGN ASSISTANCE PROGRAMS

- Sec. 1201. Authorizations of appropriations for fiscal year 1994.
- Sec. 1202. Housing guarantee program.
- Sec. 1203. Overseas Private Investment Corporation.
- Sec. 1204. Special debt reduction authority.

Sec. 1205. Special Defense Acquisition Fund.

#### TITLE XIII—REGIONAL PROVISIONS

- Sec. 1301. Sub-Saharan Africa disaster assistance.
- Sec. 1302. African Development Foundation.
- Sec. 1303. Conflict resolution initiative for Africa.
- Sec. 1304. SADC projects.
- Sec. 1305. South Africa.
- Sec. 1306. Sudan.
- Sec. 1307. Zaire.
- Sec. 1308. Afghanistan humanitarian assistance.
- Sec. 1309. Multilateral Assistance Initiative for the Philippines.
- Sec. 1310. Assistance for Eastern Europe and the Baltics.
- Sec. 1311. Assistance for the independent states of the former Soviet Union.
- Sec. 1312. Assistance for Mongolia.
- Sec. 1313. Termination of IMET program for Malta.
- Sec. 1314. Administration of justice and other law enforcement assistance programs for Latin America and the Caribbean.
- Sec. 1315. Waiver of Brooke amendment for Nicaragua.
- Sec. 1316. Special notification requirements for Guatemala and Peru.
- Sec. 1317. Assistance for the Middle East.
- Sec. 1318. Military drawdown for Israel.

#### TITLE XIV—PROVISIONS RELATING TO ARMS TRANSFERS

- Sec. 1401. Competitive pricing for sales of defense articles and services.
- Sec. 1402. Increase in aggregate ceiling on transfers of excess defense articles.
- Sec. 1403. Eligibility of East European countries to receive nonlethal excess defense articles.
- Sec. 1404. Exception to payment of full cost for sales of defense training services to certain countries and international organizations.
- Sec. 1405. Eligibility of major non-NATO allies to receive certain contract services in connection with sales of defense articles and services.
- Sec. 1406. Additions to war reserve stockpiles for allies.

#### TITLE XV—OTHER FOREIGN ASSISTANCE PROVISIONS

- Sec. 1501. Interest accruing to nongovernmental organizations.
- Sec. 1502. Private Sector Revolving Fund.
- Sec. 1503. Development assistance through nongovernmental organizations.
- Sec. 1504. Impact of foreign assistance programs on jobs in the United States.
- Sec. 1505. Capital projects.
- Sec. 1506. Microenterprise development.
- Sec. 1507. Report on AID's implementation of Agenda 21 principles.
- Sec. 1508. Authority to provide reconstruction assistance under international disaster assistance.

1 **DIVISION A—STATE DEPART-**  
2 **MENT, USIA, AND RELATED**  
3 **AGENCIES**

4 **TITLE I—DEPARTMENT OF**  
5 **STATE AND RELATED AGENCIES**

6 **PART A—AUTHORIZATION OF APPROPRIATIONS**

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

8 (a) IN GENERAL.—The following amounts are au-  
9 thorized to be appropriated for the Department of State  
10 under “Administration of Foreign Affairs” to carry out  
11 the authorities, functions, duties, and responsibilities in  
12 the conduct of the foreign affairs of the United States and  
13 for other purposes authorized by law, including the diplo-  
14 matic security program:

15 (1) DIPLOMATIC AND CONSULAR PROGRAMS.—  
16 For “Diplomatic and Consular Programs”, of the  
17 Department of State \$1,685,047,000 for the fiscal  
18 year 1994 and \$1,730,543,000 for the fiscal year  
19 1995.

20 (2) SALARIES AND EXPENSES.—For “Salaries  
21 and Expenses”, of the Department of State  
22 \$446,203,000 for the fiscal year 1994 and  
23 \$458,250,000 for the fiscal year 1995.

24 (3) ACQUISITION AND MAINTENANCE OF BUILD-  
25 INGS ABROAD.—For “Acquisition and Maintenance

1 of Buildings Abroad”, \$406,481,000 for the fiscal  
2 year 1994 and \$417,523,000 for the fiscal year  
3 1995.

4 (4) BUYING POWER MAINTENANCE FUND.—  
5 For “Buying Power Maintenance Fund”,  
6 \$4,000,000 for the fiscal year 1994 and \$4,104,000  
7 for the fiscal year 1995.

8 (5) REPRESENTATION ALLOWANCES.—For  
9 “Representation Allowances”, \$4,881,000 for the  
10 fiscal year 1994 and \$5,012,000 for the fiscal year  
11 1995.

12 (6) EMERGENCIES IN THE DIPLOMATIC AND  
13 CONSULAR SERVICE.—For “Emergencies in the Dip-  
14 lomatic and Consular Service,” \$8,000,000 for the  
15 fiscal 1994 and \$8,216,000 for the fiscal year 1995.

16 (7) OFFICE OF THE INSPECTOR GENERAL.—  
17 For “Office of the Inspector General”, \$24,055,000  
18 for the fiscal year 1994 and \$24,704,000 for the fis-  
19 cal year 1995.

20 (8) PAYMENT TO THE AMERICAN INSTITUTE IN  
21 TAIWAN.—For “Payment to the American Institute  
22 in Taiwan”, \$15,484,000 for the fiscal year 1994  
23 and \$15,902,000 for the fiscal year 1995.

24 (9) PROTECTION OF FOREIGN MISSIONS AND  
25 OFFICIALS.—For “Protection of Foreign Missions

1 and Officials”, \$10,814,000 for the fiscal year 1994  
2 and \$11,095,000 for the fiscal year 1995.

3 (10) REPATRIATION LOANS.—For “Repatri-  
4 ation Loans”, \$817,000 for the fiscal year 1994 and  
5 \$838,000 for the fiscal year 1995, for administrative  
6 expenses.

7 (b) LIMITATIONS.—

8 (1) Of the amounts authorized to be appro-  
9 priated for “Salaries and Expenses” under sub-  
10 section (a)(2)—

11 (A) \$500,000 is authorized to be available  
12 for the fiscal year 1994 and \$500,000 for the  
13 fiscal year 1995 for the Department of State  
14 for the recruitment of Hispanic American stu-  
15 dents from United States institutions of higher  
16 education with a high percentage enrollment of  
17 Hispanic Americans and for the training of  
18 Hispanic Americans for careers in the Foreign  
19 Service and in international affairs; and

20 (B) not more than \$100,000,000 for each  
21 of the fiscal years 1994 and 1995 shall be avail-  
22 able for the Bureau of Diplomatic Security.

23 (2) Of the amounts authorized to be appro-  
24 priated for “Diplomatic and Consular Programs”  
25 under subsection (a)(1), \$10,000,000 is authorized

1 to be available for each of the fiscal years 1994 and  
2 1995 for grants, contracts, and other activities to  
3 conduct research and promote international coopera-  
4 tion on environmental and other scientific issues.

5 (3) Of the amounts authorized to be appro-  
6 priated for “Acquisition and Maintenance of Build-  
7 ings Abroad” under subsection (a)(3) and amounts  
8 otherwise authorized to be appropriated, not more  
9 than \$40,000,000 shall be available for each of the  
10 fiscal years 1994 and 1995 for administration.

11 (4) Of the amounts authorized to be appro-  
12 priated for “Diplomatic and Consular Programs”  
13 under subsection (a)(1), \$11,500,000 is authorized  
14 to be available for fiscal year 1994 and \$11,900,000  
15 is authorized to be available for fiscal year 1995,  
16 only for administrative expenses associated with the  
17 conduct of refugee programs by the Bureau for Ref-  
18 ugee Programs, or any successor bureau.

19 **SEC. 102. AGENCY FOR INTERNATIONAL DEVELOPMENT**  
20 **OPERATING EXPENSES.**

21 (a) AUTHORIZATION OF APPROPRIATIONS.—

22 (1) There are authorized to be appropriated to  
23 the President, in addition to funds otherwise avail-  
24 able for such purposes—

1 (A) \$ 512,000,000 for the fiscal year 1994  
2 and \$526,902,000 for the fiscal year 1995 for  
3 necessary operating expenses of the agency pri-  
4 marily responsible for administering part I of  
5 Public Law 87-195; and

6 (B) such amounts as may be necessary for  
7 fiscal year 1994 and fiscal year 1995 for in-  
8 creases in salary, pay, retirement, and other  
9 employee benefits authorized by law, and for  
10 other nondiscretionary costs of the agency pri-  
11 marily responsible for administering part I of  
12 Public Law 87-195.

13 (2) Effective October 1, 1993, section 667 of  
14 Public Law 87-195 (22 U.S.C. 2427) is repealed.

15 (b) OPERATING EXPENSES, OFFICE OF THE INSPEC-  
16 TOR GENERAL.—There are authorized to be appropriated  
17 to the President, in addition to funds otherwise available  
18 for such purposes—

19 (1) \$ 39,916,000 for fiscal year 1994 and  
20 \$39,916,000 for fiscal year 1995 for necessary oper-  
21 ating expenses of the Office of the Inspector General  
22 of the agency primarily responsible for administering  
23 part I of Public Law 87-195; and

24 (2) such amounts as may be necessary for in-  
25 creases in salary, pay, retirement, and other em-

1        ployee benefits authorized by law, and for other non-  
2        discretionary costs of such office.

3        (c) AVAILABILITY OF FUNDS.—Amounts appro-  
4        priated under this section are authorized to remain avail-  
5        able until expended.

6        (d) TRANSFER OF FUNDS.—The authorities and limi-  
7        tations of section 109 of Public Law 87–195 apply to  
8        funds authorized to be appropriated under this section.

9        **SEC. 103. INTERNATIONAL ORGANIZATIONS, PROGRAMS,**  
10        **AND CONFERENCES.**

11        (a) ASSESSED CONTRIBUTIONS TO INTERNATIONAL  
12        ORGANIZATIONS.—

13            (1) There are authorized to be appropriated for  
14        “Contributions to International Organizations”,  
15        \$935,885,000 for the fiscal year 1994 and  
16        \$935,053,000 for the fiscal year 1995 for the De-  
17        partment of State to carry out the authorities, func-  
18        tions, duties, and responsibilities in the conduct of  
19        the foreign affairs of the United States with respect  
20        to international organizations and to carry out other  
21        authorities in law consistent with such purposes.

22            (2) Of the amounts authorized to be appro-  
23        priated under paragraph (1) for fiscal year 1994,  
24        not more than \$875,885,000 may be obligated or ex-  
25        pended in that fiscal year.

1 (b) ASSESSED CONTRIBUTIONS FOR INTERNATIONAL  
2 PEACEKEEPING ACTIVITIES.—There are authorized to be  
3 appropriated for “Contributions for International Peace-  
4 keeping Activities”, \$619,736,000 for the fiscal year 1994  
5 and \$636,469,000 for the fiscal year 1995 for the Depart-  
6 ment of State to carry out the authorities, functions, du-  
7 ties, and responsibilities in the conduct of the foreign af-  
8 fairs of the United States with respect to international  
9 peacekeeping activities and to carry out other authorities  
10 in law consistent with such purposes.

11 (c) PEACEKEEPING OPERATIONS.—There are author-  
12 ized to be appropriated for “Peacekeeping Operations”,  
13 \$77,166,000 for the fiscal year 1994 and \$77,166,000 for  
14 the fiscal year 1995 for the Department of State to carry  
15 out section 551 of Public Law 87–195.

16 (d) INTERNATIONAL CONFERENCES AND CONTIN-  
17 GENCIES.—There are authorized to be appropriated for  
18 “International Conferences and Contingencies”,  
19 \$6,600,000 for the fiscal year 1994 and \$6,743,000 for  
20 the fiscal year 1995 for the Department of State to carry  
21 out the authorities, functions, duties, and responsibilities  
22 in the conduct of the foreign affairs of the United States  
23 with respect to international conferences and contin-  
24 gencies and to carry out other authorities in law consistent  
25 with such purposes.

1 (e) INTERNATIONAL ORGANIZATIONS AND PRO-  
2 GRAMS.—

3 (1) IN GENERAL.—There are authorized to be  
4 appropriated for the Department of State for “Inter-  
5 national Organizations and Programs”,  
6 \$407,750,000 for the fiscal year 1994 and  
7 \$392,750,000 for the fiscal year 1995.

8 (2) UNITED NATIONS POPULATION FUND.—

9 (A) Subject to subparagraphs (B) and (C),  
10 of the funds authorized to be appropriated for  
11 “International Organizations and Programs”  
12 under paragraph (1), \$50,000,000 is authorized  
13 to be made available for each of the fiscal years  
14 1994 and 1995 for the United Nations Popu-  
15 lation Fund.

16 (B) The availability of funds under sub-  
17 paragraph (A) shall be subject to the following  
18 limitations:

19 (i) None of the funds made available  
20 under subparagraph (A) may be made  
21 available for programs in the People’s Re-  
22 public of China.

23 (ii) The prohibitions contained in sec-  
24 tion 104(f) of the Foreign Assistance Act  
25 of 1961 (relating to prohibitions on fund-

1           ing for abortion as a method of family  
2           planning, coercive abortion, and involun-  
3           tary sterilization) shall apply to the funds  
4           made available for the United Nations  
5           Population Fund.

6           (iii) The United Nations Population  
7           Fund shall be required to maintain the  
8           funds made available under subparagraph  
9           (A) in a separate account and not commin-  
10          gle such funds with any other funds.

11          (C) Of the funds authorized to be available  
12          under subparagraph (A), for each of the fiscal  
13          years 1994 and 1995, \$13,784,500 is author-  
14          ized to be available only if the President cer-  
15          tifies to the Congress that the United Nations  
16          Population Fund has terminated all activities in  
17          the People's Republic of China.

18          (3) UNITED NATIONS DEVELOPMENT PRO-  
19          GRAM.—

20                (A) Subject to subparagraphs (B) and (C),  
21                of the funds authorized to be appropriated  
22                under paragraph (1) \$126,929,000 is author-  
23                ized to be available for each of the fiscal years  
24                1994 and 1995 for the United Nations Develop-  
25                ment Program.

1 (B) None of the funds made available  
2 under subparagraph (A) shall be available for  
3 programs and activities in or for Myanmar  
4 (Burma).

5 (C) Of the funds authorized to be available  
6 under subparagraph (A), \$32,000,000 for each  
7 of the fiscal years 1994 and 1995 may be avail-  
8 able only if the President certifies to the Con-  
9 gress that the United Nations Development  
10 Program has terminated all programs and ac-  
11 tivities in or for Myanmar (Burma).

12 (4) INTERNATIONAL ATOMIC ENERGY AGEN-  
13 CY.—

14 (A) Subject to subparagraph (B), of the  
15 amounts authorized to be appropriated for  
16 “International Organizations and Programs”  
17 under paragraph (1), \$40,000,000 for fiscal  
18 year 1994 and \$40,000,000 for fiscal year 1995  
19 is authorized to be available only for contribu-  
20 tions to the International Atomic Energy  
21 Agency.

22 (B) Of the amounts authorized to be avail-  
23 able under subparagraph (A), \$10,000,000 is  
24 authorized to be available for each of the fiscal

1           years 1994 and 1995 only for the purpose of  
2           section 161.

3           (5) UNITED NATIONS ENVIRONMENT PRO-  
4           GRAM.—Of the amounts authorized to be appro-  
5           priated for “International Organizations and Pro-  
6           grams” under paragraph (1), \$25,000,000 for each  
7           of the fiscal years 1994 and 1995 is authorized to  
8           be available for the United Nations Environment  
9           Program.

10          (6) UNITED NATIONS VOLUNTARY FUND FOR  
11          THE VICTIMS OF TORTURE.—Of the amounts au-  
12          thorized to be appropriated for “International Orga-  
13          nizations and Programs” under paragraph (1),  
14          \$1,500,000 for each of the fiscal years 1994 and  
15          1995 is authorized to be available for the United  
16          Nations Voluntary Fund for the Victims of Torture.

17          (f) FOREIGN CURRENCY EXCHANGE RATES.—In ad-  
18          dition to amounts otherwise authorized to be appropriated  
19          by subsections (a) and (b) of this section, there are au-  
20          thorized to be appropriated such sums as may be nec-  
21          essary for each of the fiscal years 1994 and 1995 to offset  
22          adverse fluctuations in foreign currency exchange rates.  
23          Amounts appropriated under this subsection shall be avail-  
24          able for obligation and expenditure only to the extent that  
25          the Director of the the Office of Management and Budget

1 determines and certifies to Congress that such amounts  
2 are necessary due to such fluctuations.

3 **SEC. 104. INTERNATIONAL COMMISSIONS.**

4 The following amounts are authorized to be appro-  
5 priated under “International Commissions” for the De-  
6 partment of State to carry out the authorities, functions,  
7 duties, and responsibilities in the conduct of the foreign  
8 affairs of the United States and for other purposes author-  
9 ized by law:

10 (1) INTERNATIONAL BOUNDARY AND WATER  
11 COMMISSION, UNITED STATES AND MEXICO.—For  
12 “International Boundary and Water Commission,  
13 United States and Mexico”—

14 (A) for “Salaries and Expenses”  
15 \$11,330,000 for the fiscal year 1994 and  
16 \$11,767,000 for the fiscal year 1995; and

17 (B) for “Construction” \$14,780,000 for  
18 the fiscal year 1994 and \$15,198,000 for the  
19 fiscal year 1995.

20 (2) INTERNATIONAL BOUNDARY COMMISSION,  
21 UNITED STATES AND CANADA.—For “International  
22 Boundary Commission, United States and Canada”,  
23 \$760,000 for the fiscal year 1994 and \$784,000 for  
24 the fiscal year 1995.

1           (3) INTERNATIONAL JOINT COMMISSION.—For  
2           “International Joint Commission”, \$3,643,000 for  
3           the fiscal year 1994 and \$3,759,000 for the fiscal  
4           year 1995.

5           (4) INTERNATIONAL FISHERIES COMMIS-  
6           SIONS.—For “International Fisheries Commissions”,  
7           \$14,200,000 for the fiscal year 1994 and  
8           \$14,569,000 for the fiscal year 1995.

9   **SEC. 105. MIGRATION AND REFUGEE ASSISTANCE.**

10          (a) AUTHORIZATION OF APPROPRIATIONS.—

11               (1) There are authorized to be appropriated for  
12               “Migration and Refugee Assistance” for authorized  
13               activities, \$593,500,000 for the fiscal year 1994 and  
14               \$593,500,000 for the fiscal year 1995.

15               (2) There are authorized to be appropriated  
16               \$80,000,000 for the fiscal year 1994 and  
17               \$80,000,000 for the fiscal year 1995 for assistance  
18               for refugees resettling in Israel.

19          (b) AVAILABILITY OF FUNDS.—Funds appropriated  
20          pursuant to subsection (a) are authorized to be available  
21          until expended.

22   **SEC. 106. OTHER PROGRAMS.**

23          The following amounts are authorized to be appro-  
24          priated for the Department of State to carry out the au-  
25          thorities, functions, duties, and responsibilities in the con-

1 duct of the foreign affairs of the United States and for  
2 other purposes authorized by law:

3 (1) UNITED STATES BILATERAL SCIENCE AND  
4 TECHNOLOGY AGREEMENTS.—For “United States  
5 Bilateral Science and Technology Agreements”,  
6 \$4,500,000 for the fiscal year 1994 and \$4,617,000  
7 for the fiscal year 1995.

8 (2) ASIA FOUNDATION.—For “Asia Founda-  
9 tion”, \$18,693,000 for the fiscal year 1994 and  
10 \$19,127,000 for the fiscal year 1995.

11 **SEC. 107. UNITED STATES ARMS CONTROL AND DISAR-**  
12 **MAMENT AGENCY.**

13 (a) AUTHORIZATION OF APPROPRIATIONS.—There  
14 are authorized to be appropriated to carry out the pur-  
15 poses of the Arms Control and Disarmament Act—

16 (1) \$62,500,000 for the fiscal year 1994 and  
17 \$55,356,000 for the fiscal year 1995; and

18 (2) such sums as may be necessary for each of  
19 the fiscal years 1994 and 1995 for increases in sal-  
20 ary, pay, retirement, other employee benefits author-  
21 ized by law, and other nondiscretionary costs, and to  
22 offset adverse fluctuations in foreign currency ex-  
23 change rates.

1 (b) TECHNICAL AND CONFORMING AMENDMENTS.—  
2 Section 49 of the Arms Control and Disarmament Act (22  
3 U.S.C. 2589) is amended—

4 (1) by striking subsection (a); and

5 (2) in the first sentence of subsection (b) by  
6 striking “pursuant to this section” and inserting “to  
7 carry out this Act”.

8 **PART B—AUTHORITIES AND ACTIVITIES**

9 **SEC. 111. EMERGENCIES IN THE DIPLOMATIC AND CON-**  
10 **SULAR SERVICE.**

11 Section 4 of the State Department Basic Authorities  
12 Act of 1956 (22 U.S.C. 2671) is amended in subsection  
13 (c)—

14 (1) by striking “and the Foreign Service”; and

15 (2) by striking “an annual confidential” and in-  
16 sserting “a periodic”.

17 **SEC. 112. TRANSFERS AND REPROGRAMMINGS.**

18 (a) AMENDMENTS TO SECTION 24 OF THE STATE  
19 DEPARTMENT BASIC AUTHORITIES ACT OF 1956.—Sec-  
20 tion 24 of the State Department Basic Authorities Act  
21 of 1956 (22 U.S.C. 2696) is amended—

22 (1) in subsection (b)(7) by striking subpara-  
23 graph (E);

24 (2) in subsection (d)(1)—

1 (A) by striking “the second” and inserting  
2 “either”; and

3 (B) by striking “such second” and insert-  
4 ing “such”;

5 (3) in subsection (d)(2) by amending the first  
6 sentence to read as follows: “Amounts appropriated  
7 for the “Diplomatic and Consular Programs” ac-  
8 count may not exceed by more than 5 percent the  
9 amount specifically authorized to be appropriated for  
10 such account for a fiscal year.”; and

11 (4) by striking subsection (d)(4).

12 (b) DIPLOMATIC CONSTRUCTION PROGRAM.—Section  
13 401 of the Omnibus Diplomatic Security and  
14 Antiterrorism Act of 1986 (22 U.S.C. 4851) is amended  
15 by striking subsections (c) and (h)(3).

16 **SEC. 113. EXPENSES RELATING TO CERTAIN INTER-**  
17 **NATIONAL CLAIMS AND PROCEEDINGS.**

18 Section 38 of the State Department Basic Authorities  
19 Act of 1956 (22 U.S.C. 2710) is amended by adding at  
20 the end the following new subsections:

21 “(c) PROCUREMENT OF SERVICES.—The Secretary  
22 of State may use competitive procedures or procedures  
23 other than competitive procedures to procure the services  
24 of experts for use in preparing or prosecuting a proceeding  
25 before an international tribunal or a claim by or against

1 a foreign government or other foreign entity, whether or  
2 not the expert is expected to testify, or to procure other  
3 support services for such proceedings or claims. The Sec-  
4 retary need not provide any written justification for the  
5 use of procedures other than competitive procedures when  
6 procuring such services under this chapter and need not  
7 furnish for publication in the Commerce Business Daily  
8 or otherwise any notice of solicitation or synopsis with  
9 respect to such procurement.

10 “(d) INTERNATIONAL LITIGATION FUND.—

11 “(1) ESTABLISHMENT.—In order to provide the  
12 Department of State with a dependable, flexible, and  
13 adequate source of funding for the expenses of the  
14 Department related to preparing or prosecuting a  
15 proceeding before an international tribunal, or a  
16 claim by or against a foreign government or other  
17 foreign entity, there is established an International  
18 Litigation Fund (hereafter in this subsection re-  
19 ferred to as the “ILF”). The ILF shall be available  
20 without fiscal year limitation. Funds otherwise avail-  
21 able to the Department for the purposes of this  
22 paragraph may be credited to the ILF.

23 “(2) REPROGRAMMING PROCEDURES.—Funds  
24 credited to the ILF shall be treated as a  
25 reprogramming of funds under section 34 and shall

1 not be available for obligation or expenditure except  
2 in compliance with the procedures applicable to such  
3 reprogrammings. This paragraph shall not apply to  
4 the transfer of funds under paragraph (3).

5 “(3) TRANSFERS OF FUNDS.—Funds received  
6 by the Department of State from another agency of  
7 the United States Government or pursuant to the  
8 Department of State Appropriations Act of 1937  
9 (49 Stat. 1321, 22 U.S.C. 2661) to meet costs of  
10 preparing or prosecuting a proceeding before an  
11 international tribunal, or a claim by or against a for-  
12 eign government or other foreign entity, shall be  
13 credited to the ILF.

14 “(4) USE OF FUNDS.—Funds deposited in the  
15 ILF shall be available only for the purposes of para-  
16 graph (1).”.

17 **SEC. 114. CHILD CARE FACILITIES AT CERTAIN POSTS**  
18 **ABROAD.**

19 Section 31 of the State Department Basic Authorities  
20 Act of 1956 (22 U.S.C. 2703) is amended in subsection  
21 (e) by striking “For the fiscal years 1992 and 1993, the”  
22 and inserting “The”.

1 **SEC. 115. NOTIFICATION TO CONGRESS OF PROPOSED**  
2 **REPROGRAMMINGS OF AID OPERATING EX-**  
3 **PENSES.**

4 (a) AMENDMENT TO THE FOREIGN ASSISTANCE ACT  
5 OF 1961.—Section 634A of the Foreign Assistance Act  
6 of 1961 (22 U.S.C. 2394) is amended by adding at the  
7 end the following:

8 “(d) AID OPERATING EXPENSES.—

9 “(1) CONGRESSIONAL NOTIFICATION OF CER-  
10 TAIN REPROGRAMMINGS.—Unless the Committee on  
11 Foreign Affairs of the House of Representatives and  
12 the Committee on Foreign Relations of the Senate  
13 are notified at least 15 days in advance of the pro-  
14 posed reprogramming, funds appropriated for the  
15 operating expenses of the agency primarily respon-  
16 sible for administering part I (including funds ap-  
17 propriated for the operating expenses of the Office  
18 of the Inspector General of that agency) shall not be  
19 available for obligation or expenditure through any  
20 reprogramming of funds that—

21 “(A) would create or eliminate a program,  
22 project, or activity;

23 “(B) would increase funds or personnel by  
24 any means for any program, project, or activity  
25 for which funds have been denied or restricted  
26 by the Congress;

1           “(C) would reorganize offices, programs,  
2 projects, or activities among bureaus;

3           “(D) would involve a reprogramming in ex-  
4 cess of \$1,000,000 or 10 percent (whichever is  
5 greater) and would—

6                   “(i) augment existing programs,  
7 projects, or activities,

8                   “(ii) reduce by 10 percent or more the  
9 funding for any existing program, project,  
10 activity, or personnel approved by the Con-  
11 gress, or

12                   “(iii) result from any general savings  
13 from a reduction in personnel that would  
14 result in a change in existing programs,  
15 activities, or projects approved by the  
16 Congress.

17           “(2) LIMITATION ON END-OF-YEAR  
18 REPROGRAMMINGS.—Funds appropriated for the op-  
19 erating expenses of the agency primarily responsible  
20 for administering part I (including funds appro-  
21 priated for the operating expenses of the Office of  
22 the Inspector General of that agency) shall not be  
23 available for obligation or expenditure through any  
24 reprogramming described in paragraph (1) during  
25 the last 15 days in which such funds are available

1 for obligation or expenditure (as the case may be)  
2 unless the notification required by that paragraph  
3 was submitted before that 15-day period.”.

4 (b) EFFECTIVE DATE.—The amendment made by  
5 subsection (a) shall take effect October 1, 1994.

6 **SEC. 116. PROHIBITION ON DISCRIMINATORY CONTRACTS.**

7 (a) PROHIBITION.—

8 (1) Except as provided in subsection (b), the  
9 Department of State may not enter into any con-  
10 tract—

11 (A) with any foreign person that complies  
12 with the Arab League boycott of the State of  
13 Israel, or

14 (B) with any foreign or United States per-  
15 son that discriminates in the award of sub-  
16 contracts on the basis of religion.

17 (2) For purposes of this section—

18 (A) a foreign person complies with the boy-  
19 cott of Israel by Arab countries when that per-  
20 son takes or knowingly agrees to take any ac-  
21 tion, with respect to the boycott of Israel by  
22 Arab countries, which section 8(a) of the Ex-  
23 port Administration Act of 1979 prohibits a  
24 United States person from taking, except that  
25 for purposes of this paragraph, the term

1 “United States person” as used in subpara-  
2 graphs (B) and (C) of section 8(a)(1) of such  
3 Act shall be deemed to mean “person”; and

4 (B) the term “foreign person” means any  
5 person other than a United States person as de-  
6 fined in section 16(2) of the Export Adminis-  
7 tration Act of 1979.

8 (b) WAIVERS BY SECRETARY OF STATE.—The Sec-  
9 retary of State may waive the prohibition contained in  
10 subsection (a)(1)(A) on a country-by-country basis for a  
11 period not to exceed one year upon certification to the  
12 Congress by the Secretary that such waiver is in the na-  
13 tional interest and is necessary to carry on the diplomatic  
14 functions of the United States. Each such certification  
15 shall include a detailed justification for the waiver with  
16 respect to each such country.

17 (c) RESPONSES TO CONTRACT SOLICITATIONS.—The  
18 Secretary of State shall ensure that any response to a so-  
19 licitation for a bid or a request for a proposal, with respect  
20 to a contract with the Department of State, includes the  
21 following clause, in substantially the following form:

22 “ARAB BOYCOTT OF ISRAEL

23 “(a) DEFINITIONS.—As used in this clause—

24 “(1) the term ‘foreign person’ means any per-  
25 son other than a United States person as defined in  
26 paragraph (2); and

1           “(2) the term ‘United States person’ means any  
2 United States resident or national (other than an in-  
3 dividual resident outside the United States and em-  
4 ployed by other than a United States person), any  
5 domestic concern (including any permanent domestic  
6 establishment of any foreign concern), and any for-  
7 eign subsidiary or affiliate (including any permanent  
8 foreign establishment) of any domestic concern  
9 which is controlled in fact by such domestic concern,  
10 as determined under regulations of the President.

11           “(b) CERTIFICATION.—By submitting this offer, the  
12 Offeror certifies that it is not—

13           “(1) taking or knowingly agreeing to take any  
14 action, with respect to the boycott of Israel by Arab  
15 countries, which section 8(a) of the Export Adminis-  
16 tration Act of 1979 (50 U.S.C. App. 2407(a)) pro-  
17 hibits a United States person from taking; or

18           “(2) discriminating in the award of sub-  
19 contracts on the basis of religion.”.

20           (d) SUBMISSION OF STATEMENTS.—The Department  
21 of State may not enter into any contract with any person,  
22 unless that person has submitted to the Department of  
23 State statements, certified by that person, indicating  
24 whether or not that person—

1           (1) has answered any questionnaire about its  
2 economic or other relations with Israel;

3           (2) has agreed to comply with the boycott of  
4 Israel by Arab countries;

5           (3) has agreed to not do business with Israel or  
6 Israeli firms;

7           (4) has agreed to take discriminatory actions  
8 against any person based on race, religion, sex, or  
9 national origin;

10          (5) has agreed to furnish information about  
11 race, religion, sex, or national origin;

12          (6) has agreed to furnish information about  
13 business relationships with Israel or Israeli firms;  
14 and

15          (7) has agreed to furnish information about as-  
16 sociations with charitable and fraternal organiza-  
17 tions.

18       (e) MONITORING REVOCATION.—

19           (1) MONITORING.—The Department of State  
20 shall monitor persons making the certifications re-  
21 quired by this section, both before and after entering  
22 into any contract with such person, for the purpose  
23 of determining whether or not the certifications are  
24 true.



1           (1) Department of State, not to exceed 9,000,  
2           of whom not more than 787 shall be members of the  
3           Senior Foreign Service.

4           (2) United States Information Agency, not to  
5           exceed 1,200, of whom not more than 155 shall be  
6           members of the Senior Foreign Service.

7           (3) Agency for International Development, not  
8           to exceed 1,600 of whom not more than 220 shall  
9           be members of the Senior Foreign Service.

10          (c) DEFINITION.—For the purposes of this section,  
11          the term “members of the Foreign Service” has the mean-  
12          ing of such term under section 103 of the Foreign Service  
13          Act of 1980 (22 U.S.C 3903), except that such term shall  
14          not include—

15                 (1) members of the Service under paragraphs  
16                 (6) and (7) of such section;

17                 (2) members of the Service serving under tem-  
18                 porary resident appointments abroad; and

19                 (3) members of the Service employed on less  
20                 than a full-time basis.

21          **SEC. 118. ROLE OF THE FOREIGN SERVICE INSTITUTE.**

22          Section 701 of the Foreign Service Act of 1980 (22  
23          U.S.C. 4021) is amended by adding at the end the follow-  
24          ing new subsection:

1 “(d)(1) The Secretary of State is authorized to pro-  
2 vide for the training and instruction of employees of for-  
3 eign governments at the Institute.

4 “(2) Except as provided in paragraph (3), training  
5 and instruction under paragraph (1) shall be on a reim-  
6 bursable basis. Reimbursement to the Institute may be  
7 provided by an agency of the United States Government  
8 or by a foreign person.

9 “(3) The Secretary of State may waive reimburse-  
10 ment by a foreign government upon a determination that  
11 such waiver is in the national interest.

12 “(4) The authorities of section 704 shall apply to  
13 training and instruction provided under this section.”.

14 **SEC. 119. REPORTING REQUIREMENT ON AMERICAN PRIS-**  
15 **ONERS ABROAD.**

16 Section 108 of the Foreign Relations Authorization  
17 Act, Fiscal Year 1978 (Public Law 95-105) is repealed.

18 **SEC. 120. CONSULAR AUTHORITIES.**

19 (a) PERSONS AUTHORIZED TO ISSUE PASSPORTS  
20 ABROAD.—The Act entitled “An Act to regulate the issue  
21 and validity of passports, and for other purposes”, ap-  
22 proved July 3, 1926 (44 Stat. 887, 22 U.S.C. 211a) is  
23 amended by striking “by diplomatic representatives of the  
24 United States, and by such consul generals, consuls, or  
25 vice consuls when in charge,” and inserting “by diplomatic

1 and consular officers of the United States, and by other  
2 employees of the Department of State who are citizens of  
3 the United States,”.

4 (b) NOTARIAL AUTHORITY.—The Act entitled “An  
5 Act to provide for the reorganization of the consular serv-  
6 ice of the United States”, approved April 5, 1906 (34  
7 Stat. 100, 22 U.S.C. 4221) is amended in section 7 by  
8 adding at the end “The Secretary of State is authorized  
9 to designate by regulation that certain other employees of  
10 the Department of State who are citizens of the United  
11 States may perform any notarial function authorized to  
12 a consular officer of the United States under this Act.”.

13 **SEC. 121. REQUIREMENT FOR AUTHORIZATION OF APPRO-**  
14 **PRIATIONS FOR AID.**

15 Public Law 87–195 is amended by inserting after sec-  
16 tion 667 the following new section:

17 **“SEC. 668. REQUIREMENT FOR AUTHORIZATION OF APPRO-**  
18 **PRIATIONS.**

19 “(a) LIMITATION ON OBLIGATION AND EXPENDI-  
20 TURE OF FUNDS.—Notwithstanding any other provision  
21 of law, for the fiscal year 1994 and for each subsequent  
22 fiscal year, any funds appropriated for the agency pri-  
23 marily responsible for administering part I of this Act  
24 shall not be available for obligation or expenditure—

1           “(1) unless such funds are appropriated pursu-  
2           ant to an authorization of appropriations; or

3           “(2) in excess of the authorized level of appro-  
4           priations.

5           “(b) SUBSEQUENT AUTHORIZATION.—The limitation  
6           under subsection (a) shall not apply to the extent that an  
7           authorization of appropriations is enacted after such funds  
8           are appropriated.

9           “(c) APPLICATION.—The provisions of this section—  
10           “(1) may not be superseded, except by a provi-  
11           sion of law which specifically repeals, modifies, or  
12           supersedes the provisions of this section; and

13           “(2) shall not apply to, or affect in any manner,  
14           permanent appropriations, trust funds, and other  
15           similar accounts which are authorized by law and  
16           administered by the agency primarily responsible for  
17           administering part I of this Act.”.

18   **SEC. 122. REPORT ON CONSOLIDATION OF ADMINISTRA-**  
19                           **TIVE OPERATIONS.**

20           Not later than 180 days after the date of the enact-  
21           ment of this Act, the Assistant Secretary of State for Ad-  
22           ministration, jointly with the Associate Director for Man-  
23           agement of the United States Information Agency and the  
24           Associate Administrator for Finance and Administration  
25           of the Agency for International Development, shall sub-

1 mit, to the Committee on Foreign Affairs of the House  
2 of Representatives and the Committee on Foreign Rela-  
3 tions of the Senate, a report concerning the feasibility of  
4 consolidating domestic administrative operations for the  
5 Department of State, the Agency for International Devel-  
6 opment, and the United States Information Agency. Such  
7 report shall include specific recommendations for imple-  
8 mentation.

9 **SEC. 123. LOCAL GUARD CONTRACTS ABROAD.**

10 Section 136(c) of the Foreign Relations Authoriza-  
11 tion Act, Fiscal Years 1990 and 1991 (Public Law 101-  
12 246) is amended—

13 (1) in paragraph (2) by striking “due to their  
14 distance from the post”;

15 (2) by redesignating paragraphs (2) and (3) as  
16 paragraphs “(4)” and “(5)”, respectively; and

17 (3) by inserting after paragraph (1) the follow-  
18 ing:

19 “(2) absent compelling reasons, award such  
20 contracts through competitive bidding;

21 “(3) in evaluating and scoring proposals for  
22 such contracts, award not less than 60 percent of  
23 the total points on the basis of technical capacity;”.

24 **SEC. 124. VISAS.**

25 (a) SURCHARGE FOR PROCESSING CERTAIN VISAS.—

1           (1) Notwithstanding any other provision of law,  
2           the Secretary of State is authorized to charge a fee  
3           or surcharge for processing machine readable non-  
4           immigrant visas and machine readable combined  
5           border crossing identification cards and non-  
6           immigrant visas.

7           (2) Fees collected under the authority of sub-  
8           section (a) shall be deposited as an offsetting collec-  
9           tion to any Department of State appropriation to re-  
10          cover the costs of providing consular services. Such  
11          fees shall remain available for obligation until ex-  
12          pended.

13          (3) For fiscal years 1994 and 1995, fees col-  
14          lected under the authority of paragraph (1) may not  
15          exceed a total of \$56,000,000.

16          (b) AUTOMATED VISA LOOKOUT SYSTEM.—Not later  
17          than 6 months after the date of the enactment of this Act,  
18          the Secretary of State shall implement an upgrade of all  
19          overseas visa lookout operations to computerized systems  
20          with automated multiple-name search capabilities.

21          (c) PROCESSING OF VISAS FOR ADMISSION TO THE  
22          UNITED STATES.—

23                 (1)(A) Whenever a United States consular offi-  
24                 cial issues a visa for admission to the United States,  
25                 that official shall certify, in writing, that a check of

1 the Automated Visa Lookout System, or any other  
2 system or list which maintains information about the  
3 excludability of aliens under the Immigration and  
4 Nationality Act, has been made and that there is no  
5 basis under such system for the exclusion of such  
6 alien.

7 (B) If a consular official issues a visa to an  
8 alien for admission to the United States and the  
9 alien was named on the Automated Visa Lookout  
10 System as excludable from the United States at the  
11 time of the consular officer's review and issuance of  
12 such visa, such action shall be investigated for ap-  
13 propriate disciplinary action, consistent with law and  
14 regulations. Any disciplinary action taken shall be in  
15 the officer's annual performance evaluation.

16 (2) In any case where a serious loss of life or  
17 property in the United States involves the issuance  
18 of a visa to an alien listed on the Automated Visa  
19 Lookout System, or any other system or list which  
20 maintains information about the excludability of  
21 aliens under the Immigration and Nationality Act,  
22 the Secretary of State shall convene an Accountabil-  
23 ity Review Board under the authority of title III of  
24 the Omnibus Diplomatic Security and Antiterrorism  
25 Act of 1986.

1 **SEC. 125. CONSULAR AND DIPLOMATIC POSTS ABROAD.**

2 Section 48 of the State Department Basic Authorities  
3 Act of 1956 is amended—

4 (1) by striking subsection (c); and

5 (2) by redesignating subsections (d) and (e) as  
6 subsections “(c)” and “(d)”, respectively.

7 **SEC. 126. DIPLOMATIC SECURITY PROGRAM.**

8 Section 401(a)(3) of the Omnibus Diplomatic Secu-  
9 rity and Antiterrorism Act of 1986 (22 U.S.C.  
10 4851(a)(3)) is amended by striking the last sentence.

11 **PART C—DEPARTMENT OF STATE**

12 **ORGANIZATION**

13 **SEC. 131. ORGANIZING PRINCIPLES.**

14 The Congress makes the following findings:

15 (1) The organization of the Department of  
16 State should reflect, to the maximum extent pos-  
17 sible, the primary responsibility of the Secretary of  
18 State under the President for the conduct of the  
19 Nation’s foreign relations.

20 (2) Unless compelling considerations so require,  
21 statutory authorities should be vested in the Sec-  
22 retary of State, rather than in officials subordinate  
23 to the Secretary.

1 **SEC. 132. ORGANIZATION OF THE DEPARTMENT OF STATE.**

2 (a) ORGANIZATION.—Section 1 of the State Depart-  
3 ment Basic Authorities Act of 1956 is amended to read  
4 as follows:

5 “ORGANIZATION OF THE DEPARTMENT OF STATE

6 “SECTION 1. (a) SECRETARY OF STATE.—

7 “(1) The Department of State shall be adminis-  
8 tered in accordance with this Act and other provi-  
9 sions of law under the supervision and direction of  
10 the Secretary of State (hereinafter referred to as the  
11 ‘Secretary’).

12 “(2) The Secretary shall be appointed by the  
13 President, by and with the advice and consent of the  
14 Senate.

15 “(3)(A) Notwithstanding any other provision of  
16 law and except as provided in subparagraph (B), the  
17 Secretary shall have and exercise any authority vest-  
18 ed by law in any office or official of the Department  
19 of State. The Secretary shall administer, coordinate,  
20 and direct the Foreign Service of the United States  
21 and the personnel of the Department of State, ex-  
22 cept where authority is inherent in or vested in the  
23 President.

24 “(B) The Secretary shall not have the authority  
25 of the Inspector General or the Chief Financial  
26 Officer.

1           “(4) The Secretary of State is authorized to  
2           promulgate such rules and regulations as may be  
3           necessary to carry out the functions of the Secretary  
4           of State and the Department of State. The Sec-  
5           retary may delegate authority to perform any of the  
6           functions of the Secretary or the Department to offi-  
7           cers and employees under the direction and super-  
8           vision of the Secretary. The Secretary may delegate  
9           the authority to redelegate any such functions.

10          “(b) UNDER SECRETARIES.—There shall be in the  
11         Department of State not more than 5 Under Secretaries  
12         of State, who shall be appointed by the President, by and  
13         with the advice and consent of the Senate, and who shall  
14         be compensated at the rate provided for at level III of  
15         the Executive Schedule under section 5314 of title 5,  
16         United States Code.

17          “(c) ASSISTANT SECRETARIES.—There shall be in  
18         the Department of State not more than 19 Assistant Sec-  
19         retaries of State, each of whom shall be appointed by the  
20         President, by and with the advice and consent of the Sen-  
21         ate, and who shall be compensated at the rate provided  
22         for at level IV of the Executive Schedule under section  
23         5315 of title 5.

1       “(d) DEPUTY ASSISTANT SECRETARIES.—There  
2 shall be in the Department of State not more than 63  
3 Deputy Assistant Secretaries of State.”.

4       (b) APPLICATION.—The amendments made by this  
5 section and section 133 shall apply with respect to offi-  
6 cials, offices, and bureaus of the Department of State  
7 when Executive orders implementing such sections become  
8 effective.

9       (c) TRANSITION.—Any officer of the Department of  
10 State holding office on the date of the enactment of this  
11 Act shall not be required to be reappointed to any other  
12 office, at the Department of State at the same level per-  
13 forming similar functions, as determined by the President,  
14 by reason of the enactment of the amendments made by  
15 this section and section 133.

16       (d) REFERENCES IN OTHER ACTS.—A reference in  
17 any other provision of law to an official or office of the  
18 Department of State affected by the amendment made by  
19 subsection (a) shall be deemed to be a reference to the  
20 Secretary of State or the Department of State, as may  
21 be appropriate.

22 **SEC. 133. TECHNICAL AND CONFORMING AMENDMENTS.**

23       (a) ACT OF MAY 26, 1949.—The Act entitled “An  
24 Act to strengthen and improve the organization and ad-  
25 ministration of the Department of State, and for other

1 purposes” (May 26, 1949; Public Law 81–73; 22 U.S.C.  
2 2652 et seq.) is repealed.

3 (b) FOREIGN RELATIONS AUTHORIZATION ACT, FIS-  
4 CAL YEAR 1979.—Section 115 of the Foreign Relations  
5 Authorization Act, Fiscal Year 1979 (22 U.S.C. 2652a)  
6 is amended by striking subsection (a).

7 (c) PUBLIC LAW 93–126.—Section 9 of Public Law  
8 93–126 (22 U.S.C. 2655a) is amended by striking sub-  
9 section (a).

10 (d) FOREIGN RELATIONS AUTHORIZATION ACT, FIS-  
11 CAL YEARS 1992 AND 1993.—Section 122 of the Foreign  
12 Relations Authorization Act, Fiscal Years 1992 and 1993  
13 (22 U.S.C. 2652b) is amended by striking subsection (a).

14 (e) TITLE 5, UNITED STATES CODE.—

15 (1) Section 5314 of title 5, United States Code,  
16 is amended by striking—

17 “Under Secretary of State for Political Affairs  
18 and Under Secretary of State for Economic and Ag-  
19 ricultural Affairs and an Under Secretary of State  
20 for Coordinating Security Assistance Programs and  
21 Under Secretary of State for Management.

22 “Counselor of the Department of State.”

23 and inserting—

24 “Under Secretaries of State (5).”.

1           (2) Section 5315 of title 5, United States Code,  
2           is amended by striking “Assistant Secretary for  
3           International Narcotics Matters, Department of  
4           State.”, “Assistant Secretary for South Asian Af-  
5           fairs, Department of State.”, and “Assistant Sec-  
6           retary for Oceans and International Environmental  
7           and Scientific Affairs, Department of State.”.

8           (f) FOREIGN ASSISTANCE ACT OF 1961.—The For-  
9           eign Assistance Act of 1961 is amended—

10           (1) in section 116(c) (22 U.S.C. 2151n), by  
11           striking “Assistant Secretary for Human Rights and  
12           Humanitarian Affairs” and inserting “Secretary of  
13           State”;

14           (2) in sections 502B(b) (22 U.S.C. 2304(b)),  
15           502B(c)(1) (22 U.S.C. 2304(c)), and 505(g)(4)(A)  
16           (22 U.S.C. 2314(g)(4)(A)) by striking “, prepared  
17           with the assistance of the Assistant Secretary of  
18           State for Human Rights and Humanitarian Af-  
19           fairs,” each place it appears;

20           (3) in section 624(f) (22 U.S.C. 2384(f)(1)) by  
21           striking paragraph (1);

22           (4) in section 624(f)(2) by striking “(2) The  
23           Assistant Secretary of State for Human Rights and  
24           Humanitarian Affairs” and inserting “The Secretary  
25           of State”; and

1 (5) in section 624(f)(2)(C)—

2 (A) by striking “the Secretary of State  
3 and”; and

4 (B) by striking “Assistant”.

5 (g) ARMS EXPORT CONTROL ACT.—Section 5(d)(1)  
6 of the Arms Export Control Act is amended (22 U.S.C.  
7 2755(d)(1)) by striking “Assistant Secretary of State for  
8 Human Rights and Humanitarian Affairs” and inserting  
9 “Secretary of State”.

10 (h) DIPLOMATIC SECURITY ACT.—The Omnibus Dip-  
11 lomatic Security and Antiterrorism Act of 1986 is amend-  
12 ed—

13 (1) in section 102(b) (22 U.S.C. 4801(b)) by—

14 (A) striking paragraph (2); and

15 (B) redesignating paragraphs (3) through  
16 (6) as paragraphs (2) through (5), respectively;

17 (2) in subsection 103(a)—

18 (A) by inserting “(1)” before “The Sec-  
19 retary of State”;

20 (B) by redesignating paragraphs (1)  
21 through (4) as subparagraphs (A) through (D),  
22 respectively; and

23 (C) by inserting at the end the following  
24 new paragraph:

1           “(2) Security responsibilities shall include the  
2 following:

3           “(A) FORMER OFFICE OF SECURITY FUNC-  
4 TIONS.—Functions and responsibilities exer-  
5 cised by the Office of Security, Department of  
6 State, before November 1, 1985.

7           “(B) SECURITY AND PROTECTIVE OPER-  
8 ATIONS.—

9           “(i) Establishment and operations of  
10 post security and protective functions  
11 abroad.

12           “(ii) Development and implementation  
13 of communications, computer, and infor-  
14 mation security.

15           “(iii) Emergency planning.

16           “(iv) Establishment and operations of  
17 local guard services abroad.

18           “(v) Supervision of the United States  
19 Marine Corps security guard program.

20           “(vi) Liaison with American overseas  
21 private sector security interests.

22           “(vii) Protection of foreign missions  
23 and international organizations, foreign of-  
24 ficials, and diplomatic personnel in the  
25 United States, as authorized by law.

1           “(viii) Protection of the Secretary of  
2 State and other persons designated by the  
3 Secretary of State, as authorized by law.

4           “(ix) Physical protection of Depart-  
5 ment of State facilities, communications,  
6 and computer information systems in the  
7 United States.

8           “(x) Conduct of investigations relating  
9 to protection of foreign officials and diplo-  
10 matic personnel and foreign missions in  
11 the United States, suitability for employ-  
12 ment, employee security, illegal passport  
13 and visa issuance or use, and other inves-  
14 tigation, as authorized by law.

15           “(xi) Carrying out the rewards pro-  
16 gram for information concerning inter-  
17 national terrorism authorized by section  
18 36(a) of the State Department Basic Au-  
19 thorities Act of 1956.

20           “(xii) Performance of other security,  
21 investigative, and protective matters as au-  
22 thorized by law.

23           “(C) COUNTERTERRORISM PLANNING AND  
24 COORDINATION.—Development and coordination  
25 of counterterrorism planning, emergency action

1 planning, threat analysis programs, and liaison  
2 with other Federal agencies to carry out this  
3 paragraph.

4 “(D) SECURITY TECHNOLOGY.—Develop-  
5 ment and implementation of technical and  
6 physical security programs, including security-  
7 related construction, radio and personnel secu-  
8 rity communications, armored vehicles, com-  
9 puter and communications security, and re-  
10 search programs necessary to develop such  
11 measures.

12 “(E) DIPLOMATIC COURIER SERVICE.—  
13 Management of the diplomatic courier service.

14 “(F) PERSONNEL TRAINING.—Develop-  
15 ment of facilities, methods, and materials to de-  
16 velop and upgrade necessary skills in order to  
17 carry out this section.

18 “(G) FOREIGN GOVERNMENT TRAINING.—  
19 Management and development of antiterrorism  
20 assistance programs to assist foreign govern-  
21 ment security training which are administered  
22 by the Department of State under chapter 8 of  
23 part II of the Foreign Assistance Act of 1961  
24 (22 U.S.C. 2349aa et seq.).”.

25 (3) by striking section 104;

1 (4) by striking section 105;

2 (5) in section 107, by striking “The Chief of  
3 Protocol of the Department of State shall consult  
4 with the Assistant Secretary of Diplomatic Security”  
5 and inserting “The Secretary of State shall take into  
6 account security considerations”;

7 (6) in title II by amending the title heading to  
8 read as follows: “TITLE II—PERSONNEL”;

9 (7) by amending section 201 to read as follows:

10 **“SEC. 201. DIPLOMATIC SECURITY SERVICE.**

11 “The Secretary of State may establish a Diplomatic  
12 Security Service, which shall perform such functions as  
13 the Secretary may determine.”;

14 (8) in section 202—

15 (A) by striking “The” in the first sentence  
16 and inserting “Any such”;

17 (B) by striking “shall” each place it ap-  
18 pears and inserting “should”; and

19 (C) by striking the last sentence;

20 (9) in section 203—

21 (A) by amending the heading to read as  
22 follows:

1 **“SEC. 203. SPECIAL AGENTS.”;**

2 (B) in the first sentence by striking “Posi-  
3 tions in the Diplomatic Security Service” and  
4 inserting “Special agent positions”; and

5 (C) in the last sentence by striking “In the  
6 case of positions designated for special agents,  
7 the” and inserting “The”; and

8 (10) in section 402(a)(2) by striking “Assistant  
9 Secretary for Diplomatic Security” and inserting  
10 “Secretary of State”.

11 (i) IMMIGRATION AND NATIONALITY ACT.—The Im-  
12 migration and Nationality Act (8 U.S.C. 1101 et seq.) is  
13 amended—

14 (1) in section 101(a)(1) (8 U.S.C. 1101(a)(1))  
15 by striking “Assistant Secretary of State for Con-  
16 sular Affairs” and inserting “official designated by  
17 the Secretary of State pursuant to section 104(b) of  
18 this Act”;

19 (2) in section 104 (8 U.S.C. 1104)—

20 (A) in the heading by striking “; BUREAU  
21 OF CONSULAR AFFAIRS”;

22 (B) in subsection (a), by striking “the Bu-  
23 reau of Consular Affairs” and inserting “the  
24 Administrator”;

25 (C) by amending subsection (b) to read as  
26 follows:

1       “(b) The Secretary of State shall designate an Ad-  
2       ministrator who shall be a citizen of the United States,  
3       qualified by experience. The Administrator shall maintain  
4       close liaison with the appropriate committees of Congress  
5       in order that they may be advised regarding the adminis-  
6       tration of this Act by consular officers. The Administrator  
7       shall be charged with any and all responsibility and au-  
8       thority in the administration of this Act which are con-  
9       ferred on the Secretary of State as may be delegated to  
10      the Administrator by the Secretary of State or which may  
11      be prescribed by the Secretary of State, and shall perform  
12      such other duties as the Secretary of State may pre-  
13      scribe.”;

14                   (D) in subsection (c), by striking “Bu-  
15                   reau” and inserting “Department of State”;  
16                   and

17                   (E) in subsection (d), by striking all after  
18                   “respectively” before the period.

19                   (3) in section 105 (8 U.S.C. 1105) by striking  
20                   “Assistant Secretary of State for Consular Affairs”  
21                   and inserting “Administrator” each place it appears.

22                   (j) DEPARTMENT OF STATE APPROPRIATIONS ACT,  
23      1989.—Section 306 of the Department of State Appro-  
24      priations Act, 1989 (Public Law 100–459) is repealed.

1           (k) DEPARTMENT OF DEFENSE APPROPRIATIONS  
2 ACT, FISCAL YEAR 1989.—Section 8125 of the  
3 Department of Defense Appropriations Act, Fiscal Year  
4 1989 (Public Law 100–463) is amended by striking sub-  
5 section (c).

6           (l) STATE DEPARTMENT BASIC AUTHORITIES ACT  
7 OF 1956.—(1) Section 35 of the State Department Basic  
8 Authorities Act of 1956 (22 U.S.C. 2707) is amended—

9                   (A) in subsection (a) by striking “(hereafter”  
10                   and all that follows before the period; and

11                   (B) in subsection (b)—

12                           (i) by striking “The” and all that follows  
13                           through “shall—” and inserting the following:

14                   “The Secretary of State shall be responsible for formula-  
15                   tion, coordination, and oversight of international commu-  
16                   nications and information policy. The Secretary of State  
17                   shall—”;

18                           (ii) by redesignating paragraphs (1)  
19                           through (7) as paragraphs (2) through (8),  
20                           respectively;

21                           (iii) by inserting before paragraph (2) (as  
22                           so redesignated) a new paragraph (1) as fol-  
23                           lows:

24                           “(1) exercise primary authority for the conduct  
25                           of foreign policy with respect to telecommunications,

1 including the determination of United States posi-  
2 tions and the conduct of United States participation  
3 in bilateral and multilateral negotiations with for-  
4 eign governments and in international bodies;”;

5 (iv) in paragraph (2), (I) by striking “with  
6 the bureaus and offices of the Department of  
7 State and”, and (II) by inserting before the  
8 semicolon “and with the Federal Communica-  
9 tions Commission, as appropriate”; and

10 (v) in paragraph (4), by striking “the Sen-  
11 ior Interagency Group on International Com-  
12 munications and Information Policy” and in-  
13 sserting “any senior interagency policy-making  
14 group on international telecommunications and  
15 information policy”.

16 (2) Section 3 of the State Department Basic Authori-  
17 ties Act of 1956 (22 U.S.C. 2670) is amended—

18 (A) by striking “and” at the end of subsection

19 (k);

20 (B) by striking the period at the end of sub-  
21 section (l); and

22 (C) by adding at the end the following:

23 “(m) establish, maintain, and operate passport  
24 and dispatch agencies.”.

1           (3) Section 2 of the State Department Basic Authori-  
2 ties Act of 1956 is amended by striking “(l) pay” and  
3 inserting “(m) pay”.

4           (m) REFUGEE ACT OF 1980.—The Refugee Act of  
5 1980 (Public Law 96–212) is amended—

6           (1) in the heading for title III, by striking  
7 “UNITED STATES COORDINATOR FOR REF-  
8 UGEE AFFAIRS AND”;

9           (2) by striking the heading for part A;

10           (3) by repealing section 301; and

11           (4) by striking the heading for part B.

12           (n) IMMIGRATION AND NATIONALITY ACT.—

13           (1) Section 411(b) of the Immigration and Na-  
14 tionality Act (8 U.S.C. 1521(b)) is amended by  
15 striking “and under the general policy guidance of  
16 the United States Coordinator for Refugee Affairs  
17 (hereinafter in this chapter referred to as the ‘Coor-  
18 dinator’)” and inserting “the Secretary of State”.

19           (2) Section 412 of the Immigration and Nation-  
20 ality Act (8 U.S.C. 1522) is amended—

21           (A) in subsection (a)(2)(A), by striking “,  
22 together with the Coordinator,”;

23           (B) in subsections (b)(3) and (b)(4), by  
24 striking “in consultation with the Coordina-  
25 tor,”; and

1 (C) in subsection (e)(7)(C), by striking “,  
2 in consultation with the United States Coordi-  
3 nator for Refugee Affairs,”.

4 (3) Section 413(a) of the Immigration and Na-  
5 tionality Act (8 U.S.C. 1523) is amended by striking  
6 “, in consultation with the Coordinator,”.

7 (o) STATE DEPARTMENT BASIC AUTHORITIES  
8 ACT.—Title II of the State Department Basic Authorities  
9 Act (22 U.S.C. 4301 et seq.) is amended—

10 (1) in section 202(a) by striking paragraph (3)  
11 and redesignating paragraphs (4) through (8) as  
12 paragraphs (3) through (7);

13 (2) in section 203 by amending such section to  
14 read as follows:

15 “AUTHORITIES OF THE SECRETARY OF STATE

16 “SEC. 203. The Secretary is authorized to—

17 “(1) assist agencies of Federal, State, and mu-  
18 nicipal government with regard to ascertaining and  
19 according benefits, privileges, and immunities to  
20 which a foreign mission may be entitled;

21 “(2) provide or assist in the provision of bene-  
22 fits for or on behalf of a foreign mission in accord-  
23 ance with section 204;

24 “(3) dispose of property acquired in carrying  
25 out the purposes of this Act; and

1           “(4) designate an office within the Department  
2 of State to carry out the purposes of this Act. In the  
3 event such an office is established, the President  
4 may appoint, by and with the advice and consent of  
5 the Senate, a Director, with the rank of ambassador.  
6 Furthermore, of the Director and the next most sen-  
7 ior person in the office, one should be an individual  
8 who has served in the United States Foreign Service  
9 while the other should be an individual who has  
10 served in the United States intelligence community;  
11 and

12           “(5) perform such other functions as the Sec-  
13 retary may determine necessary in furtherance of  
14 the policy of this title.”.

15           (3) in section 204—

16           (A) in subsections (a), (b), and (c), by  
17 striking “Director” each place it appears and  
18 inserting “Secretary”; and

19           (B) in paragraph (d), by striking “the Di-  
20 rector or any other” and inserting “any”;

21           (4) in section 204A, by striking “Director”  
22 each place it appears and inserting “Secretary”;

23           (5) in section 205—

24           (A) in subsection (a), by striking “Direc-  
25 tor” and inserting “Secretary”; and

1 (B) in subsection (c)(2) by striking “au-  
2 thorize the Director to”; and

3 (6) in section 208—

4 (A) in subsection (d) by striking “Direc-  
5 tor” and inserting in its place “Secretary”;

6 (B) in subsections (c), (e), and (f), by  
7 striking “Office of Foreign Missions” each  
8 place it appears and inserting “Department of  
9 State”; and

10 (C) in subsection (h)(2) by striking “Di-  
11 rector or the”.

12 **SEC. 134. DIRECTOR GENERAL OF THE FOREIGN SERVICE.**

13 Section 208 of the Foreign Service Act of 1980 (22  
14 U.S.C. 3928) is amended to read as follows:

15 **“SEC. 208. DIRECTOR GENERAL OF THE FOREIGN SERVICE.**

16 “The President may appoint, with the advice and  
17 consent of the Senate, a Director General of the Foreign  
18 Service, who shall be a career member of the Senior For-  
19 eign Service. The Director General should assist the Sec-  
20 retary of State in the management of the Service and per-  
21 form such functions as the Secretary of State may  
22 prescribe.”.

**PART D—PERSONNEL****2 SEC. 141. LABOR-MANAGEMENT RELATIONS.**

3 Section 1017(e) of the Foreign Service Act of 1980  
4 is amended to read as follows:

5 “(e)(1) Notwithstanding any other provision of this  
6 chapter, participation in the management of a labor orga-  
7 nization or acting as a representative of a labor organiza-  
8 tion is prohibited under this chapter—

9 “(A) on the part of any management official or  
10 confidential employee; or

11 “(B) on the part of any other employee if the  
12 participation or activity would result in a conflict or  
13 apparent conflict of interest or would otherwise be  
14 incompatible with law or with the official functions  
15 of such employee.

16 “(2) For the purposes of paragraph (1), the term  
17 ‘management official’ shall include all members of the  
18 Senior Foreign Service.”.

**19 SEC. 142. VOLUNTARY RETIREMENT INCENTIVE PROGRAM.**

20 (a) PROGRAM AUTHORITY.—For the fiscal years  
21 1994 and 1995 and subject to the availability of appro-  
22 priations, the Secretary of State is authorized to establish  
23 and administer a program to provide financial incentives  
24 for retirement to certain members of the Foreign Service  
25 at the Department of State who are eligible for retirement.

1 (b) CAP ON INCENTIVE AMOUNT.—The financial in-  
2 centive paid to any eligible individual pursuant to this sec-  
3 tion may not exceed the lesser of—

4 (1) the minimum amount determined by the  
5 Secretary of State to be necessary to achieve the de-  
6 sired number of retirements; or

7 (2) \$25,000.

8 (c) COST NEUTRALITY OR SAVINGS.—The Secretary  
9 shall ensure that the total cost of financial incentives paid  
10 to eligible individuals under any program established pur-  
11 suant to the authority of subsection (a) during the fiscal  
12 years 1994 and 1995 does not exceed the total cost the  
13 Department would have incurred for pay and other per-  
14 sonnel benefits during such period for such eligible individ-  
15 uals had they not retired.

16 (d) RELATIONSHIP TO OTHER GOVERNMENT BENE-  
17 FITS.—The amount paid to any eligible individual pursu-  
18 ant to the authority of subsection (a) may not—

19 (1) be the basis for payment of, and may not  
20 be included in the computation of, any other mone-  
21 tary benefit payable with respect to such individual  
22 by the Federal Government; and

23 (2) be taken into account for purposes of deter-  
24 mining the amount of any severance pay to which  
25 such eligible individual is entitled under any other

1 provision of law based on any other separation from  
2 employment by the Federal Government.

3 **SEC. 143. WAIVER OF LIMIT FOR CERTAIN CLAIMS FOR**  
4 **PERSONAL PROPERTY DAMAGE OR LOSS.**

5 (a) CLAIMS RESULTING FROM EMERGENCY EVACU-  
6 ATION IN A FOREIGN COUNTRY.—Subsection 3721(b) of  
7 title 31 of the United States Code is amended—

8 (1) by inserting “(1)” after “(b)”; and

9 (2) by adding after paragraph (1) the following  
10 new paragraph:

11 “(2) The Secretary of State may waive the loss  
12 limitation under paragraph (1) for claims for dam-  
13 age or loss by United States Government personnel  
14 subject to a chief of mission in a foreign country  
15 whose claims arose from an emergency evacuation or  
16 departure authorized or ordered as provided under  
17 section 5522(a) of title 5 of the United States Code,  
18 if the Secretary determines that exceptional cir-  
19 cumstances warrant such a waiver.”.

20 (b) RETROACTIVE APPLICATION.—The amendments  
21 made by subsection (a) shall apply with respect to claims  
22 arising on or after October 31, 1988.

23 **SEC. 144. SALARIES OF CHIEFS OF MISSION.**

24 Section 401(a) of the Foreign Service Act of 1980  
25 (22 U.S.C. 3961(a)) is amended—

1 (1) by striking “, exclusive of danger pay,”; and

2 (2) by striking “not exceed the annual rate pay-  
3 able for level I of such Executive Schedule”, and in-  
4 sserting “be subject to the limitation on certain pay-  
5 ments under section 5307 of title 5 of the United  
6 States Code”.

7 **SEC. 145. SENIOR FOREIGN SERVICE PERFORMANCE PAY.**

8 (a) LIMITATION ON CERTAIN PAYMENTS.—Section  
9 405(b)(4) of the Foreign Service Act of 1980 (22 U.S.C.  
10 3965(b)(4)) is amended to read as follows:

11 “(4) Any award under this section shall be sub-  
12 ject to the limitation on certain payments under sec-  
13 tion 5307 of title 5 of the United States Code.”.

14 (b) PROHIBITION ON PERFORMANCE PAY AWARDS IN  
15 CERTAIN YEARS.—Section 405 of the Foreign Service Act  
16 (22 U.S.C. 3965j) is amended by adding at the end the  
17 following:

18 “(e)(1) Notwithstanding any other provision of this  
19 section, performance pay awards and payments may not  
20 be made under this section for a fiscal year by any agency  
21 subject to an agency-wide reduction in force for budgetary  
22 reasons during that fiscal year.

23 “(2) No additional performance pay awards or pay-  
24 ments may be made in any subsequent fiscal year to com-  
25 pensate for the prohibition under paragraph (1).”.

1 **SEC. 146. REASSIGNMENT AND RETIREMENT OF FORMER**  
2 **PRESIDENTIAL APPOINTEES.**

3 Section 813 of the Foreign Service Act of 1980 (22  
4 U.S.C. 4053) is amended to read as follows:

5 “(a) If a participant completes an assignment under  
6 section 302(b) in a position to which the participant was  
7 appointed by the President, and is not otherwise eligible  
8 for retirement, the participant shall be reassigned within  
9 90 days after the termination of such assignment and any  
10 period of authorized leave.

11 “(b) If a participant completes an assignment under  
12 section 302(b) in a position to which the participant was  
13 appointed by the President, and is eligible for retirement,  
14 and is not reassigned within 90 days after the termination  
15 of such assignment and any period of authorized leave,  
16 the participant shall be retired from the Service and re-  
17 ceive retirement benefits in accordance with section 806  
18 or section 855, as appropriate.”.

19 **SEC. 147. REPORT ON CLASSIFICATION OF SENIOR FOR-**  
20 **EIGN SERVICE POSITIONS.**

21 (a) **AUDIT AND REVIEW.**—Within 180 days after the  
22 date of the enactment of this Act, the Director of the  
23 Office of Personnel Management shall conduct a classifica-  
24 tion audit of all Senior Foreign Service positions in Wash-  
25 ington, District of Columbia, assigned to the Department  
26 of State, the Agency for International Development, and

1 the United States Information Agency and shall review the  
2 methods of classification of such positions.

3 (b) REPORT.—Not later than 180 days after the date  
4 of enactment of this Act, the Director shall submit a re-  
5 port of such audit and review to the Committee on Foreign  
6 Affairs of the House of Representatives and the Commit-  
7 tee on Foreign Relations of the Senate.

8 **SEC. 148. LIMITATION ON NUMBER OF LIMITED CAREER**  
9 **EXTENSIONS.**

10 Section 607(b) of the Foreign Service Act of 1980  
11 (22 U.S.C. 4007(b)) is amended by adding at the end “Ef-  
12 fective September 30, 1994, the number of members of  
13 the Senior Foreign Service serving under such limited ca-  
14 reer extensions may not exceed 10 percent of the total  
15 number of members of the Service who are eligible to serve  
16 under a limited extension.”.

17 **PART E—INTERNATIONAL ORGANIZATIONS**

18 **SEC. 161. INTERNATIONAL ATOMIC ENERGY AGENCY SAFE-**  
19 **GUARDS.**

20 (a) PURPOSE.—It is the purpose of this section to  
21 secure improvements in the effectiveness of International  
22 Atomic Energy Agency safeguards.

23 (b) DEFINITIONS.—As used in this section—

24 (1) the term “IAEA” means the International  
25 Atomic Energy Agency;

1           (2) the term “non-nuclear-weapon state” means  
2 any country which is not a nuclear-weapon state, as  
3 defined by Article IX(3) of the Treaty on the Non-  
4 Proliferation of Nuclear Weapons, signed at Wash-  
5 ington, London, and Moscow on July 1, 1968;

6           (3) the term “nuclear-weapon state” has the  
7 meaning given to such term by Article IX(3) of such  
8 Treaty; and

9           (4) the term “special fissionable material” has  
10 the meaning given to such term by Article XX(1) of  
11 the Statute of the International Atomic Energy  
12 Agency, done at the Headquarters of the United Na-  
13 tions on October 26, 1956.

14       (c) REFORMS IN IAEA SAFEGUARDS.—The Presi-  
15 dent shall direct the United States representatives to the  
16 IAEA to work toward the early adoption of reforms in the  
17 implementation of the safeguards responsibilities of the  
18 IAEA, including the following:

19           (1) Improving the ability of the IAEA to detect  
20 within any non-nuclear-weapon state, nuclear facili-  
21 ties, whether or not declared by that state, that are  
22 capable of producing, processing, or fabricating spe-  
23 cial fissionable material suitable for use in a nuclear  
24 explosive device.

1           (2) Increasing the transparency of international  
2 nuclear commerce.

3           (3) Examining the feasibility of increasing the  
4 scope of safeguards to include all activities and fa-  
5 cilities which could significantly contribute to the ac-  
6 quisition or production of nuclear explosive devices.

7           (4) Improving the access of the IAEA to infor-  
8 mation about the nuclear activities of member states  
9 of the IAEA.

10          (5) Examining the practicality and advisability  
11 of the IAEA conducting less frequent inspections at  
12 nuclear facilities in member states which—

13           (A) provide advance consent for the IAEA  
14 to conduct unrestricted, short notice inspections  
15 of any facility, whether or not declared by the  
16 state;

17           (B) accept IAEA safeguards for the con-  
18 struction of new facilities or the modification of  
19 existing facilities which fall under the scope of  
20 IAEA safeguards; and

21           (C) accept any inspectors of the IAEA who  
22 are approved by the Board of Governors of the  
23 IAEA, agree not to limit the number of such in-  
24 spectors, and waive visa requirements for such  
25 inspectors.

1 (d) REPORTING REQUIREMENT.—The President  
2 shall, in the report required by section 601(a) of the Nu-  
3 clear Non-Proliferation Act of 1978, describe—

4 (1) the steps he has taken and plans to take to  
5 implement each of the objectives set forth in sub-  
6 section (c);

7 (2) the progress that has been made and the  
8 obstacles that have been encountered in seeking to  
9 meet the objectives set forth in subsection (c);

10 (3) any other steps he has taken or plans to  
11 take to strengthen the implementation of IAEA safe-  
12 guards;

13 (4) the steps the IAEA has taken to implement  
14 each of the objectives set forth in subsection (c); and

15 (5) any other steps the IAEA has taken to  
16 strengthen the implementation of IAEA safeguards.

17 (e) REPORT ON FUNDING.—Within one year after the  
18 date of the enactment of this Act, the President shall sub-  
19 mit to the Congress a report assessing what additional  
20 funds are required for the IAEA to implement the objec-  
21 tives set forth in subsection (c) and what funds the United  
22 States plans to contribute to the IAEA over the next 5  
23 fiscal years.

1 **SEC. 162. AGREEMENT ON STATE AND LOCAL TAXATION OF**  
2 **FOREIGN EMPLOYEES OF PUBLIC INTER-**  
3 **NATIONAL ORGANIZATIONS.**

4 The President is hereby authorized to bring into force  
5 for the United States the Agreement on State and Local  
6 Taxation of Foreign Employees of Public International  
7 Organizations, which was signed by the United States on  
8 April 21, 1992.

9 **SEC. 163. REFORM IN BUDGET DECISIONMAKING PROCE-**  
10 **DURES OF THE UNITED NATIONS AND ITS**  
11 **SPECIALIZED AGENCIES.**

12 (a) ASSESSED CONTRIBUTIONS.—For assessed con-  
13 tributions authorized to be appropriated by section 103  
14 of this Act, the President may withhold 20 percent of the  
15 funds appropriated for the United States assessed con-  
16 tribution to the United Nations or to any of its specialized  
17 agencies for any calendar year if the Secretary of State  
18 determines that the United Nations or any such agency  
19 has failed to implement or to continue to implement con-  
20 sensus-based decisionmaking procedures on budgetary  
21 matters which assure that sufficient attention is paid to  
22 the views of the United States and other member states  
23 who are major financial contributors to such assessed  
24 budgets.

25 (b) NOTICE TO CONGRESS.—The President shall no-  
26 tify the Congress when a decision is made to withhold any

1 share of the United States assessed contribution to the  
2 United Nations or its specialized agencies pursuant to  
3 subsection (a) and shall notify the Congress when the deci-  
4 sion is made to pay any previously withheld assessed con-  
5 tribution. A notification under this subsection shall include  
6 appropriate consultation between the President (or his  
7 representative) and the Committee on Foreign Affairs of  
8 the House of Representatives and the Committee on For-  
9 eign Relations of the Senate.

10 (c) CONTRIBUTIONS FOR PRIOR YEARS.—Subject to  
11 the availability of appropriations, payment of assessed  
12 contributions for prior years may be made to the United  
13 Nations or any of its specialized agencies notwithstanding  
14 subsection (a) of this section, section 405 of the Foreign  
15 Relations Authorization Act, Fiscal Years 1990 and 1991  
16 (Public Law 101–246) and section 143 of the Foreign Re-  
17 lations Authorization Act, Fiscal Years 1986 and 1987  
18 (Public Law 99–93) if such payment would further United  
19 States interests in that organization.

20 **SEC. 164. INTERNATIONAL BOUNDARY AND WATER COM-**  
21 **MISSION.**

22 (a) AUTHORIZATION TO RECEIVE PAYMENTS.—Sec-  
23 tion 2 of the American-Mexican Chamizal Convention Act  
24 of 1964 (Public Law 88–300; 22 U.S.C. 277d–18) is  
25 amended—

1 (1) by inserting “(a)” before “The”; and

2 (2) by adding at the end the following new sub-  
3 sections:

4 “(b) The United States Commissioner is authorized  
5 to receive payments of money from public or private  
6 sources in the United States or Mexico made for the pur-  
7 pose of sharing in the cost of replacement of the Bridge  
8 of the Americas which crosses the Rio Grande between El  
9 Paso, Texas and Ciudad Juarez, Chihuahua. Notwith-  
10 standing any other provision of law, such payments of  
11 money shall be credited to any appropriation to the Com-  
12 mission which is currently available. Funds received under  
13 this subsection shall be available only for the replacement  
14 of such bridge.

15 “(c) The authority of subsection (b) may be exercised  
16 only to the extent or in such amounts as are provided in  
17 advance in appropriation Acts.”.

18 (b) EXPENDITURES FOR WATER POLLUTION PROB-  
19 LEMS.—Title I of the Act of June 20, 1956 (70 Stat. 302,  
20 22 U.S.C. 277d-12), is amended in the fourth undesig-  
21 nated paragraph under the heading “INTERNATIONAL  
22 BOUNDARY AND WATER COMMISSION, UNITED STATES  
23 AND MEXICO” by striking “Tijuana Rivers,” and all that  
24 follows before the period and inserting “Tijuana Rivers,  
25 or other streams running across or near the boundary, and

1 for taking emergency actions to protect against health  
2 threatening surface and ground water pollution problems  
3 along the United States-Mexico boundary”.

4 (c) FALCON AND AMISTAD DAMS MAINTENANCE  
5 FUND.—Section 2 of the Act of June 18, 1954 (68 Stat.  
6 255, as amended by the Act of December 23, 1963, 77  
7 Stat. 475) is amended to read as follows:

8 “SEC. 2. (a) A separate fund, known as the ‘Falcon  
9 and Amistad Operating and Maintenance Fund’ (herein-  
10 after referred to as the ‘Maintenance Fund’), shall be cre-  
11 ated in the Treasury of the United States. The Mainte-  
12 nance Fund shall be administered by the Administrator  
13 of the Western Area Power Administration for use by the  
14 Commissioner of the United States Section of the Inter-  
15 national Boundary and Water Commission to defray oper-  
16 ation, maintenance, and emergency costs for the hydro-  
17 electric facilities at the Falcon and Amistad Dams.

18 “(b) All revenues collected in connection with the dis-  
19 position of electric power generated at the Falcon and  
20 Amistad Dams shall be credited to the Maintenance Fund  
21 and shall remain available until expended for defraying op-  
22 eration, maintenance, and emergency costs for the hydro-  
23 electric facilities at the dams.

1       “(c) The authority of subsection (b) may be exercised  
2 only to the extent or in such amounts as are provided in  
3 advance in appropriation Acts.

4       “(d) All moneys received from the Government of  
5 Mexico for any energy which might be delivered to that  
6 Government by the United States Section of the Inter-  
7 national Boundary and Water Commission pursuant to  
8 any special agreement concluded in accordance with Arti-  
9 cle 19 of the said Treaty shall be credited to the General  
10 Fund of the Treasury of the United States.”.

11 **SEC. 165. UNITED STATES MEMBERSHIP IN THE ASIAN-**  
12 **PACIFIC ECONOMIC COOPERATION ORGANI-**  
13 **ZATION.**

14       (a) UNITED STATES MEMBERSHIP.—The President  
15 is authorized to maintain membership of the United States  
16 in the Asian-Pacific Economic Cooperation (APEC).

17       (b) PAYMENT OF ASSESSED CONTRIBUTIONS.—For  
18 fiscal year 1994 and for each fiscal year thereafter, the  
19 United States assessed contributions to APEC may be  
20 paid from funds appropriated for “Contributions to Inter-  
21 national Organizations”.

22 **PART F—MISCELLANEOUS PROVISIONS**

23 **SEC. 181. WOMEN’S HUMAN RIGHTS PROTECTION.**

24       (a) SENSE OF CONGRESS.—The Congress makes the  
25 following declarations:

1           (1) The State Department should designate  
2           within the appropriate bureau a special assistant to  
3           the Assistant Secretary to promote international  
4           women's human rights within the overall human  
5           rights policy of the United States Government.

6           (2) The purpose of assigning a special assistant  
7           on women's human rights issues is not to segregate  
8           such issues, but rather to assure that they are con-  
9           sidered along with other human rights issues in the  
10          development of United States foreign policy.

11          (3) A specifically designated special assistant is  
12          necessary because within the human rights field and  
13          the foreign policy establishment, the issues of gen-  
14          der-based discrimination and violence against women  
15          have long been ignored or made invisible.

16          (4) The Congress believes that abuses against  
17          women would have greater visibility and protection  
18          of women's human rights would improve if the advo-  
19          cate were responsible for integrating women's  
20          human rights issues into United States human  
21          rights policy in ways including, but not limited to,  
22          the following:

23                  (A) The designated women's human rights  
24                  advocate would seek to assure that the issue of  
25                  abuses against women, along with human rights

1 issues generally, are a factor in determining ap-  
2 propriate recipients for United States bilateral  
3 assistance as well as United States votes at the  
4 multilateral development banks.

5 (B) The advocate would work with the re-  
6 gional bureaus of the Department of State to  
7 devise strategies for the executive branch to  
8 bring pressure to bear on governments that en-  
9 gage in violence or systematic discrimination  
10 against women or fail to afford equal treatment  
11 of women before the law.

12 (C) The advocate would, in consultation  
13 with the bureau responsible for international or-  
14 ganizations, pursue strategies to increase the  
15 visibility and integration of gender-based perse-  
16 cution and violence in multilateral fora includ-  
17 ing, but not limited to, the United States Com-  
18 mission on Human Rights and the Working  
19 Group on Torture.

20 (D) The advocate would seek to assure  
21 that the United States Trade Representative  
22 conduct inquiries and take steps to prevent  
23 countries from receiving trade benefits under  
24 the Generalized System of Preferences and  
25 most favored nation status where governments

1 fail to address violence, systematic discrimina-  
2 tion, and exploitation of women workers.

3 (E) The advocate would seek to assure  
4 that the protection of women's human rights,  
5 including womens' participation in the political  
6 process, women's right to freedom of associa-  
7 tion and expression, and freedom from discrimi-  
8 nation, would be addressed in the context of  
9 United States funded programs in the area of  
10 democracy including, but not limited to, democ-  
11 racy programs at the Agency for International  
12 Development (AID), democracy programs for  
13 Eastern Europe funded by the Support Eastern  
14 European Democracy (SEED) legislation, and  
15 new programs that may be contemplated.

16 (F) The advocate would seek to assure  
17 that United States assistance programs in the  
18 area of administration of justice include efforts  
19 to redress violations of women's rights.

20 (G) The advocate would work with AID  
21 and the appropriate office at the Department of  
22 State to secure funding for programs to meet  
23 the needs of women victims of human rights  
24 abuses including, but not limited to, medical  
25 and psychological assistance for rape victims.

1           (H) The advocate would work to assure  
2           United States ratification of the United Nations  
3           Convention on the Elimination of All Forms of  
4           Discrimination Against Women (CEDAW) and  
5           oversee the preparation of reports pursuant to  
6           that Convention.

7           (I) The advocate would seek to upgrade  
8           the quality and quantity of information about  
9           abuses of women’s human rights in the report-  
10          ing from United States embassies overseas, in-  
11          corporate that information not only in the State  
12          Department Country Reports on Human  
13          Rights, but also in other public statements and  
14          documents including, but not limited to, con-  
15          gressional testimony and private demarches.

16          (b) CONGRESSIONAL NOTIFICATION.—

17           (1) Not later than one year after the date of  
18           enactment of this Act, the Secretary of State shall  
19           notify the Congress of the steps taken to create the  
20           position described in subsection (a) or to otherwise  
21           fulfill the objectives detailed in that subsection.

22           (2) If the United Nations Convention on the  
23           Elimination of All Forms of Discrimination Against  
24           Women (CEDAW) has not been submitted to the  
25           Senate for ratification, not more than 90 days after

1 the date of enactment of this Act, the Secretary of  
2 State shall notify the Congress, in writing, of the ad-  
3 ministration's position on the ratification of  
4 CEDAW and timetable for submission of CEDAW  
5 for congressional consideration and approval.

6 **SEC. 182. PUBLISHING INTERNATIONAL AGREEMENTS.**

7 Section 112a of title 1 of the United States Code is  
8 amended—

9 (1) by inserting “(a)” immediately before “The  
10 Secretary of State”; and

11 (2) by adding at the end the following new sub-  
12 sections:

13 “(b) The Secretary of State may determine that pub-  
14 lication of certain categories of agreements is not required,  
15 if the following criteria are met:

16 “(1) such agreements are not treaties which  
17 have been brought into force for the United States  
18 after having received Senate advice and consent pur-  
19 suant to section 2(2) of Article II of the Constitu-  
20 tion of the United States;

21 “(2) the public interest in such agreements is  
22 insufficient to justify their publication, because (A)  
23 as of the date of enactment of the Foreign Relations  
24 Authorization Act, Fiscal Years 1994 and 1995, the  
25 agreements are no longer in force, (B) the agree-

1       ments do not create private rights or duties, nor es-  
2       tablish standards intended to govern government ac-  
3       tion in the treatment of private individuals; (C) in  
4       view of the limited or specialized nature of the public  
5       interest in such agreements, such interest can ade-  
6       quately be satisfied by an alternative means; or (D)  
7       the public disclosure of the text of the agreement  
8       would, in the opinion of the President, be prejudicial  
9       to the national security of the United States; and

10       “(3) copies of such agreements (other than  
11       those in paragraph (2)(D)), including certified cop-  
12       ies where necessary for litigation or similar pur-  
13       poses, will be made available by the Department of  
14       State upon request.

15       “(c) Any determination pursuant to subsection (b)  
16       shall be published in the Federal Register.”.

17       **SEC. 183. MIGRATION AND REFUGEE AMENDMENTS.**

18       (a) MIGRATION AND REFUGEE ASSISTANCE ACT  
19       AMENDMENTS.—

20       (1) The Migration and Refugee Assistance Act  
21       of 1962 (22 U.S.C. 2601) is amended—

22       (A) in section 2 by striking “the Intergov-  
23       ernmental Committee for European Migration”  
24       and inserting “the International Organization  
25       for Migration” each place it appears;

1 (B) in section 2 by striking “Committee”  
2 and inserting “Organization” each place it ap-  
3 pears;

4 (C) in the first sentence of section 2(a) by  
5 inserting before the period “, as amended in  
6 Geneva, Switzerland, on May 20, 1987”; and

7 (D) in section 2(c)(2), by striking  
8 “\$50,000,000” and inserting “\$100,000,000”.

9 (2) Section 745 of Public Law 100–204 (22  
10 U.S.C. 2601 note) is repealed.

11 **SEC. 184. UNITED NATIONS SECURITY COUNCIL MEMBER-**  
12 **SHIP.**

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

15 (1) The effectiveness of the United Nations Se-  
16 curity Council in maintaining international peace  
17 and security depends on its being representative of  
18 the membership of the United Nations.

19 (2) The requirement of equitable geographic  
20 distribution in Article 23 of the United Nations  
21 Charter requires that the members of the Security  
22 Council of the United Nations be chosen by non-  
23 discriminatory means.

24 (3) The use of informal regional groups of the  
25 General Assembly as the sole means for election of

1 the nonpermanent members of the Security Council  
2 is inherently discriminatory in the absence of guar-  
3 antees that all member states will have the oppor-  
4 tunity to join a regional group, and has resulted in  
5 discrimination against Israel.

6 (b) SENSE OF CONGRESS.—It is the sense of the  
7 Congress that the President should direct the Secretary  
8 of State to request the Secretary-General of the United  
9 Nations to seek immediate resolution of this problem. The  
10 President shall inform the Congress of any progress in re-  
11 solving this situation together with the submission to Con-  
12 gress of the request for funding for the Contributions to  
13 International Organizations account for the fiscal year  
14 1995.

15 **SEC. 185. PERFORMANCE OF LONGSHORE WORK BY ALIEN**  
16 **CREWMEN.**

17 (a) REPEAL OF RECIPROCITY EXCEPTION.—Section  
18 258(d) of the Immigration and Nationality Act (8 U.S.C.  
19 1288(d)) is repealed.

20 (b) CONFORMING AMENDMENT.—Section 258(a) of  
21 that Act is amended by striking “or subsection (d)”.

22 **SEC. 186. INTERPARLIAMENTARY EXCHANGES.**

23 (a) AUTHORIZATIONS OF APPROPRIATIONS.—

24 (1) Section 2 of Public Law 86–420 is amend-  
25 ed—

1 (A) by striking “\$100,000” and inserting  
2 “\$80,000”; and

3 (B) by striking “\$50,000” both places it  
4 appears and inserting “\$40,000”.

5 (2) Section 2 of Public Law 86–42 is amend-  
6 ed—

7 (A) by striking “\$50,000” and inserting  
8 “\$70,000”; and

9 (B) by striking “25,000” both places it ap-  
10 pears and inserting “\$35,000”.

11 (b) DEPOSIT OF FUNDS IN INTEREST-BEARING AC-  
12 COUNTS.—Funds appropriated and disbursed pursuant to  
13 section 303 of title III of Public Law 100–202 (101 Stat.  
14 1329–23; 22 U.S.C. 276 note) are authorized to be depos-  
15 ited in interest-bearing accounts and any interest which  
16 accrues shall be deposited, periodically, in a miscellaneous  
17 account of the Treasury.

18 **SEC. 187. UNITED STATES POLICY CONCERNING OVERSEAS**  
19 **ASSISTANCE TO REFUGEES AND DISPLACED**  
20 **PERSONS.**

21 (a) STANDARDS FOR REFUGEE WOMEN AND CHIL-  
22 DREN.—The United States Government, in providing for  
23 overseas assistance and protection of refugees and dis-  
24 placed persons, shall seek to address the protection and  
25 provision of basic needs of refugee women and children

1 who represent 80 percent of the world’s refugee popu-  
2 lation. As called for in the 1991 United Nations High  
3 Commissioner for Refugees (UNHCR) “Guidelines on the  
4 Protection of Refugee Women,” whether directly, or  
5 through international organizations and nongovernmental  
6 voluntary organizations, the Secretary of State shall en-  
7 sure—

8           (1) specific attention on the part of the United  
9 Nations and relief organizations to recruit and em-  
10 ploy female protection officers;

11           (2) implementation of gender awareness train-  
12 ing for field staff including, but not limited to, secu-  
13 rity personnel;

14           (3) the protection of refugee women and chil-  
15 dren from violence and other abuses on the part of  
16 governments or insurgent groups;

17           (4) full involvement of women refugees in the  
18 planning and implementation of (A) the delivery of  
19 services and assistance, and (B) the repatriation  
20 process;

21           (5) incorporation of maternal and child health  
22 needs into refugee health services and education,  
23 specifically to include education on and access to  
24 services in reproductive health and birth spacing;

1           (6) the availability of counseling and other serv-  
2           ices, grievance processes, and protective services to  
3           victims of violence and abuse, including but not lim-  
4           ited to rape and domestic violence;

5           (7) the provision of educational programs, par-  
6           ticularly literacy and numeracy, vocational and in-  
7           come-generation training, and other training efforts  
8           promoting self-sufficiency for refugee women, with  
9           special emphasis on women heads of household;

10          (8) education for all refugee children, ensuring  
11          equal access for girls, and special services and family  
12          tracing for unaccompanied refugee minors;

13          (9) the collection of data that clearly enumerate  
14          age and gender so that appropriate health, edu-  
15          cation, and assistance programs can be planned;

16          (10) the recruitment, hiring, and training of  
17          more women program professionals in the inter-  
18          national humanitarian field; and

19          (11) gender-specific training for program staff  
20          of the United Nations High Commissioner for Refu-  
21          gees (UNHCR) and nongovernmental voluntary or-  
22          ganizations on implementation of the 1991 UNHCR  
23          “Guidelines on the Protection of Refugee Women”.

24          (b) PROCEDURES.—The Secretary of State shall  
25          adopt specific procedures to ensure that all recipients of

1 United States Government refugee and migration assist-  
2 ance funds implement the standards outlined in subsection  
3 (a).

4 (c) REQUIREMENTS FOR REFUGEE AND MIGRATION  
5 ASSISTANCE.—The Secretary of State, in providing mi-  
6 gration and refugee assistance, should support the protec-  
7 tion efforts set forth under this section by raising at the  
8 highest levels of government the issue of abuses against  
9 refugee women and children by governments or insurgent  
10 groups that engage in, permit, or condone—

11 (1) a pattern of gross violations of internation-  
12 ally recognized human rights, such as torture or  
13 cruel, inhumane, or degrading treatment or punish-  
14 ment, prolonged detention without charges, or other  
15 flagrant denial to life, liberty, and the security of  
16 person;

17 (2) the blockage of humanitarian relief assist-  
18 ance;

19 (3) gender-specific persecution such as system-  
20 atic individual or mass rape, forced pregnancy,  
21 forced abortion, enforced prostitution, any form of  
22 indecent assault or act of violence against refugee  
23 women, girls, and children; or

24 (4) continuing violations of the integrity of the  
25 person against refugee women and children on the

1 part of armed insurgents, local security forces, or  
2 camp guards.

3 (d) INVESTIGATION OF REPORTS.—Upon receipt of  
4 credible reports of abuses under subsection (c), the Sec-  
5 retary of State should immediately investigate such re-  
6 ports through emergency fact-finding missions or other  
7 means of investigating such reports and help identify ap-  
8 propriate remedial measures.

9 (e) MULTILATERAL ORGANIZATIONS.—The United  
10 States Government shall use its voice and vote in the Unit-  
11 ed Nations and its participation in other multilateral orga-  
12 nizations, to promote policies which seek to protect and  
13 address basic human rights and needs of refugee women  
14 and children. The Secretary of State shall work to ensure  
15 that multilateral organizations fully incorporate the needs  
16 of refugee women and children into all elements of refugee  
17 assistance programs.

18 (f) SENSE OF CONGRESS ON MULTILATERAL IMPLE-  
19 MENTATION OF THE 1991 UNHCR “GUIDELINES ON THE  
20 PROTECTION OF REFUGEE WOMEN”.—It is the sense of  
21 the Congress that the President should enter into bilateral  
22 and multilateral negotiations to encourage other govern-  
23 ments that provide refugee assistance to adopt refugee as-  
24 sistance policies designed to encourage full implementation

1 of the UNHCR's 1991 "Guidelines on the Protection of  
2 Refugee Women".

3 **SEC. 188. POLICY ON MIDDLE EAST ARMS SALES.**

4 (a) BOYCOTT OF ISRAEL.—Section 322 of the For-  
5 eign Relations Authorization Act, Fiscal Years 1992 and  
6 1993 (Public Law 102–138) is amended—

7 (1) in paragraph (2) by striking "and" at the  
8 end;

9 (2) in paragraph (3)(A) by striking "and" after  
10 the semicolon;

11 (3) in paragraph (3)(B) by striking the period  
12 and inserting "; and"; and

13 (4) by adding at the end the following:

14 "(C) does not participate in the Arab  
15 League primary or secondary boycott of Is-  
16 rael."

17 (b) REPORT TO CONGRESS.—Not later than 180 days  
18 after the date of enactment of this Act, the Secretary of  
19 State shall submit a report to the Chairman of the Com-  
20 mittee on Foreign Affairs of the House of Representatives  
21 and the Chairman of the Committee on Foreign Relations  
22 of the Senate concerning steps taken to ensure that the  
23 goals of the amendment under subsection (a) are being  
24 met.

1 **SEC. 189. REPORT ON TERRORIST ASSETS IN THE UNITED**  
2 **STATES.**

3 Section 304(a) of the Foreign Relations Authoriza-  
4 tion Act, Fiscal Years 1992 and 1993 (Public Law 102-  
5 138) is amended—

6 (1) by striking “Treasury” and inserting  
7 “Treasury, in consultation with the Attorney Gen-  
8 eral and appropriate investigative agencies,”; and

9 (2) by inserting at the end “Each such report  
10 shall provide a detailed list and description of spe-  
11 cific assets.”.

12 **SEC. 190. SENSE OF CONGRESS CONCERNING UNITED**  
13 **STATES CITIZENS VICTIMIZED BY GERMANY**  
14 **DURING WORLD WAR II.**

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

17 (1) The national interests of the United States  
18 require the presence abroad of United States citi-  
19 zens.

20 (2) Conditions in many parts of the world  
21 present dangers to the safety and security of Ameri-  
22 cans abroad.

23 (3) The protection of United States citizens  
24 abroad depends on their enjoying full access to Unit-  
25 ed States courts for remedies for egregious violations  
26 by foreign governments of their human rights, and

1 particularly for war crimes and crimes against hu-  
2 manity committed against Americans.

3 (4) The conduct of the Government of Germany  
4 in using slave labor during the period 1939 to 1945  
5 constituted the acts of an outlaw state and an abro-  
6 gation of treaty obligations under the Convention  
7 Respecting the Laws and Customs of War on Land  
8 (Done at The Hague, 18 October 1907).

9 (b) SENSE OF CONGRESS.—It is the sense of the  
10 Congress that United States citizens who were victims of  
11 war crimes and crimes against humanity committed by the  
12 Government of Germany during the period 1939 to 1945  
13 should have remedies against the Germany in United  
14 States courts for damages for personal injury or property  
15 damages or loss.

16 **TITLE II—UNITED STATES IN-**  
17 **FORMATIONAL, EDUCATIONAL,**  
18 **CATIONAL, AND CULTURAL**  
19 **PROGRAMS**

20 **PART A—AUTHORIZATION OF APPROPRIATIONS**

21 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

22 The following amounts are authorized to be appro-  
23 priated to carry out international information activities,  
24 and educational and cultural exchange programs under  
25 the United States Information and Educational Exchange

1 Act of 1948, the Mutual Educational and Cultural Ex-  
2 change Act of 1961, Reorganization Plan Number 2 of  
3 1977, the Radio Broadcasting to Cuba Act, the Television  
4 Broadcasting to Cuba Act, the Board for International  
5 Broadcasting Act, the Inspector General Act of 1978, the  
6 Center for Cultural and Technical Interchange Between  
7 North and South Act, the National Endowment for De-  
8 mocracy Act, and to carry out other authorities in law con-  
9 sistent with such purposes:

10 (1) SALARIES AND EXPENSES.—For “Salaries  
11 and Expenses”, \$484,854,000 for the fiscal year  
12 1994 and \$503,362,000 for the fiscal year 1995.

13 (2) EDUCATIONAL AND CULTURAL EXCHANGE  
14 PROGRAMS.—

15 (A) FULBRIGHT ACADEMIC EXCHANGE  
16 PROGRAMS.—For the “Fulbright Academic Ex-  
17 change Programs”, \$137,043,000 for the fiscal  
18 year 1994 and \$140,743,000 for the fiscal year  
19 1995.

20 (B) HUBERT H. HUMPHREY FELLOWSHIP  
21 PROGRAM.—For the “Hubert H. Humphrey  
22 Fellowship Program”, \$7,977,000 for the fiscal  
23 year 1994 and \$8,192,000 for the fiscal year  
24 1995.

1 (C) EDMUND S. MUSKIE FELLOWSHIP PRO-  
2 GRAM.—For the “Edmund S. Muskie Fellow-  
3 ship Program”, \$7,000,000 for the fiscal year  
4 1994 and \$7,000,000 for the fiscal year 1995.

5 (D) INTERNATIONAL VISITORS PRO-  
6 GRAM.—For the “International Visitors Pro-  
7 gram”, \$52,295,000 for the fiscal year 1994  
8 and \$53,707,000 for the fiscal year 1995.

9 (E) AMERICAN STUDIES COLLECTIONS.—  
10 To the Bureau of Educational and Cultural Af-  
11 fairs of the United States Information Agency,  
12 for the establishment and support of American  
13 studies collections at university libraries abroad,  
14 \$2,100,000 for the fiscal year 1994 and  
15 \$2,400,000 for fiscal year 1995, which is au-  
16 thorized to remain available until expended.

17 (F) OTHER PROGRAMS.—For “Mike Mans-  
18 field Fellowship Program”, “Claude and Mil-  
19 dred Pepper Scholarship Program of the Wash-  
20 ington Workshops Foundation”, “East Europe  
21 Training Projects”, “Citizen Exchange Pro-  
22 grams”, “Congress-Bundestag Exchange Pro-  
23 gram”, “Newly Independent States and East-  
24 ern Europe Training”, Institute for Representa-  
25 tive Government”, “Freedom Support Act Sec-

1           ondary School Exchange”, “South Pacific Ex-  
2           changes”, and “Arts America”, \$41,807,000  
3           for the fiscal year 1994 and \$42,936,000 for  
4           the fiscal year 1995.

5           (3) BROADCASTING TO CUBA.—For “Broad-  
6           casting to Cuba”, \$28,351,000 for the fiscal year  
7           1994 and \$28,362,000 for the fiscal year 1995.

8           (4) INTERNATIONAL BROADCASTING ACTIVI-  
9           TIES.—For “International Broadcasting Activities”  
10          under part B, \$606,790,000 for the fiscal year  
11          1994, and \$717,790,000 for the fiscal year 1995.

12          (5) OFFICE OF THE INSPECTOR GENERAL.—  
13          For “Office of the Inspector General”, \$4,390,000  
14          for the fiscal year 1994 and \$4,396,000 for the fis-  
15          cal year 1995.

16          (6) NATIONAL ENDOWMENT FOR DEMOC-  
17          RACY.—For “National Endowment for Democracy”,  
18          \$48,000,000 for the fiscal year 1994 and  
19          \$49,296,000 for the fiscal year 1995.

20          (7) CENTER FOR CULTURAL AND TECHNICAL  
21          INTERCHANGE BETWEEN EAST AND WEST.—For  
22          “Center for Cultural and Technical Interchange be-  
23          tween East and West”, \$23,000,000 for the fiscal  
24          year 1994 and \$23,621,000 for the fiscal year 1995.

1           (8) NORTH/SOUTH CENTER.—For “North/  
2 South Center” \$8,000,000 for the fiscal year 1994  
3 and \$8,000,000 for the fiscal year 1995.

4           (9) ISRAELI-ARAB SCHOLARSHIP PROGRAM.—  
5 For “Israeli-Arab Scholarship Program”, \$397,000  
6 for the fiscal year 1994 and \$407,000 for the fiscal  
7 year 1995.

## 8           **PART B—INTERNATIONAL BROADCASTING**

### 9                   **AUTHORITIES AND ACTIVITIES**

#### 10       **SEC. 211. SHORT TITLE.**

11           This part may be cited as the “International Broad-  
12 casting Act of 1993”.

#### 13       **SEC. 212. FINDINGS AND DECLARATIONS.**

14           The Congress makes the following findings and dec-  
15 larations of policy:

16           (1) It is the policy of the United States to pro-  
17 mote the freedom “to seek, receive and impart infor-  
18 mation and ideas through any media and regardless  
19 of frontiers”, in accordance with article 19 of the  
20 Universal Declaration of Human Rights.

21           (2) Open communication among the peoples of  
22 the world is in the interests of the United States.

23           (3) It is in the interests of the United States  
24 to support broadcasting to other nations consistent  
25 with the requirements of this Act.

1 **SEC. 213. STANDARDS.**

2 International broadcasting supported by United  
3 States Government funds shall—

4 (1) be consistent with the broad foreign policy  
5 objectives of the United States;

6 (2) be consistent with the international tele-  
7 communications policies and treaty obligations of the  
8 United States;

9 (3) complement the activities of private United  
10 States broadcasters;

11 (4) complement the activities of government  
12 supported broadcasting entities of other democratic  
13 nations;

14 (5) be conducted in accordance with the highest  
15 professional standards of broadcast journalism;

16 (6) be based on reliable information about its  
17 potential audience; and

18 (7) be designed so as to effectively reach a sig-  
19 nificant audience.

20 **SEC. 214. FUNCTIONS.**

21 United States international broadcasting shall in-  
22 clude—

23 (1) news which is consistently reliable and au-  
24 thoritative, accurate, objective, and comprehensive;

1           (2) a balanced and comprehensive projection of  
2 American thought and institutions, reflecting the di-  
3 versity of American culture and society;

4           (3) clear and effective presentation of the poli-  
5 cies of the United States Government and respon-  
6 sible discussion and opinion on those policies;

7           (4) programming to meet needs which remain  
8 unserved by the totality of media voices available to  
9 the people of certain nations;

10          (5) a source of information about developments  
11 in each significant region of the world;

12          (6) a forum for a variety of opinions and voices  
13 from within particular nations and regions prevented  
14 by censorship or repression from speaking to their  
15 fellow countrymen;

16          (7) reliable research capacity to meet the cri-  
17 teria under this section;

18          (8) adequate transmitter and relay capacity to  
19 support the activities described in this section;

20          (9) a source of information about developments  
21 in Asia and a forum for a variety of opinions and  
22 voices from within Asian nations whose people do  
23 not enjoy freedom of expression; and

1           (10) training and technical support for inde-  
2           pendent indigenous media through government agen-  
3           cies or private United States entities.

4 **SEC. 215. ADMINISTRATION.**

5           (a) **AUTHORITY OF PRESIDENT.**—The President may  
6 assign responsibility for any of the functions of United  
7 States Government supported international broadcasting  
8 under this Act to any agency of the United States Govern-  
9 ment. The President may authorize any public or private  
10 entity to carry out the functions described in paragraphs  
11 (4), (5), (6), (7), (8), and (9) of section 214(b).

12           (b) **GRANTS.**—The President and any agency of the  
13 United States Government is authorized to make grants  
14 to RFE/RL Incorporated or any other public or private  
15 entity in order to carry out the functions of paragraphs  
16 (4), (5), (6), (7), (8), and (9) of section 214(b). In exercis-  
17 ing oversight responsibilities pursuant to any such grant,  
18 an agency shall consider the necessity of maintaining the  
19 professional independence and integrity of the grantee in  
20 carrying out such functions.

21 **SEC. 216. USIA SATELLITE AND TELEVISION.**

22           The President is authorized to delegate any of the  
23 authorities and duties under section 505 of the United  
24 States Information and Educational Exchange Act of

1 1948 (22 U.S.C. 1464a) to any agency of the United  
2 States Government.

3 **SEC. 217. REPEAL OF BOARD FOR INTERNATIONAL BROAD-**  
4 **CASTING ACT.**

5 The Board for International Broadcasting Act of  
6 1973 (22 U.S.C. 2871 et seq.) is repealed.

7 **SEC. 218. CONFORMING AMENDMENTS.**

8 (a) The Radio Broadcasting to Cuba Act (22 U.S.C.  
9 1465) is amended by striking out sections 2 and 5.

10 (b) The Television Broadcasting to Cuba Act (22  
11 U.S.C. 1465aa) is amended by striking out section 242.

12 (c) The United States Information and Educational  
13 Exchange Act of 1948 (22 U.S.C. 1463) is amended by  
14 striking out section 503.

15 **SEC. 219. ISRAEL RELAY STATION.**

16 Section 301(c) of the Foreign Relations Authoriza-  
17 tion Act, Fiscal Years 1990 and 1991, is repealed.

18 **SEC. 220. REQUIREMENT FOR AUTHORIZATION OF APPRO-**  
19 **PRIATIONS.**

20 (a) LIMITATION ON OBLIGATION AND EXPENDITURE  
21 OF FUNDS.—Notwithstanding any other provision of law,  
22 for the fiscal year 1994 and for each subsequent fiscal  
23 year, any funds appropriated for the purposes of this part  
24 shall not be available for obligation or expenditure—

1 (1) unless such funds are appropriated pursu-  
2 ant to an authorization of appropriations; or

3 (2) in excess of the authorized level of appro-  
4 priations.

5 (b) SUBSEQUENT AUTHORIZATION.—The limitation  
6 under subsection (a) shall not apply to the extent that an  
7 authorization of appropriations is enacted after such funds  
8 are appropriated.

9 (c) APPLICATION.—The provisions of this section—  
10 (1) may not be superseded, except by a provi-  
11 sion of law which specifically repeals, modifies, or  
12 supersedes the provisions of this section; and

13 (2) shall not apply to, or affect in any manner,  
14 permanent appropriations, trust funds, and other  
15 similar accounts which are authorized by law and  
16 administered under or pursuant to this part.

17 **SEC. 221. REPORT ON ADVERTISING.**

18 Not later than one year after the date of enactment  
19 of this Act, each agency of the United States Government  
20 which carries out international broadcasting supported by  
21 United States Government funding shall prepare and sub-  
22 mit a report to the Congress concerning efforts to sell ad-  
23 vertising. Each such report shall include information with  
24 respect to the amount of advertising which has been sold,

1 the revenue generated by the sale of advertising, and an  
2 evaluation of the potential for sales of advertising.

3 **PART C—USIA AND RELATED AGENCIES**

4 **AUTHORITIES AND ACTIVITIES**

5 **SEC. 231. SECURITY REQUIREMENTS OF USIA.**

6 Section 401(e) of the Omnibus Diplomatic Security  
7 and Anti-Terrorism Act of 1986 (22 U.S.C. 4851(e)) is  
8 amended—

9 (1) by inserting “(1)” immediately before  
10 “Based”; and

11 (2) by adding at the end the following:

12 “(2) Paragraph (1) may not be construed to  
13 prohibit separate authorization of appropriations for  
14 security requirements of other foreign affairs agen-  
15 cies.”.

16 **SEC. 232. EMPLOYMENT AUTHORITY.**

17 Section 804(6) of the United States Information and  
18 Educational Exchange Act of 1948 (22 U.S.C. 1474(6))  
19 is amended to read as follows:

20 “(6) employ individuals or organizations by con-  
21 tract for services to be performed in the United  
22 States or abroad, who shall not, by virtue of such  
23 employment, be considered to be employees of the  
24 United States Government for the purposes of any  
25 law administered by the Office of Personnel Manage-

1 ment, except that the Director may determine the  
2 applicability to such individuals of paragraph (5) of  
3 this section.”.

4 **SEC. 233. BUYING POWER MAINTENANCE ACCOUNT.**

5 Section 704 of the United States Information and  
6 Educational Exchange Act of 1948 (22 U.S.C. 1477(b))  
7 is amended—

8 (1) by inserting “(1)” after “(c)”;

9 (2) by striking “(1) the” and inserting “(A)”;

10 (3) by striking “(2)” and inserting “(B)”;

11 (4) by adding at the end the following new  
12 paragraphs:

13 “(2) In carrying out this subsection, there may  
14 be established a Buying Power Maintenance account.

15 “(3) In order to eliminate substantial gains to  
16 the approved levels of overseas operations for the  
17 United States Information Agency, the Director  
18 shall transfer to the Buying Power Maintenance ac-  
19 count such amounts in the Salaries and Expenses  
20 appropriations as the Director determines are exces-  
21 sive to the needs of the approved level of operations  
22 under that appropriation account because of fluctua-  
23 tions in foreign currency exchange rates or changes  
24 in overseas wages and prices.

1           “(4) In order to offset adverse fluctuations in  
2 foreign currency exchange rates or foreign wages  
3 and prices, the Director may transfer from the Buy-  
4 ing Power Maintenance account to the Salaries and  
5 Expenses appropriation such amounts as the Direc-  
6 tor determines are necessary to maintain the ap-  
7 proved level of operations under that appropriation  
8 account.

9           “(5) Funds transferred by the Director from  
10 the Buying Power Maintenance account to another  
11 account shall be merged with and be available for  
12 the same purpose, and for the same time period, as  
13 the funds in that other account. Funds transferred  
14 by the Director from another account to the Buying  
15 Power Maintenance account shall be merged with  
16 the funds in the Buying Power Maintenance account  
17 and shall be available for the purposes of that ac-  
18 count until expended.

19           “(6) Any restriction contained in an appropria-  
20 tion Act or other provision of law limiting the  
21 amounts available for the United States Information  
22 Agency that may be obligated or expended shall be  
23 deemed to be adjusted to the extent necessary to off-  
24 set the net effect of fluctuations in foreign currency

1 exchange rates or overseas wage and price changes  
2 in order to maintain approved levels.

3 “(7)(A) Subject to the limitations contained in  
4 this paragraph, not later than the end of the 5th fis-  
5 cal year after the fiscal year for which funds are ap-  
6 propriated or otherwise made available for the Sala-  
7 ries and Expenses account, the Director may trans-  
8 fer any unobligated balance of such funds to the  
9 Buying Power Maintenance account.

10 “(B) The balance of the Buying Power Mainte-  
11 nance account may not exceed \$50,000,000 as a re-  
12 sult of any transfer under this paragraph.

13 “(C) Any transfer pursuant to this paragraph  
14 shall be treated as a reprogramming of funds under  
15 section 705 and shall be available for obligation or  
16 expenditure only in accordance with the procedures  
17 under such section.

18 “(D) The authorities contained in this section  
19 may only be exercised to such an extent and in such  
20 amounts as specifically provided in advance in ap-  
21 propriation Acts.”.

22 **SEC. 234. CONTRACT AUTHORITY.**

23 Section 802(b) of the United States Information and  
24 Educational Exchange Act of 1948 (22 U.S.C. 1472(b))  
25 is amended by adding at the end the following:

1           “(4) Notwithstanding the other provisions of  
2           this subsection, the United States Information Agen-  
3           cy is authorized to enter into contracts for periods  
4           not to exceed 7 years for circuit capacity to distrib-  
5           ute radio and television programs.”.

6 **SEC. 235. APPROPRIATIONS AUTHORITIES.**

7           Subsection (f) of section 701 of the United States In-  
8           formation and Educational Exchange Act of 1948 (22  
9           U.S.C. 1476(f)) is amended by striking paragraph (4).

10 **SEC. 236. FUNDS PROVIDED BY OTHER SOURCES.**

11           The United States Information and Educational Ex-  
12           change Act of 1948 (22 U.S.C. 1431 et seq.) is amend-  
13           ed—

14                   (1) by repealing title IX; and

15                   (2) by adding after section 812 the following  
16           new section:

17 **“SEC. 813. FUNDS PROVIDED BY OTHER SOURCES.**

18           “(a) **AUTHORITY.**—If the Director of the United  
19           States Information Agency determines that it is in the  
20           public interest, the Director may accept any funds, prop-  
21           erty, or services made available by any government or pri-  
22           vate entity in the United States or a foreign country, or  
23           by an international organization of which the United  
24           States is a member, to be used for the purposes of any  
25           program under this Act.

1       “(b) SPECIAL ACCOUNT.—Funds received under sub-  
2 section (a) are authorized to be deposited in a separate  
3 account in the Treasury of the United States and are au-  
4 thorized to remain available until expended for the speci-  
5 fied purpose or to carry out any of the purposes of this  
6 Act.”.

7 **SEC. 237. TECHNICAL AMENDMENT.**

8       Section 105 of Public Law 87-256 is amended by  
9 striking out subsection (a).

10 **SEC. 238. SEPARATE LEDGER ACCOUNTS FOR NED GRANT-**  
11 **EES.**

12       Section 504(h) of the National Endowment for De-  
13 mocracy Act (22 U.S.C. 4413(h)) is amended by striking  
14 “accounts” and inserting “bank accounts or separate self-  
15 balancing ledger accounts”.

16 **SEC. 239. AMERICAN STUDIES COLLECTIONS.**

17       (a) AUTHORITY.—In order to promote a thorough  
18 understanding of the United States among emerging elites  
19 abroad, the Director of the United States Information  
20 Agency is authorized to establish and support collections  
21 at appropriate university libraries abroad to further the  
22 study of the United States, and to enter into agreements  
23 with such universities for such purposes.

24       (b) DESIGN AND DEVELOPMENT.—Such collec-  
25 tions—

1           (1) shall be developed in consultation with Unit-  
2           ed States associations and organizations of scholars  
3           in the principal academic disciplines in which Amer-  
4           ican studies are conducted; and

5           (2) shall be designed primarily to meet the  
6           needs of undergraduate and graduate students of  
7           American studies.

8           (c) **SITE SELECTION.**—In selecting universities  
9           abroad as sites for such collections, the Director shall—

10           (1) ensure that such universities are able, with-  
11           in a reasonable period of the establishment of such  
12           collections, to assume responsibility for their mainte-  
13           nance in current form;

14           (2) ensure that undergraduate and graduate  
15           students shall enjoy reasonable access to such collec-  
16           tions; and

17           (3) include in any agreement entered into be-  
18           tween the United States Information Agency and a  
19           university abroad, terms embodying a contractual  
20           commitment of such maintenance and access under  
21           this subsection.

22 **SEC. 240. SOUTH PACIFIC EXCHANGE PROGRAMS.**

23           (a) **AUTHORIZED PROGRAMS.**—The Director of the  
24           United States Information Agency is authorized to award  
25           academic scholarships to qualified students from the sov-

1 ereign nations of the South Pacific region to pursue un-  
2 dergraduate and postgraduate study at institutions of  
3 higher education in the United States; to make grants to  
4 accomplished United States scholars and experts to pursue  
5 research, to teach, or to offer training in such nations;  
6 and to make grants for youth exchanges.

7 (b) LIMITATION.—Grants awarded to United States  
8 scholars and experts may not exceed 10 percent of the  
9 total funds awarded for any fiscal year for programs under  
10 this section.

11 **SEC. 241. COORDINATION OF UNITED STATES EXCHANGE**  
12 **PROGRAMS.**

13 Section 112 of the Mutual Educational and Cultural  
14 Exchange Act of 1961 (22 U.S.C. 2460) is amended by  
15 adding at the end the following:

16 “(f) The President shall ensure that all exchange pro-  
17 grams conducted by the United States Government, its de-  
18 partments and agencies, directly or through agreements  
19 with other parties, are coordinated through the Bureau  
20 to ensure that such exchanges are consistent with United  
21 States foreign policy and to avoid duplication of effort.  
22 The President shall report annually to the Congress on  
23 such coordination. Such report shall include information  
24 concerning what exchanges are supported by the United  
25 States, the number of exchange participants supported,

1 the types of exchange activities, and the total amount of  
2 Federal expenditures for such exchanges.”.

3 **SEC. 242. LIMITATION CONCERNING PARTICIPATION IN**  
4 **INTERNATIONAL EXPOSITIONS.**

5 Notwithstanding any other provision of law, the Unit-  
6 ed States Information Agency is not authorized to repro-  
7 gram or to obligate or expend any funds for a United  
8 States pavilion or other major exhibit at any international  
9 exposition or world’s fair without an express authorization  
10 of appropriations for such purpose.

11 **SEC. 243. PRIVATE SECTOR OPPORTUNITES.**

12 Section 104(e)(4) of the Mutual Educational and  
13 Cultural Exchange Act of 1961 (22 U.S.C. 2454) is  
14 amended by inserting before the period “, and of similar  
15 services and opportunities for interchange not supported  
16 by the United States Government”.

17 **SEC. 244. EDUCATIONAL AND CULTURAL EXCHANGES WITH**  
18 **TIBET.**

19 The Director of the United States Information Agen-  
20 cy shall establish programs of educational and cultural ex-  
21 change between the United States and the people of Tibet.  
22 Such programs shall include opportunities for training  
23 and, as the Director considers appropriate, may include  
24 the assignment of personnel and resources abroad.

1       **PART D—MIKE MANSFIELD FELLOWSHIPS**

2       **SEC. 251. SHORT TITLE.**

3           This part may be cited as the “Mike Mansfield Fel-  
4 lowship Act”.

5       **SEC. 252. ESTABLISHMENT OF FELLOWSHIP PROGRAM.**

6           (a) ESTABLISHMENT.—(1) There is hereby estab-  
7 lished the “Mike Mansfield Fellowship Program” pursu-  
8 ant to which the Director of the United States Informa-  
9 tion Agency will make grants, subject to the availability  
10 of appropriations, to the Mansfield Center for Pacific Af-  
11 fairs to award fellowships to eligible United States citizens  
12 for periods of 2 years each (or, pursuant to section  
13 253(5)(C), for such shorter period of time as the Center  
14 may determine based on a Fellow’s level of proficiency in  
15 the Japanese language or knowledge of the political econ-  
16 omy of Japan) as follows:

17           (A) During the first year each fellowship recipi-  
18 ent will study the Japanese language as well as Ja-  
19 pan’s political economy.

20           (B) During the second year each fellowship re-  
21 cipient will serve as a Fellow in a parliamentary of-  
22 fice, ministry, or other agency of the Government of  
23 Japan or, subject to the approval of the Center, a  
24 nongovernmental Japanese institution associated  
25 with the interests of the fellowship recipient, consist-  
26 ent with the purposes of this part.

1           (2) Fellowships under this part may be known as  
2 “Mansfield Fellowships”, and individuals awarded such  
3 fellowships may be known as “Mansfield Fellows”.

4           (b) ELIGIBILITY OF CENTER FOR GRANTS.—Grants  
5 may be made to the Center under this section only if the  
6 Center agrees to comply with the requirements of section  
7 253.

8           (c) INTERNATIONAL AGREEMENT.—The Director of  
9 the United States Information Agency should enter into  
10 negotiations for an agreement with the Government of  
11 Japan for the purpose of placing Mansfield Fellows in the  
12 Government of Japan.

13           (d) PRIVATE SOURCES.—The Center is authorized to  
14 accept, use, and dispose of gifts or donations of services  
15 or property in carrying out the fellowship program, subject  
16 to the review and approval of the Board described in sec-  
17 tion 255.

18 **SEC. 253. PROGRAM REQUIREMENTS.**

19           The program established under this part shall comply  
20 with the following requirements:

21           (1) United States citizens who are eligible for  
22 fellowships under this part shall be employees of the  
23 Federal Government having at least two years expe-  
24 rience in any branch of the Government, a strong  
25 career interest in United States-Japan relations, and

1 a demonstrated commitment to further service in the  
2 Federal Government.

3 (2) Not less than 10 fellowships shall be award-  
4 ed each year.

5 (3) Mansfield Fellows shall agree—

6 (A) to maintain satisfactory progress in  
7 language training and appropriate behavior in  
8 Japan, as determined by the Center, as a condi-  
9 tion of continued receipt of Federal funds; and

10 (B) to return to the Federal Government  
11 for further employment for a period of at least  
12 2 years following the end of their fellowships,  
13 unless, in the determination of the Center, the  
14 Fellow is unable (for reasons beyond the Fel-  
15 low's control and after receiving assistance from  
16 the Center as provided in paragraph (8)) to  
17 find reemployment for such period.

18 (4) During the period of the fellowship, the  
19 Center shall provide each Mansfield Fellow—

20 (A) a stipend at a rate of pay equal to the  
21 rate of pay that individual was receiving when  
22 he or she entered the program, plus a cost-of-  
23 living adjustment calculated at the same rate of  
24 pay, and for the same period of time, for which  
25 such adjustments were made to the salaries of

1 individuals occupying competitive positions in  
2 the civil service during the same period as the  
3 fellowship; and

4 (B) certain allowances and benefits as that  
5 individual would have been entitled to, but for  
6 his or her separation from Government service,  
7 as a United States Government civilian em-  
8 ployee overseas under the Standardized Regula-  
9 tions (Government Civilians, Foreign Areas) of  
10 the Department of State, as follows: a living  
11 quarters allowance to cover the cost of housing  
12 in Japan, a post allowance to cover the signifi-  
13 cantly higher costs of living in Japan, a tem-  
14 porary quarters subsistence allowance for up to  
15 7 days for Fellows unable to find housing im-  
16 mediately upon arrival in Japan, an education  
17 allowance to assist parents in providing their  
18 children with educational services ordinarily  
19 provided without charge by United States pub-  
20 lic schools, moving expenses of up to \$3,000 for  
21 personal belongings of Fellows and their fami-  
22 lies in their move to Japan and up to \$500 for  
23 Fellows residing outside the Washington, D.C.  
24 area in moving to the Washington, D.C. area,  
25 and one-round-trip economy-class airline ticket

1 to Japan for each Fellow and the Fellow's im-  
2 mediate family.

3 (5)(A) For the first year of each fellowship, the  
4 Center shall provide Fellows with intensive Japanese  
5 language training in the Washington, D.C., area, as  
6 well as courses in the political economy of Japan.

7 (B) Such training shall be of the same quality  
8 as training provided to Foreign Service officers be-  
9 fore they are assigned to Japan.

10 (C) The Center may waive any or all of the  
11 training required by subparagraph (A) to the extent  
12 that a Fellow has Japanese language skills or knowl-  
13 edge of Japan's political economy, and the 2 year  
14 fellowship period shall be shortened to the extent  
15 such training is less than one year.

16 (6) Any Mansfield Fellow not complying with  
17 the requirements of this section shall reimburse the  
18 United States Information Agency for the Federal  
19 funds expended for the Fellow's participation in the  
20 fellowship, together with interest on such funds (cal-  
21 culated at the prevailing rate), as follows:

22 (A) Full reimbursement for noncompliance  
23 with paragraph (3)(A) or (9); and

24 (B) pro rata reimbursement for noncompli-  
25 ance with paragraph (3)(B) for any period the

1           Fellow is reemployed by the Federal Govern-  
2           ment that is less than the period specified in  
3           paragraph (3)(B), at a rate equal to the  
4           amount the Fellow received during the final  
5           year of the fellowship for the same period of  
6           time, including any allowances and benefits pro-  
7           vided under paragraph (4).

8           (7) The Center shall select Mansfield Fellows  
9           based solely on merit. The Center shall make posi-  
10          tive efforts to recruit candidates reflecting the cul-  
11          tural, racial, and ethnic diversity of the United  
12          States.

13          (8) The Center shall assist any Mansfield Fel-  
14          low in finding employment in the Federal Govern-  
15          ment if such Fellow was not able, at the end of the  
16          fellowship, to be reemployed in the agency from  
17          which he or she separated to become a Fellow.

18          (9) No Mansfield Fellow may engage in any in-  
19          telligence or intelligence-related activity on behalf of  
20          the United States Government.

21          (10) The accounts of the Center shall be au-  
22          dited annually in accordance with generally accepted  
23          auditing standards by independent certified public  
24          accountants or independent licensed public account-  
25          ants, certified or licensed by a regulatory authority

1 of a State or other political subdivision of the United  
2 States. The audit shall be conducted at the place or  
3 places where the accounts of the Center are normally  
4 kept. All books, accounts, financial records, files,  
5 and other papers, things, and property belonging to  
6 or in use by the Center and necessary to facilitate  
7 the audit shall be made available to the person or  
8 persons conducting the audit, and full facilities for  
9 verifying transactions with the balances or securities  
10 held by depositories, fiscal agents, and custodians  
11 shall be afforded to such person or persons.

12 (11) The Center shall provide a report of the  
13 audit to the Board no later than six months follow-  
14 ing the close of the fiscal year for which the audit  
15 is made. The report shall set forth the scope of the  
16 audit and include such statements, together with the  
17 independent auditor's opinion of those statements,  
18 as are necessary to present fairly the Center's assets  
19 and liabilities, surplus or deficit, with reasonable de-  
20 tail, including a statement of the Center's income  
21 and expenses during the year, including a schedule  
22 of all contracts and grants requiring payments in ex-  
23 cess of \$5,000 and any payments of compensation,  
24 salaries, or fees at a rate in excess of \$5,000 per

1 year. The report shall be produced in sufficient cop-  
2 ies for the public.

3 **SEC. 254. SEPARATION OF GOVERNMENT PERSONNEL DUR-**  
4 **ING THE FELLOWSHIPS.**

5 (a) SEPARATION.—Under such terms and conditions  
6 as the agency head may direct, any agency of the United  
7 States Government may separate from Government serv-  
8 ice for a specified period any officer or employee of that  
9 agency who accepts a fellowship under the program estab-  
10 lished by this part.

11 (b) REEMPLOYMENT.—Any Mansfield Fellow, at the  
12 end of the fellowship, is entitled to be reemployed in the  
13 same manner as if covered by section 3582 of title 5, Unit-  
14 ed States Code.

15 (c) RIGHTS AND BENEFITS.—Notwithstanding sec-  
16 tion 8347(o), 8713, or 8914 of title 5, United States Code,  
17 and in accordance with regulations of the Office of Person-  
18 nel Management, an employee, while serving as a Mans-  
19 field Fellow, is entitled to the same rights and benefits  
20 as if covered by section 3582 of title 5, United States  
21 Code. The Center shall reimburse the employing agency  
22 for any costs incurred under section 3582 of title 5,  
23 United States Code.

1 (d) COMPLIANCE WITH BUDGET ACT.—Funds are  
2 available under this section to the extent and in the  
3 amounts provided in appropriation Acts.

4 **SEC. 255. MANSFIELD FELLOWSHIP REVIEW BOARD.**

5 (a) ESTABLISHMENT.—There is hereby established  
6 the Mansfield Fellowship Review Board.

7 (b) COMPOSITION.—The Board shall be composed of  
8 11 individuals, as follows:

9 (1) The Secretary of State, or the Secretary's  
10 designee.

11 (2) The Secretary of Defense, or the Sec-  
12 retary's designee.

13 (3) The Secretary of the Treasury, or the Sec-  
14 retary's designee.

15 (4) The Secretary of Commerce, or the Sec-  
16 retary's designee.

17 (5) The United States Trade Representative, or  
18 the Trade Representative's designee.

19 (6) The Chief Justice of the United States, or  
20 the Chief Justice's designee.

21 (7) The Majority Leader of the Senate, or the  
22 Majority Leader's designee.

23 (8) The Minority Leader of the Senate, or the  
24 Minority Leader's designee.

1           (9) The Speaker of the House of Representa-  
2           tives, or the Speaker's designee.

3           (10) The Minority Leader of the House of Rep-  
4           resentatives, or the Minority Leader's designee.

5           (11) The Director of the United States Infor-  
6           mation Agency, who shall serve as the chairperson of  
7           the Board, or the Director's designee.

8           (c) FUNCTIONS.—(1) The Board shall review the ad-  
9           ministration of the program assisted under this part.

10          (2)(A) Each year at the time of the submission of  
11          the President's budget request to the Congress, the Board  
12          shall submit to the President and the Congress a report  
13          completed by the Center with the approval of the Board  
14          on the conduct of the program during the preceding year.

15          (B) Each such report shall contain—

16               (i) an analysis of the assistance provided under  
17               the program for the previous fiscal year and the na-  
18               ture of the assistance provided;

19               (ii) an analysis of the performance of the indi-  
20               viduals who received assistance under the program  
21               during the previous fiscal year, including the degree  
22               to which assistance was terminated under the pro-  
23               gram and the extent to which individual recipients  
24               failed to meet their obligations under the program;  
25               and

1           (iii) an analysis of the results of the program  
2           for the previous fiscal year, including, at a mini-  
3           mum, the cumulative percentage of individuals who  
4           received assistance under the program who subse-  
5           quently became employees of the United States Gov-  
6           ernment and, in the case of individuals who did not  
7           subsequently become employees of the United States  
8           Government, an analysis of the reasons why they did  
9           not become employees and an explanation as to what  
10          use, if any, was made of the assistance given to  
11          those recipients.

12          (d) COMPENSATION.—Members of the Board shall  
13          not be paid compensation for services performed on the  
14          Board.

15          (e) AVAILABILITY OF SUPPORT STAFF.—The Direc-  
16          tor of the United States Information Agency is authorized  
17          to provide for necessary secretarial and staff assistance  
18          for the Board.

19          (f) RELATIONSHIP TO FEDERAL ADVISORY COMMIT-  
20          TEE ACT.—The Federal Advisory Committee Act shall not  
21          apply to the Board to the extent that the provisions of  
22          this section are inconsistent with such Act.

23          **SEC. 256. DEFINITIONS.**

24          For purposes of this part—

1           (1) the term “agency of the United States Gov-  
2           ernment” includes any agency of the legislative  
3           branch and any court of the judicial branch as well  
4           as any agency of the executive branch;

5           (2) the term “agency head” means—

6                   (A) in the case of the executive branch of  
7           Government or an agency of the legislative  
8           branch other than the House of Representatives  
9           or the Senate, the head of the respective agen-  
10          cy;

11                   (B) in the case of the judicial branch of  
12          Government, the chief judge of the respective  
13          court;

14                   (C) in the case of the Senate, the Presi-  
15          dent pro tempore, in consultation with the Ma-  
16          jority Leader and Minority Leader of the Sen-  
17          ate; and

18                   (D) in the case of the House of Represent-  
19          atives, the Speaker of the House, in consulta-  
20          tion with the Majority Leader and Minority  
21          Leader of the House;

22           (3) the term “Board” means the Mike Mans-  
23          field Fellowship Review Board; and

24           (4) the term “Center” means the Mansfield  
25          Center for Pacific Affairs.

1     **PART E—FACILITATION OF PRIVATE SECTOR**

2                             **INITIATIVES**

3     **SEC. 261. SHORT TITLE.**

4             This part may be cited as the “Free Trade in Ideas  
5 Act of 1993”.

6     **SEC. 262. EXCHANGE OF INFORMATION AND RELATED**  
7                             **TRANSACTIONS.**

8             (a) INTERNATIONAL EMERGENCY ECONOMIC POW-  
9 ERS ACT.—Section 203(b)(3) of the International Emer-  
10 gency Economic Powers Act (50 U.S.C. 1702(b)) is  
11 amended to read as follows:

12                     “(3)(A) the importation from or exportation to  
13 any country, or the communication or telecommuni-  
14 cation or other form of transmission to any country,  
15 of information or informational materials which—

16                             “(i) include, but are not limited to—

17                                     “(I) publications, films, posters, pho-  
18 nograph records, photographs, microfilms,  
19 microfiche, audiotapes and videotapes,  
20 artworks, telephone conversations, other  
21 voice or data communications or tele-  
22 communications, telecasts, and news wire  
23 feeds,

24                                     “(II) other forms of telecommuni-  
25 cations, and

1           “(III) other materials the creation  
2           and circulation of which in the United  
3           States would be protected by the First  
4           Amendment to the United States Constitu-  
5           tion,

6           whether those materials are in existence at the  
7           time of or are to be created subsequent to or  
8           pursuant to a transaction or activity described  
9           in this paragraph; and

10           “(ii) are information and informational  
11           materials that are not otherwise controlled for  
12           export under section 5 of the Export Adminis-  
13           tration Act of 1979 and with respect to which  
14           no acts are prohibited by chapter 37 of title 18,  
15           United States Code;

16           “(B) travel related to any such importation, ex-  
17           portation, communication, telecommunication, or  
18           transmission;

19           “(C) transactions for the creation or circulation  
20           of or otherwise concerning such information or infor-  
21           mational materials, or any rights in such informa-  
22           tion or informational materials, whether commercial  
23           or otherwise; or

1           “(D) other transactions incidental to any activ-  
2           ity or transaction described in subparagraph (A),  
3           (B), or (C);”.

4           (b) EXPORT ADMINISTRATION ACT OF 1979.—Sec-  
5           tion 6 of the Export Administration Act of 1979 (22  
6           U.S.C. 2405) is amended by adding at the end the follow-  
7           ing new subsection:

8           “(t) INFORMATION AND INFORMATIONAL MATE-  
9           RIALS.—(1) This section does not authorize export con-  
10          trols on—

11           “(A) information or informational materials;

12           “(B) transactions for the creation or circulation  
13           of or otherwise concerning such information or infor-  
14           mational materials, or any rights in such informa-  
15           tion or informational materials, whether commercial  
16           or otherwise; or

17           “(C) other transactions incidental to the export  
18           of any information or informational materials or to  
19           any transaction described in subparagraph (B).

20          “(2) The information and informational materials re-  
21          ferred to in paragraph (1) include, but are not limited  
22          to—

23           “(A) publications, films, posters, phonograph  
24           records, photographs, microfilms, microfiche, audio-  
25           tapes and videotapes, artworks, telephone conversa-

1 tions, other voice or data communications or tele-  
2 communications, telecasts, and news wire feeds;

3 “(B) other forms of telecommunications; and

4 “(C) other materials the creation and circula-  
5 tion of which in the United States are protected by  
6 the First Amendment to the United States Constitu-  
7 tion.”.

8 (c) TRADING WITH THE ENEMY ACT.—

9 (1) EXCHANGE OF INFORMATION AND RELATED  
10 TRANSACTIONS.—Section 5(b)(4) of the Trading  
11 With the Enemy Act (50 U.S.C. App. section 5(b))  
12 is amended to read as follows:

13 “(4)(A) The authority granted to the President in  
14 this subsection does not include the authority to regulate  
15 or prohibit, directly or indirectly—

16 “(i) the importation from or exportation to any  
17 country, or the communication or telecommunication  
18 or other form of transmission to any country, of in-  
19 formation or informational materials;

20 “(ii) travel related to any such importation, ex-  
21 portation, communication, telecommunication, or  
22 transmission;

23 “(iii) transactions for the creation or circulation  
24 of or otherwise concerning such information or infor-  
25 mational materials, or any rights in such informa-

1       tion or informational materials, whether commercial  
2       or otherwise, or

3             “(iv) other transactions incidental to any activ-  
4       ity or transaction described in clause (i), (ii), or (iii).

5       “(B) The information and informational materials re-  
6       ferred to in subparagraph (A)—

7             “(i) include, but are not limited to—

8                 “(I) publications, films, posters, phono-  
9       graph records, photographs, microfilms, micro-  
10      fiche, audiotapes and videotapes, artworks, tele-  
11      phone conversations, other voice or data com-  
12      munications or telecommunications, telecasts,  
13      and news wire feeds,

14                 “(II) other forms of telecommunications,  
15      and

16                 “(III) other materials the creation and cir-  
17      culation of which in the United States would be  
18      protected by the First Amendment to the Unit-  
19      ed States Constitution,

20      whether those materials are in existence at the time  
21      of or are to be created subsequent to or pursuant to  
22      a transaction or activity described in subparagraph  
23      (A); and

24             “(ii) are information and informational mate-  
25      rials that are not otherwise controlled for export

1 under section 5 of the Export Administration Act of  
2 1979 and with respect to which no acts are prohib-  
3 ited by chapter 37 of title 18, United States Code.”.

4 **SEC. 263. EDUCATIONAL, CULTURAL, RELIGIOUS, AND SCI-**  
5 **ENTIFIC ACTIVITIES AND EXCHANGES.**

6 (a) INTERNATIONAL EMERGENCY ECONOMIC POW-  
7 ERS ACT.—Section 203(b) of the International Emergency  
8 Economic Powers Act (50 U.S.C. 1702(b)) is amended by  
9 adding at the end thereof the following:

10 “(5) financial or other transactions, or travel,  
11 incident to—

12 “(A) activities of scholars,

13 “(B) other educational or academic activi-  
14 ties,

15 “(C) exchanges in furtherance of any such  
16 activities,

17 “(D) cultural activities and exchanges,

18 “(E) public exhibitions or performances by  
19 the nationals of one country in another country,  
20 or

21 “(F) activities of religious organizations,  
22 to the extent that any such activities, exchanges, ex-  
23 hibitions, or performances are not otherwise con-  
24 trolled for export under section 5 of the Export Ad-  
25 ministration Act of 1979 and to the extent that,

1 with respect to such activities, exchanges, exhibi-  
2 tions, or performances, no acts are prohibited by  
3 chapter 37 of title 18, United States Code; or”.

4 (b) TRADING WITH THE ENEMY ACT.—Section 5(b)  
5 of the Trading With the Enemy Act is amended by adding  
6 at the end thereof the following:

7 “(6) The authority granted to the President in this  
8 subsection does not include the authority to regulate or  
9 prohibit, directly or indirectly, financial or other trans-  
10 actions, or travel, incident to—

11 “(A) activities of scholars,

12 “(B) other educational or academic activities,

13 “(C) exchanges in furtherance of any such ac-  
14 tivities,

15 “(D) cultural activities and exchanges,

16 “(E) public exhibitions or performances by the  
17 nationals of one country in another country, or

18 “(F) activities of religious organizations,

19 to the extent that any such activities, exchanges, exhibi-  
20 tions, or performances are not otherwise controlled for ex-  
21 port under section 5 of the Export Administration Act of  
22 1979 and to the extent that, with respect to such activi-  
23 ties, exchanges, exhibitions, or performances, no acts are  
24 prohibited by chapter 37 of title 18, United States Code.”.

1 **SEC. 264. ESTABLISHMENT OF NEWS BUREAUS.**

2 (a) INTERNATIONAL EMERGENCY ECONOMIC POW-  
3 ERS ACT.—Section 203(b) of the International Emergency  
4 Economic Powers Act (50 U.S.C. 1702(b)) is amended by  
5 adding at the end thereof the following:

6 “(6) financial or other transactions related to  
7 the establishment of bureaus by United States news  
8 organizations in foreign countries, or the establish-  
9 ment of news bureaus in the United States by for-  
10 eign news organizations.”.

11 (b) TRADING WITH THE ENEMY ACT.—Section 5(b)  
12 of the Trading With the Enemy Act (50 U.S.C. App. 5(b))  
13 is amended by adding at the end the following:

14 “(7) The authority granted to the President in this  
15 subsection does not include the authority to regulate or  
16 prohibit, directly or indirectly, financial or other trans-  
17 actions related to the establishment of bureaus by United  
18 States news organizations in foreign countries, or the es-  
19 tablishment of news bureaus in the United States by for-  
20 eign news organizations.”.

21 **SEC. 265. FOREIGN ASSISTANCE ACT OF 1961.**

22 Section 620(a) of the Foreign Assistance Act of 1961  
23 (22 U.S.C. 2370(a)) is amended by adding at the end  
24 thereof the following:

25 “(3) Notwithstanding paragraph (1), the authority  
26 granted to the President in such paragraph does not in-

1 clude the authority to regulate or prohibit, directly or indi-  
2 rectly, any activities or transactions which may not be reg-  
3 ulated or prohibited under paragraphs (4), (5), (6), or (7)  
4 of section 5(b) of the Trading With the Enemy Act.”.

5 **SEC. 266. UNITED NATIONS PARTICIPATION ACT OF 1945.**

6 Section 5(a) of the United Nations Participation Act  
7 of 1945 (22 U.S.C. 287c) is amended by adding after the  
8 first sentence the following: “The authority granted under  
9 this section does not include the authority to regulate or  
10 prohibit any of the activities which may not be regulated  
11 or prohibited under paragraphs (3), (4), (5), and (6) of  
12 section 203(b) of the International Emergency Economic  
13 Powers Act.”.

14 **SEC. 267. APPLICABILITY.**

15 (a) INTERNATIONAL EMERGENCY ECONOMIC POW-  
16 ERS ACT.—The amendments made by sections 262(a),  
17 263(a), and 264(a), apply to actions taken by the Presi-  
18 dent under the International Emergency Economic Powers  
19 Act before the date of the enactment of this Act which  
20 are in effect on such date of enactment, and to actions  
21 taken under such section on or after such date of enact-  
22 ment.

23 (b) TRADING WITH THE ENEMY ACT.—

24 (1) The authorities conferred upon the Presi-  
25 dent by section 5(b) of the Trading With the Enemy

1 Act, which were being exercised with respect to a  
2 country on July 1, 1977, as a result of a national  
3 emergency declared by the President before the date,  
4 and are being exercised on the date of the enactment  
5 of this Act, do not include the authority to regulate  
6 or prohibit, directly or indirectly, any activity which,  
7 under paragraph (4), (5), (6), or (7) of section 5(b)  
8 of the Trading With the Enemy Act, as amended  
9 and added by this Act, may not be regulated or pro-  
10 hibited.

11 (2) The amendments made by sections 262(c),  
12 263(b), and 264(b) apply to actions taken by the  
13 President under section 5(b) of the Trading With  
14 the Enemy Act before the date of the enactment of  
15 this Act which are in effect on such date of enact-  
16 ment, and to actions taken under such section on or  
17 after such date of enactment.

18 (3) This subsection does not alter the status of  
19 assets blocked pursuant to the Trading With the  
20 Enemy Act before the date of the enactment of this  
21 Act.

22 (c) EXPORT ADMINISTRATION ACT OF 1979.—The  
23 amendment made by section 262(b) shall apply to actions  
24 taken by the President under section 6 of the Export Ad-  
25 ministration Act of 1979 before the date of the enactment

1 of this Act which are in effect on such date of enactment,  
2 and to actions taken under such section on or after such  
3 date of enactment.

4 (d) FOREIGN ASSISTANCE ACT.—

5 (1) The amendment made by section 265 ap-  
6 plies to actions taken by the President under section  
7 620(a)(1) of the Foreign Assistance Act of 1961 be-  
8 fore the date of the enactment of this Act which are  
9 in effect on such date of enactment, and to actions  
10 taken under such section on or after such date of  
11 enactment.

12 (2) Paragraph (1) does not alter the status of  
13 assets blocked pursuant to section 620(a)(1) of the  
14 Foreign Assistance Act of 1961 before the date of  
15 the enactment of this Act.

## 16 **TITLE III—ARMS CONTROL AND** 17 **DISARMAMENT AGENCY**

### 18 **SEC. 301. PURPOSES.**

19 The purposes of this title are—

20 (1) to provide renewed impetus in improving  
21 the United States Government's ability to manage  
22 the complex process of negotiating and implementing  
23 arms control treaties;

24 (2) to provide central leadership and coordina-  
25 tion to United States nonproliferation policy; and

1           (3) to improve congressional oversight of the  
2           operating budget of the United States Arms Control  
3           and Disarmament Agency.

4 **SEC. 302. ACDA DIRECTOR.**

5           (a) DIRECTOR.—Section 22 of the Arms Control and  
6 Disarmament Act (22 U.S.C. 2562) is amended to read  
7 as follows:

8 **“SEC. 22. DIRECTOR.**

9           “(a) APPOINTMENT.—The Agency shall be headed by  
10 a Director, who shall be appointed by the President, by  
11 and with the advice and consent of the Senate. No person  
12 serving on active duty as a commissioned officer of the  
13 Armed Forces of the United States may be appointed Di-  
14 rector.

15           “(b) DUTIES.—The Director shall serve as the prin-  
16 cipal adviser to the President and other executive branch  
17 officials on matters relating to arms control, disarmament,  
18 and nonproliferation. In carrying out his or her duties  
19 under this Act, the Director, under the guidance of the  
20 Secretary of State, shall have primary responsibility for  
21 matters relating to arms control, disarmament, and non-  
22 proliferation, as defined by this Act.”.

23           (b) PERMANENT MEMBERSHIP ON NATIONAL SECU-  
24 RITY COUNCIL.—Section 101(a) of the National Security  
25 Act of 1947 (50 U.S.C. 402(a)) is amended—

1           (1) by redesignating paragraphs (5) through  
2           (7) as paragraphs (6) through (8), respectively; and  
3           (2) by inserting after paragraph (4) the follow-  
4           ing new paragraph (5):

5           “(5) the Director of the United States Arms  
6           Control and Disarmament Agency;”.

7   **SEC. 303. SPECIAL REPRESENTATIVES.**

8           (a) IN GENERAL.—Section 27 of the Arms Control  
9           and Disarmament Act (22 U.S.C. 2567) is amended to  
10          read as follows:

11   **“SEC. 27. SPECIAL REPRESENTATIVES.**

12          “(a) APPOINTMENT.—The President may appoint, by  
13          and with the advice and consent of the Senate, Special  
14          Representatives of the President for Arms Control, Disar-  
15          mament, and Nonproliferation. Each Presidential Special  
16          Representative shall hold the rank of ambassador.

17          “(b) DUTIES.—Presidential Special Representatives  
18          shall perform their duties and exercise their powers under  
19          direction of the President, acting through the Director.  
20          One such Special Representative shall serve as the United  
21          States Governor to the Board of Governors of the Inter-  
22          national Atomic Energy Agency.

23          “(c) ADMINISTRATIVE SUPPORT.—The Agency shall  
24          be the Government agency responsible for providing ad-  
25          ministrative support, including funding, staff, and office

1 space, to all Presidential Special Representatives ap-  
2 pointed under this section.”.

3 (b) CONFORMING AMENDMENT.—Section 5315 of  
4 title 5, United States Code, is amended by striking “Spe-  
5 cial Representatives for Arms Control and Disarmament  
6 Negotiations, United States Arms Control and Disar-  
7 mament Agency (2).” and inserting “Special Representa-  
8 tives of the President for Arms Control and Nonprolifera-  
9 tion.”.

10 **SEC. 304. NEGOTIATION MANAGEMENT.**

11 Section 34 of the Arms Control and Disarmament  
12 Act (22 U.S.C. 2574) is amended to read as follows:

13 **“SEC. 34. NEGOTIATIONS AND RELATED FUNCTIONS.**

14 “The Director shall have primary responsibility for  
15 the preparation and management of United States partici-  
16 pation in all international negotiations and implementa-  
17 tion forums in the fields of arms control, disarmament,  
18 and nonproliferation. To this end—

19 “(1) the Director shall have primary respon-  
20 sibility for the preparation, formulation, support,  
21 and transmission of instructions and guidance for all  
22 such negotiations and forums, and shall manage  
23 interagency groups established within the executive  
24 branch to support such negotiations and forums; and

1           “(2) all United States Government representa-  
2           tives conducting negotiations or acting pursuant to  
3           agreements in the fields of arms control, disarm-  
4           ament, or nonproliferation shall perform their du-  
5           ties and exercise their powers, under the direction of  
6           the President, acting through the Director.”.

7   **SEC. 305. PARTICIPATION OF ACDA DIRECTOR IN CERTAIN**  
8                                   **DELIBERATIONS.**

9           (a) ARMS EXPORT CONTROL ACT.—

10           (1) Section 38(a)(2) of the Arms Export Con-  
11           trol Act (22 U.S.C. 2778(a)(2)) is amended to read  
12           as follows:

13           “(2) Decisions on issuing export licenses under this  
14           section shall be made in coordination with the Director  
15           of the United States Arms Control and Disarmament  
16           Agency, taking into account the Director’s assessment as  
17           to whether the export of an article will contribute to an  
18           arms race, aid in the development of weapons of mass de-  
19           struction, support international terrorism, increase the  
20           possibility of outbreak or escalation of conflict, or preju-  
21           dice the development of bilateral or multilateral arms con-  
22           trol or nonproliferation agreements or other bilateral ar-  
23           rangements.”.

24           (2) Section 42(a) of such Act (22 U.S.C.  
25           2791(a)) is amended by striking out all that follows

1 “(3)” in the last sentence and inserting the follow-  
2 ing: “the assessment of the Director of the United  
3 States Arms Control and Disarmament Agency as to  
4 the extent to which such sale might contribute to an  
5 arms race, aid in the development of weapons of  
6 mass destruction, support international terrorism,  
7 increase the possibility of outbreak or escalation of  
8 conflict, or prejudice the development of bilateral or  
9 multilateral arms control or nonproliferation agree-  
10 ments or other arrangements. No decision shall be  
11 made over the objection of the Director unless the  
12 Director has been informed in writing of the reasons  
13 why the Director’s opinion was not deemed sufficient  
14 to deny the proposed sale, and afforded a reasonable  
15 opportunity to appeal the proposed decision.”.

16 (3) Section 71 of such Act (22 U.S.C. 2797) is  
17 amended—

18 (A) in subsection (a) by inserting “, the  
19 Director of the United States Arms Control and  
20 Disarmament Agency,” after “Secretary of De-  
21 fense”;

22 (B) in subsection 7(b)(1) inserting “and  
23 the Director of the United States Arms Control  
24 and Disarmament Agency” after “Secretary of  
25 Defense”; and

1 (C) in subsection (b)(2)—

2 (i) by striking out “and the Secretary  
3 of Commerce” and inserting in lieu thereof  
4 “, the Secretary of Commerce, and the Di-  
5 rector of the United States Arms Control  
6 and Disarmament Agency”; and

7 (ii) by striking the comma after “ap-  
8 plicant” and all that follows through “doc-  
9 uments”.

10 (b) ATOMIC ENERGY ACT.—

11 (1) Section 131 b. of the Atomic Energy Act of  
12 1954 (42 U.S.C. 2160(b)) is amended—

13 (A) in paragraph (2) by inserting “and the  
14 Director of the United States Arms Control and  
15 Disarmament Agency” after “Secretary of  
16 State”; and

17 (B) in paragraph (3) by inserting “and the  
18 Director of the United States Arms Control and  
19 Disarmament Agency” after “Secretary of  
20 State”.

21 (2) Section 142 of such Act (42 U.S.C. 2162)  
22 is amended by adding at the end thereof the follow-  
23 ing new subsection:

24 “f. All determinations under this section to remove  
25 data from the Restricted Data category shall be made only

1 after consultation with the Director of the United States  
2 Arms Control and Disarmament Agency. If the Commis-  
3 sion, the Department of Defense, and the Director do not  
4 agree, the determination shall be made by the President.”.

5 **SEC. 306. NOTIFICATION TO CONGRESS OF PROPOSED**  
6 **REPROGRAMMINGS BY ACDA.**

7 Title IV of the Arms Control and Disarmament Act  
8 is amended by adding at the end the following:

9 **“SEC. 54. REPROGRAMMING OF FUNDS.**

10 “(2) CONGRESSIONAL NOTIFICATION OF CERTAIN  
11 REPROGRAMMINGS.—Unless the Committee on Foreign  
12 Affairs of the House of Representatives and the Commit-  
13 tee on Foreign Relations of the Senate are notified at least  
14 15 days in advance of the proposed reprogramming, funds  
15 appropriated to carry out this Act (other than funds to  
16 carry out title V) shall not be available for obligation or  
17 expenditure through any reprogramming of funds that—

18 “(1) would create or eliminate a program,  
19 project, or activity;

20 “(2) would increase funds or personnel by any  
21 means for any program, project, or activity for  
22 which funds have been denied or restricted by the  
23 Congress;

24 “(3) would relocate an office or employees;

1           “(4) would reorganize offices, programs,  
2 projects, or activities;

3           “(5) would involve contracting out functions  
4 which had been performed by Federal employees; or

5           “(6) would involve a reprogramming in excess  
6 of \$500,000 or 10 percent (whichever is less) and  
7 would—

8           “(A) augment existing programs, projects,  
9 or activities,

10           “(B) reduce by 10 percent or more the  
11 funding for any existing program, project, activ-  
12 ity, or personnel approved by the Congress, or

13           “(C) result from any general savings from  
14 a reduction in personnel that would result in a  
15 change in existing programs, activities, or  
16 projects approved by the Congress.

17           “(b)       LIMITATION       ON       END-OF-YEAR  
18 REPROGRAMMINGS.—Funds appropriated to carry out  
19 this Act (other than funds to carry out title V) shall not  
20 be available for obligation or expenditure through any  
21 reprogramming described in paragraph (1) during the last  
22 15 days in which such funds are available for obligation  
23 or expenditure (as the case may be) unless the notification  
24 required by that paragraph was submitted before that 15-  
25 day period.”.

1 **SEC. 307. REQUIREMENT OF AUTHORIZATION OF APPRO-**  
2 **PRIATIONS.**

3 (b) ARMS CONTROL AND DISARMAMENT AGENCY.—  
4 Title IV of the Arms Control and Disarmament Act is  
5 amended by adding at the end the following:

6 **“SEC. 55. REQUIREMENT FOR AUTHORIZATION OF APPRO-**  
7 **PRIATIONS.**

8 “(a) LIMITATION ON OBLIGATION AND EXPENDI-  
9 TURE OF FUNDS.—Notwithstanding any other provision  
10 of law, for the fiscal year 1994 and for each subsequent  
11 fiscal year, any funds appropriated for the Arms Control  
12 and Disarmament Agency shall not be available for obliga-  
13 tion or expenditure—

14 “(1) unless such funds are appropriated pursu-  
15 ant to an authorization of appropriations; or

16 “(2) in excess of the authorized level of appro-  
17 priations.

18 “(b) SUBSEQUENT AUTHORIZATION.—The limitation  
19 under subsection (a) shall not apply to the extent that an  
20 authorization of appropriations is enacted after such funds  
21 are appropriated.

22 “(c) APPLICATION.—The provisions of this section—

23 “(1) may not be superseded, except by a provi-  
24 sion of law which specifically repeals, modifies, or  
25 supersedes the provisions of this section; and

1           “(2) shall not apply to, or affect in any manner,  
2           permanent appropriations, trust funds, and other  
3           similar accounts which are authorized by law and  
4           administered by the Arms Control and Disarmament  
5           Agency.”.

6   **DIVISION B—FOREIGN ASSIST-**  
7   **ANCE AND RELATED PRO-**  
8   **GRAMS**

9   **TITLE XI—REFORM OF FOREIGN**  
10   **ASSISTANCE PROGRAMS**

11   **SEC. 1101. NEED FOR FOREIGN ASSISTANCE REFORM.**

12           (a) NEED FOR REFORM.—The Congress—

13                   (1) remains convinced that United States for-  
14                   eign assistance programs and the Agency for Inter-  
15                   national Development are in need of immediate re-  
16                   form; and

17                   (2) remains prepared to enact reform legislation  
18                   in time for the fiscal year 1995 authorization and  
19                   appropriations cycle.

20           (b) COMPREHENSIVE REFORM PLAN.—To facilitate  
21           this reform process, the President shall submit to the Con-  
22           gress, within 60 days after the date of enactment of this  
23           Act, a plan for comprehensive reform of United States for-  
24           eign assistance programs and of the agency primarily re-

1 sponsible for administering part I of the Foreign Assist-  
2 ance Act of 1961.

3 **SEC. 1102. EVALUATION AND ACCOUNTABILITY.**

4 (a) NEED FOR EVALUATION.—In order to effectively  
5 and responsibly manage the resources with which it is  
6 provided, the agency primarily responsible for administer-  
7 ing part I of the Foreign Assistance Act of 1961 must  
8 have a capacity to evaluate objectively the extent of its  
9 progress in achieving development results and to derive  
10 lessons from its development experience.

11 (b) ACTIONS TO BE TAKEN.—In furtherance of sub-  
12 section (a), the President shall establish a program per-  
13 formance, monitoring, and evaluation capacity with the  
14 following functions:

15 (1) To strengthen, through training and other  
16 means, the use of program performance, monitoring,  
17 and evaluation as a management tool, by both the  
18 agency and its counterparts in countries receiving  
19 assistance, in the planning, designing, and imple-  
20 mentation of foreign assistance projects and pro-  
21 grams.

22 (2) To develop a program performance informa-  
23 tion system to afford agency managers at all levels  
24 a means for monitoring and assessing achievement  
25 of impact and interim performance of the agency's

1 major programs in support of the strategic manage-  
2 ment of economic assistance.

3 (3) To prepare and disseminate objective and  
4 periodic reports on the progress of the agency pri-  
5 marily responsible for administering part I of the  
6 Foreign Assistance Act of 1961 in meeting develop-  
7 ment objectives and on lessons learned from its de-  
8 velopment programs.

9 (4) To strengthen the capacity to utilize the  
10 findings of program performance, measurement, and  
11 evaluation in decisions of that agency about program  
12 direction and resource allocation.

13 (5) To coordinate with the Inspector General of  
14 the agency primarily responsible for administering  
15 part I of the Foreign Assistance Act of 1961 so as  
16 to ensure appropriate complementarity of efforts,  
17 recognizing that—

18 (A) it is the responsibility of the agency to  
19 direct a system of performance measurement  
20 and independent evaluations of its programs  
21 and policies, as well as the operational and  
22 management systems that affect the develop-  
23 ment impact of those programs and policies;  
24 and

1           (B) it is the responsibility of the Inspector  
2           General to conduct regular and comprehensive  
3           assessments and audit of financial management  
4           and administrative systems, including the ade-  
5           quacy of the systems for monitoring and evalu-  
6           ating agency projects and programs.

7           (c) ACCOUNTABILITY.—The President shall prepare  
8           an annual report to the Congress as a separate part of  
9           the congressional presentation materials of the agency pri-  
10          marily responsible for administering part I of the Foreign  
11          Assistance Act of 1961. This report shall include the  
12          following:

13           (1) An assessment of progress toward the  
14           achievement of sustainable development objectives,  
15           based on the findings of program performance, mon-  
16           itoring, and evaluation studies conducted by that  
17           agency and on such other empirical analyses as may  
18           be appropriate.

19           (2) An analysis, on a country-by-country basis  
20           (with each country receiving economic assistance  
21           under part I of the Foreign Assistance Act of 1961  
22           or the Support for East European Democracy  
23           (SEED) Act of 1989 being included at least once  
24           every 5 years), of the impact on economic develop-  
25           ment in each country during the preceding 3 to 5

1 fiscal years of United States economic assistance  
2 programs, with a discussion of the United States in-  
3 terests that were served by the assistance. For each  
4 such country, the analysis shall—

5 (A) describe the specific objectives the  
6 United States sought to achieve in providing  
7 economic assistance, and specify the extent to  
8 which those objectives were or were not  
9 achieved;

10 (B) to the extent possible, be done on a  
11 sector-by-sector basis and identify trends within  
12 each sector and, if relevant, identify any eco-  
13 nomic policy reforms conducive to sustainable  
14 economic growth that were promoted by the as-  
15 sistance and the progress being made by such  
16 country in adopting economic policies that fos-  
17 ter and enhance the freedom and opportunity of  
18 individuals to participate in economic growth in  
19 that country;

20 (C) as part of the context of United States  
21 economic assistance, describe the amount and  
22 nature of economic assistance provided by other  
23 major donors during the preceding 3 to 5 fiscal  
24 years, set forth by the development sector to  
25 the extent possible;

1 (D) describe the trends, both favorable and  
2 unfavorable, in each development sector; and

3 (E) contain statistical and other informa-  
4 tion necessary to evaluate the impact and effec-  
5 tiveness of United States economic assistance  
6 on development in the country.

7 **TITLE XII—AUTHORIZATIONS**  
8 **FOR FOREIGN ASSISTANCE**  
9 **PROGRAMS**

10 **SEC. 1201. AUTHORIZATIONS OF APPROPRIATIONS FOR FIS-**  
11 **CAL YEAR 1994.**

12 (a) ECONOMIC ASSISTANCE.—There are authorized  
13 to be appropriated for fiscal year 1994 the following  
14 amounts for the following purposes:

15 (1) DEVELOPMENT ASSISTANCE FUND.—  
16 \$850,000,000 to carry out sections 103 through 106  
17 of the Foreign Assistance Act of 1961.

18 (2) POPULATION, DEVELOPMENT ASSIST-  
19 ANCE.—\$395,000,000 to carry out section 104(b) of  
20 the Foreign Assistance Act of 1961.

21 (3) DEVELOPMENT FUND FOR AFRICA.—  
22 \$900,000,000 to carry out chapter 10 of part I of  
23 the Foreign Assistance Act of 1961.

1           (4) INTERNATIONAL DISASTER ASSISTANCE.—  
2           \$148,965,000 to carry out section 491 of the  
3           Foreign Assistance Act of 1961.

4           (5) AMERICAN SCHOOLS AND HOSPITALS.—  
5           \$35,000,000 to carry out section 214 of the Foreign  
6           Assistance Act of 1961.

7           (6) MULTILATERAL ASSISTANCE INITIATIVE  
8           FOR THE PHILIPPINES.—\$30,000,000 for assistance  
9           for the Philippines under chapter 4 of part I of the  
10          Foreign Assistance Act of 1961.

11          (7) ASSISTANCE FOR EASTERN EUROPE AND  
12          THE BALTIC STATES.—\$400,000,000 for economic  
13          assistance for Eastern Europe and the Baltic states  
14          under the Foreign Assistance Act of 1961 and the  
15          Support for East European Democracy (SEED) Act  
16          of 1989.

17          (8) ASSISTANCE FOR THE INDEPENDENT  
18          STATES OF THE FORMER SOVIET UNION.—  
19          \$903,820,000 to carry out chapter 11 of part I of  
20          the Foreign Assistance Act of 1961 and to carry out  
21          exchanges and training and similar programs under  
22          section 807 of the Freedom for Russia and Emerg-  
23          ing Eurasian Democracies and Open Markets Sup-  
24          port Act of 1992.

1           (9)       INTER-AMERICAN       FOUNDATION.—  
2       \$30,960,000 to carry out section 401 of the Foreign  
3       Assistance Act of 1969.

4           (10)      AFRICAN DEVELOPMENT FOUNDATION.—  
5       \$18,000,000 to carry out the African Development  
6       Foundation Act.

7           (11)      INTERNATIONAL FUND FOR IRELAND.—  
8       \$19,600,000 to carry out part I of the Foreign As-  
9       sistance Act of 1961, which shall be available for the  
10      United States contribution to the International  
11      Fund for Ireland in accordance with the Anglo-Irish  
12      Agreement Support Act of 1986. Amounts appro-  
13      priated under this paragraph are authorized to re-  
14      main available until expended.

15       (b) SECURITY ASSISTANCE.—There are authorized to  
16      be appropriated for fiscal year 1994 the following amounts  
17      for the following purposes:

18           (1) FOREIGN MILITARY FINANCING PROGRAM  
19      GRANTS.—\$3,200,000,000 for grants under section  
20      23 of the Arms Export Control Act. Funds made  
21      available under this paragraph shall be nonrepayable  
22      notwithstanding any requirement of that section.

23           (2) FOREIGN MILITARY FINANCING PROGRAM  
24      LOANS.—\$57,000,000 for the cost (as defined in  
25      section 502(5) of the Federal Credit Reform Act of

1 1990) of loans under section 23 of the Arms Export  
2 Control Act.

3 (3) ECONOMIC SUPPORT FUND.—  
4 \$2,424,400,000 to carry out chapter 4 of part II of  
5 the Foreign Assistance Act of 1961.

6 (4) INTERNATIONAL MILITARY EDUCATION AND  
7 TRAINING.—\$40,000,000 to carry out chapter 5 of  
8 part II of the Foreign Assistance Act of 1961.

9 (5) ANTI-TERRORISM ASSISTANCE.—  
10 \$15,555,000 to carry out chapter 8 of part II of the  
11 Foreign Assistance Act of 1961.

12 (6) NONPROLIFERATION AND DISARMAMENT  
13 FUND.—\$25,000,000 to carry out section 504 of the  
14 Freedom for Russia and Emerging Eurasian Democ-  
15 racies and Open Markets Support Act of 1992.

16 (c) PEACE CORPS.—There are authorized to be ap-  
17 propriated \$219,745,000 for fiscal year 1994 to carry out  
18 the Peace Corps Act.

19 (d) REDUCTIONS IN PREVIOUSLY ENACTED AUTHOR-  
20 IZATION FOR INTERNATIONAL NARCOTICS CONTROL AS-  
21 SISTANCE.—Section 482(a)(1) of the Foreign Assistance  
22 Act of 1961 is amended by striking “\$171,500,000” and  
23 inserting “\$135,000,000”.

24 (e) RULE OF CONSTRUCTION.—In order to ensure  
25 that all otherwise applicable authorities, restrictions, and

1 other provisions of law apply with respect to the amounts  
2 that are authorized to be appropriated by this section for  
3 fiscal year 1994, those amounts shall be deemed to be au-  
4 thorized to be appropriated by the provision of the Foreign  
5 Assistance Act of 1961 or other Act that provided the cor-  
6 responding authorization of appropriations for prior fiscal  
7 years.

8 **SEC. 1202. HOUSING GUARANTEE PROGRAM.**

9 (a) AUTHORIZATIONS.—

10 (1) COST OF GUARANTEED LOANS.—There are  
11 authorized to be appropriated \$16,407,000 for fiscal  
12 year 1994 for the cost (as defined in section 502(5)  
13 of the Federal Credit Reform Act of 1990) of guar-  
14 anteed loans under sections 221 and 222 of the  
15 Foreign Assistance Act of 1961.

16 (2) PROGRAM CEILING.—Section 222(a) of that  
17 Act is amended by striking “\$2,558,000,000” in the  
18 second sentence and inserting “\$3,000,000,000”.

19 (3) PROGRAM EXPIRATION DATE.—Section  
20 222(a) of that Act is amended by striking “1992”  
21 in the third sentence and inserting “1995”.

22 (4) ADMINISTRATIVE EXPENSES.—(A) There  
23 are authorized to be appropriated \$8,407,000 for  
24 fiscal year 1994 for administrative expenses to carry  
25 out guaranteed loan programs under sections 221

1 and 222 of that Act. Amounts appropriated under  
2 this paragraph are authorized to remain available  
3 until expended.

4 (B) Amounts appropriated under this para-  
5 graph may be transferred to and merged with the  
6 appropriations for “Operating Expenses of the  
7 Agency for International Development”.

8 (b) PREFERENTIAL TREATMENT TO PROJECTS IN  
9 POORER COUNTRIES.—Section 222 of the Foreign Assist-  
10 ance Act of 1961 is amended—

11 (1) by redesignating subsection (k) as sub-  
12 section (e); and

13 (2) by inserting after subsection (c) the follow-  
14 ing:

15 “(d) PREFERENTIAL CONSIDERATION TO PROJECTS  
16 IN POORER COUNTRIES.—In issuing guarantees under  
17 this section and in carrying out related activities, the  
18 President shall give preferential consideration to projects  
19 in countries with an annual per capita income of \$1,196  
20 or less in 1991 United States dollars, and shall restrict  
21 guarantees and related activities for projects in countries  
22 with an annual per capita income of \$5,190 or more in  
23 1991 United States dollars.”.

24 (c) FEE INCREASE.—

1 (1) STUDY.—The administrator of the agency  
2 primarily responsible for administering part I of the  
3 Foreign Assistance Act of 1961—

4 (A) shall conduct a study to determine the  
5 feasibility of increasing the fees charged pursu-  
6 ant to section 223(a) of that Act for guarantees  
7 issued under sections 221 and 222 of that Act  
8 in an effort to reduce the costs (as defined in  
9 section 502(5) of the Federal Credit Reform  
10 Act of 1990) of the guarantee program; and

11 (B) shall submit the results of this study  
12 to the Committee on Foreign Affairs of the  
13 House of Representatives and the Committee  
14 on Foreign Relations of the Senate not later  
15 than 6 months after the date of enactment of  
16 this Act.

17 (2) POLICY.—The administrator should in-  
18 crease the fees described in paragraph (1)(A) to the  
19 extent determined to be feasible in the study con-  
20 ducted pursuant to this subsection.

21 **SEC. 1203. OVERSEAS PRIVATE INVESTMENT CORPORA-**  
22 **TION.**

23 (a) PROGRAM AUTHORIZATION OF FISCAL YEAR  
24 1995.—Section 235(a) of the Foreign Assistance Act of  
25 1961 is amended—

1 (1) in paragraph (1) by striking  
2 “\$9,000,000,000” and inserting “\$10,000,000,000”;

3 (2) in paragraph (2)(A) by striking  
4 “\$2,500,000,000” and inserting “\$3,500,000,000”;  
5 and

6 (3) in paragraph (2)(B)—

7 (A) by striking “and” at the end of clause  
8 (i);

9 (B) by striking the period at the end of  
10 clause (ii) and inserting “; and”; and

11 (C) by inserting after clause (ii) the  
12 following:

13 “(iii) to transfer such sums as are nec-  
14 essary from its noncredit account revolving  
15 fund to pay for the subsidy cost of a program  
16 level for the loan and loan guarantee program  
17 under subsections (b) and (c) of section 234 of  
18 \$1,000,000,000 for fiscal year 1995.”.

19 (b) TERMINATION DATE.—Section 235(a)(3) of that  
20 Act is amended by striking “1994” and inserting “1995”.

21 (c) ADMINISTRATIVE EXPENSES.—Section 235(g) of  
22 that Act is amended—

23 (1) in paragraph (1) by striking “and”;

24 (2) in paragraph (2) by striking the period and  
25 inserting “; and”; and

1           (3) by adding at the end the following new  
2 paragraph:

3           “(3) \$15,000,000 for fiscal year 1995.”.

4 **SEC. 1204. SPECIAL DEBT REDUCTION AUTHORITY.**

5           (a) **AUTHORITY TO REDUCE DEBT.**—Notwithstand-  
6 ing any other provision of law (other than the Federal  
7 Credit Reform Act of 1990), the President may reduce  
8 amounts of principal and interest owed to the United  
9 States (or any agency of the United States) by an eligible  
10 country as a result of—

11           (1) guarantees issued under sections 221 and  
12 222 of the Foreign Assistance Act of 1961; or

13           (2) credits extended or guarantees issued under  
14 the Arms Export Control Act.

15           (b) **IMPLEMENTATION OF PARIS CLUB DEBT REDUC-**  
16 **TION.**—The authority provided by this section may be ex-  
17 ercised only to implement the multilateral official debt re-  
18 lief ad referendum agreements that are commonly referred  
19 to as “Paris Club Agreed Minutes”.

20           (c) **APPROPRIATIONS REQUIREMENT.**—The authority  
21 provided by this section may be exercised only in such  
22 amounts or to such extent as is provided in advance by  
23 appropriations Acts in accordance with the requirements  
24 of the Federal Credit Reform Act of 1990.

1 (d) ELIGIBLE COUNTRIES.—For purposes of this sec-  
2 tion, the term “eligible country” means a country that the  
3 President determines—

4 (1) has a heavy debt burden; and

5 (2) is eligible to borrow from the International  
6 Development Association but not from the Inter-  
7 national Bank for Reconstruction and Development  
8 (commonly referred to as an “IDA-only” country).

9 **SEC. 1205. SPECIAL DEFENSE ACQUISITION FUND.**

10 (a) DECAPITALIZATION.—Notwithstanding section  
11 51(b) of the Arms Export Control Act, collections de-  
12 scribed in that section that are in excess of obligational  
13 authority provided in foreign operations, export financing,  
14 and related appropriations Acts for fiscal years prior to  
15 fiscal year 1994 shall be deposited in the Treasury as mis-  
16 cellaneous receipts.

17 (b) AVOIDANCE OF DUPLICATIVE PROVISIONS.—Sub-  
18 section (a) shall not apply if the Foreign Operations, Ex-  
19 port Financing, and Related Programs Appropriations  
20 Act, 1994, contains an identical requirement.

21 **TITLE XIII—REGIONAL**  
22 **PROVISIONS**

23 **SEC. 1301. SUB-SAHARAN AFRICA DISASTER ASSISTANCE.**

24 The Congress expects that not less than  
25 \$100,000,000 of the funds made available for fiscal year

1 1994 to carry out section 491 of the Foreign Assistance  
2 Act of 1961 (relating to international disaster assistance)  
3 will be used for disaster relief, rehabilitation, and recon-  
4 struction assistance for Sub-Saharan Africa.

5 **SEC. 1302. AFRICAN DEVELOPMENT FOUNDATION.**

6 (a) CEILING ON ASSISTANCE FOR A PROJECT.—Sec-  
7 tion 505(a)(2) of the African Development Foundation  
8 Act is amended by adding at the end the following: “In  
9 exceptional circumstances, the board of directors of the  
10 Foundation may waive such dollar limitation with respect  
11 to a project. Any such waivers shall be reported to the  
12 Congress annually.”.

13 (b) AUTHORITY TO EMPLOY ALIENS.—Section  
14 506(a) of that Act is amended—

15 (1) by redesignating paragraphs (8) through  
16 (12) as paragraphs (9) through (13), respectively;  
17 and

18 (2) by inserting after paragraph (7) the follow-  
19 ing new paragraph (8):

20 “(8) when determined by the president of the  
21 Foundation to be necessary (but subject to the limi-  
22 tation established by paragraph (7) on the number  
23 of Foundation employees), may employ persons who  
24 are not citizens of the United States notwithstand-  
25 ing any provision of law that would otherwise pro-

1       hibit the use of appropriated funds to pay the com-  
2       pensation of officers or employees of the Government  
3       who are not citizens of the United States;”.

4       (c) TRAVEL EXPENSES.—

5           (1) MEMBERS OF BOARD.—Section 507(b) of  
6       that Act is amended by striking “actual and nec-  
7       essary expenses not exceeding \$100 per day, and for  
8       transportation expenses,” and inserting “travel ex-  
9       penses, including per diem in lieu of subsistence, in  
10      accordance with section 5703 of title 5, United  
11      States Code,”.

12          (2) CONFORMING AMENDMENT.—Section  
13      507(e)(3) of that Act is amended by striking “and  
14      other expenses” and inserting “expenses, including  
15      per diem in lieu of subsistence,”.

16      (d) INTEREST ACCRUING TO GRANTEES.—

17          (1) AUTHORITY TO RETAIN.—The African De-  
18      velopment Foundation Act is amended by adding at  
19      the end the following:

20      **“SEC. 511. INTEREST ACCRUING TO GRANTEES.**

21          “When, with the permission of the Foundation, funds  
22      made available to a grantee under this title are invested  
23      pending disbursement, the resulting interest is not re-  
24      quired to be deposited in the United States Treasury if

1 the grantee uses the resulting interest for the purpose for  
2 which the grant was made.”.

3 (2) EFFECTIVE DATE.—The amendment made  
4 by paragraph (1) applies to both interest earned be-  
5 fore and interest earned after the date of enactment  
6 of this Act.

7 **SEC. 1303. CONFLICT RESOLUTION INITIATIVE FOR AFRICA.**

8 (a) IMPROVING OAU’S CONFLICT RESOLUTION CA-  
9 PABILITIES.—

10 (1) DESCRIPTION OF ASSISTANCE.—The Presi-  
11 dent is authorized to provide assistance to help es-  
12 tablish a permanent conflict resolution capability  
13 within the Organization of African Unity (referred  
14 to in this subsection as the “OAU”), as follows:

15 (A) Funds may be provided to the OAU  
16 for use in supporting its conflict resolution  
17 capability.

18 (B) Funds may be used for expenses of  
19 sending individuals with expertise in conflict  
20 resolution (who may include United States Gov-  
21 ernment employees) from the United States to  
22 work with the OAU for a period of up to 2  
23 years.

24 (C) Funds may be provided to the OAU to  
25 support the establishment and maintenance of

1 an African Conflict Resolution Research Center  
2 that is linked to the OAU secretariat.

3 (2) FUNDING.—Of the funds that are allocated  
4 for sub-Saharan Africa under chapter 4 of part II  
5 of the Foreign Assistance Act of 1961 (relating to  
6 the economic support fund), up to \$1,500,000 for  
7 each of the fiscal years 1994 through 1998 may be  
8 used to carry out paragraph (1), in addition to  
9 funds otherwise available for such purpose.

10 (3) REQUIREMENT FOR APPROVAL OF CERTAIN  
11 REFORMS.—Assistance may be provided pursuant to  
12 this subsection only if the President determines that  
13 the OAU has approved and is in the process of im-  
14 plementing the reforms proposed by the Secretary  
15 General of the OAU in February 1993 in the In-  
16 terim Report of the Secretary General on the Mech-  
17 anisms for Conflict Prevention, Resolution and Man-  
18 agement.

19 (b) IMPROVING CONFLICT RESOLUTION CAPABILI-  
20 TIES OF MULTILATERAL SUBREGIONAL ORGANIZA-  
21 TIONS.—

22 (1) TYPES OF ASSISTANCE TO BE PROVIDED.—  
23 The President is authorized to provide assistance to  
24 help establish permanent conflict resolution capabili-

1 ties within subregional organizations established by  
2 countries in sub-Saharan Africa, as follows:

3 (A) Funds may be provided to such an or-  
4 ganization for use in supporting its conflict res-  
5 olution capability.

6 (B) Fund may be used for the expenses of  
7 sending individuals with expertise in conflict  
8 resolution (who may include United States Gov-  
9 ernment employees) from the United States to  
10 work with such an organization for a period of  
11 up to 2 years.

12 (2) FUNDING.—Of the funds that are allocated  
13 for sub-Saharan Africa under chapter 4 of part II  
14 of the Foreign Assistance Act of 1961 (relating to  
15 the economic support fund), up to \$1,500,000 for  
16 each of the fiscal years 1994 through 1998 may be  
17 used to carry out paragraph (1)

18 (c) AFRICAN DEMOBILIZATION AND RETRAINING  
19 PROGRAM.—

20 (1) IN GENERAL.—In order to facilitate reduc-  
21 tions in the size of the armed forces of countries of  
22 sub-Saharan Africa, the President is authorized to  
23 provide assistance for—

24 (A) encampment and related activities as-  
25 sociated with demobilization of such forces, and

1 (B) the retraining for civilian occupations  
2 of military personnel who have been demobi-  
3 lized.

4 (2) FUNDING.—(A) Of the funds that are allo-  
5 cated for sub-Saharan Africa under the “Foreign  
6 Military Financing Program” account under section  
7 23 of the Arms Export Control Act, up to  
8 \$5,000,000 for fiscal year 1994 may be used for the  
9 assistance described in paragraph (1)(A).

10 (B) Of the funds that are allocated for sub-Sa-  
11 haran Africa under chapter 4 of part II of the For-  
12 eign Assistance Act of 1961 (relating to the eco-  
13 nomic support fund), up to \$5,000,000 for fiscal  
14 year 1994 may be used for the assistance described  
15 in paragraph (1)(A).

16 (C) A portion of the funds made available for  
17 fiscal year 1994 to carry out chapter 10 of part I  
18 of the Foreign Assistance Act of 1961 (relating to  
19 the Development Fund for Africa) may be used for  
20 the assistance described in paragraph (1)(B).

21 (d) IMET CONFLICT RESOLUTION PROGRAM.—  
22 Chapter 5 of part II of the Foreign Assistance Act of 1961  
23 is amended by adding at the end the following:

1 **“SEC. 546. CONFLICT RESOLUTION PROGRAM FOR AFRICA.**

2 “In addition to the other education and training ac-  
3 tivities carried out under this chapter, the President shall  
4 establish a program to provide education and training in  
5 conflict resolution for civilian and military personnel of  
6 countries in sub-Saharan Africa.”.

7 **SEC. 1304. SADC PROJECTS.**

8 (a) **WAIVER OF BROOKE AMENDMENT.**—Section  
9 620(q) of the Foreign Assistance Act of 1961 and the cor-  
10 responding section of the Foreign Operations, Export Fi-  
11 nancing, and Related Programs Appropriations Act, 1994,  
12 shall not apply with respect to assistance provided for fis-  
13 cal year 1994 under section 496(o) of the Foreign Assist-  
14 ance Act of 1961.

15 (b) **TECHNICAL AMENDMENT.**—Section 496(o) of the  
16 Foreign Assistance Act of 1961 is amended—

17 (1) in the subsection heading by striking  
18 “SADCC” and inserting “SADC”; and

19 (2) in paragraph (1) by striking “Coordination  
20 Conference (SADCC)” and inserting “Community  
21 (SADC)”.

22 **SEC. 1305. SOUTH AFRICA.**

23 (a) **REMOVAL OF CEILINGS ON GRANTS FOR HUMAN**  
24 **RIGHTS PROJECTS.**—Section 116 of Foreign Assistance  
25 Act of 1961 is amended—

1 (1) by repealing subparagraphs (C) and (D) of  
2 subsection (e)(2); and

3 (2) in subsection (f)—

4 (A) by repealing paragraph (2), and

5 (B) by striking “(f)(1)” and inserting  
6 “(f)” and by redesignating subparagraphs (A)  
7 through (E) as paragraphs (1) through (5), re-  
8 spectively.

9 (b) EXCEPTION TO LIMITATION ON ASSISTANCE RE-  
10 CIPIENTS.—

11 (1) ASSISTANCE UNDER SECTION 116.—Section  
12 116(e)(2)(B) of that Act is amended—

13 (A) in the fourth sentence, by striking “or  
14 to organizations financed or controlled by the  
15 Government of South Africa”; and

16 (B) by adding at the end the following new  
17 sentences: “A nongovernmental organization fi-  
18 nanced or controlled by the Government of  
19 South Africa that meets the criteria specified in  
20 this subparagraph may receive assistance under  
21 this paragraph only if the President determines  
22 that (i) the activities of that organization fur-  
23 ther the purposes of the establishment of a non-  
24 racial democratic state in South Africa, (ii) the  
25 provision of assistance to that organization will

1 further the objective of this paragraph to assist  
2 disadvantaged South Africans, and (iii) the  
3 Government of South Africa is continuing to  
4 make progress toward dismantling apartheid  
5 and establishing a nonracial democracy. Before  
6 making such determinations, the President shall  
7 consult with the appropriate congressional com-  
8 mittees and with South African organizations  
9 that are representative of the majority popu-  
10 lation of South Africa and should seek a com-  
11 mitment from the Government of South Africa  
12 that it will provide additional resources to meet  
13 the needs of disadvantaged South Africans. As  
14 used in the preceding sentence, the term ‘appro-  
15 priate congressional committees’ means the  
16 Committee on Foreign Affairs and the Commit-  
17 tee on Appropriations of the House of Rep-  
18 resentatives and the Committee on Foreign Re-  
19 lations and the Committee on Appropriations of  
20 the Senate.”.

21 (2) ASSISTANCE UNDER SECTION 117.—Section  
22 117 of that Act (as added by section 201(b) of the  
23 Comprehensive Anti-Apartheid Act of 1986) is  
24 amended by adding at the end the following: “In ad-  
25 dition, a nongovernmental organization that meets

1 the criteria specified in the first 2 sentences of this  
2 section but receives funds from the Government of  
3 South Africa may receive assistance under this sec-  
4 tion if the President determines that such organiza-  
5 tion meets the requirements of the 5th sentence of  
6 section 116(e)(2)(B), and such determination is  
7 made in accordance with the 6th sentence of such  
8 section.”.

9 **SEC. 1306. SUDAN.**

10 (a) STATEMENT OF THE CONGRESS.—The Con-  
11 gress—

12 (1) strongly condemns the Government of  
13 Sudan for its severe human rights abuses and calls  
14 upon that government to improve human rights con-  
15 ditions throughout the country;

16 (2) deplores the internecine fighting among the  
17 factions of the Sudanese People’s Liberation Army;

18 (3) urges the Government of Sudan and the  
19 factions of the Sudanese People’s Liberation Army  
20 to provide full access for and to cooperate with relief  
21 organizations;

22 (4) encourages the Government of Sudan to lift  
23 the press ban which was imposed after it took power  
24 in June 1989; and

1           (5) calls on the Government of Sudan to estab-  
2           lish a democratic system.

3           (b) RESTRICTIONS ON ASSISTANCE.—Except as pro-  
4           vided in subsection (c), assistance may not be provided  
5           for Sudan for fiscal year 1994—

6           (1) under chapter 1 or chapter 10 of part I of  
7           the Foreign Assistance Act of 1961 (relating to de-  
8           velopment assistance and the Development Fund for  
9           Africa),

10          (2) under chapter 4 of part II of that Act (re-  
11          lating to the economic support fund),

12          (3) under chapter 5 of part II of that Act (re-  
13          lating to international military education and train-  
14          ing), or

15          (4) from the “Foreign Military Financing Pro-  
16          gram” account under section 23 of the Arms Export  
17          Control Act.

18          (c) WAIVER OF RESTRICTIONS.—

19          (1) AUTHORIZATION.—The President may  
20          waive the prohibitions in subsection (b) if the Presi-  
21          dent determines, and reports in accordance with  
22          paragraph (2), that there is substantial progress in  
23          southern Sudan toward respecting human rights, re-  
24          solving the conflict in that region, establishing a

1 democratically elected government, and establishing  
2 a reformed and independent judiciary system.

3 (2) CONGRESSIONAL REVIEW OF DETERMINA-  
4 TION.—A determination under paragraph (1) shall  
5 not become effective until 15 days after it is re-  
6 ported to the congressional committees specified in  
7 section 634A(a) of the Foreign Assistance Act of  
8 1961 in accordance with the procedures applicable to  
9 reprogramming notifications under that section.

10 **SEC. 1307. ZAIRE.**

11 (a) STATEMENT OF THE CONGRESS.—The Con-  
12 gress—

13 (1) strongly condemns the disruptive measures  
14 taken by President Mobutu in recent months, and  
15 holds President Mobutu responsible for the current  
16 political crisis in Zaire;

17 (2) stresses the importance of a successful tran-  
18 sition to democracy in Zaire;

19 (3) urges the President of the United States to  
20 pressure President Mobutu to leave Zaire so that the  
21 legitimate transitional government can proceed with  
22 the process of democratization as mandated by the  
23 Sovereign National Conference;

1 (4) urges the President of the United States to  
2 impose, in conjunction with our allies, a variety of  
3 sanctions on President Mobutu, including—

4 (A) freezing the bank accounts of Presi-  
5 dent Mobutu, his family and associates;

6 (B) denying visas to President Mobutu, his  
7 family and associates; and

8 (C) expelling Mobutu's ambassador;

9 (5) congratulates the people of Zaire for their  
10 courageous support of democracy in the face of pow-  
11 erful opposition; and

12 (6) expresses its readiness to explore further  
13 ways of providing support for democracy and politi-  
14 cal pluralism in Zaire.

15 (b) RESTRICTIONS ON ASSISTANCE.—

16 (1) SECURITY ASSISTANCE.—Except as pro-  
17 vided in subsection (c), assistance may not be pro-  
18 vided for Zaire for fiscal year 1994—

19 (A) under chapter 4 of part II of the For-  
20 eign Assistance Act of 1961 (relating to the  
21 economic support fund),

22 (B) under chapter 5 of part II of that Act  
23 (relating to international military education and  
24 training), or

1 (C) from the “Foreign Military Financing  
2 Program” account under section 23 of the  
3 Arms Export Control Act.

4 (2) DEVELOPMENT ASSISTANCE.—Except as  
5 provided in subsection (c), assistance under chapter  
6 1 or chapter 10 of part I of the Foreign Assistance  
7 Act of 1961 (relating to development assistance and  
8 the Development Fund for Africa) for fiscal year  
9 1994 shall not be transferred to the Government of  
10 Zaire. This paragraph does not prohibit nongovern-  
11 mental organizations from working with appropriate  
12 ministries or departments of the Government of  
13 Zaire.

14 (c) WAIVER WHEN THE DEMOCRATIC PROCESS IS  
15 RESTORED.—

16 (1) AUTHORIZATION.—The President may  
17 waive the prohibitions in subsection (b) if the Presi-  
18 dent determines, and reports in accordance with  
19 paragraph (2), that democracy has been restored in  
20 Zaire, that President Mobutu is no longer a threat  
21 to the elected government, and that the elected gov-  
22 ernment is committed to bringing about freedom of  
23 expression for the people of Zaire, a reformed and  
24 independent judiciary, and reform of, and applica-  
25 tions of the rule of law to, Zaire security forces.

1           (2) CONGRESSIONAL REVIEW OF DETERMINA-  
2           TION.—A determination under paragraph (1) shall  
3           not become effective until 15 days after it is re-  
4           ported to the congressional committees specified in  
5           section 634A(a) of the Foreign Assistance Act of  
6           1961 in accordance with the procedures applicable to  
7           reprogramming notifications under that section.

8   **SEC. 1308. AFGHANISTAN HUMANITARIAN ASSISTANCE.**

9           (a) AUTHORIZATION.—Funds described in subsection  
10          (c) may be made available for the provision of food, medi-  
11          cine, or other humanitarian assistance to the Afghan peo-  
12          ple notwithstanding any other provision of law.

13          (b) ASSISTANCE FOR AFGHAN WOMEN AND GIRLS.—  
14          In carrying out this section, the Administrator of the  
15          agency primarily responsible for carrying out part I of the  
16          Foreign Assistance Act of 1961 shall ensure that an equi-  
17          table portion of the funds is made available to benefit Af-  
18          ghan women and girls, particularly in programs in refugee  
19          camps in Pakistan and in reconstruction projects in  
20          Afghanistan.

21          (c) FUNDING.—Up to \$20,000,000 of the aggregate  
22          amount of funds made available for fiscal year 1994 to  
23          carry out chapter 1 of part I of the Foreign Assistance  
24          Act of 1961 (relating to development assistance) and

1 chapter 4 of part II (relating to the economic support  
2 fund) may be used pursuant to this section.

3 **SEC. 1309. MULTILATERAL ASSISTANCE INITIATIVE FOR**  
4 **THE PHILIPPINES.**

5 Part I of the Foreign Assistance Act of 1961 is  
6 amended by inserting after chapter 3 the following:

7 “CHAPTER 4—MULTILATERAL ASSISTANCE INITIATIVE  
8 FOR THE PHILIPPINES

9 “**SEC. 401. AUTHORIZATION OF ASSISTANCE.**

10 “(a) AUTHORIZATION.—The President is authorized  
11 to provide economic assistance for the Phillipines under  
12 the ‘Multilateral Assistance Initiative’ account. Such as-  
13 sistance shall be provided on such terms and conditions  
14 as the President may determine.

15 “(b) AUTHORIZATION FOR EXTENDED PERIOD OF  
16 AVAILABILITY.—Amounts appropriated to carry out this  
17 chapter are authorized to remain available until  
18 expended.”.

19 **SEC. 1310. ASSISTANCE FOR EASTERN EUROPE AND THE**  
20 **BALTICS.**

21 (a) ECONOMIC ASSISTANCE.—Section 3 of the Sup-  
22 port for East European Democracy (SEED) Act of 1989  
23 is amended—

24 (1) by redesignating subsection (c) as sub-  
25 section (e); and

1           (2) by inserting after subsection (b) the follow-  
2           ing:

3           “(c) INAPPLICABILITY OF RESTRICTIONS AND RE-  
4           QUIREMENTS.—Assistance provided for an East European  
5           country under this Act or under part I of the Foreign As-  
6           sistance Act of 1961 may be provided notwithstanding any  
7           other provision of law, other than section 634A(a) of that  
8           Act. Section 634A(a) of that Act shall also apply to funds  
9           made available to carry out this Act.

10          “(d) AUTHORIZATION FOR EXTENDED PERIOD OF  
11          AVAILABILITY.—Amounts appropriated for economic as-  
12          sistance for East European countries and the Baltic states  
13          under this Act or the Foreign Assistance Act of 1961 are  
14          authorized to remain available until expended.”.

15          (b) ASSISTANCE FOR VICTIMS OF WAR CRIMES IN  
16          THE FORMER YUGOSLAVIA.—Assistance provided under  
17          section 491 of the Foreign Assistance Act of 1961 (relat-  
18          ing to international disaster assistance) and assistance  
19          provided under the Migration and Refugee Assistance of  
20          1962 may include assistance for the victims of torture,  
21          rape, and other war crimes in the former Yugoslavia and  
22          for the families of such victims, especially children, with  
23          a particular focus on victims of the war in Bosnia-  
24          Herzegovina. Such assistance may include activities such  
25          as—

1 (1) the provision of medical, psychological, and  
2 psychiatric care and crisis counseling for victims of  
3 war crimes stemming from the conflict in the former  
4 Yugoslavia, whether provided in the United States  
5 or abroad;

6 (2) the training of individuals in the former  
7 Yugoslavia, including individuals who have been the  
8 victims of torture and individuals of the Moslem  
9 faith, to provide medical, psychological, and psy-  
10 chiatric care and crisis counseling; and

11 (3) the procurement of necessary medical and  
12 training supplies.

13 (c) CORRECTION OF REFERENCE.—Subsection (e) of  
14 section 3 of the Support for East European Democracy  
15 (SEED) Act of 1989, as so redesignated by subsection (a)  
16 of this section, is amended—

17 (1) by striking “and Slovak Federal”; and

18 (2) by inserting “the Slovak Republic,” after  
19 “Romania,”.

20 **SEC. 1311. ASSISTANCE FOR THE INDEPENDENT STATES OF**  
21 **THE FORMER SOVIET UNION.**

22 (a) PROHIBITION OF ASSISTANCE TO INDEPENDENT  
23 STATES THAT TRANSFER CERTAIN CONVENTIONAL  
24 WEAPONS TO IRAN.—Section 498A(b)(3) of the Foreign  
25 Assistance Act of 1961 is amended—

1 (1) in the text preceding subparagraph (A), by  
2 striking “to another country”;

3 (2) in subparagraph (A)—

4 (A) by inserting “to another country” after  
5 “missiles or missile technology”; and

6 (B) by striking “or” at the end of such  
7 subparagraph;

8 (3) in subparagraph (B)—

9 (A) by inserting “to another country” after  
10 “any material, equipment, or technology”; and

11 (B) by striking “of such weapon;” and in-  
12 serting “of such weapon; or”; and

13 (4) by adding at the end the following new sub-  
14 paragraph:

15 “(C) sophisticated or destabilizing conven-  
16 tional weapons to Iran.”.

17 (b) WAIVER AUTHORITY.—Section 498B(j)(1) of  
18 that Act is amended—

19 (1) by inserting “or 1994” after “1993” both  
20 places it appears; and

21 (2) by striking “by this chapter” and inserting  
22 “to carry out this chapter”.

23 (c) ASSISTANCE IN EXCHANGE FOR COMMODITIES.—  
24 Section 498B of that Act is amended—

1           (1) by redesignating subsection (k) as sub-  
2           section (l); and

3           (2) by inserting after subsection (j) the follow-  
4           ing new subsection:

5           “(k) ASSISTANCE IN EXCHANGE FOR COMMOD-  
6           ITIES.—The President is authorized to provide assistance  
7           under this chapter in exchange for materials or commod-  
8           ities, including any strategic material and any commodity  
9           the international supply of which is in such excess as to  
10          jeopardize United States production of such commodity.”.

11          (d) IMPROVING MONITORING OF ECONOMIC PER-  
12          FORMANCE IN THE INDEPENDENT STATES.—Section  
13          498B of that Act is further amended—

14           (1) by redesignating subsection (l) as subsection  
15           (m); and

16           (2) by inserting after subsection (k), as added  
17           by the subsection (c) of this section, the following  
18           new subsection:

19           “(l) IMPROVING MONITORING OF ECONOMIC PER-  
20          FORMANCE IN THE INDEPENDENT STATES.—Assistance  
21          under section 498 shall include training and other tech-  
22          nical assistance to develop capabilities to monitor eco-  
23          nomic performance in the independent states of the former  
24          Soviet Union through the collection, analysis, and dissemi-  
25          nation of economic statistical data.”.

1 **SEC. 1312. ASSISTANCE FOR MONGOLIA.**

2 The President is authorized to use funds made avail-  
3 able to carry out chapter 11 of part I of the Foreign As-  
4 sistance Act of 1961 (relating to assistance for the inde-  
5 pendent states of the former Soviet Union) to provide as-  
6 sistance for Mongolia under the same authorities, restric-  
7 tions, and other provisions that are applicable to assist-  
8 ance under that chapter for independent states of the  
9 former Soviet Union.

10 **SEC. 1313. TERMINATION OF IMET PROGRAM FOR MALTA.**

11 Funds made available for fiscal year 1994 to carry  
12 out chapter 5 of part II of the Foreign Assistance Act  
13 of 1961 (relating to the international military education  
14 and training program) may not be obligated for Malta.

15 **SEC. 1314. ADMINISTRATION OF JUSTICE AND OTHER LAW**

16 **ENFORCEMENT ASSISTANCE PROGRAMS FOR**  
17 **LATIN AMERICA AND THE CARIBBEAN.**

18 (a) EXTENSION OF PROGRAM AUTHORITY.—Section  
19 534 of the Foreign Assistance Act of 1961 is amended  
20 by striking the last sentence of subsection (e) and by in-  
21 serting after subsection (e) the following:

22 “(f) The authority of this section shall expire on Sep-  
23 tember 30, 1994.”.

24 (b) ELIMINATION OF PROGRAM CEILINGS.—Section  
25 534 of that Act is amended—

1           (1) by repealing the second sentence of sub-  
2           section (e); and

3           (2) by amending subsection (c) to read as fol-  
4           lows:

5           “(c) AUTHORITY TO USE ESF FUNDS.—Funds  
6           made available to carry out this chapter may be used to  
7           provide assistance under this section.”.

8           (c) PROTECTION OF PARTICIPANTS IN JUDICIAL  
9           CASES.—Section 534(b)(3) of that Act is amended—

10           (1) by redesignating subparagraphs (C) and  
11           (D) as subparagraphs (D) and (E), respectively; and

12           (2) by inserting after subparagraph (B) the fol-  
13           lowing:

14                   “(C) programs to enhance protection of  
15                   participants in judicial cases;”.

16           (d) SPECIAL AUTHORITIES FOR CERTAIN COUN-  
17           TRIES.—Funds made available for fiscal year 1994 to  
18           carry out section 534 of that Act may be used, notwith-  
19           standing section 660 of that Act, to provide assistance as  
20           follows:

21           (1) PANAMA.—Up to \$10,000,000 may be made  
22           available for Panama for the following:

23                   (A) Technical assistance, training, and  
24                   commodities with the objective of creating a

1 professional civilian police force, except that as-  
2 sistance under this subparagraph—

3 (i) shall not include more than  
4 \$5,000,000 for the procurement of equip-  
5 ment for law enforcement purposes, and

6 (ii) shall not include lethal equipment.

7 (B) Programs to improve penal institutions  
8 and the rehabilitation of offenders, which may  
9 include programs that are not conducted  
10 through multilateral or regional institutions.

11 (2) EL SALVADOR.—Funds allocated for El Sal-  
12 vador may be used for law enforcement assistance  
13 in a manner consistent with the Salvadoran Peace  
14 Accords.

15 (e) NICARAGUA.—For fiscal year 1994, section 660  
16 of the Foreign Assistance Act of 1961 shall not apply with  
17 respect to assistance for Nicaragua.

18 **SEC. 1315. WAIVER OF BROOKE AMENDMENT FOR NICA-**  
19 **RAGUA.**

20 Section 620(q) of the Foreign Assistance Act of 1961  
21 and the corresponding section of the Foreign Operations,  
22 Export Financing, and Related Programs Appropriations  
23 Act, 1994, shall not apply to funds made available for fis-  
24 cal year 1994 for any assistance for Nicaragua under the

1 Foreign Assistance Act of 1961 or the Arms Export Con-  
2 trol Act.

3 **SEC. 1316. SPECIAL NOTIFICATION REQUIREMENTS FOR**  
4 **GUATEMALA AND PERU.**

5 Funds made available for fiscal year 1994 to carry  
6 out the Foreign Assistance Act of 1961 or for the “For-  
7 eign Military Financing Program” account under section  
8 23 of the Arms Export Control Act may not be obligated  
9 for assistance for Guatemala or Peru unless the congres-  
10 sional committees specified in section 634A(a) of the For-  
11 eign Assistance Act of 1961 are notified at least 15 days  
12 in advance in accordance with the reprogramming proce-  
13 dures applicable under that section.

14 **SEC. 1317. ASSISTANCE FOR THE MIDDLE EAST.**

15 (a) ISRAEL.—

16 (1) ECONOMIC SUPPORT FUND.—Of the  
17 amounts made available for fiscal year 1994 for as-  
18 sistance under chapter 4 of part II of the Foreign  
19 Assistance Act of 1961, not less than  
20 \$1,200,000,000 shall be available only for Israel.

21 (2) FOREIGN MILITARY FINANCING.—(A) Of  
22 the amounts made available for fiscal year 1994 for  
23 assistance under the “Foreign Military Financing  
24 Program” account under section 23 of the Arms Ex-

1 port Control Act, not less than \$1,800,000,000 shall  
2 be available only for Israel.

3 (B) To the extent that the Government of Is-  
4 rael requests that funds be used for such purposes,  
5 funds made available for Israel pursuant to this  
6 paragraph shall, as agreed by Israel and the United  
7 States, be available for advanced fighter aircraft  
8 programs or for other advanced weapons systems, as  
9 follows:

10 (i) Up to \$150,000,000 shall be available  
11 for research and development in the United  
12 States.

13 (ii) Not less than \$475,000,000 shall be  
14 available for the procurement in Israel of de-  
15 fense articles and defense services, including re-  
16 search and development.

17 (3) EARLY DISBURSEMENT.—The assistance  
18 provided for Israel pursuant to paragraphs (1) and  
19 (2) shall be disbursed within 30 days after the date  
20 of enactment of the Foreign Operations, Export Fi-  
21 nancing, and Related Programs Appropriations Act,  
22 1994, or by October 31, 1993, whichever is later.

23 (b) EGYPT.—

24 (1) ECONOMIC SUPPORT FUND.—Of the  
25 amounts made available for fiscal year 1994 for as-

1       sistance under chapter 4 of part II of the Foreign  
2       Assistance Act of 1961, not less than \$815,000,000  
3       shall be available only for Egypt.

4           (2) FOREIGN MILITARY FINANCING.—Of the  
5       amounts made available for fiscal year 1994 for as-  
6       sistance under the “Foreign Military Financing Pro-  
7       gram” account under section 23 of the Arms Export  
8       Control Act, not less than \$1,300,000,000 shall be  
9       available only for Egypt.

10       (c) COOPERATIVE DEVELOPMENT PROJECTS.—Of  
11       the amounts made available for fiscal year 1994 to carry  
12       out chapter 4 of part II of the Foreign Assistance Act  
13       of 1961 (relating to the economic support fund), not less  
14       than \$10,000,000 shall be available only for cooperative  
15       projects among the United States, Israel, and developing  
16       countries, including projects under the Cooperative Devel-  
17       opment Program, cooperative development research  
18       projects, and cooperative projects among the United  
19       States and Israel and the countries of Eastern Europe,  
20       the Baltic states, and the independent states of the former  
21       Soviet Union.

22       (d) MIDDLE EAST REGIONAL COOPERATIVE PRO-  
23       GRAMS.—Of the amounts made available for fiscal year  
24       1994 to carry out chapter 4 of part II of the Foreign As-  
25       sistance Act of 1961 (relating to the economic support

1 fund), not less than \$7,000,000 shall be available only for  
2 Middle East regional cooperative programs carried out in  
3 accordance with section 202(c) of the International Secu-  
4 rity and Development Cooperation Act of 1985.

5 **SEC. 1318. MILITARY DRAWDOWN FOR ISRAEL.**

6 Section 599B(a) of the Foreign Operations, Export  
7 Financing, and Related Programs Appropriations Act,  
8 1991, is amended by inserting “and fiscal year 1994”  
9 after “fiscal year 1993”.

10 **TITLE XIV—PROVISIONS**  
11 **RELATING TO ARMS TRANSFERS**

12 **SEC. 1401. COMPETITIVE PRICING FOR SALES OF DEFENSE**  
13 **ARTICLES AND SERVICES.**

14 (a) **COSTING BASIS.**—Section 22 of the Arms Export  
15 Control Act is amended by adding at the end the following:

16 “(d) **COMPETITIVE PRICING.**—Procurement con-  
17 tracts made in implementation of sales under this section  
18 for defense articles and defense services wholly paid from  
19 funds made available on a nonrepayable basis shall be  
20 priced on the same costing basis with regard to profit,  
21 overhead, independent research and development, bid and  
22 proposal, and other costing elements, as is applicable to  
23 procurements of like items purchased by the Department  
24 of Defense for its own use.”.

1 (b) EFFECTIVE DATE AND IMPLEMENTING REGULA-  
2 TIONS.—The amendment made by subsection (a)—

3 (1) shall be effective as of the 60th day follow-  
4 ing the date of the enactment of this section;

5 (2) shall be applicable only to contracts made in  
6 implementation of sales made after such effective  
7 date; and

8 (3) shall be implemented by revised procure-  
9 ment regulations, which shall be issued prior to such  
10 effective date.

11 **SEC. 1402. INCREASE IN AGGREGATE CEILING ON TRANS-**  
12 **FERS OF EXCESS DEFENSE ARTICLES.**

13 Effective October 1, 1993, section 31(d) of the Arms  
14 Export Control Act is amended by striking  
15 “\$250,000,000” and inserting “\$375,000,000”.

16 **SEC. 1403. ELIGIBILITY OF EAST EUROPEAN COUNTRIES TO**  
17 **RECEIVE NONLETHAL EXCESS DEFENSE AR-**  
18 **TICLES.**

19 (a) IN GENERAL.—Section 519(a) of the Foreign As-  
20 sistance Act of 1961 is amended by inserting “or to any  
21 East European country (as defined in section 3 of the  
22 Support for East European Democracy (SEED) Act of  
23 1989) other than an East European country that is pro-  
24 hibited from receiving assistance under that Act,” after  
25 “in which the transfer is authorized”.

1 (b) CONFORMING AMENDMENT.—Section 906(a) of  
2 the Freedom for Russia and Emerging Eurasian Democ-  
3 racies and Open Markets Support Act of 1992 is amend-  
4 ed—

5 (1) by striking paragraph (2);

6 (2) by striking “eligible—” through “(1) to  
7 purchase” and inserting “eligible to purchase”;

8 (3) by redesignating subparagraphs (A) and  
9 (B) as paragraphs (1) and (2), respectively; and

10 (4) by striking “; and” at the end of paragraph  
11 (1), as so redesignated, and inserting a period.

12 **SEC. 1404. EXCEPTION TO PAYMENT OF FULL COST FOR**  
13 **SALES OF DEFENSE TRAINING SERVICES TO**  
14 **CERTAIN COUNTRIES AND INTERNATIONAL**  
15 **ORGANIZATIONS.**

16 Section 21(a) of the Arms Export Control Act is  
17 amended—

18 (1) in paragraph (1)(C)—

19 (A) by inserting “(i)” after “sold to”,

20 (B) by inserting “or (ii) to a purchaser de-  
21 scribed in paragraph (3)” after “Act of 1961”,  
22 and

23 (C) by striking “such assistance” and in-  
24 serting “such training”; and

25 (2) by adding after paragraph (2) the following:

1 “(3) Clause (ii) of paragraph (1)(C) applies in the  
2 case of a purchaser of training under this section if the  
3 President notifies the Committee on Appropriations, the  
4 Committee on Armed Services, and the Committee on For-  
5 eign Relations of the Senate and the Committee on Appro-  
6 priations, the Committee on Armed Services, and the  
7 Committee on Foreign Affairs of the House of Representa-  
8 tives, in accordance with the regular notification proce-  
9 dures of those committees, at least 15 days before issuing  
10 a letter of offer to sell such training. Such notification  
11 shall include a description of any reciprocal benefits that  
12 the United States Government will receive in exchange for  
13 the sale of such training on less than a full cost basis.”.

14 **SEC. 1405. ELIGIBILITY OF MAJOR NON-NATO ALLIES TO**  
15 **RECEIVE CERTAIN CONTRACT SERVICES IN**  
16 **CONNECTION WITH SALES OF DEFENSE ARTI-**  
17 **CLES AND SERVICES.**

18 (a) AUTHORIZATION.—Section 21(h) of the Arms Ex-  
19 port Control Act is amended—

20 (1) in paragraph (1)(A), by inserting “or which  
21 is a major non-NATO ally” after “Treaty Organiza-  
22 tion”;

23 (2) in paragraph (2), by striking “if that Orga-  
24 nization or member government” and inserting “or

1 to any major non-NATO ally, if that Organization,  
2 member government, or major non-NATO ally”; and

3 (3) by adding at the end the following new  
4 paragraph:

5 “(3) As used in this subsection, the term ‘major non-  
6 NATO ally’ has the meaning given such term in section  
7 2350a(i)(3) of title 10, United States Code.”.

8 (b) EFFECTIVE DATE.—Notwithstanding section  
9 21(h)(1) of that Act, the amendment made by subsection  
10 (a)(1) applies with respect to contracts and subcontracts  
11 entered into after the date of enactment of this Act.

12 **SEC. 1406. ADDITIONS TO WAR RESERVE STOCKPILES FOR**  
13 **ALLIES.**

14 Section 514(b)(2) of the Foreign Assistance Act of  
15 1961 is amended by adding at the end the following: “Ex-  
16 cept as provided in the last two sentences of this para-  
17 graph, the value of such additions to stockpiles in foreign  
18 countries in fiscal year 1994 shall not exceed \$72,000,000,  
19 which shall be for stockpiles in the Republic of Korea. In  
20 addition, to the extent that the authority of the first sen-  
21 tence of this paragraph has not been exercised with re-  
22 spect to Israel in fiscal year 1993, that authority may be  
23 exercised during fiscal year 1994 except that the aggre-  
24 gate value of such additions for Israel in both such fiscal  
25 years may not exceed \$200,000,000. Defense articles hav-

1 ing an aggregate value of not to exceed \$20,000,000 may  
2 be added to stockpiles in Thailand in fiscal years 1993  
3 and 1994.”.

4       **TITLE XV—OTHER FOREIGN**  
5       **ASSISTANCE PROVISIONS**

6       **SEC. 1501. INTEREST ACCRUING TO NONGOVERNMENTAL**  
7                               **ORGANIZATIONS.**

8           (a) IN GENERAL.—Chapter 1 of part III of the For-  
9 eign Assistance Act of 1961 is amended by inserting after  
10 section 617 the following:

11       **“SEC. 618. INTEREST ACCRUING TO NONGOVERNMENTAL**  
12                               **ORGANIZATIONS.**

13           “A nongovernmental organization may place in an in-  
14 terest bearing account—

15                       “(1) funds made available on a grant basis  
16           under part I of this Act or under the Support for  
17           East European Democracy (SEED) Act of 1989;  
18           and

19                       “(2) local currencies which accrue to that orga-  
20           nization as a result of grant assistance provided  
21           under part I of this Act or assistance under titles I  
22           through III of the Agricultural Trade Development  
23           and Assistance Act of 1954, section 416(b) of the  
24           Agricultural Act of 1949, or the Food for Progress  
25           Act of 1985.

1 Any interest so earned may be retained by the nongovern-  
2 mental organization and used for the purpose for which  
3 the assistance was provided to that organization.”.

4 (b) EFFECTIVE DATE.—The amendment made by  
5 this section applies to both interest earned before and in-  
6 terest earned after the date of enactment of this Act.

7 **SEC. 1502. PRIVATE SECTOR REVOLVING FUND.**

8 Section 108 of the Foreign Assistance Act of 1961  
9 is amended by adding at the end the following:

10 “(j) TERMINATION OF AUTHORITY.—After the date  
11 of enactment of this subsection, loans may not be made,  
12 loan guarantees may not be issued, previously issued guar-  
13 antees may not be renewed or otherwise extended, and as-  
14 sistance may not otherwise be provided under the author-  
15 ity of this section.”.

16 **SEC. 1503. DEVELOPMENT ASSISTANCE THROUGH NON-**  
17 **GOVERNMENTAL ORGANIZATIONS.**

18 Chapter 1 of part III of the Foreign Assistance Act  
19 of 1961 is amended by inserting before section 620 the  
20 following:

21 **“SEC. 619. ASSISTANCE THROUGH NONGOVERNMENTAL OR-**  
22 **GANIZATIONS.**

23 “(a) DEVELOPMENT ASSISTANCE.—Restrictions con-  
24 tained in this or any other Act with respect to assistance  
25 for a country shall not restrict assistance in support of

1 programs of nongovernmental organizations that is pro-  
2 vided under chapter 1 or chapter 10 of part I of this Act.  
3 The President shall take into consideration, in any case  
4 in which a restriction on assistance would be applicable  
5 but for this section, whether assistance in support of pro-  
6 grams of nongovernmental organizations is in the national  
7 interest of the United States.

8 “(b) NOTICE TO CONGRESS.—Before using the au-  
9 thority of this section to furnish assistance in support of  
10 programs of nongovernmental organizations, the President  
11 shall notify the congressional committees specified in sec-  
12 tion 634A(a) of this Act in accordance with the procedures  
13 applicable to reprogramming notifications under that sec-  
14 tion. Such notice shall include a description of the pro-  
15 gram to be assisted, the assistance to be provided, and  
16 the reasons for furnishing such assistance.

17 “(c) EXCEPTIONS.—This section shall not apply with  
18 respect to—

19 “(1) section 620A of this Act or any com-  
20 parable provision of law prohibiting assistance to  
21 countries that support international terrorism; or

22 “(2) section 116 of this Act or any comparable  
23 provision of law prohibiting assistance to countries  
24 that violate internationally recognized human rights.

1       “(d) ABORTION AND INVOLUNTARY STERILIZATION  
2 PROHIBITIONS.—Nothing in this section alters any statu-  
3 tory prohibition against funding for abortion or involun-  
4 tary sterilizations.”.

5 **SEC. 1504. IMPACT OF FOREIGN ASSISTANCE PROGRAMS**  
6 **ON JOBS IN THE UNITED STATES.**

7       Funds authorized to be appropriated by this Act for  
8 foreign assistance programs for fiscal year 1994 may not  
9 be obligated or expended to provide—

10           (1) any financial incentive to a business enter-  
11        prise located in the United States for the purpose of  
12        inducing that enterprise to relocate outside the Unit-  
13        ed States if such incentive or inducement is likely to  
14        reduce the number of individuals employed in the  
15        United States by that enterprise because that enter-  
16        prise would replace production in the United States  
17        with production outside the United States;

18           (2) assistance for the purpose of establishing or  
19        developing in a foreign country any export process-  
20        ing zone or designated area in which the tax, tariff,  
21        labor, environment, and safety laws of that country  
22        do not apply, in part or in whole, to activities car-  
23        ried out within that zone or area, unless the Presi-  
24        dent determines and certifies that such assistance is

1 not likely to cause a loss of jobs within the United  
2 States; or

3 (3) assistance for any project or activity that  
4 contributes to the violation of internationally recog-  
5 nized workers rights (as defined in section 502(a)(4)  
6 of the Trade Act of 1974) of workers in the recipi-  
7 ent country, including in any designated zone or  
8 area in that country.

9 In recognition that the application of paragraph (3) should  
10 be commensurate with the level of development of the re-  
11 cipient country and sector, that paragraph does not pre-  
12 clude assistance for the informal sector in such country,  
13 for microenterprises and small-scale enterprises, or for  
14 smallholder agriculture.

15 **SEC. 1505. CAPITAL PROJECTS.**

16 Part III of the Foreign Assistance Act of 1961 is  
17 amended by inserting after section 661 the following:

18 **“SEC. 662. CAPITAL PROJECTS.**

19 “(a) ESTABLISHMENT OF PILOT PROGRAM.—The  
20 Director of the Trade and Development Agency shall es-  
21 tablish a capital projects pilot program to carry out the  
22 purpose described in subsection (b).

23 “(b) PURPOSE OF PROGRAM.—The purpose referred  
24 to in subsection (a) is to develop a program administered  
25 by TDA that would focus solely on developmentally sound

1 capital projects in developing countries and in countries  
2 making the transition from a nonmarket to a market econ-  
3 omy, taking into consideration the development needs of  
4 the host country and the export opportunities for the  
5 United States.

6 “(c) ACTIVITIES.—The Director, in coordination with  
7 the appropriate other members of the Trade Promotion  
8 Coordination Committee—

9 “(1) shall support capital projects in developing  
10 countries and in countries making the transition  
11 from a nonmarket to a market economy; and

12 “(2) shall periodically review infrastructure  
13 needs in these countries and shall explore opportuni-  
14 ties for United States firms in the development of  
15 new capital projects in these countries, keeping both  
16 United States firms and the Congress informed of  
17 these reviews.

18 “(d) GUARANTEE AUTHORITY.—In addition to mak-  
19 ing grants to carry out this section, the Director is author-  
20 ized to issue guarantees to eligible investors (as defined  
21 in section 238(c)) assuring against losses incurred in con-  
22 nection with loans obtained by such investors to finance  
23 their participation in capital projects described in sub-  
24 section (b). A fee shall be charged for each such guarantee  
25 issued in an amount to be determined by the Director.

1       “(e) PROCUREMENT FROM THE UNITED STATES.—  
2 Guarantees and other financial support provided for cap-  
3 ital projects under this section shall be provided for pro-  
4 curement of goods and services from the United States  
5 to the maximum extent possible, consistent with the guide-  
6 lines of the Organization for Economic Cooperation and  
7 Development.

8       “(f) PROJECTS TO BE DEVELOPMENTALLY  
9 SOUND.—The Director, in coordination with the appro-  
10 priate other members of the Trade Promotion Coordina-  
11 tion Committee shall ensure that each capital project for  
12 which TDA provides financial support is developmentally  
13 sound, as determined under the criteria developed by the  
14 Development Assistance Committee of the Organization  
15 for Economic Cooperation and Development.

16       “(g) COORDINATION.—The President shall utilize the  
17 existing interagency coordinating mechanism to coordinate  
18 activities under this section with other relevant activities  
19 of the United States Government.

20       “(h) NONAPPLICABILITY OF OTHER PROVISIONS.—  
21 Any funds used for purposes of this section may be used  
22 notwithstanding any other provision of law.

23       “(i) REPORT TO CONGRESS.—Not later than 1 year  
24 after the date of enactment of this section, the Director  
25 shall submit to the Congress a report describing—

1           “(1) the extent to which United States Govern-  
2           ment resources have been expended specifically to  
3           support the capitol projects described in subsection  
4           (b);

5           “(2) the extent to which the activities of the  
6           United States Government have been coordinated  
7           pursuant to subsection (g); and

8           “(3) the feasibility of establishing a permanent  
9           program modeled on the pilot program establishment  
10          pursuant to this section.

11         “(j) FUNDING.—

12           “(1) IN GENERAL.—Notwithstanding the per-  
13           centage limitations in section 610(a), the President  
14           shall transfer \$300,000,000 of funds specified in  
15           paragraph (2) to TDA for use in carrying out this  
16           section, including the cost (as defined in section  
17           502(5) of the Federal Credit Reform Act of 1990)  
18           of guarantees issued under subsection (d).

19           “(2) SOURCE OF FUNDS.—The funds specified  
20           in this paragraph are—

21           “(A) funds made available for fiscal year  
22           1994 for assistance under chapter 4 of part II  
23           of this Act (relating to the economic support  
24           fund), excluding funds made available pursuant  
25           to subsections (a)(1), (c), and (d) of section

1           1317 of the Foreign Assistance Authorization  
2           Act of 1993;

3           “(B) funds made available for fiscal year  
4           1994 for assistance under chapter 11 of part I  
5           of this Act (relating to assistance for the inde-  
6           pendent states of the former Soviet Union); and

7           “(C) funds made available for fiscal year  
8           1994 for assistance under the Support for East  
9           European Democracy (SEED) Act of 1989.

10          “(3) FUNDS TO BE USED TO SUPPORT CAPITAL  
11          PROJECTS IN COUNTRIES FOR WHICH ORIGINAL  
12          FUNDING WAS PROVIDED.—(A) Any funds described  
13          in paragraph (2)(A) that are earmarked by the Con-  
14          gress for a specific country and that are transferred  
15          pursuant to paragraph (1) shall be used to support  
16          capital projects in that country.

17          “(B) Any funds described in paragraph (2)(B)  
18          that are transferred pursuant to paragraph (1) shall  
19          be used to support capital projects in countries eligi-  
20          ble for assistance under chapter 11 of part I of this  
21          Act.

22          “(C) Any funds described in paragraph (2)(C)  
23          that are transferred pursuant to paragraph (1) shall  
24          be used to support capital projects in countries eligi-

1 ble for assistance under the Support for East Euro-  
2 pean Democracy (SEED) Act of 1989.

3 “(k) DEFINITIONS.—As used in this section—

4 “(1) the term ‘capital projects’ means a project  
5 involving the construction, expansion, alteration of,  
6 or the acquisition of equipment for, a physical facil-  
7 ity or physical infrastructure, including related engi-  
8 neering design (concept and detail) and other serv-  
9 ices, the procurement of equipment (including any  
10 related services), and feasibility studies or similar  
11 engineering and economic services;

12 “(2) the term ‘Director’ means the Director of  
13 TDA; and

14 “(3) the term ‘TDA’ means the Trade and  
15 Development Agency.”.

16 **SEC. 1506. MICROENTERPRISE DEVELOPMENT.**

17 Chapter 2 of part I of the Foreign Assistance Act  
18 of 1961 is amended by adding after title V the following:

19 “TITLE VI—MICROENTERPRISE DEVELOPMENT

20 **“SEC. 251. MICROENTERPRISE DEVELOPMENT.**

21 “(a) CENTRALLY-MANAGED FUND.—

22 “(1) ESTABLISHMENT AND MANAGEMENT.—

23 The administrator of the agency primarily respon-  
24 sible for administering this part shall establish with-  
25 in the agency a centrally-managed fund to be known  
26 as the Microenterprise Development Fund (herein-

1 after in this section referred to as the ‘Fund’). The  
2 Fund shall be managed by the office in that agency  
3 that has primary responsibility for working with pri-  
4 vate and voluntary organizations.

5 “(2) DISBURSEMENTS THROUGH THE FUND.—  
6 All funds made available to carry out part I of this  
7 Act that are used to promote microenterprise devel-  
8 opment shall be disbursed through the Fund.

9 “(b) ACTIVITIES TO BE SUPPORTED.—The Fund  
10 shall be used to support—

11 “(1) the institutional development of the enti-  
12 ties described in subsection (c);

13 “(2) the provision of microenterprise credit  
14 through the entities described in subsection (c); and

15 “(3) research on microenterprise development  
16 and evaluation of microenterprise activities funded  
17 under this section.

18 “(c) INTERMEDIARY ORGANIZATIONS.—Funds dis-  
19 bursed through the Fund shall be primarily channeled  
20 through—

21 “(1) United States and indigenous private and  
22 voluntary organizations,

23 “(2) United States and indigenous credit union  
24 organizations, and

1           “(3) other indigenous governmental and non-  
2           governmental organizations,  
3 that have demonstrated a capacity to develop sustainable  
4 microenterprise service institutions.

5           “(d) ALLOCATION OF FUNDS.—

6           “(1) MICROENTERPRISE CREDIT.—(A) Of  
7 amounts disbursed through the Fund each fiscal  
8 year pursuant to subsection (b)(2), at least 50 per-  
9 cent shall be used for poverty lending. As used in  
10 this paragraph, the term ‘poverty lending’ means a  
11 loan of \$300 or less or, in the case of an initial loan,  
12 of \$150 or less.

13           “(B) The administrator of the agency primarily  
14 responsible for administering this part shall seek to  
15 ensure that not less than 60 percent of the borrow-  
16 ers of funds disbursed through the Fund pursuant  
17 to subsection (b)(2) are women.

18           “(2) RESEARCH AND EVALUATION.—Not more  
19 than 5 percent of funds disbursed through the Fund  
20 each fiscal year may be used for research and eval-  
21 uation activities under subsection (b)(3).”.

22 **SEC. 1507. REPORT ON AID’S IMPLEMENTATION OF AGENDA**  
23 **21 PRINCIPLES.**

24           Not later than 2 years after the date of enactment  
25 of this Act, the administrator of the agency primarily re-

1 sponsible for administering part I of the Foreign Assist-  
 2 ance Act of 1961 shall submit to the Congress a report  
 3 on the incorporation of the Agenda 21 principles of the  
 4 United Nations Conference on Environment and Develop-  
 5 ment into the foreign assistance activities administered by  
 6 that agency.

7 **SEC. 1508. AUTHORITY TO PROVIDE RECONSTRUCTION AS-**  
 8 **SISTANCE UNDER INTERNATIONAL DISASTER**  
 9 **ASSISTANCE.**

10 Section 491(b) of the Foreign Assistance Act of 1961  
 11 is amended by striking “disaster relief and rehabilitation”  
 12 and inserting “disaster relief, rehabilitation, and recon-  
 13 struction”.

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HR 2333 IH—2

HR 2333 IH—3

HR 2333 IH—4

HR 2333 IH—5

HR 2333 IH—6

HR 2333 IH—7

HR 2333 IH—8

HR 2333 IH—9

HR 2333 IH—10

HR 2333 IH—11

HR 2333 IH—12

HR 2333 IH—13