

106TH CONGRESS
1ST SESSION

H. R. 3196

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

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 2, 1999

Mr. CALLAHAN introduced the following bill; which was referred to the Committee on Appropriations

A BILL

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

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 fiscal year ending September 30, 2000, and for other pur-
6 poses, namely:

1 TITLE I—EXPORT AND INVESTMENT
2 ASSISTANCE

3 EXPORT-IMPORT BANK OF THE UNITED STATES

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

21 SUBSIDY APPROPRIATION

22 For the cost of direct loans, loan guarantees, insur-
23 ance, and tied-aid grants as authorized by section 10 of
24 the Export-Import Bank Act of 1945, as amended,
25 \$759,000,000 to remain available until September 30,
26 2003: *Provided*, That such costs, including the cost of

1 modifying such loans, shall be as defined in section 502
2 of the Congressional Budget Act of 1974: *Provided fur-*
3 *ther*, That such sums shall remain available until Sep-
4 tember 30, 2018 for the disbursement of direct loans, loan
5 guarantees, insurance and tied-aid grants obligated in fis-
6 cal years 2000, 2001, 2002, and 2003: *Provided further*,
7 That none of the funds appropriated by this Act or any
8 prior Act appropriating funds for foreign operations, ex-
9 port financing, or related programs for tied-aid credits or
10 grants may be used for any other purpose except through
11 the regular notification procedures of the Committees on
12 Appropriations: *Provided further*, That funds appropriated
13 by this paragraph are made available notwithstanding sec-
14 tion 2(b)(2) of the Export Import Bank Act of 1945, in
15 connection with the purchase or lease of any product by
16 any East European country, any Baltic State or any agen-
17 cy or national thereof: *Provided further*, Public Law 106-
18 46 is amended by striking “November 5, 1999” and in-
19 serting “March 1, 2000”.

20 ADMINISTRATIVE EXPENSES

21 For administrative expenses to carry out the direct
22 and guaranteed loan and insurance programs (to be com-
23 puted on an accrual basis), including hire of passenger
24 motor vehicles and services as authorized by 5 U.S.C.
25 3109, and not to exceed \$25,000 for official reception and
26 representation expenses for members of the Board of Di-

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

16 OVERSEAS PRIVATE INVESTMENT CORPORATION
17 NONCREDIT ACCOUNT

18 The Overseas Private Investment Corporation is au-
19 thorized to make, without regard to fiscal year limitations,
20 as provided by 31 U.S.C. 9104, such expenditures and
21 commitments within the limits of funds available to it and
22 in accordance with law as may be necessary: *Provided*,
23 That the amount available for administrative expenses to
24 carry out the credit and insurance programs (including an
25 amount for official reception and representation expenses
26 which shall not exceed \$35,000) shall not exceed

1 \$35,000,000: *Provided further*, That project-specific trans-
2 action costs, including direct and indirect costs incurred
3 in claims settlements, and other direct costs associated
4 with services provided to specific investors or potential in-
5 vestors pursuant to section 234 of the Foreign Assistance
6 Act of 1961, shall not be considered administrative ex-
7 penses for the purposes of this heading.

8 PROGRAM ACCOUNT

9 For the cost of direct and guaranteed loans,
10 \$24,000,000, as authorized by section 234 of the Foreign
11 Assistance Act of 1961 to be derived by transfer from the
12 Overseas Private Investment Corporation noncredit ac-
13 count: *Provided*, That such costs, including the cost of
14 modifying such loans, shall be as defined in section 502
15 of the Congressional Budget Act of 1974: *Provided fur-*
16 *ther*, That such sums shall be available for direct loan obli-
17 gations and loan guaranty commitments incurred or made
18 during fiscal years 2000 and 2001: *Provided further*, That
19 such sums shall remain available through fiscal year 2008
20 for the disbursement of direct and guaranteed loans obli-
21 gated in fiscal year 2000, and through fiscal year 2009
22 for the disbursement of direct and guaranteed loans obli-
23 gated in fiscal year 2001: *Provided further*, That in addi-
24 tion, such sums as may be necessary for administrative
25 expenses to carry out the credit program may be derived
26 from amounts available for administrative expenses to

1 carry out the credit and insurance programs in the Over-
2 seas Private Investment Corporation Noncredit Account
3 and merged with said account: *Provided further*, That
4 funds made available under this heading or in prior appro-
5 priations Acts that are available for the cost of financing
6 under section 234 of the Foreign Assistance Act of 1961,
7 shall be available for purposes of section 234(g) of such
8 Act, to remain available until expended.

9 FUNDS APPROPRIATED TO THE PRESIDENT

10 TRADE AND DEVELOPMENT AGENCY

11 For necessary expenses to carry out the provisions
12 of section 661 of the Foreign Assistance Act of 1961,
13 \$44,000,000, to remain available until September 30,
14 2001: *Provided*, That the Trade and Development Agency
15 may receive reimbursements from corporations and other
16 entities for the costs of grants for feasibility studies and
17 other project planning services, to be deposited as an off-
18 setting collection to this account and to be available for
19 obligation until September 30, 2001, for necessary ex-
20 penses under this paragraph: *Provided further*, That such
21 reimbursements shall not cover, or be allocated against,
22 direct or indirect administrative costs of the agency.

1 TITLE II—BILATERAL ECONOMIC ASSISTANCE
2 FUNDS APPROPRIATED TO THE PRESIDENT

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

8 AGENCY FOR INTERNATIONAL DEVELOPMENT
9 CHILD SURVIVAL AND DISEASE PROGRAMS FUND

10 For necessary expenses to carry out the provisions
11 of chapters 1 and 10 of part I of the Foreign Assistance
12 Act of 1961, for child survival, basic education, assistance
13 to combat tropical and other diseases, and related activi-
14 ties, in addition to funds otherwise available for such pur-
15 poses, \$715,000,000, to remain available until expended:
16 *Provided*, That this amount shall be made available for
17 such activities as: (1) immunization programs; (2) oral re-
18 hydration programs; (3) health and nutrition programs,
19 and related education programs, which address the needs
20 of mothers and children; (4) water and sanitation pro-
21 grams; (5) assistance for displaced and orphaned children;
22 (6) programs for the prevention, treatment, and control
23 of, and research on, tuberculosis, HIV/AIDS, polio, ma-
24 laria and other diseases; and (7) up to \$98,000,000 for
25 basic education programs for children: *Provided further*,
26 That none of the funds appropriated under this heading

1 may be made available for nonproject assistance for health
2 and child survival programs, except that funds may be
3 made available for such assistance for ongoing health pro-
4 grams: *Provided further*, That \$35,000,000 shall be avail-
5 able only for the HIV/AIDS programs requested under
6 this heading in House Document 106–101.

7 DEVELOPMENT ASSISTANCE

8 (INCLUDING TRANSFER OF FUNDS)

9 For necessary expenses to carry out the provisions
10 of sections 103 through 106, and chapter 10 of part I
11 of the Foreign Assistance Act of 1961, title V of the Inter-
12 national Security and Development Cooperation Act of
13 1980 (Public Law 96–533) and the provisions of section
14 401 of the Foreign Assistance Act of 1969,
15 \$1,228,000,000, to remain available until September 30,
16 2001: *Provided*, That of the amount appropriated under
17 this heading, up to \$5,000,000 may be made available for
18 and apportioned directly to the Inter-American Founda-
19 tion: *Provided further*, That of the amount appropriated
20 under this heading, up to \$14,400,000 may be made avail-
21 able for the African Development Foundation and shall
22 be apportioned directly to that agency: *Provided further*,
23 That none of the funds made available in this Act nor
24 any unobligated balances from prior appropriations may
25 be made available to any organization or program which,
26 as determined by the President of the United States, sup-

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

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

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

1 funds appropriated under this heading may be made avail-
2 able for any activity which is in contravention to the Con-
3 vention on International Trade in Endangered Species of
4 Flora and Fauna (CITES): *Provided further*, That of the
5 funds appropriated under this heading that are made
6 available for assistance programs for displaced and or-
7 phaned children and victims of war, not to exceed
8 \$25,000, in addition to funds otherwise available for such
9 purposes, may be used to monitor and provide oversight
10 of such programs: *Provided further*, That of the funds ap-
11 propriated under this heading not less than \$500,000
12 should be made available for support of the United States
13 Telecommunications Training Institute: *Provided further*,
14 That, of the funds appropriated by this Act for the Micro-
15 enterprise Initiative (including any local currencies made
16 available for the purposes of the Initiative), not less than
17 one-half should be made available for programs providing
18 loans of less than \$300 to very poor people, particularly
19 women, or for institutional support of organizations pri-
20 marily engaged in making such loans.

21 CYPRUS

22 Of the funds appropriated under the headings “De-
23 velopment Assistance” and “Economic Support Fund”,
24 not less than \$15,000,000 shall be made available for Cy-
25 prus to be used only for scholarships, administrative sup-
26 port of the scholarship program, bicommunal projects, and

1 measures aimed at reunification of the island and designed
2 to reduce tensions and promote peace and cooperation be-
3 tween the two communities on Cyprus.

4 LEBANON

5 Of the funds appropriated under the headings “De-
6 velopment Assistance” and “Economic Support Fund”,
7 not less than \$15,000,000 should be made available for
8 Lebanon to be used, among other programs, for scholar-
9 ships and direct support of the American educational insti-
10 tutions in Lebanon.

11 BURMA

12 Of the funds appropriated under the headings “Eco-
13 nomic Support Fund” and “Development Assistance”, not
14 less than \$6,500,000 shall be made available to support
15 democracy activities in Burma, democracy and humani-
16 tarian activities along the Burma-Thailand border, and for
17 Burmese student groups and other organizations located
18 outside Burma: *Provided*, That funds made available for
19 Burma-related activities under this heading may be made
20 available notwithstanding any other provision of law: *Pro-*
21 *vided further*, That the provision of such funds shall be
22 made available subject to the regular notification proce-
23 dures of the Committees on Appropriations.

24 PRIVATE AND VOLUNTARY ORGANIZATIONS

25 None of the funds appropriated or otherwise made
26 available by this Act for development assistance may be

1 made available to any United States private and voluntary
2 organization, except any cooperative development organi-
3 zation, which obtains less than 20 percent of its total an-
4 nual funding for international activities from sources other
5 than the United States Government: *Provided*, That the
6 Administrator of the Agency for International Develop-
7 ment may, on a case-by-case basis, waive the restriction
8 contained in this paragraph, after taking into account the
9 effectiveness of the overseas development activities of the
10 organization, its level of volunteer support, its financial
11 viability and stability, and the degree of its dependence
12 for its financial support on the agency.

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

17 INTERNATIONAL DISASTER ASSISTANCE

18 For necessary expenses for international disaster re-
19 lief, rehabilitation, and reconstruction assistance pursuant
20 to section 491 of the Foreign Assistance Act of 1961, as
21 amended, \$175,880,000, to remain available until ex-
22 pended: *Provided*, That the Agency for International De-
23 velopment shall submit a report to the Committees on Ap-
24 propriations at least 5 days prior to providing assistance
25 through the Office of Transition Initiatives for a country
26 that did not receive such assistance in fiscal year 1999.

1 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM
2 ACCOUNT

3 For the cost of direct loans and loan guarantees,
4 \$1,500,000, as authorized by section 108 of the Foreign
5 Assistance Act of 1961, as amended: *Provided*, That such
6 costs shall be as defined in section 502 of the Congres-
7 sional Budget Act of 1974: *Provided further*, That guaran-
8 tees of loans made under this heading in support of micro-
9 enterprise activities may guarantee up to 70 percent of
10 the principal amount of any such loans notwithstanding
11 section 108 of the Foreign Assistance Act of 1961. In ad-
12 dition, for administrative expenses to carry out programs
13 under this heading, \$500,000, all of which may be trans-
14 ferred to and merged with the appropriation for Operating
15 Expenses of the Agency for International Development:
16 *Provided further*, That funds made available under this
17 heading shall remain available until September 30, 2001.

18 URBAN AND ENVIRONMENTAL CREDIT PROGRAM
19 ACCOUNT

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

24 DEVELOPMENT CREDIT AUTHORITY PROGRAM ACCOUNT

25 For the cost of direct loans and loan guarantees, up
26 to \$3,000,000 to be derived by transfer from funds appro-

1 priated by this Act to carry out part I of the Foreign As-
2 sistance Act of 1961, as amended, and funds appropriated
3 by this Act under the heading, “ASSISTANCE FOR EAST-
4 ERN EUROPE AND THE BALTIC STATES”, to remain avail-
5 able until expended, as authorized by section 635 of the
6 Foreign Assistance Act of 1961: *Provided*, That such
7 costs, including the cost of modifying such loans, shall be
8 as defined in section 502 of the Congressional Budget Act
9 of 1974: *Provided further*, That for administrative ex-
10 penses to carry out the direct and guaranteed loan pro-
11 grams, up to \$500,000 of this amount may be transferred
12 to and merged with the appropriation for “Operating Ex-
13 penses of the Agency for International Development”: *Pro-*
14 *vided further*, That the provisions of section 107A(d) (re-
15 lating to general provisions applicable to the Development
16 Credit Authority) of the Foreign Assistance Act of 1961,
17 as contained in section 306 of H.R. 1486 as reported by
18 the House Committee on International Relations on May
19 9, 1997, shall be applicable to direct loans and loan guar-
20 antees provided under this heading.

21 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
22 DISABILITY FUND

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

1 OPERATING EXPENSES OF THE AGENCY FOR
2 INTERNATIONAL DEVELOPMENT

3 For necessary expenses to carry out the provisions
4 of section 667, \$495,000,000: *Provided*, That, none of the
5 funds appropriated under this heading may be made avail-
6 able to finance the construction (including architect and
7 engineering services), purchase, or long term lease of of-
8 fices for use by the Agency for International Development,
9 unless the Administrator has identified such proposed con-
10 struction (including architect and engineering services),
11 purchase, or long term lease of offices in a report sub-
12 mitted to the Committees on Appropriations at least 15
13 days prior to the obligation of these funds for such pur-
14 poses: *Provided further*, That the previous proviso shall
15 not apply where the total cost of construction (including
16 architect and engineering services), purchase, or long term
17 lease of offices does not exceed \$1,000,000.

18 OPERATING EXPENSES OF THE AGENCY FOR INTER-
19 NATIONAL DEVELOPMENT OFFICE OF INSPECTOR
20 GENERAL

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

1 OTHER BILATERAL ECONOMIC ASSISTANCE

2 ECONOMIC SUPPORT FUND

3 For necessary expenses to carry out the provisions
4 of chapter 4 of part II, \$2,177,000,000, to remain avail-
5 able until September 30, 2001: *Provided*, That of the
6 funds appropriated under this heading, not less than
7 \$960,000,000 shall be available only for Israel, which sum
8 shall be available on a grant basis as a cash transfer and
9 shall be disbursed within 30 days of the enactment of this
10 Act or by October 31, 1999, whichever is later: *Provided*
11 *further*, That not less than \$735,000,000 shall be available
12 only for Egypt, which sum shall be provided on a grant
13 basis, and of which sum cash transfer assistance shall be
14 provided with the understanding that Egypt will under-
15 take significant economic reforms which are additional to
16 those which were undertaken in previous fiscal years, and
17 of which not less than \$200,000,000 shall be provided as
18 Commodity Import Program assistance: *Provided further*,
19 That in exercising the authority to provide cash transfer
20 assistance for Israel, the President shall ensure that the
21 level of such assistance does not cause an adverse impact
22 on the total level of nonmilitary exports from the United
23 States to such country: *Provided further*, That of the funds
24 appropriated under this heading, not less than
25 \$150,000,000 should be made available for assistance for

1 Jordan: *Provided further*, That notwithstanding any other
2 provision of law, not to exceed \$11,000,000 may be used
3 to support victims of and programs related to the Holo-
4 caust: *Provided further*, That notwithstanding any other
5 provision of law, of the funds appropriated under this
6 heading, \$1,000,000 shall be made available to nongovern-
7 mental organizations located outside of the People's Re-
8 public of China to support activities which preserve cul-
9 tural traditions and promote sustainable development and
10 environmental conservation in Tibetan communities in
11 that country.

12 INTERNATIONAL FUND FOR IRELAND

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

1 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
2 STATES

3 (a) For necessary expenses to carry out the provisions
4 of the Foreign Assistance Act of 1961 and the Support
5 for East European Democracy (SEED) Act of 1989,
6 \$535,000,000, to remain available until September 30,
7 2001, which shall be available, notwithstanding any other
8 provision of law, for assistance and for related programs
9 for Eastern Europe and the Baltic States: *Provided*, That
10 of the funds appropriated under this heading not less than
11 \$150,000,000 should be made available for assistance for
12 Kosova: *Provided further*, That of the funds made avail-
13 able under this heading and the headings “International
14 Narcotics Control and Law Enforcement” and “Economic
15 Support Fund”, not to exceed \$130,000,000 shall be made
16 available for Bosnia and Herzegovina: *Provided further*,
17 That none of the funds made available under this heading
18 for Kosova shall be made available until the Secretary of
19 State certifies that the resources pledged by the United
20 States at the upcoming Kosova donors conference and
21 similar pledging conferences shall not exceed 15 percent
22 of the total resources pledged by all donors: *Provided fur-*
23 *ther*, That none of the funds made available under this
24 heading for Kosova shall be made available for large scale
25 physical infrastructure reconstruction.

1 (b) Funds appropriated under this heading or in prior
2 appropriations Acts that are or have been made available
3 for an Enterprise Fund may be deposited by such Fund
4 in interest-bearing accounts prior to the Fund's disburse-
5 ment of such funds for program purposes. The Fund may
6 retain for such program purposes any interest earned on
7 such deposits without returning such interest to the Treas-
8 ury of the United States and without further appropria-
9 tion by the Congress. Funds made available for Enterprise
10 Funds shall be expended at the minimum rate necessary
11 to make timely payment for projects and activities.

12 (c) Funds appropriated under this heading shall be
13 considered to be economic assistance under the Foreign
14 Assistance Act of 1961 for purposes of making available
15 the administrative authorities contained in that Act for
16 the use of economic assistance.

17 (d) None of the funds appropriated under this head-
18 ing may be made available for new housing construction
19 or repair or reconstruction of existing housing in Bosnia
20 and Herzegovina unless directly related to the efforts of
21 United States troops to promote peace in said country.

22 (e) With regard to funds appropriated under this
23 heading for the economic revitalization program in Bosnia
24 and Herzegovina, and local currencies generated by such
25 funds (including the conversion of funds appropriated

1 under this heading into currency used by Bosnia and
2 Herzegovina as local currency and local currency returned
3 or repaid under such program) the Administrator of the
4 Agency for International Development shall provide writ-
5 ten approval for grants and loans prior to the obligation
6 and expenditure of funds for such purposes, and prior to
7 the use of funds that have been returned or repaid to any
8 lending facility or grantee.

9 (f) The provisions of section 532 of this Act shall
10 apply to funds made available under subsection (e) and
11 to funds appropriated under this heading.

12 (g) The President is authorized to withhold funds ap-
13 propriated under this heading made available for economic
14 revitalization programs in Bosnia and Herzegovina, if he
15 determines and certifies to the Committees on Appropria-
16 tions that the Federation of Bosnia and Herzegovina has
17 not complied with article III of annex 1–A of the General
18 Framework Agreement for Peace in Bosnia and
19 Herzegovina concerning the withdrawal of foreign forces,
20 and that intelligence cooperation on training, investiga-
21 tions, and related activities between Iranian officials and
22 Bosnian officials has not been terminated.

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

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

1 1961 and the FREEDOM Support Act, for assistance for
2 the Independent States of the former Soviet Union and
3 for related programs, \$735,000,000, to remain available
4 until September 30, 2001: *Provided*, That the provisions
5 of such chapter shall apply to funds appropriated by this
6 paragraph: *Provided further*, That such sums as may be
7 necessary may be transferred to the Export-Import Bank
8 of the United States for the cost of any financing under
9 the Export-Import Bank Act of 1945 for activities for the
10 Independent States: *Provided further*, That of the funds
11 made available for the Southern Caucasus region, 15 per-
12 cent should be used for confidence-building measures and
13 other activities in furtherance of the peaceful resolution
14 of the regional conflicts, especially those in the vicinity of
15 Abkhazia and Nagorno-Karabagh: *Provided further*, That
16 of the amounts appropriated under this heading not less
17 than \$20,000,000 shall be made available solely for the
18 Russian Far East: *Provided further*, That of the funds
19 made available under this heading \$10,000,000 shall be
20 made available for salaries and expenses to carry out the
21 Russian Leadership Program enacted on May 21, 1999
22 (113 Stat. 93 et seq.).

23 (b) Of the funds appropriated under this heading, not
24 less than \$180,000,000 should be made available for as-
25 sistance for Ukraine.

1 (c) Of the funds appropriated under this heading, not
2 less than 12.92 percent shall be made available for assist-
3 ance for Georgia.

4 (d) Of the funds appropriated under this heading, not
5 less than 12.2 percent shall be made available for assist-
6 ance for Armenia.

7 (e) Section 907 of the FREEDOM Support Act shall
8 not apply to—

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

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

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

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

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

25 (6) humanitarian assistance.

1 (f) Of the funds made available under this heading
2 for nuclear safety activities, not to exceed 9 percent of
3 the funds provided for any single project may be used to
4 pay for management costs incurred by a United States
5 national lab in administering said project.

6 (g) Not more than 25 percent of the funds appro-
7 priated under this heading may be made available for as-
8 sistance for any country in the region.

9 (h) Of the funds appropriated under title II of this
10 Act not less than \$12,000,000 should be made available
11 for assistance for Mongolia of which not less than
12 \$6,000,000 should be made available from funds appro-
13 priated under this heading: *Provided*, That funds made
14 available for assistance for Mongolia may be made avail-
15 able in accordance with the purposes and utilizing the au-
16 thorities provided in chapter 11 of part I of the Foreign
17 Assistance Act of 1961.

18 (i)(1) Of the funds appropriated under this heading
19 that are allocated for assistance for the Government of
20 the Russian Federation, 50 percent shall be withheld from
21 obligation until the President determines and certifies in
22 writing to the Committees on Appropriations that the Gov-
23 ernment of the Russian Federation has terminated imple-
24 mentation of arrangements to provide Iran with technical
25 expertise, training, technology, or equipment necessary to

1 develop a nuclear reactor, related nuclear research facili-
2 ties or programs, or ballistic missile capability.

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

4 (A) assistance to combat infectious diseases and
5 child survival activities; and

6 (B) activities authorized under title V (Non-
7 proliferation and Disarmament Programs and Ac-
8 tivities) of the FREEDOM Support Act.

9 (j) None of the funds appropriated under this head-
10 ing may be made available for the Government of the Rus-
11 sian Federation, until the Secretary of State certifies to
12 the Committees on Appropriations that: (1) Russian
13 armed and peacekeeping forces deployed in Kosova have
14 not established a separate sector of operational control;
15 and (2) any Russian armed forces deployed in Kosova are
16 operating under NATO unified command and control ar-
17 rangements.

18 (k) Of the funds appropriated under this heading and
19 in prior acts making appropriations for foreign operations,
20 export financing, and related programs, not less than
21 \$241,000,000 shall be made available for expanded non-
22 proliferation and security cooperation programs under sec-
23 tion 503 and 511 of the FREEDOM Support Act and sec-
24 tion 1424 of Public Law 104–201.

1 (l) Of the funds appropriated under this title, not less
2 than \$14,700,000 shall be made available for maternal
3 and neo-natal health activities in the independent states
4 of the former Soviet Union, of which at least 60 percent
5 should be made available for the preventive care and treat-
6 ment of mothers and infants in Russia.

7 INDEPENDENT AGENCY

8 PEACE CORPS

9 For necessary expenses to carry out the provisions
10 of the Peace Corps Act (75 Stat. 612), \$235,000,000, in-
11 cluding the purchase of not to exceed five passenger motor
12 vehicles for administrative purposes for use outside of the
13 United States: *Provided*, That none of the funds appro-
14 priated under this heading shall be used to pay for abor-
15 tions: *Provided further*, That funds appropriated under
16 this heading shall remain available until September 30,
17 2001.

18 DEPARTMENT OF STATE

19 INTERNATIONAL NARCOTICS CONTROL AND LAW

20 ENFORCEMENT

21 For necessary expenses to carry out section 481 of
22 the Foreign Assistance Act of 1961, \$285,000,000, of
23 which \$21,000,000 shall become available for obligation
24 on September 30, 2000, and remain available until ex-
25 pended: *Provided*, That of this amount not less than

1 \$10,000,000 should be made available for Law Enforce-
2 ment Training and Demand Reduction: *Provided further*,
3 That any funds made available under this heading for
4 anti-crime programs and activities shall be made available
5 subject to the regular notification procedures of the Com-
6 mittees on Appropriations: *Provided further*, That during
7 fiscal year 2000, the Department of State may also use
8 the authority of section 608 of the Foreign Assistance Act
9 of 1961, without regard to its restrictions, to receive ex-
10 cess property from an agency of the United States Govern-
11 ment for the purpose of providing it to a foreign country
12 under chapter 8 of part I of that Act subject to the regular
13 notification procedures of the Committees on Appropria-
14 tions: *Provided further*, That in addition to any funds pre-
15 viously made available to establish and operate the Inter-
16 national Law Enforcement Academy for the Western
17 Hemisphere, not less than \$5,000,000 shall be made avail-
18 able to establish and operate the International Law En-
19 forcement Academy for the Western Hemisphere at the
20 deBremmond Training Center in Roswell, New Mexico.

21 MIGRATION AND REFUGEE ASSISTANCE

22 For expenses, not otherwise provided for, necessary
23 to enable the Secretary of State to provide, as authorized
24 by law, a contribution to the International Committee of
25 the Red Cross, assistance to refugees, including contribu-
26 tions to the International Organization for Migration and

1 the United Nations High Commissioner for Refugees, and
2 other activities to meet refugee and migration needs; sala-
3 ries and expenses of personnel and dependents as author-
4 ized by the Foreign Service Act of 1980; allowances as
5 authorized by sections 5921 through 5925 of title 5,
6 United States Code; purchase and hire of passenger motor
7 vehicles; and services as authorized by section 3109 of title
8 5, United States Code, \$625,000,000, of which
9 \$21,000,000 shall become available for obligation on Sep-
10 tember 30, 2000, and remain available until expended:
11 *Provided*, That not more than \$13,800,000 shall be avail-
12 able for administrative expenses: *Provided further*, That
13 not less than \$60,000,000 shall be made available for refu-
14 gees from the former Soviet Union and Eastern Europe
15 and other refugees resettling in Israel.

16 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
17 ASSISTANCE FUND

18 For necessary expenses to carry out the provisions
19 of section 2(c) of the Migration and Refugee Assistance
20 Act of 1962, as amended (22 U.S.C. 260(c)),
21 \$12,500,000, to remain available until expended: *Pro-*
22 *vided*, That the funds made available under this heading
23 are appropriated notwithstanding the provisions contained
24 in section 2(c)(2) of the Act which would limit the amount
25 of funds which could be appropriated for this purpose.

1 be made available for the Nonproliferation and Disar-
2 mament Fund, notwithstanding any other provision of
3 law, to promote bilateral and multilateral activities relat-
4 ing to nonproliferation and disarmament: *Provided fur-*
5 *ther*, That such funds may also be used for such countries
6 other than the Independent States of the former Soviet
7 Union and international organizations when it is in the
8 national security interest of the United States to do so:
9 *Provided further*, That such funds shall be subject to the
10 regular notification procedures of the Committees on Ap-
11 propriations: *Provided further*, That funds appropriated
12 under this heading may be made available for the Inter-
13 national Atomic Energy Agency only if the Secretary of
14 State determines (and so reports to the Congress) that
15 Israel is not being denied its right to participate in the
16 activities of that Agency: *Provided further*, That of the
17 funds appropriated under this heading, \$35,000,000
18 should be made available for demining, clearance of
19 unexploded ordnance, and related activities: *Provided fur-*
20 *ther*, That of the funds made available for demining and
21 related activities, not to exceed \$500,000, in addition to
22 funds otherwise available for such purposes, may be used
23 for administrative expenses related to the operation and
24 management of the demining program.

1 DEPARTMENT OF THE TREASURY
2 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE
3 For necessary expenses to carry out the provisions
4 of section 129 of the Foreign Assistance Act of 1961 (re-
5 lating to international affairs technical assistance activi-
6 ties), \$1,500,000, to remain available until expended,
7 which shall be available notwithstanding and other provi-
8 sion of law.

9 DEBT RESTRUCTURING
10 For the cost, as defined in section 502 of the Con-
11 gressional Budget Act of 1974, of modifying loans and
12 loan guarantees, as the President may determine, for
13 which funds have been appropriated or otherwise made
14 available for programs within the International Affairs
15 Budget Function 150, including the cost of selling, reduc-
16 ing, or canceling amounts owed to the United States as
17 a result of concessional loans made to eligible countries,
18 pursuant to parts IV and V of the Foreign Assistance Act
19 of 1961 (including up to \$1,000,000 for necessary ex-
20 penses for the administration of activities carried out
21 under these parts), and of modifying concessional credit
22 agreements with least developed countries, as authorized
23 under section 411 of the Agricultural Trade Development
24 and Assistance Act of 1954, as amended, and concessional
25 loans, guarantees and credit agreements with any country
26 in Sub-Saharan Africa, as authorized under section 572

1 of the Foreign Operations, Export Financing, and Related
2 Programs Appropriations Act, 1989 (Public Law 100–
3 461), \$33,000,000, to remain available until expended:
4 *Provided*, That of this amount, not less than \$13,000,000
5 shall be made available to carry out the provisions of part
6 V of the Foreign Assistance Act of 1961: *Provided*, That
7 any limitation of subsection (e) of section 411 of the Agri-
8 cultural Trade Development and Assistance Act of 1954
9 to the extent that limitation applies to sub-Saharan Afri-
10 can countries shall not apply to funds appropriated here-
11 under or previously appropriated under this heading: *Pro-*
12 *vided further*, That the authority provided by section 572
13 of Public Law 100–461 may be exercised only with respect
14 to countries that are eligible to borrow from the Inter-
15 national Development Association, but not from the Inter-
16 national Bank for Reconstruction and Development, com-
17 monly referred to as “IDA-only” countries.

18 TITLE III—MILITARY ASSISTANCE

19 FUNDS APPROPRIATED TO THE PRESIDENT

20 INTERNATIONAL MILITARY EDUCATION AND TRAINING

21 For necessary expenses to carry out the provisions
22 of section 541 of the Foreign Assistance Act of 1961,
23 \$50,000,000, of which up to \$1,000,000 may remain
24 available until expended: *Provided*, That the civilian per-
25 sonnel for whom military education and training may be

1 provided under this heading may include civilians who are
2 not members of a government whose participation would
3 contribute to improved civil-military relations, civilian con-
4 trol of the military, or respect for human rights: *Provided*
5 *further*, That funds appropriated under this heading for
6 grant financed military education and training for Indo-
7 nesia and Guatemala may only be available for expanded
8 international military education and training and funds
9 made available for Guatemala may only be provided
10 through the regular notification procedures of the Com-
11 mittees on Appropriations: *Provided further*, That none of
12 the funds appropriated under this heading may be made
13 available to support grant financed military education and
14 training at the School of the Americas unless the Sec-
15 retary of Defense certifies that the instruction and train-
16 ing provided by the School of the Americas is fully con-
17 sistent with training and doctrine, particularly with re-
18 spect to the observance of human rights, provided by the
19 Department of Defense to United States military students
20 at Department of Defense institutions whose primary pur-
21 pose is to train United States military personnel: *Provided*
22 *further*, That the Secretary of Defense shall submit to the
23 Committees on Appropriations, no later than January 15,
24 2000, a report detailing the training activities of the
25 School of the Americas and a general assessment regard-

1 ing the performance of its graduates during 1997 and
2 1998.

3 FOREIGN MILITARY FINANCING PROGRAM

4 For expenses necessary for grants to enable the
5 President to carry out the provisions of section 23 of the
6 Arms Export Control Act, \$3,420,000,000: *Provided,*
7 That of the funds appropriated under this heading, not
8 less than \$1,920,000,000 shall be available for grants only
9 for Israel, and not less than \$1,300,000,000 shall be made
10 available for grants only for Egypt: *Provided further,* That
11 the funds appropriated by this paragraph for Israel shall
12 be disbursed within 30 days of the enactment of this Act
13 or by October 31, 1999, whichever is later: *Provided fur-*
14 *ther,* That to the extent that the Government of Israel re-
15 quests that funds be used for such purposes, grants made
16 available for Israel by this paragraph shall, as agreed by
17 Israel and the United States, be available for advanced
18 weapons systems, of which not less than 26.3 percent shall
19 be available for the procurement in Israel of defense arti-
20 cles and defense services, including research and develop-
21 ment: *Provided further,* That of the funds appropriated by
22 this paragraph, not less than \$75,000,000 should be avail-
23 able for assistance for Jordan: *Provided further,* That of
24 the funds appropriated by this paragraph, not less than
25 \$7,000,000 shall be made available for assistance for Tu-
26 nisia: *Provided further,* That during fiscal year 2000, the

1 President is authorized to, and shall, direct the draw-
2 downs of defense articles from the stocks of the Depart-
3 ment of Defense, defense services of the Department of
4 Defense, and military education and training of an aggre-
5 gate value of not less than \$4,000,000 under the authority
6 of this proviso for Tunisia for the purposes of part II of
7 the Foreign Assistance Act of 1961 and any amount so
8 directed shall count toward meeting the earmark in the
9 preceding proviso: *Provided further*, That of the funds ap-
10 propriated by this paragraph up to \$1,000,000 should be
11 made available for assistance for Ecuador and shall be
12 subject to the regular notification procedures of the Com-
13 mittees on Appropriations: *Provided further*, That funds
14 appropriated by this paragraph shall be nonrepayable not-
15 withstanding any requirement in section 23 of the Arms
16 Export Control Act: *Provided further*, That funds made
17 available under this paragraph shall be obligated upon ap-
18 portionment in accordance with paragraph (5)(C) of title
19 31, United States Code, section 1501(a).

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

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

1 to make timely payment for defense articles and services:
2 *Provided further*, That not more than \$30,495,000 of the
3 funds appropriated under this heading may be obligated
4 for necessary expenses, including the purchase of pas-
5 senger motor vehicles for replacement only for use outside
6 of the United States, for the general costs of admin-
7 istering military assistance and sales: *Provided further*,
8 That not more than \$330,000,000 of funds realized pursu-
9 ant to section 21(e)(1)(A) of the Arms Export Control Act
10 may be obligated for expenses incurred by the Department
11 of Defense during fiscal year 2000 pursuant to section
12 43(b) of the Arms Export Control Act, except that this
13 limitation may be exceeded only through the regular notifi-
14 cation procedures of the Committees on Appropriations:
15 *Provided further*, That not later than 45 days after the
16 date of the enactment of this Act, the Secretary of Defense
17 shall report to the Committees on Appropriations regard-
18 ing the appropriate host institution to support and ad-
19 vance the efforts of the Defense Institute for International
20 and Legal Studies in both legal and political education:
21 *Provided further*, That none of the funds made available
22 under this heading shall be available for any non-NATO
23 country participating in the Partnership for Peace Pro-
24 gram except through the regular notification procedures
25 of the Committees on Appropriations.

1 PEACEKEEPING OPERATIONS

2 For necessary expenses to carry out the provisions
3 of section 551 of the Foreign Assistance Act of 1961,
4 \$78,000,000: *Provided*, That none of the funds appro-
5 priated under this heading shall be obligated or expended
6 except as provided through the regular notification proce-
7 dures of the Committees on Appropriations.

8 TITLE IV—MULTILATERAL ECONOMIC
9 ASSISTANCE

10 FUNDS APPROPRIATED TO THE PRESIDENT

11 INTERNATIONAL FINANCIAL INSTITUTIONS

12 GLOBAL ENVIRONMENT FACILITY

13 For the United States contribution for the Global En-
14 vironment Facility, \$35,800,000, to the International
15 Bank for Reconstruction and Development as trustee for
16 the Global Environment Facility, by the Secretary of the
17 Treasury, to remain available until expended.

18 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
19 ASSOCIATION

20 For payment to the International Development Asso-
21 ciation by the Secretary of the Treasury, \$625,000,000,
22 to remain available until expended.

23 CONTRIBUTION TO THE MULTILATERAL INVESTMENT
24 GUARANTEE AGENCY

25 For payment to the Multilateral Investment Guar-
26 antee Agency by the Secretary of the Treasury,

1 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

2 The United States Governor of the Asian Develop-
3 ment Bank may subscribe without fiscal year limitation
4 to the callable capital portion of the United States share
5 of such capital stock in an amount not to exceed
6 \$672,745,205.

7 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

8 For the United States contribution by the Secretary
9 of the Treasury to the increase in resources of the Asian
10 Development Fund, as authorized by the Asia Develop-
11 ment Bank Act, as amended, \$77,000,000, to remain
12 available until expended, for contributions previously due.

13 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

14 For the United States contribution by the Secretary
15 of the Treasury to the increase in resources of the African
16 Development Fund, \$78,000,000, to remain available until
17 expended.

18 CONTRIBUTION TO THE EUROPEAN BANK FOR
19 RECONSTRUCTION AND DEVELOPMENT

20 For payment to the European Bank for Reconstruc-
21 tion and Development by the Secretary of the Treasury,
22 \$35,778,717, for the United States share of the paid-in
23 portion of the increase in capital stock, to remain available
24 until expended.

1 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

2 The United States Governor of the European Bank
3 for Reconstruction and Development may subscribe with-
4 out fiscal year limitation to the callable capital portion of
5 the United States share of such capital stock in an amount
6 not to exceed \$123,237,803.

7 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

8 For necessary expenses to carry out the provisions
9 of section 301 of the Foreign Assistance Act of 1961, and
10 of section 2 of the United Nations Environment Program
11 Participation Act of 1973, \$170,000,000: *Provided*, That
12 none of the funds appropriated under this heading shall
13 be made available for the United Nations Fund for
14 Science and Technology: *Provided further*, That not less
15 than \$5,000,000 should be made available to the World
16 Food Program: *Provided further*, That none of the funds
17 appropriated under this heading may be made available
18 to the Korean Peninsula Energy Development Organiza-
19 tion (KEDO) or the International Atomic Energy Agency
20 (IAEA).

21 TITLE V—GENERAL PROVISIONS

22 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

23 SEC. 501. Except for the appropriations entitled
24 “International Disaster Assistance”, and “United States
25 Emergency Refugee and Migration Assistance Fund”, not

1 more than 15 percent of any appropriation item made
2 available by this Act shall be obligated during the last
3 month of availability.

4 PROHIBITION OF BILATERAL FUNDING FOR
5 INTERNATIONAL FINANCIAL INSTITUTIONS

6 SEC. 502. Notwithstanding section 614 of the For-
7 eign Assistance Act of 1961, none of the funds contained
8 in title II of this Act may be used to carry out the provi-
9 sions of section 209(d) of the Foreign Assistance Act of
10 1961: *Provided*, That none of the funds appropriated by
11 title II of this Act may be transferred by the Agency for
12 International Development directly to an international fi-
13 nancial institution (as defined in section 533 of this Act)
14 for the purpose of repaying a foreign country's loan obliga-
15 tions to such institution.

16 LIMITATION ON RESIDENCE EXPENSES

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

24 LIMITATION ON EXPENSES

25 SEC. 504. Of the funds appropriated or made avail-
26 able pursuant to this Act, not to exceed \$5,000 shall be

1 for entertainment expenses of the Agency for International
2 Development during the current fiscal year.

3 LIMITATION ON REPRESENTATIONAL ALLOWANCES

4 SEC. 505. Of the funds appropriated or made avail-
5 able pursuant to this Act, not to exceed \$95,000 shall be
6 available for representation allowances for the Agency for
7 International Development during the current fiscal year:
8 *Provided*, That appropriate steps shall be taken to assure
9 that, to the maximum extent possible, United States-
10 owned foreign currencies are utilized in lieu of dollars:
11 *Provided further*, That of the funds made available by this
12 Act for general costs of administering military assistance
13 and sales under the heading “Foreign Military Financing
14 Program”, not to exceed \$2,000 shall be available for en-
15 tertainment expenses and not to exceed \$50,000 shall be
16 available for representation allowances: *Provided further*,
17 That of the funds made available by this Act under the
18 heading “International Military Education and Training”,
19 not to exceed \$50,000 shall be available for entertainment
20 allowances: *Provided further*, That of the funds made
21 available by this Act for the Inter-American Foundation,
22 not to exceed \$2,000 shall be available for entertainment
23 and representation allowances: *Provided further*, That of
24 the funds made available by this Act for the Peace Corps,
25 not to exceed a total of \$4,000 shall be available for enter-
26 tainment expenses: *Provided further*, That of the funds

1 made available by this Act under the heading “Trade and
2 Development Agency”, not to exceed \$2,000 shall be avail-
3 able for representation and entertainment allowances.

4 PROHIBITION ON FINANCING NUCLEAR GOODS

5 SEC. 506. None of the funds appropriated or made
6 available (other than funds for “Nonproliferation, Anti-
7 terrorism, Demining and Related Programs”) pursuant to
8 this Act, for carrying out the Foreign Assistance Act of
9 1961, may be used, except for purposes of nuclear safety,
10 to finance the export of nuclear equipment, fuel, or tech-
11 nology.

12 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
13 COUNTRIES

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

22 MILITARY COUPS

23 SEC. 508. None of the funds appropriated or other-
24 wise made available pursuant to this Act shall be obligated
25 or expended to finance directly any assistance to any coun-
26 try whose duly elected head of government is deposed by

1 military coup or decree: *Provided*, That assistance may be
2 resumed to such country if the President determines and
3 reports to the Committees on Appropriations that subse-
4 quent to the termination of assistance a democratically
5 elected government has taken office.

6 TRANSFERS BETWEEN ACCOUNTS

7 SEC. 509. None of the funds made available by this
8 Act may be obligated under an appropriation account to
9 which they were not appropriated, except for transfers
10 specifically provided for in this Act, unless the President,
11 prior to the exercise of any authority contained in the For-
12 eign Assistance Act of 1961 to transfer funds, consults
13 with and provides a written policy justification to the
14 Committees on Appropriations of the House of Represent-
15 atives and the Senate.

16 DEOBLIGATION/REOBLIGATION AUTHORITY

17 SEC. 510. (a) Amounts certified pursuant to section
18 1311 of the Supplemental Appropriations Act, 1955, as
19 having been obligated against appropriations heretofore
20 made under the authority of the Foreign Assistance Act
21 of 1961 for the same general purpose as any of the head-
22 ings under title II of this Act are, if deobligated, hereby
23 continued available for the same period as the respective
24 appropriations under such headings or until September
25 30, 2000, whichever is later, and for the same general pur-
26 pose, and for countries within the same region as origi-

1 nally obligated: *Provided*, That the Appropriations Com-
2 mittees of both Houses of the Congress are notified 15
3 days in advance of the reobligation of such funds in ac-
4 cordance with regular notification procedures of the Com-
5 mittees on Appropriations.

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

14 AVAILABILITY OF FUNDS

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

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

12 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

13 SEC. 512. No part of any appropriation contained in
14 this Act shall be used to furnish assistance to any country
15 which is in default during a period in excess of one cal-
16 endar year in payment to the United States of principal
17 or interest on any loan made to such country by the
18 United States pursuant to a program for which funds are
19 appropriated under this Act: *Provided*, That this section
20 and section 620(q) of the Foreign Assistance Act of 1961
21 shall not apply to funds made available for any narcotics-
22 related assistance for Colombia, Bolivia, and Peru author-
23 ized by the Foreign Assistance Act of 1961 or the Arms
24 Export Control Act.

1 COMMERCE AND TRADE

2 SEC. 513. (a) None of the funds appropriated or
3 made available pursuant to this Act for direct assistance
4 and none of the funds otherwise made available pursuant
5 to this Act to the Export-Import Bank and the Overseas
6 Private Investment Corporation shall be obligated or ex-
7 pended to finance any loan, any assistance or any other
8 financial commitments for establishing or expanding pro-
9 duction of any commodity for export by any country other
10 than the United States, if the commodity is likely to be
11 in surplus on world markets at the time the resulting pro-
12 ductive capacity is expected to become operative and if the
13 assistance will cause substantial injury to United States
14 producers of the same, similar, or competing commodity:
15 *Provided*, That such prohibition shall not apply to the Ex-
16 port-Import Bank if in the judgment of its Board of Direc-
17 tors the benefits to industry and employment in the
18 United States are likely to outweigh the injury to United
19 States producers of the same, similar, or competing com-
20 modity, and the Chairman of the Board so notifies the
21 Committees on Appropriations.

22 (b) None of the funds appropriated by this or any
23 other Act to carry out chapter 1 of part I of the Foreign
24 Assistance Act of 1961 shall be available for any testing
25 or breeding feasibility study, variety improvement or intro-

1 the production or extraction of any commodity or mineral
2 for export, if it is in surplus on world markets and if the
3 assistance will cause substantial injury to United States
4 producers of the same, similar, or competing commodity.

5 NOTIFICATION REQUIREMENTS

6 SEC. 515. (a) For the purposes of providing the execu-
7 tive branch with the necessary administrative flexibility,
8 none of the funds made available under this Act for “Child
9 Survival and Disease Programs Fund”, “Development As-
10 sistance”, “International Organizations and Programs”,
11 “Trade and Development Agency”, “International Nar-
12 cotics Control and Law Enforcement”, “Assistance for
13 Eastern Europe and the Baltic States”, “Assistance for
14 the Independent States of the Former Soviet Union”,
15 “Economic Support Fund”, “Peacekeeping Operations”,
16 “Operating Expenses of the Agency for International De-
17 velopment”, “Operating Expenses of the Agency for Inter-
18 national Development Office of Inspector General”, “Non-
19 proliferation, Anti-terrorism, Demining and Related Pro-
20 grams”, “Foreign Military Financing Program”, “Inter-
21 national Military Education and Training”, “Peace
22 Corps”, and “Migration and Refugee Assistance”, shall be
23 available for obligation for activities, programs, projects,
24 type of materiel assistance, countries, or other operations
25 not justified or in excess of the amount justified to the
26 Appropriations Committees for obligation under any of

1 these specific headings unless the Appropriations Commit-
2 tees of both Houses of Congress are previously notified
3 15 days in advance: *Provided*, That the President shall
4 not enter into any commitment of funds appropriated for
5 the purposes of section 23 of the Arms Export Control
6 Act for the provision of major defense equipment, other
7 than conventional ammunition, or other major defense
8 items defined to be aircraft, ships, missiles, or combat ve-
9 hicles, not previously justified to Congress or 20 percent
10 in excess of the quantities justified to Congress unless the
11 Committees on Appropriations are notified 15 days in ad-
12 vance of such commitment: *Provided further*, That this
13 section shall not apply to any reprogramming for an activ-
14 ity, program, or project under chapter 1 of part I of the
15 Foreign Assistance Act of 1961 of less than 10 percent
16 of the amount previously justified to the Congress for obli-
17 gation for such activity, program, or project for the cur-
18 rent fiscal year: *Provided further*, That the requirements
19 of this section or any similar provision of this Act or any
20 other Act, including any prior Act requiring notification
21 in accordance with the regular notification procedures of
22 the Committees on Appropriations, may be waived if fail-
23 ure to do so would pose a substantial risk to human health
24 or welfare: *Provided further*, That in case of any such
25 waiver, notification to the Congress, or the appropriate

1 congressional committees, shall be provided as early as
2 practicable, but in no event later than 3 days after taking
3 the action to which such notification requirement was ap-
4 plicable, in the context of the circumstances necessitating
5 such waiver: *Provided further*, That any notification pro-
6 vided pursuant to such a waiver shall contain an expla-
7 nation of the emergency circumstances.

8 (b) Drawdowns made pursuant to section 506(a)(2)
9 of the Foreign Assistance Act of 1961 shall be subject to
10 the regular notification procedures of the Committees on
11 Appropriations.

12 LIMITATION ON AVAILABILITY OF FUNDS FOR
13 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

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

23 INDEPENDENT STATES OF THE FORMER SOVIET UNION

24 SEC. 517. (a) None of the funds appropriated under
25 the heading "Assistance for the Independent States of the
26 Former Soviet Union" shall be made available for assist-

1 ance for a government of an Independent State of the
2 former Soviet Union—

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

8 (2) if that government applies or transfers
9 United States assistance to any entity for the pur-
10 pose of expropriating or seizing ownership or control
11 of assets, investments, or ventures.

12 Assistance may be furnished without regard to this sub-
13 section if the President determines that to do so is in the
14 national interest.

15 (b) None of the funds appropriated under the heading
16 “Assistance for the Independent States of the Former So-
17 viet Union” shall be made available for assistance for a
18 government of an Independent State of the former Soviet
19 Union if that government directs any action in violation
20 of the territorial integrity or national sovereignty of any
21 other Independent State of the former Soviet Union, such
22 as those violations included in the Helsinki Final Act: *Pro-*
23 *vided*, That such funds may be made available without re-
24 gard to the restriction in this subsection if the President

1 determines that to do so is in the national security interest
2 of the United States.

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

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

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

18 (f) Funds appropriated in this or prior appropriations
19 Acts that are or have been made available for an Enter-
20 prise Fund in the Independent States of the Former So-
21 viet Union may be deposited by such Fund in interest-
22 bearing accounts prior to the disbursement of such funds
23 by the Fund for program purposes. The Fund may retain
24 for such program purposes any interest earned on such
25 deposits without returning such interest to the Treasury

1 of the United States and without further appropriation by
2 the Congress. Funds made available for Enterprise Funds
3 shall be expended at the minimum rate necessary to make
4 timely payment for projects and activities.

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

19 PROHIBITION ON FUNDING FOR ABORTIONS AND
20 INVOLUNTARY STERILIZATION

21 SEC. 518. None of the funds made available to carry
22 out part I of the Foreign Assistance Act of 1961, as
23 amended, may be used to pay for the performance of abor-
24 tions as a method of family planning or to motivate or
25 coerce any person to practice abortions. None of the funds
26 made available to carry out part I of the Foreign Assist-

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

19 EXPORT FINANCING TRANSFER AUTHORITIES

20 SEC. 519. Not to exceed 5 percent of any appropria-
21 tion other than for administrative expenses made available
22 for fiscal year 2000, for programs under title I of this
23 Act may be transferred between such appropriations for
24 use for any of the purposes, programs, and activities for
25 which the funds in such receiving account may be used,
26 but no such appropriation, except as otherwise specifically

1 provided, shall be increased by more than 25 percent by
2 any such transfer: *Provided*, That the exercise of such au-
3 thority shall be subject to the regular notification proce-
4 dures of the Committees on Appropriations.

5 SPECIAL NOTIFICATION REQUIREMENTS

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

12 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

13 SEC. 521. For the purpose of this Act, “program,
14 project, and activity” shall be defined at the appropria-
15 tions Act account level and shall include all appropriations
16 and authorizations Acts earmarks, ceilings, and limita-
17 tions with the exception that for the following accounts:
18 Economic Support Fund and Foreign Military Financing
19 Program, “program, project, and activity” shall also be
20 considered to include country, regional, and central pro-
21 gram level funding within each such account; for the devel-
22 opment assistance accounts of the Agency for Inter-
23 national Development “program, project, and activity”
24 shall also be considered to include central program level
25 funding, either as: (1) justified to the Congress; or (2)
26 allocated by the executive branch in accordance with a re-

1 port, to be provided to the Committees on Appropriations
2 within 30 days of the enactment of this Act, as required
3 by section 653(a) of the Foreign Assistance Act of 1961.

4 CHILD SURVIVAL AND DISEASE PREVENTION ACTIVITIES

5 SEC. 522. Up to \$10,000,000 of the funds made
6 available by this Act for assistance under the heading
7 “Child Survival and Disease Programs Fund”, may be
8 used to reimburse United States Government agencies,
9 agencies of State governments, institutions of higher
10 learning, and private and voluntary organizations for the
11 full cost of individuals (including for the personal services
12 of such individuals) detailed or assigned to, or contracted
13 by, as the case may be, the Agency for International De-
14 velopment for the purpose of carrying out child survival,
15 basic education, and infectious disease activities: *Provided*,
16 That up to \$1,500,000 of the funds made available by this
17 Act for assistance under the heading “Development As-
18 sistance” may be used to reimburse such agencies, institu-
19 tions, and organizations for such costs of such individuals
20 carrying out other development assistance activities: *Pro-*
21 *vided further*, That funds appropriated by this Act that
22 are made available for child survival activities or disease
23 programs including activities relating to research on, and
24 the prevention, treatment and control of, Acquired Im-
25 mune Deficiency Syndrome may be made available not-
26 withstanding any provision of law that restricts assistance

1 to foreign countries: *Provided further*, That funds appro-
2 priated under title II of this Act may be made available
3 pursuant to section 301 of the Foreign Assistance Act of
4 1961 if a primary purpose of the assistance is for child
5 survival and related programs: *Provided further*, That
6 funds appropriated by this Act that are made available
7 for family planning activities may be made available not-
8 withstanding section 512 of this Act and section 620(q)
9 of the Foreign Assistance Act of 1961.

10 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN
11 COUNTRIES

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

19 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

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

1 defense articles under the Arms Export Control Act, the
2 Department of Defense shall notify the Committees on
3 Appropriations in accordance with the regular notification
4 procedures of such Committees: *Provided further*, That
5 such Committees shall also be informed of the original ac-
6 quisition cost of such defense articles.

7 AUTHORIZATION REQUIREMENT

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

12 DEMOCRACY IN CHINA

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

1 that are made available for the National Endowment for
2 Democracy or its grantees may be made available for ac-
3 tivities to foster democracy in that country notwith-
4 standing this proviso and any other provision of law: *Pro-*
5 *vided further*, That funds made available pursuant to the
6 authority of this section shall be subject to the regular
7 notification procedures of the Committees on Appropria-
8 tions: *Provided further*, That notwithstanding any other
9 provision of law that restricts assistance to foreign coun-
10 tries, of the funds appropriated by this Act under the
11 heading “Economic Support Fund”, \$1,000,000 shall be
12 made available to the Robert F. Kennedy Memorial Center
13 for Human Rights for a project to disseminate informa-
14 tion and support research about the People’s Republic of
15 China, and related activities.

16 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST
17 COUNTRIES

18 SEC. 527. (a) Notwithstanding any other provision
19 of law, funds appropriated for bilateral assistance under
20 any heading of this Act and funds appropriated under any
21 such heading in a provision of law enacted prior to enact-
22 ment of this Act, shall not be made available to any coun-
23 try which the President determines—

24 (1) grants sanctuary from prosecution to any
25 individual or group which has committed an act of
26 international terrorism; or

1 (2) otherwise supports international terrorism.

2 (b) The President may waive the application of sub-
3 section (a) to a country if the President determines that
4 national security or humanitarian reasons justify such
5 waiver. The President shall publish each waiver in the
6 Federal Register and, at least 15 days before the waiver
7 takes effect, shall notify the Committees on Appropria-
8 tions of the waiver (including the justification for the waiv-
9 er) in accordance with the regular notification procedures
10 of the Committees on Appropriations.

11 COMMERCIAL LEASING OF DEFENSE ARTICLES

12 SEC. 528. Notwithstanding any other provision of
13 law, and subject to the regular notification procedures of
14 the Committees on Appropriations, the authority of sec-
15 tion 23(a) of the Arms Export Control Act may be used
16 to provide financing to Israel, Egypt and NATO and
17 major non-NATO allies for the procurement by leasing
18 (including leasing with an option to purchase) of defense
19 articles from United States commercial suppliers, not in-
20 cluding Major Defense Equipment (other than helicopters
21 and other types of aircraft having possible civilian applica-
22 tion), if the President determines that there are compel-
23 ling foreign policy or national security reasons for those
24 defense articles being provided by commercial lease rather
25 than by government-to-government sale under such Act.

1 this Act and any interest earned on such investment shall
2 be used for the purpose for which the assistance was pro-
3 vided to that organization.

4 SEPARATE ACCOUNTS

5 SEC. 532. (a) SEPARATE ACCOUNTS FOR LOCAL
6 CURRENCIES.—(1) If assistance is furnished to the gov-
7 ernment of a foreign country under chapters 1 and 10 of
8 part I or chapter 4 of part II of the Foreign Assistance
9 Act of 1961 under agreements which result in the genera-
10 tion of local currencies of that country, the Administrator
11 of the Agency for International Development shall—

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

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

16 (i) the amount of the local currencies to be
17 generated; and

18 (ii) the terms and conditions under which
19 the currencies so deposited may be utilized, con-
20 sistent with this section; and

21 (C) establish by agreement with that govern-
22 ment the responsibilities of the Agency for Inter-
23 national Development and that government to mon-
24 itor and account for deposits into and disbursements
25 from the separate account.

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

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

9 (i) project and sector assistance activities;

10 or

11 (ii) debt and deficit financing; or

12 (B) for the administrative requirements of the
13 United States Government.

14 (3) PROGRAMMING ACCOUNTABILITY.—The Agency
15 for International Development shall take all necessary
16 steps to ensure that the equivalent of the local currencies
17 disbursed pursuant to subsection (a)(2)(A) from the sepa-
18 rate account established pursuant to subsection (a)(1) are
19 used for the purposes agreed upon pursuant to subsection
20 (a)(2).

21 (4) TERMINATION OF ASSISTANCE PROGRAMS.—
22 Upon termination of assistance to a country under chap-
23 ters 1 or 10 of part I or chapter 4 of part II (as the case
24 may be), any unencumbered balances of funds which re-
25 main in a separate account established pursuant to sub-

1 section (a) shall be disposed of for such purposes as may
2 be agreed to by the government of that country and the
3 United States Government.

4 (5) REPORTING REQUIREMENT.—The Administrator
5 of the Agency for International Development shall report
6 on an annual basis as part of the justification documents
7 submitted to the Committees on Appropriations on the use
8 of local currencies for the administrative requirements of
9 the United States Government as authorized in subsection
10 (a)(2)(B), and such report shall include the amount of
11 local currency (and United States dollar equivalent) used
12 and/or to be used for such purpose in each applicable
13 country.

14 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—
15 (1) If assistance is made available to the government of
16 a foreign country, under chapters 1 or 10 of part I or
17 chapter 4 of part II of the Foreign Assistance Act of 1961,
18 as cash transfer assistance or as nonproject sector assist-
19 ance, that country shall be required to maintain such
20 funds in a separate account and not commingle them with
21 any other funds.

22 (2) APPLICABILITY OF OTHER PROVISIONS OF
23 LAW.—Such funds may be obligated and expended not-
24 withstanding provisions of law which are inconsistent with
25 the nature of this assistance including provisions which

1 are referenced in the Joint Explanatory Statement of the
2 Committee of Conference accompanying House Joint Res-
3 olution 648 (H. Report No. 98–1159).

4 (3) NOTIFICATION.—At least 15 days prior to obli-
5 gating any such cash transfer or nonproject sector assist-
6 ance, the President shall submit a notification through the
7 regular notification procedures of the Committees on Ap-
8 propriations, which shall include a detailed description of
9 how the funds proposed to be made available will be used,
10 with a discussion of the United States interests that will
11 be served by the assistance (including, as appropriate, a
12 description of the economic policy reforms that will be pro-
13 moted by such assistance).

14 (4) EXEMPTION.—Nonproject sector assistance funds
15 may be exempt from the requirements of subsection (b)(1)
16 only through the notification procedures of the Commit-
17 tees on Appropriations.

18 COMPENSATION FOR UNITED STATES EXECUTIVE
19 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

20 SEC. 533. (a) No funds appropriated by this Act may
21 be made as payment to any international financial institu-
22 tion while the United States Executive Director to such
23 institution is compensated by the institution at a rate
24 which, together with whatever compensation such Director
25 receives from the United States, is in excess of the rate
26 provided for an individual occupying a position at level IV

1 of the Executive Schedule under section 5315 of title 5,
2 United States Code, or while any alternate United States
3 Director to such institution is compensated by the institu-
4 tion at a rate in excess of the rate provided for an indi-
5 vidual occupying a position at level V of the Executive
6 Schedule under section 5316 of title 5, United States
7 Code.

8 (b) For purposes of this section, “international finan-
9 cial institutions” are: the International Bank for Recon-
10 struction and Development, the Inter-American Develop-
11 ment Bank, the Asian Development Bank, the Asian De-
12 velopment Fund, the African Development Bank, the Afri-
13 can Development Fund, the International Monetary Fund,
14 the North American Development Bank, and the Euro-
15 pean Bank for Reconstruction and Development.

16 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST
17 IRAQ

18 SEC. 534. None of the funds appropriated or other-
19 wise made available pursuant to this Act to carry out the
20 Foreign Assistance Act of 1961 (including title IV of
21 chapter 2 of part I, relating to the Overseas Private In-
22 vestment Corporation) or the Arms Export Control Act
23 may be used to provide assistance to any country that is
24 not in compliance with the United Nations Security Coun-
25 cil sanctions against Iraq unless the President determines
26 and so certifies to the Congress that—

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

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

5 (3) the assistance to be provided will be human-
6 itarian assistance for foreign nationals who have fled
7 Iraq and Kuwait.

8 AUTHORITIES FOR THE PEACE CORPS, INTERNATIONAL
9 FUND FOR AGRICULTURAL DEVELOPMENT, INTER-
10 AMERICAN FOUNDATION AND AFRICAN DEVELOP-
11 MENT FOUNDATION

12 SEC. 535. (a) Unless expressly provided to the con-
13 trary, provisions of this or any other Act, including provi-
14 sions contained in prior Acts authorizing or making appro-
15 priations for foreign operations, export financing, and re-
16 lated programs, shall not be construed to prohibit activi-
17 ties authorized by or conducted under the Peace Corps
18 Act, the Inter-American Foundation Act or the African
19 Development Foundation Act. The agency shall promptly
20 report to the Committees on Appropriations whenever it
21 is conducting activities or is proposing to conduct activi-
22 ties in a country for which assistance is prohibited.

23 (b) Unless expressly provided to the contrary, limita-
24 tions on the availability of funds for “International Orga-
25 nizations and Programs” in this or any other Act, includ-
26 ing prior appropriations Acts, shall not be construed to

1 be applicable to the International Fund for Agricultural
2 Development.

3 IMPACT ON JOBS IN THE UNITED STATES

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

6 (a) any financial incentive to a business enter-
7 prise currently located in the United States for the
8 purpose of inducing such an enterprise to relocate
9 outside the United States if such incentive or in-
10 ducement is likely to reduce the number of employ-
11 ees of such business enterprise in the United States
12 because United States production is being replaced
13 by such enterprise outside the United States;

14 (b) assistance for the purpose of establishing or
15 developing in a foreign country any export proc-
16 essing zone or designated area in which the tax, tar-
17 iff, labor, environment, and safety laws of that coun-
18 try do not apply, in part or in whole, to activities
19 carried out within that zone or area, unless the
20 President determines and certifies that such assist-
21 ance is not likely to cause a loss of jobs within the
22 United States; or

23 (c) assistance for any project or activity that
24 contributes to the violation of internationally recog-
25 nized workers rights, as defined in section 502(a)(4)
26 of the Trade Act of 1974, of workers in the recipient

1 country, including any designated zone or area in
2 that country: *Provided*, That in recognition that the
3 application of this subsection should be commensu-
4 rate with the level of development of the recipient
5 country and sector, the provisions of this subsection
6 shall not preclude assistance for the informal sector
7 in such country, micro and small-scale enterprise,
8 and smallholder agriculture.

9 FUNDING PROHIBITION FOR SERBIA

10 SEC. 537. None of the funds appropriated by this Act
11 may be made available for assistance for the Republic of
12 Serbia: *Provided*, That this restriction shall not apply to
13 assistance for Kosova or Montenegro, or to assistance to
14 promote democratization: *Provided further*, That section
15 620(t) of the Foreign Assistance Act of 1961, as amended,
16 shall not apply to Kosova or Montenegro.

17 SPECIAL AUTHORITIES

18 SEC. 538. (a) Funds appropriated in titles I and II
19 of this Act that are made available for Afghanistan, Leb-
20 anon, Montenegro, and for victims of war, displaced chil-
21 dren, displaced Burmese, humanitarian assistance for Ro-
22 mania, and humanitarian assistance for the peoples of
23 Kosova, may be made available notwithstanding any other
24 provision of law: *Provided*, That any such funds that are
25 made available for Cambodia shall be subject to the provi-
26 sions of section 531(e) of the Foreign Assistance Act of

1 1961 and section 906 of the International Security and
2 Development Cooperation Act of 1985.

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

13 (c) The Agency for International Development may
14 employ personal services contractors, notwithstanding any
15 other provision of law, for the purpose of administering
16 programs for the West Bank and Gaza.

17 (d)(1) WAIVER.—The President may waive the provi-
18 sions of section 1003 of Public Law 100–204 if the Presi-
19 dent determines and certifies in writing to the Speaker
20 of the House of Representatives and the President pro
21 tempore of the Senate that it is important to the national
22 security interests of the United States.

23 (2) PERIOD OF APPLICATION OF WAIVER.—Any
24 waiver pursuant to paragraph (1) shall be effective for no

1 more than a period of 6 months at a time and shall not
2 apply beyond 12 months after enactment of this Act.

3 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT
4 OF ISRAEL

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

6 (1) the Arab League countries should imme-
7 diately and publicly renounce the primary boycott of
8 Israel and the secondary and tertiary boycott of
9 American firms that have commercial ties with
10 Israel;

11 (2) the decision by the Arab League in 1997 to
12 reinstate the boycott against Israel was deeply trou-
13 bling and disappointing;

14 (3) the Arab League should immediately re-
15 scind its decision on the boycott and its members
16 should develop normal relations with their neighbor
17 Israel; and

18 (4) the President should—

19 (A) take more concrete steps to encourage
20 vigorously Arab League countries to renounce
21 publicly the primary boycotts of Israel and the
22 secondary and tertiary boycotts of American
23 firms that have commercial relations with Israel
24 as a confidence-building measure;

25 (B) take into consideration the participa-
26 tion of any recipient country in the primary

1 boycott of Israel and the secondary and tertiary
2 boycotts of American firms that have commer-
3 cial relations with Israel when determining
4 whether to sell weapons to said country;

5 (C) report to Congress on the specific
6 steps being taken by the President to bring
7 about a public renunciation of the Arab primary
8 boycott of Israel and the secondary and tertiary
9 boycotts of American firms that have commer-
10 cial relations with Israel and to expand the
11 process of normalizing ties between Arab
12 League countries and Israel; and

13 (D) encourage the allies and trading part-
14 ners of the United States to enact laws prohib-
15 iting businesses from complying with the boy-
16 cott and penalizing businesses that do comply.

17 ANTI-NARCOTICS ACTIVITIES

18 SEC. 540. Of the funds appropriated or otherwise
19 made available by this Act for “Economic Support Fund”,
20 assistance may be provided to strengthen the administra-
21 tion of justice in countries in Latin America and the Car-
22 ibbean and in other regions consistent with the provisions
23 of section 534(b) of the Foreign Assistance Act of 1961,
24 except that programs to enhance protection of participants
25 in judicial cases may be conducted notwithstanding section
26 660 of that Act. Funds made available pursuant to this

1 section may be made available notwithstanding section
2 534(e) and the second and third sentences of section
3 534(e) of the Foreign Assistance Act of 1961.

4 ELIGIBILITY FOR ASSISTANCE

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

1 nothing in this subsection shall be construed to alter any
2 existing statutory prohibitions against abortion or involun-
3 tary sterilizations contained in this or any other Act.

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

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

15 (1) with respect to section 620A of the Foreign
16 Assistance Act or any comparable provision of law
17 prohibiting assistance to countries that support
18 international terrorism; or

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

23 EARMARKS

24 SEC. 542. (a) Funds appropriated by this Act which
25 are earmarked may be reprogrammed for other programs
26 within the same account notwithstanding the earmark if

1 compliance with the earmark is made impossible by oper-
2 ation of any provision of this or any other Act or, with
3 respect to a country with which the United States has an
4 agreement providing the United States with base rights
5 or base access in that country, if the President determines
6 that the recipient for which funds are earmarked has sig-
7 nificantly reduced its military or economic cooperation
8 with the United States since enactment of the Foreign Op-
9 erations, Export Financing, and Related Programs Appro-
10 priations Act, 1991; however, before exercising the author-
11 ity of this subsection with regard to a base rights or base
12 access country which has significantly reduced its military
13 or economic cooperation with the United States, the Presi-
14 dent shall consult with, and shall provide a written policy
15 justification to the Committees on Appropriations: *Pro-*
16 *vided*, That any such reprogramming shall be subject to
17 the regular notification procedures of the Committees on
18 Appropriations: *Provided further*, That assistance that is
19 reprogrammed pursuant to this subsection shall be made
20 available under the same terms and conditions as origi-
21 nally provided.

22 (b) In addition to the authority contained in sub-
23 section (a), the original period of availability of funds ap-
24 propriated by this Act and administered by the Agency
25 for International Development that are earmarked for par-

1 ticular programs or activities by this or any other Act shall
2 be extended for an additional fiscal year if the Adminis-
3 trator of such agency determines and reports promptly to
4 the Committees on Appropriations that the termination of
5 assistance to a country or a significant change in cir-
6 cumstances makes it unlikely that such earmarked funds
7 can be obligated during the original period of availability:
8 *Provided*, That such earmarked funds that are continued
9 available for an additional fiscal year shall be obligated
10 only for the purpose of such earmark.

11 CEILINGS AND EARMARKS

12 SEC. 543. Ceilings and earmarks contained in this
13 Act shall not be applicable to funds or authorities appro-
14 priated or otherwise made available by any subsequent Act
15 unless such Act specifically so directs. Earmarks or min-
16 imum funding requirements contained in any other Act
17 shall not be applicable to funds appropriated by this Act.

18 PROHIBITION ON PUBLICITY OR PROPAGANDA

19 SEC. 544. No part of any appropriation contained in
20 this Act shall be used for publicity or propaganda purposes
21 within the United States not authorized before the date
22 of the enactment of this Act by the Congress: *Provided*,
23 That not to exceed \$750,000 may be made available to
24 carry out the provisions of section 316 of Public Law 96-
25 533.

1 PURCHASE OF AMERICAN-MADE EQUIPMENT AND
2 PRODUCTS

3 SEC. 545. (a) To the maximum extent possible, as-
4 sistance provided under this Act should make full use of
5 American resources, including commodities, products, and
6 services.

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

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

17 (d) The Secretary of the Treasury shall report to
18 Congress annually on the efforts of the heads of each Fed-
19 eral agency and the United States directors of inter-
20 national financial institutions (as referenced in section
21 514) in complying with this sense of Congress.

22 PROHIBITION OF PAYMENTS TO UNITED NATIONS
23 MEMBERS

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

1 in part any assessments, arrearages, or dues of any mem-
2 ber of the United Nations or, from funds appropriated
3 by this Act to carry out chapter 1 of part I of the Foreign
4 Assistance Act of 1961, the costs for participation of an-
5 other country's delegation at international conferences
6 held under the auspices of multilateral or international or-
7 ganizations.

8 CONSULTING SERVICES

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

17 PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION

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

1 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-
2 MENTS THAT EXPORT LETHAL MILITARY EQUIP-
3 MENT TO COUNTRIES SUPPORTING INTERNATIONAL
4 TERRORISM

5 SEC. 549. (a) None of the funds appropriated or oth-
6 erwise made available by this Act may be available to any
7 foreign government which provides lethal military equip-
8 ment to a country the government of which the Secretary
9 of State has determined is a terrorist government for pur-
10 poses of section 40(d) of the Arms Export Control Act.
11 The prohibition under this section with respect to a for-
12 eign government shall terminate 12 months after that gov-
13 ernment ceases to provide such military equipment. This
14 section applies with respect to lethal military equipment
15 provided under a contract entered into after October 1,
16 1997.

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

21 (c) Whenever the waiver of subsection (b) is exer-
22 cised, the President shall submit to the appropriate con-
23 gressional committees a report with respect to the fur-
24 nishing of such assistance. Any such report shall include
25 a detailed explanation of the assistance to be provided, in-

1 cluding the estimated dollar amount of such assistance,
2 and an explanation of how the assistance furthers United
3 States national interests.

4 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

5 OWED BY FOREIGN COUNTRIES

6 SEC. 550. (a) IN GENERAL.—Of the funds made
7 available for a foreign country under part I of the Foreign
8 Assistance Act of 1961, an amount equivalent to 110 per-
9 cent of the total unpaid fully adjudicated parking fines
10 and penalties owed to the District of Columbia by such
11 country as of the date of the enactment of this Act shall
12 be withheld from obligation for such country until the Sec-
13 retary of State certifies and reports in writing to the ap-
14 propriate congressional committees that such fines and
15 penalties are fully paid to the government of the District
16 of Columbia.

17 (b) DEFINITION.—For purposes of this section, the
18 term “appropriate congressional committees” means the
19 Committee on Foreign Relations and the Committee on
20 Appropriations of the Senate and the Committee on Inter-
21 national Relations and the Committee on Appropriations
22 of the House of Representatives.

23 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE

24 WEST BANK AND GAZA

25 SEC. 551. None of the funds appropriated by this Act
26 may be obligated for assistance for the Palestine Libera-

1 tion Organization for the West Bank and Gaza unless the
2 President has exercised the authority under section 604(a)
3 of the Middle East Peace Facilitation Act of 1995 (title
4 VI of Public Law 104–107) or any other legislation to sus-
5 pend or make inapplicable section 307 of the Foreign As-
6 sistance Act of 1961 and that suspension is still in effect:
7 *Provided*, That if the President fails to make the certifi-
8 cation under section 604(b)(2) of the Middle East Peace
9 Facilitation Act of 1995 or to suspend the prohibition
10 under other legislation, funds appropriated by this Act
11 may not be obligated for assistance for the Palestine Lib-
12 eration Organization for the West Bank and Gaza.

13 WAR CRIMES TRIBUNALS DRAWDOWN

14 SEC. 552. If the President determines that doing so
15 will contribute to a just resolution of charges regarding
16 genocide or other violations of international humanitarian
17 law, the President may direct a drawdown pursuant to sec-
18 tion 552(e) of the Foreign Assistance Act of 1961, as
19 amended, of up to \$30,000,000 of commodities and serv-
20 ices for the United Nations War Crimes Tribunal estab-
21 lished with regard to the former Yugoslavia by the United
22 Nations Security Council or such other tribunals or com-
23 missions as the Council may establish to deal with such
24 violations, without regard to the ceiling limitation con-
25 tained in paragraph (2) thereof: *Provided*, That the deter-
26 mination required under this section shall be in lieu of

1 any determinations otherwise required under section
2 552(c): *Provided further*, That 60 days after the date of
3 the enactment of this Act, and every 180 days thereafter,
4 the Secretary of State shall submit a report to the Com-
5 mittees on Appropriations describing the steps the United
6 States Government is taking to collect information regard-
7 ing allegations of genocide or other violations of inter-
8 national law in the former Yugoslavia and to furnish that
9 information to the United Nations War Crimes Tribunal
10 for the former Yugoslavia: *Provided further*, That the
11 drawdown made under this section for any tribunal shall
12 not be construed as an endorsement or precedent for the
13 establishment of any standing or permanent international
14 criminal tribunal or court: *Provided further*, That funds
15 made available for tribunals other than Yugoslavia or
16 Rwanda shall be made available subject to the regular no-
17 tification procedures of the Committees on Appropria-
18 tions.

19 LANDMINES

20 SEC. 553. Notwithstanding any other provision of
21 law, demining equipment available to the Agency for Inter-
22 national Development and the Department of State and
23 used in support of the clearance of landmines and
24 unexploded ordnance for humanitarian purposes may be
25 disposed of on a grant basis in foreign countries, subject
26 to such terms and conditions as the President may pre-

1 scribe: *Provided*, That section 1365(c) of the National De-
2 fense Authorization Act for Fiscal Year 1993 (Public Law
3 102-484; 22 U.S.C., 2778 note) is amended by striking
4 out “During the five-year period beginning on October 23,
5 1992” and inserting in lieu thereof “During the eleven-
6 year period beginning on October 23, 1992”.

7 RESTRICTIONS CONCERNING THE PALESTINIAN

8 AUTHORITY

9 SEC. 554. None of the funds appropriated by this Act
10 may be obligated or expended to create in any part of Je-
11 rusalem a new office of any department or agency of the
12 United States Government for the purpose of conducting
13 official United States Government business with the Pal-
14 estinian Authority over Gaza and Jericho or any successor
15 Palestinian governing entity provided for in the Israel-
16 PLO Declaration of Principles: *Provided*, That this re-
17 striction shall not apply to the acquisition of additional
18 space for the existing Consulate General in Jerusalem:
19 *Provided further*, That meetings between officers and em-
20 ployees of the United States and officials of the Pales-
21 tinian Authority, or any successor Palestinian governing
22 entity provided for in the Israel-PLO Declaration of Prin-
23 ciples, for the purpose of conducting official United States
24 Government business with such authority should continue
25 to take place in locations other than Jerusalem. As has
26 been true in the past, officers and employees of the United

1 States Government may continue to meet in Jerusalem on
2 other subjects with Palestinians (including those who now
3 occupy positions in the Palestinian Authority), have social
4 contacts, and have incidental discussions.

5 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

6 SEC. 555. None of the funds appropriated or other-
7 wise made available by this Act under the headings “Inter-
8 national Military Education and Training” or “Foreign
9 Military Financing Program” for Informational Program
10 activities or under the headings “Child Survival and Dis-
11 ease Programs Fund”, “Development Assistance”, and
12 “Economic Support Fund” may be obligated or expended
13 to pay for—

14 (1) alcoholic beverages; or

15 (2) entertainment expenses for activities that
16 are substantially of a recreational character, includ-
17 ing entrance fees at sporting events and amusement
18 parks.

19 COMPETITIVE PRICING FOR SALES OF DEFENSE

20 ARTICLES

21 SEC. 556. Direct costs associated with meeting a for-
22 eign customer’s additional or unique requirements will
23 continue to be allowable under contracts under section
24 22(d) of the Arms Export Control Act. Loadings applica-
25 ble to such direct costs shall be permitted at the same

1 rates applicable to procurement of like items purchased
2 by the Department of Defense for its own use.

3 SPECIAL DEBT RELIEF FOR THE POOREST

4 SEC. 557. (a) AUTHORITY TO REDUCE DEBT.—The
5 President may reduce amounts owed to the United States
6 (or any agency of the United States) by an eligible country
7 as a result of—

8 (1) guarantees issued under sections 221 and
9 222 of the Foreign Assistance Act of 1961;

10 (2) credits extended or guarantees issued under
11 the Arms Export Control Act; or

12 (3) any obligation or portion of such obligation
13 for a Latin American country, to pay for purchases
14 of United States agricultural commodities guaran-
15 teed by the Commodity Credit Corporation under ex-
16 port credit guarantee programs authorized pursuant
17 to section 5(f) of the Commodity Credit Corporation
18 Charter Act of June 29, 1948, as amended, section
19 4(b) of the Food for Peace Act of 1966, as amended
20 (Public Law 89–808), or section 202 of the Agricul-
21 tural Trade Act of 1978, as amended (Public Law
22 95–501).

23 (b) LIMITATIONS.—

24 (1) The authority provided by subsection (a)
25 may be exercised only to implement multilateral offi-

1 cial debt relief ad referendum agreements, commonly
2 referred to as “Paris Club Agreed Minutes”.

3 (2) The authority provided by subsection (a)
4 may be exercised only in such amounts or to such
5 extent as is provided in advance by appropriations
6 Acts.

7 (3) The authority provided by subsection (a)
8 may be exercised only with respect to countries with
9 heavy debt burdens that are eligible to borrow from
10 the International Development Association, but not
11 from the International Bank for Reconstruction and
12 Development, commonly referred to as “IDA-only”
13 countries.

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

17 (1) does not have an excessive level of military
18 expenditures;

19 (2) has not repeatedly provided support for acts
20 of international terrorism;

21 (3) is not failing to cooperate on international
22 narcotics control matters;

23 (4) (including its military or other security
24 forces) does not engage in a consistent pattern of

1 gross violations of internationally recognized human
2 rights; and

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

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

10 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-
11 duction of debt pursuant to subsection (a) shall not be
12 considered assistance for purposes of any provision of law
13 limiting assistance to a country. The authority provided
14 by subsection (a) may be exercised notwithstanding sec-
15 tion 620(r) of the Foreign Assistance Act of 1961.

16 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES

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

19 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL
20 CERTAIN LOANS.—Notwithstanding any other provi-
21 sion of law, the President may, in accordance with
22 this section, sell to any eligible purchaser any
23 concessional loan or portion thereof made before
24 January 1, 1995, pursuant to the Foreign Assist-
25 ance Act of 1961, to the government of any eligible
26 country as defined in section 702(6) of that Act or

1 on receipt of payment from an eligible purchaser, re-
2 duce or cancel such loan or portion thereof, only for
3 the purpose of facilitating—

4 (A) debt-for-equity swaps, debt-for-develop-
5 ment swaps, or debt-for-nature swaps; or

6 (B) a debt buyback by an eligible country
7 of its own qualified debt, only if the eligible
8 country uses an additional amount of the local
9 currency of the eligible country, equal to not
10 less than 40 percent of the price paid for such
11 debt by such eligible country, or the difference
12 between the price paid for such debt and the
13 face value of such debt, to support activities
14 that link conservation and sustainable use of
15 natural resources with local community develop-
16 ment, and child survival and other child devel-
17 opment, in a manner consistent with sections
18 707 through 710 of the Foreign Assistance Act
19 of 1961, if the sale, reduction, or cancellation
20 would not contravene any term or condition of
21 any prior agreement relating to such loan.

22 (2) TERMS AND CONDITIONS.—Notwithstanding
23 any other provision of law, the President shall, in ac-
24 cordance with this section, establish the terms and

1 conditions under which loans may be sold, reduced,
2 or canceled pursuant to this section.

3 (3) ADMINISTRATION.—The Facility, as defined
4 in section 702(8) of the Foreign Assistance Act of
5 1961, shall notify the administrator of the agency
6 primarily responsible for administering part I of the
7 Foreign Assistance Act of 1961 of purchasers that
8 the President has determined to be eligible, and
9 shall direct such agency to carry out the sale, reduc-
10 tion, or cancellation of a loan pursuant to this sec-
11 tion. Such agency shall make an adjustment in its
12 accounts to reflect the sale, reduction, or cancella-
13 tion.

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

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

24 (c) ELIGIBLE PURCHASERS.—A loan may be sold
25 pursuant to subsection (a)(1)(A) only to a purchaser who

1 presents plans satisfactory to the President for using the
2 loan for the purpose of engaging in debt-for-equity swaps,
3 debt-for-development swaps, or debt-for-nature swaps.

4 (d) DEBTOR CONSULTATIONS.—Before the sale to
5 any eligible purchaser, or any reduction or cancellation
6 pursuant to this section, of any loan made to an eligible
7 country, the President should consult with the country
8 concerning the amount of loans to be sold, reduced, or
9 canceled and their uses for debt-for-equity swaps, debt-
10 for-development swaps, or debt-for-nature swaps.

11 (e) AVAILABILITY OF FUNDS.—The authority pro-
12 vided by subsection (a) may be used only with regard to
13 funds appropriated by this Act under the heading “Debt
14 Restructuring”.

15 ASSISTANCE FOR HAITI

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

19 (1) aggressive action to support the Haitian
20 National Police, including support for efforts by the
21 Inspector General to purge corrupt and politicized
22 elements from the Haitian National Police;

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

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

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

5 (5) a sustainable agricultural development pro-
6 gram; and

7 (6) establishment of an economic development
8 fund for Haiti to provide long-term, low interest
9 loans to United States investors and businesses that
10 have a demonstrated commitment to, and expertise
11 in, doing business in Haiti, in particular those busi-
12 nesses present in Haiti prior to the 1994 United Na-
13 tions embargo.

14 (b) REPORT.—Beginning 6 months after the date of
15 the enactment of this Act, and 6 months thereafter until
16 September 30, 2001, the President shall submit a report
17 to the Committee on Appropriations and the Committee
18 on Foreign Relations of the Senate and the Committee
19 on Appropriations and the Committee on International
20 Relations of the House of Representatives with regard
21 to—

22 (1) the status of each of the governmental insti-
23 tutions envisioned in the 1987 Haitian Constitution,
24 including an assessment of the extent to which offi-

1 cials in such institutions hold their positions on the
2 basis of a regular, constitutional process;

3 (2) the status of the privatization (or placement
4 under long-term private management or concession)
5 of the major public entities, including a detailed as-
6 sessment of the extent to which the Government of
7 Haiti has completed all required incorporating docu-
8 ments, the transfer of assets, and the eviction of un-
9 authorized occupants from such facilities;

10 (3) the status of efforts to re-sign and imple-
11 ment the lapsed bilateral Repatriation Agreement
12 and an assessment of the extent to which the Gov-
13 ernment of Haiti has been cooperating with the
14 United States in halting illegal emigration from
15 Haiti;

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

19 (A) an assessment of the progress that has
20 been made in bringing to justice the persons re-
21 sponsible for these extrajudicial or political
22 killings in Haiti; and

23 (B) an assessment of the extent to which
24 the Government of Haiti is cooperating with
25 United States authorities and with United

1 States-funded technical advisors to the Haitian
2 National Police in such investigations;

3 (5) an assessment of actions taken by the Gov-
4 ernment of Haiti to remove and maintain the sepa-
5 ration from the Haitian National Police, national
6 palace and residential guard, ministerial guard, and
7 any other public security entity or unit of Haiti
8 those individuals who are credibly alleged to have en-
9 gaged in or conspired to conceal gross violations of
10 internationally recognized human rights;

11 (6) the status of steps being taken to secure the
12 ratification of the maritime counter-narcotics agree-
13 ments signed October 1997;

14 (7) an assessment of the extent to which do-
15 mestic capacity to conduct free, fair, democratic, and
16 administratively sound elections has been developed
17 in Haiti; and

18 (8) an assessment of the extent to which Haiti's
19 Minister of Justice has demonstrated a commitment
20 to the professionalism of judicial personnel by con-
21 sistentlly placing students graduated by the Judicial
22 School in appropriate judicial positions and has
23 made a commitment to share program costs associ-
24 ated with the Judicial School, and is achieving

1 progress in making the judicial branch in Haiti inde-
2 pendent from the executive branch.

3 (c) **EQUITABLE ALLOCATION OF FUNDS.**—Not more
4 than 17 percent of the funds appropriated by this Act to
5 carry out the provisions of sections 103 through 106 and
6 chapter 4 of part II of the Foreign Assistance Act of 1961,
7 that are made available for Latin America and the Carib-
8 bean region may be made available, through bilateral and
9 Latin America and the Caribbean regional programs, to
10 provide assistance for any country in such region.

11 **REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN**
12 **REPORT OF SECRETARY OF STATE**

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

22 (b) **UNITED STATES ASSISTANCE.**—For purposes of
23 this section, the term “United States assistance” has the
24 meaning given the term in section 481(e)(4) of the For-
25 eign Assistance Act of 1961 (22 U.S.C. 2291(e)(4)).

1 State, territory, possession, or district of the United
2 States.

3 HAITI

4 SEC. 562. The Government of Haiti shall be eligible
5 to purchase defense articles and services under the Arms
6 Export Control Act (22 U.S.C. 2751 et seq.), for the civil-
7 ian-led Haitian National Police and Coast Guard: *Pro-*
8 *vided*, That the authority provided by this section shall
9 be subject to the regular notification procedures of the
10 Committees on Appropriations.

11 LIMITATION ON ASSISTANCE TO THE PALESTINIAN

12 AUTHORITY

13 SEC. 563. (a) PROHIBITION OF FUNDS.—None of the
14 funds appropriated by this Act to carry out the provisions
15 of chapter 4 of part II of the Foreign Assistance Act of
16 1961 may be obligated or expended with respect to pro-
17 viding funds to the Palestinian Authority.

18 (b) WAIVER.—The prohibition included in subsection
19 (a) shall not apply if the President certifies in writing to
20 the Speaker of the House of Representatives and the
21 President pro tempore of the Senate that waiving such
22 prohibition is important to the national security interests
23 of the United States.

24 (c) PERIOD OF APPLICATION OF WAIVER.—Any
25 waiver pursuant to subsection (b) shall be effective for no

1 nesia entered into by the United States pursuant to the
2 authority of this Act or any other Act, the agreement shall
3 state that the items will not be used in East Timor.

4 RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING
5 SANCTUARY TO INDICTED WAR CRIMINALS

6 SEC. 566. (a) BILATERAL ASSISTANCE.—None of the
7 funds made available by this or any prior Act making ap-
8 propriations for foreign operations, export financing and
9 related programs, may be provided for any country, entity
10 or municipality described in subsection (e).

11 (b) MULTILATERAL ASSISTANCE.—

12 (1) PROHIBITION.—The Secretary of the Treas-
13 ury shall instruct the United States executive direc-
14 tors of the international financial institutions to
15 work in opposition to, and vote against, any exten-
16 sion by such institutions of any financial or technical
17 assistance or grants of any kind to any country or
18 entity described in subsection (e).

19 (2) NOTIFICATION.—Not less than 15 days be-
20 fore any vote in an international financial institution
21 regarding the extension of financial or technical as-
22 sistance or grants to any country or entity described
23 in subsection (e), the Secretary of the Treasury, in
24 consultation with the Secretary of State, shall pro-
25 vide to the Committee on Appropriations and the
26 Committee on Foreign Relations of the Senate and

1 the Committee on Appropriations and the Com-
2 mittee on Banking and Financial Services of the
3 House of Representatives a written justification for
4 the proposed assistance, including an explanation of
5 the United States position regarding any such vote,
6 as well as a description of the location of the pro-
7 posed assistance by municipality, its purpose, and its
8 intended beneficiaries.

9 (3) DEFINITION.—The term “international fi-
10 nancial institution” includes the International Mone-
11 tary Fund, the International Bank for Reconstruc-
12 tion and Development, the International Develop-
13 ment Association, the International Finance Cor-
14 poration, the Multilateral Investment Guaranty
15 Agency, and the European Bank for Reconstruction
16 and Development.

17 (c) EXCEPTIONS.—

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

21 (A) humanitarian assistance;

22 (B) democratization assistance;

23 (C) assistance for cross border physical in-
24 frastructure projects involving activities in both
25 a sanctioned country, entity, or municipality

1 and a nonsanctioned contiguous country, entity,
2 or municipality, if the project is primarily lo-
3 cated in and primarily benefits the nonsanc-
4 tioned country, entity, or municipality and if
5 the portion of the project located in the sanc-
6 tioned country, entity, or municipality is nec-
7 essary only to complete the project;

8 (D) small-scale assistance projects or ac-
9 tivities requested by United States Armed
10 Forces that promote good relations between
11 such forces and the officials and citizens of the
12 areas in the United States SFOR sector of Bos-
13 nia;

14 (E) implementation of the Breko Arbitral
15 Decision;

16 (F) lending by the international financial
17 institutions to a country or entity to support
18 common monetary and fiscal policies at the na-
19 tional level as contemplated by the Dayton
20 Agreement;

21 (G) direct lending to a non-sanctioned enti-
22 ty, or lending passed on by the national govern-
23 ment to a non-sanctioned entity; or

1 (H) assistance to the International Police
2 Task Force for the training of a civilian police
3 force.

4 (2) NOTIFICATION.—Every 60 days the Sec-
5 retary of State, in consultation with the Adminis-
6 trator of the Agency for International Development,
7 shall publish in the Federal Register and/or in a
8 comparable publicly accessible document or Internet
9 site, a listing and justification of any assistance that
10 is obligated within that period of time for any coun-
11 try, entity, or municipality described in subsection
12 (e), including a description of the purpose of the as-
13 sistance, project and its location, by municipality.

14 (d) FURTHER LIMITATIONS.—Notwithstanding sub-
15 section (c)—

16 (1) no assistance may be made available by this
17 Act, or any prior Act making appropriations for for-
18 eign operations, export financing and related pro-
19 grams, in any country, entity, or municipality de-
20 scribed in subsection (e), for a program, project, or
21 activity in which a publicly indicted war criminal is
22 known to have any financial or material interest;
23 and

24 (2) no assistance (other than emergency foods
25 or medical assistance or demining assistance) may

1 be made available by this Act, or any prior Act mak-
2 ing appropriations for foreign operations, export fi-
3 nancing and related programs for any program,
4 project, or activity in a community within any coun-
5 try, entity or municipality described in subsection (e)
6 if competent authorities within that community are
7 not complying with the provisions of Article IX and
8 Annex 4, Article II, paragraph 8 of the Dayton
9 Agreement relating to war crimes and the Tribunal.

10 (e) SANCTIONED COUNTRY, ENTITY, OR MUNICI-
11 PALITY.—A sanctioned country, entity, or municipality de-
12 scribed in this section is one whose competent authorities
13 have failed, as determined by the Secretary of State, to
14 take necessary and significant steps to apprehend and
15 transfer to the Tribunal all persons who have been publicly
16 indicted by the Tribunal.

17 (f) SPECIAL RULE.—Subject to subsection (d), sub-
18 sections (a) and (b) shall not apply to the provision of
19 assistance to an entity that is not a sanctioned entity, not-
20 withstanding that such entity may be within a sanctioned
21 country, if the Secretary of State determines and so re-
22 ports to the appropriate congressional committees that
23 providing assistance to that entity would promote peace
24 and internationally recognized human rights by encour-
25 aging that entity to cooperate fully with the Tribunal.

1 (g) CURRENT RECORD OF WAR CRIMINALS AND
2 SANCTIONED COUNTRIES, ENTITIES, AND MUNICIPALI-
3 TIES.—

4 (1) IN GENERAL.—The Secretary of State shall
5 establish and maintain a current record of the loca-
6 tion, including the municipality, if known, of publicly
7 indicted war criminals and a current record of sanc-
8 tioned countries, entities, and municipalities.

9 (2) INFORMATION OF THE DCI AND THE SEC-
10 RETARY OF DEFENSE.—The Director of Central In-
11 telligence and the Secretary of Defense should col-
12 lect and provide to the Secretary of State informa-
13 tion concerning the location, including the munici-
14 pality, of publicly indicted war criminals.

15 (3) INFORMATION OF THE TRIBUNAL.—The
16 Secretary of State shall request that the Tribunal
17 and other international organizations and govern-
18 ments provide the Secretary of State information
19 concerning the location, including the municipality,
20 of publicly indicted war criminals and concerning
21 country, entity and municipality authorities known
22 to have obstructed the work of the Tribunal.

23 (4) REPORT.—Beginning 30 days after the date
24 of the enactment of this Act, and not later than Sep-
25 tember 1 each year thereafter, the Secretary of

1 State shall submit a report in classified and unclas-
2 sified form to the appropriate congressional commit-
3 tees on the location, including the municipality, if
4 known, of publicly indicted war criminals, on coun-
5 try, entity and municipality authorities known to
6 have obstructed the work of the Tribunal, and on
7 sanctioned countries, entities, and municipalities.

8 (5) INFORMATION TO CONGRESS.—Upon the re-
9 quest of the chairman or ranking minority member
10 of any of the appropriate congressional committees,
11 the Secretary of State shall make available to that
12 committee the information recorded under para-
13 graph (1) in a report submitted to the committee in
14 classified and unclassified form.

15 (h) WAIVER.—

16 (1) IN GENERAL.—The Secretary of State may
17 waive the application of subsection (a) or subsection
18 (b) with respect to specified bilateral programs or
19 international financial institution projects or pro-
20 grams in a sanctioned country, entity, or munic-
21 ipality upon providing a written determination to the
22 Committee on Appropriations and the Committee on
23 Foreign Relations of the Senate and the Committee
24 on Appropriations and the Committee on Inter-
25 national Relations of the House of Representatives

1 that such assistance directly supports the implemen-
2 tation of the Dayton Agreement and its Annexes,
3 which include the obligation to apprehend and trans-
4 fer indicted war criminals to the Tribunal.

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

17 (3) ASSISTANCE PROGRAMS AND PROJECTS AF-
18 FECTED.—Any waiver made pursuant to this sub-
19 section shall be effective only with respect to a speci-
20 fied bilateral program or multilateral assistance
21 project or program identified in the determination of
22 the Secretary of State to Congress.

23 (i) TERMINATION OF SANCTIONS.—The sanctions im-
24 posed pursuant to subsections (a) and (b) with respect to
25 a country or entity shall cease to apply only if the Sec-

1 retary of State determines and certifies to Congress that
2 the authorities of that country, entity, or municipality
3 have apprehended and transferred to the Tribunal all per-
4 sons who have been publicly indicted by the Tribunal.

5 (j) DEFINITIONS.—As used in this section—

6 (1) COUNTRY.—The term “country” means
7 Bosnia-Herzegovina, Croatia, and Serbia.

8 (2) ENTITY.—The term “entity” refers to the
9 Federation of Bosnia and Herzegovina, Kosova,
10 Montenegro, and the Republika Srpska.

11 (3) DAYTON AGREEMENT.—The term “Dayton
12 Agreement” means the General Framework Agree-
13 ment for Peace in Bosnia and Herzegovina, together
14 with annexes relating thereto, done at Dayton, No-
15 vember 10 through 16, 1995.

16 (4) TRIBUNAL.—The term “Tribunal” means
17 the International Criminal Tribunal for the Former
18 Yugoslavia.

19 (k) ROLE OF HUMAN RIGHTS ORGANIZATIONS AND
20 GOVERNMENT AGENCIES.—In carrying out this section,
21 the Secretary of State, the Administrator of the Agency
22 for International Development, and the executive directors
23 of the international financial institutions shall consult with
24 representatives of human rights organizations and all gov-
25 ernment agencies with relevant information to help pre-

1 vent publicly indicted war criminals from benefiting from
2 any financial or technical assistance or grants provided to
3 any country or entity described in subsection (e).

4 TO PROHIBIT FOREIGN ASSISTANCE TO THE GOVERN-
5 MENT OF THE RUSSIAN FEDERATION SHOULD IT
6 ENACT LAWS WHICH WOULD DISCRIMINATE AGAINST
7 MINORITY RELIGIOUS FAITHS IN THE RUSSIAN FED-
8 ERATION

9 SEC. 567. None of the funds appropriated under this
10 Act may be made available for the Government of the Rus-
11 sian Federation, after 180 days from the date of the en-
12 actment of this Act, unless the President determines and
13 certifies in writing to the Committees on Appropriations
14 and the Committee on Foreign Relations of the Senate
15 that the Government of the Russian Federation has imple-
16 mented no statute, executive order, regulation or similar
17 government action that would discriminate, or would have
18 as its principal effect discrimination, against religious
19 groups or religious communities in the Russian Federation
20 in violation of accepted international agreements on
21 human rights and religious freedoms to which the Russian
22 Federation is a party.

23 GREENHOUSE GAS EMISSIONS

24 SEC. 568. (a) Funds made available in this Act to
25 support programs or activities the primary purpose of
26 which is promoting or assisting country participation in

1 the Kyoto Protocol to the Framework Convention on Cli-
2 mate Change (FCCC) shall only be made available subject
3 to the regular notification procedures of the Committees
4 on Appropriations.

5 (b) The President shall provide a detailed account of
6 all Federal agency obligations and expenditures for cli-
7 mate change programs and activities, domestic and inter-
8 national obligations for such activities in fiscal year 2000,
9 and any plan for programs thereafter related to the imple-
10 mentation or the furtherance of protocols pursuant to, or
11 related to negotiations to amend the FCCC in conjunction
12 with the President's submission of the Budget of the
13 United States Government for Fiscal Year 2001: *Pro-*
14 *vided*, That such report shall include an accounting of ex-
15 penditures by agency with each agency identifying climate
16 change activities and associated costs by line item as pre-
17 sented in the President's Budget Appendix: *Provided fur-*
18 *ther*, That such report shall identify with regard to the
19 Agency for International Development, obligations and ex-
20 penditures by country or central program and activity.

21 EXCESS DEFENSE ARTICLES FOR CERTAIN EUROPEAN
22 COUNTRIES

23 SEC. 569. Section 105 of Public Law 104-164 (110
24 Stat. 1427) is amended by striking "1996 and 1997" and
25 inserting "1999 and 2000".

1 that, if funded under this Act, would be required to count
2 against this ceiling: *Provided further*, That funds may be
3 made available notwithstanding the requirements of this
4 section if the President determines and certifies to the
5 Committees on Appropriations that it is important to the
6 national security interest of the United States to do so
7 and any such additional funds shall only be provided
8 through the regular notification procedures of the Com-
9 mittees on Appropriations.

10 ENTERPRISE FUND RESTRICTIONS

11 SEC. 572. Prior to the distribution of any assets re-
12 sulting from any liquidation, dissolution, or winding up
13 of an Enterprise Fund, in whole or in part, the President
14 shall submit to the Committees on Appropriations, in ac-
15 cordance with the regular notification procedures of the
16 Committees on Appropriations, a plan for the distribution
17 of the assets of the Enterprise Fund.

18 CAMBODIA

19 SEC. 573. (a) The Secretary of the Treasury should
20 instruct the United States executive directors of the inter-
21 national financial institutions to use the voice and vote
22 of the United States to oppose loans to the Central Gov-
23 ernment of Cambodia, except loans to support basic
24 human needs.

1 (b) None of the funds appropriated by this Act may
2 be made available for assistance for the Central Govern-
3 ment of Cambodia.

4 CUSTOMS ASSISTANCE

5 SEC. 574. Section 660(b) of the Foreign Assistance
6 Act of 1961 is amended by—

7 (1) striking the period at the end of paragraph

8 (6) and in lieu thereof inserting a semicolon; and

9 (2) adding the following new paragraph:

10 “(7) with respect to assistance provided to
11 customs authorities and personnel, including
12 training, technical assistance and equipment,
13 for customs law enforcement and the improve-
14 ment of customs laws, systems and proce-
15 dures.”.

16 FOREIGN MILITARY TRAINING REPORT

17 SEC. 575. (a) The Secretary of Defense and the Sec-
18 retary of State shall jointly provide to the Congress by
19 March 1, 2000, a report on all military training provided
20 to foreign military personnel (excluding sales, and exclud-
21 ing training provided to the military personnel of countries
22 belonging to the North Atlantic Treaty Organization)
23 under programs administered by the Department of De-
24 fense and the Department of State during fiscal years
25 1999 and 2000, including those proposed for fiscal year
26 2000. This report shall include, for each such military

1 training activity, the foreign policy justification and pur-
2 pose for the training activity, the cost of the training activ-
3 ity, the number of foreign students trained and their units
4 of operation, and the location of the training. In addition,
5 this report shall also include, with respect to United States
6 personnel, the operational benefits to United States forces
7 derived from each such training activity and the United
8 States military units involved in each such training activ-
9 ity. This report may include a classified annex if deemed
10 necessary and appropriate.

11 (b) For purposes of this section a report to Congress
12 shall be deemed to mean a report to the Appropriations
13 and Foreign Relations Committees of the Senate and the
14 Appropriations and International Relations Committees of
15 the House of Representatives.

16 KOREAN PENINSULA ENERGY DEVELOPMENT

17 ORGANIZATION

18 SEC. 576. (a) Of the funds made available under the
19 heading “Nonproliferation, Anti-terrorism, Demining and
20 Related Programs”, not to exceed \$35,000,000 may be
21 made available for the Korean Peninsula Energy Develop-
22 ment Organization (hereafter referred to in this section
23 as “KEDO”), notwithstanding any other provision of law,
24 only for the administrative expenses and heavy fuel oil
25 costs associated with the Agreed Framework.

1 (b) Of the funds made available for KEDO, up to
2 \$15,000,000 may be made available prior to June 1, 2000,
3 if, 30 days prior to such obligation of funds, the President
4 certifies and so reports to Congress that—

5 (1) the parties to the Agreed Framework have
6 taken and continue to take demonstrable steps to
7 implement the Joint Declaration on
8 Denuclearization of the Korean Peninsula in which
9 the Government of North Korea has committed not
10 to test, manufacture, produce, receive, possess, store,
11 deploy, or use nuclear weapons, and not to possess
12 nuclear reprocessing or uranium enrichment facilities;
13

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

17 (3) North Korea is complying with all provisions of the Agreed Framework;

18 (4) North Korea has not diverted assistance
19 provided by the United States for purposes for
20 which it was not intended; and

21 (5) North Korea is not seeking to develop or acquire
22 the capability to enrich uranium, or any additional
23 capability to reprocess spent nuclear fuel.
24

1 (c) Of the funds made available for KEDO, up to
2 \$20,000,000 may be made available on or after June 1,
3 2000, if, 30 days prior to such obligation of funds, the
4 President certifies and so reports to Congress that—

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

8 (2) North Korea is complying with its obliga-
9 tions under the agreement regarding access to sus-
10 pect underground construction;

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

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

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

1 (e) The Secretary of State shall submit to the appro-
2 priate congressional committees a report (to be submitted
3 with the annual presentation for appropriations) providing
4 a full and detailed accounting of the fiscal year 2001 re-
5 quest for the United States contribution to KEDO, the
6 expected operating budget of the KEDO, to include un-
7 paid debt, proposed annual costs associated with heavy
8 fuel oil purchases, and the amount of funds pledged by
9 other donor nations and organizations to support KEDO
10 activities on a per country basis, and other related activi-
11 ties.

12 AFRICAN DEVELOPMENT FOUNDATION

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

1 vide a report to the Committees on Appropriations in ad-
2 vance of exercising such waiver authority.

3 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
4 BROADCASTING CORPORATION

5 SEC. 578. None of the funds appropriated or other-
6 wise made available by this Act may be used to provide
7 equipment, technical support, consulting services, or any
8 other form of assistance to the Palestinian Broadcasting
9 Corporation.

10 VOLUNTARY SEPARATION INCENTIVES FOR EMPLOYEES
11 OF THE U.S. AGENCY FOR INTERNATIONAL DEVEL-
12 OPMENT

13 SEC. 579. (a) DEFINITIONS.—For the purposes of
14 this section—

15 (1) the term “agency” means the United States
16 Agency for International Development;

17 (2) the term “Administrator” means the Ad-
18 ministrator, United States Agency for International
19 Development; and

20 (3) the term “employee” means an employee
21 (as defined by section 2105 of title 5, United States
22 Code) who is employed by the agency, is serving
23 under an appointment without time limitation, and
24 has been currently employed for a continuous period
25 of at least 3 years, but does not include—

1 (A) a reemployed annuitant under sub-
2 chapter III of chapter 83 or chapter 84 of title
3 5, United States Code, or another retirement
4 system for employees of the agency;

5 (B) an employee having a disability on the
6 basis of which such employee is or would be eli-
7 gible for disability retirement under the applica-
8 ble retirement system referred to in subpara-
9 graph (A);

10 (C) an employee who is to be separated in-
11 voluntarily for misconduct or unacceptable per-
12 formance, and to whom specific notice has been
13 given with respect to that separation;

14 (D) an employee who has previously re-
15 ceived any voluntary separation incentive pay-
16 ment by the Government of the United States
17 under this section or any other authority and
18 has not repaid such payment;

19 (E) an employee covered by statutory re-
20 employment rights who is on transfer to an-
21 other organization; or

22 (F) any employee who, during the 24-
23 month period preceding the date of separation,
24 received a recruitment or relocation bonus
25 under section 5753 of title 5, United States

1 Code, or who, within the 12-month period pre-
2 ceeding the date of separation, received a reten-
3 tion allowance under section 5754 of such title
4 5.

5 (b) AGENCY STRATEGIC PLAN.—

6 (1) IN GENERAL.—The Administrator, before
7 obligating any resources for voluntary separation in-
8 centive payments under this section, shall submit to
9 the Committees on Appropriations and the Office of
10 Management and Budget a strategic plan outlining
11 the intended use of such incentive payments and a
12 proposed organizational chart for the agency once
13 such incentive payments have been completed.

14 (2) CONTENTS.—The agency's plan shall
15 include—

16 (A) the positions and functions to be re-
17 duced or eliminated, identified by organizational
18 unit, geographic location, occupational category
19 and grade level;

20 (B) the number and amounts of voluntary
21 separation incentive payments to be offered;

22 (C) a description of how the agency will
23 operate without the eliminated positions and
24 functions; and

1 (D) the time period during which incen-
2 tives may be paid.

3 (3) APPROVAL.—The Director of the Office of
4 Management and Budget shall review the agency’s
5 plan and approve or disapprove the plan and may
6 make appropriate modifications in the plan with re-
7 spect to the coverage of incentives as described
8 under paragraph (2)(A), and with respect to the
9 matters described in paragraphs (2) (B) through
10 (D).

11 (c) AUTHORITY TO PROVIDE VOLUNTARY SEPARA-
12 TION INCENTIVE PAYMENTS.—

13 (1) IN GENERAL.—A voluntary separation in-
14 centive payment under this section may be paid by
15 the agency to employees of such agency and only to
16 the extent necessary to eliminate the positions and
17 functions identified by the strategic plan.

18 (2) AMOUNT AND TREATMENT OF PAYMENTS.—
19 A voluntary separation incentive payment under this
20 section—

21 (A) shall be paid in a lump sum after the
22 employee’s separation;

23 (B) shall be paid from appropriations or
24 funds available for the payment of the basic pay
25 of the employees;

1 (C) shall be equal to the lesser of—

2 (i) an amount equal to the amount
3 the employee would be entitled to receive
4 under section 5595(c) of title 5, United
5 States Code, if the employee were entitled
6 to payment under such section; or

7 (ii) an amount determined by the
8 agency head not to exceed \$25,000;

9 (D) may not be made except in the case of
10 any employee who voluntarily separates (wheth-
11 er by retirement or resignation) on or before
12 December 31, 2000;

13 (E) shall not be a basis for payment, and
14 shall not be included in the computation, of any
15 other type of Government benefit; and

16 (F) shall not be taken into account in de-
17 termining the amount of any severance pay to
18 which the employee may be entitled under sec-
19 tion 5595 of title 5, United States Code, based
20 on any other separation.

21 (d) ADDITIONAL AGENCY CONTRIBUTIONS TO THE
22 RETIREMENT FUND.—

23 (1) IN GENERAL.—In addition to any other
24 payments which it is required to make under sub-
25 chapter III of chapter 83 or chapter 84 of title 5,

1 United States Code, the agency shall remit to the
2 Office of Personnel Management for deposit in the
3 Treasury of the United States to the credit of the
4 Civil Service Retirement and Disability Fund an
5 amount equal to 15 percent of the final basic pay of
6 each employee of the agency who is covered under
7 subchapter III of chapter 83 or chapter 84 of title
8 5, United States Code, to whom a voluntary separa-
9 tion incentive has been paid under this section.

10 (2) DEFINITION.—For the purpose of para-
11 graph (1), the term “final basic pay”, with respect
12 to an employee, means the total amount of basic pay
13 which would be payable for a year of service by such
14 employee, computed using the employee’s final rate
15 of basic pay, and, if last serving on other than a
16 full-time basis, with appropriate adjustment there-
17 for.

18 (e) EFFECT OF SUBSEQUENT EMPLOYMENT WITH
19 THE GOVERNMENT.—

20 (1) An individual who has received a voluntary
21 separation incentive payment under this section and
22 accepts any employment for compensation with the
23 Government of the United States, or who works for
24 any agency of the Government of the United States
25 through a personal services contract, within 5 years

1 after the date of the separation on which the pay-
2 ment is based shall be required to pay, prior to the
3 individual's first day of employment, the entire
4 amount of the incentive payment to the agency that
5 paid the incentive payment.

6 (2) If the employment under paragraph (1) is
7 with an Executive agency (as defined by section 105
8 of title 5, United States Code), the United States
9 Postal Service, or the Postal Rate Commission, the
10 Director of the Office of Personnel Management
11 may, at the request of the head of the agency, waive
12 the repayment if the individual involved possesses
13 unique abilities and is the only qualified applicant
14 available for the position.

15 (3) If the employment under paragraph (1) is
16 with an entity in the legislative branch, the head of
17 the entity or the appointing official may waive the
18 repayment if the individual involved possesses
19 unique abilities and is the only qualified applicant
20 available for the position.

21 (4) If the employment under paragraph (1) is
22 with the judicial branch, the Director of the Admin-
23 istrative Office of the United States Courts may
24 waive the repayment if the individual involved pos-

1 the Iraq Liberation Act (Public Law 105–338) for polit-
2 ical, economic, humanitarian, and other activities of such
3 groups, and not more than \$2,000,000 may be made avail-
4 able for groups and activities seeking the prosecution of
5 Saddam Hussein and other Iraqi government officials for
6 war crimes.

7 AGENCY FOR INTERNATIONAL DEVELOPMENT BUDGET

8 SUBMISSION

9 SEC. 581. Beginning with the fiscal year 2001 budg-
10 et, the Agency for International Development shall submit
11 to the Committees on Appropriations a detailed budget for
12 each fiscal year. The Agency shall submit to the Commit-
13 tees on Appropriations a proposed budget format no later
14 than October 31, 1999, or 30 days after the enactment
15 of this Act, whichever occurs later. The proposed format
16 shall include how the Agency’s budget submission will ad-
17 dress: estimated levels of obligations for the current fiscal
18 year and actual levels for the two previous fiscal years;
19 the President’s request for new budget authority and esti-
20 mated carryover obligational authority for the budget
21 year; the disaggregation of budget data by program and
22 activity for each bureau, field mission, and central office;
23 and staff levels identified by program.

24 AMERICAN CHURCHWOMEN IN EL SALVADOR

25 SEC. 582. (a) Information relevant to the December
26 2, 1980 murders of four American churchwomen in El

1 Salvador shall be made public to the fullest extent possible.
2

3 (b) The Secretary of State and the Department of
4 State are to be commended for fully releasing information
5 regarding the murders.

6 (c) The President shall order all Federal agencies and
7 departments that possess relevant information to make
8 every effort to declassify and release to the victims' families
9 relevant information as expeditiously as possible.

10 (d) In making determinations concerning the declassification
11 and release of relevant information, the Federal
12 agencies and departments shall presume in favor of releasing,
13 rather than of withholding, such information.

14 (e) Not later than 45 days after the date of the enactment
15 of this Act, the Attorney General shall provide a report
16 to the Committees on Appropriations describing in
17 detail the circumstances under which individuals involved
18 in the murders or the cover-up of the murders obtained
19 residence in the United States.

20 KYOTO PROTOCOL

21 SEC. 583. None of the funds appropriated by this Act
22 shall be used to propose or issue rules, regulations, decrees,
23 or orders for the purpose of implementation, or in
24 preparation for implementation, of the Kyoto Protocol,
25 which was adopted on December 11, 1997, in Kyoto,
26 Japan, at the Third Conference of the Parties to the

1 United States Framework Convention on Climate Change,
2 which has not been submitted to the Senate for advice and
3 consent to ratification pursuant to article II, section 2,
4 clause 2, of the United States Constitution, and which has
5 not entered into force pursuant to article 25 of the Pro-
6 tocol.

7 ADDITIONAL REQUIREMENTS RELATING TO STOCKPILING
8 OF DEFENSE ARTICLES FOR FOREIGN COUNTRIES

9 SEC. 584. (a) VALUE OF ADDITIONS TO STOCK-
10 PILES.—Section 514(b)(2)(A) of the Foreign Assistance
11 Act of 1961 (22 U.S.C. 2321h(b)(2)(A)) is amended by
12 striking the following: “\$50,000,000 for each of the fiscal
13 years 1996 and 1997, \$60,000,000 for fiscal year 1998,
14 and” and inserting in lieu thereof before the period at the
15 end, the following: “and \$60,000,000 for fiscal year
16 2000”.

17 (b) REQUIREMENTS RELATING TO THE REPUBLIC OF
18 KOREA AND THAILAND.—Section 514(b)(2)(B) of such
19 Act (22 U.S.C. 2321h(b)(2)(B)) is amended by striking
20 the following: “Of the amount specified in subparagraph
21 (A) for each of the fiscal years 1996 and 1997, not more
22 than \$40,000,000 may be made available for stockpiles in
23 the Republic of Korea and not more than \$10,000,000
24 may be made available for stockpiles in Thailand. Of the
25 amount specified in subparagraph (A) for fiscal year 1998,
26 not more than \$40,000,000 may be made available for

1 (3) FUNCTION.—The term “function” means
2 any duty, obligation, power, authority, responsibility,
3 right, privilege, activity, or program.

4 (b) ABOLITION OF INTER-AMERICAN FOUNDA-
5 TION.—During fiscal year 2000, the President is author-
6 ized to abolish the Inter-American Foundation. The provi-
7 sions of this section shall only be effective upon the effec-
8 tive date of the abolition of the Inter-American Founda-
9 tion.

10 (c) TERMINATION OF FUNCTIONS.—

11 (1) Except as provided in subsection (d)(2),
12 there are terminated upon the abolition of the Foun-
13 dation all functions vested in, or exercised by, the
14 Foundation or any official thereof, under any stat-
15 ute, reorganization plan, Executive order, or other
16 provisions of law, as of the day before the effective
17 date of this section.

18 (2) REPEAL.—Section 401 of the Foreign As-
19 sistance Act of 1969 (22 U.S.C. 6290f) is repealed
20 upon the effective date specified in subsection (j).

21 (3) FINAL DISPOSITION OF FUNDS.—Upon the
22 date of transmittal to Congress of the certification
23 described in subsection (d)(4), all unexpended bal-
24 ances of appropriations of the Foundation shall be

1 deposited in the miscellaneous receipts account of
2 the Treasury of the United States.

3 (d) RESPONSIBILITIES OF THE DIRECTOR OF THE
4 OFFICE OF MANAGEMENT AND BUDGET.—

5 (1) IN GENERAL.—The Director of the Office of
6 Management and Budget shall be responsible for—

7 (A) the administration and wind-up of any
8 outstanding obligation of the Federal Govern-
9 ment under any contract or agreement entered
10 into by the Foundation before the date of the
11 enactment of the Foreign Operations, Export
12 Financing, and Related Programs Appropria-
13 tions Act, 2000, except that the authority of
14 this subparagraph does not include the renewal
15 or extension of any such contract or agreement;
16 and

17 (B) taking such other actions as may be
18 necessary to wind-up any outstanding affairs of
19 the Foundation.

20 (2) TRANSFER OF FUNCTIONS TO THE DIREC-
21 TOR.—There are transferred to the Director such
22 functions of the Foundation under any statute, reor-
23 ganization plan, Executive order, or other provision
24 of law, as of the day before the date of the enact-
25 ment of this section, as may be necessary to carry

1 out the responsibilities of the Director under para-
2 graph (1).

3 (3) AUTHORITIES OF THE DIRECTOR.—For
4 purposes of performing the functions of the Director
5 under paragraph (1) and subject to the availability
6 of appropriations, the Director may—

7 (A) enter into contracts;

8 (B) employ experts and consultants in ac-
9 cordance with section 3109 of title 5, United
10 States Code, at rates for individuals not to ex-
11 ceed the per diem rate equivalent to the rate for
12 level IV of the Executive Schedule; and

13 (C) utilize, on a reimbursable basis, the
14 services, facilities, and personnel of other Fed-
15 eral agencies.

16 (4) CERTIFICATION REQUIRED.—Whenever the
17 Director determines that the responsibilities de-
18 scribed in paragraph (1) have been fully discharged,
19 the Director shall so certify to the appropriate con-
20 gressional committees.

21 (e) REPORT TO CONGRESS.—The Director of the Of-
22 fice of Management and Budget shall submit to the appro-
23 priate congressional committees a detailed report in writ-
24 ing regarding all matters relating to the abolition and ter-
25 mination of the Foundation. The report shall be submitted

1 not later than 90 days after the termination of the Foun-
2 dation.

3 (f) TRANSFER AND ALLOCATION OF APPROPRIA-
4 TIONS.—Except as otherwise provided in this section, the
5 assets, liabilities (including contingent liabilities arising
6 from suits continued with a substitution or addition of
7 parties under subsection (g)(3)), contracts, property,
8 records, and unexpended balance of appropriations, au-
9 thorizations, allocations, and other funds employed, held,
10 used, arising from, available to, or to be made available
11 in connection with the functions, terminated by subsection
12 (c)(1) or transferred by subsection (d)(2) shall be trans-
13 ferred to the Director for purposes of carrying out the re-
14 sponsibilities described in subsection (d)(1).

15 (g) SAVINGS PROVISIONS.—

16 (1) CONTINUING LEGAL FORCE AND EFFECT.—
17 All orders, determinations, rules, regulations, per-
18 mits, agreements, grants, contracts, certificates, li-
19 censes, registrations, privileges, and other adminis-
20 trative actions—

21 (A) that have been issued, made, granted,
22 or allowed to become effective by the Founda-
23 tion in the performance of functions that are
24 terminated or transferred under this section;
25 and

1 (B) that are in effect as of the date of the
2 abolition of the Foundation, or were final before
3 such date and are to become effective on or
4 after such date,

5 shall continue in effect according to their terms until
6 modified, terminated, superseded, set aside, or re-
7 voked in accordance with law by the President, the
8 Director, or other authorized official, a court of com-
9 petent jurisdiction, or by operation of law.

10 (2) NO EFFECT ON JUDICIAL OR ADMINISTRA-
11 TIVE PROCEEDINGS.—Except as otherwise provided
12 in this section—

13 (A) the provisions of this section shall not
14 affect suits commenced prior to the date of abo-
15 lition of the Foundation; and

16 (B) in all such suits, proceedings shall be
17 had, appeals taken, and judgments rendered in
18 the same manner and effect as if this section
19 had not been enacted.

20 (3) NONABATEMENT OF PROCEEDINGS.—No
21 suit, action, or other proceeding commenced by or
22 against any officer in the official capacity of such in-
23 dividual as an officer of the Foundation shall abate
24 by reason of the enactment of this section. No cause
25 of action by or against the Foundation, or by or

1 against any officer thereof in the official capacity of
2 such officer, shall abate by reason of the enactment
3 of this section.

4 (4) CONTINUATION OF PROCEEDING WITH SUB-
5 STITUTION OF PARTIES.—If, before the date of the
6 abolition of the Foundation, the Foundation, or offi-
7 cer thereof in the official capacity of such officer, is
8 a party to a suit, then effective on such date such
9 suit shall be continued with the Director substituted
10 or added as a party.

11 (5) REVIEWABILITY OF ORDERS AND ACTIONS
12 UNDER TRANSFERRED FUNCTIONS.—Orders and ac-
13 tions of the Director in the exercise of functions ter-
14 minated or transferred under this section shall be
15 subject to judicial review to the same extent and in
16 the same manner as if such orders and actions had
17 been taken by the Foundation immediately preceding
18 their termination or transfer. Any statutory require-
19 ments relating to notice, hearings, action upon the
20 record, or administrative review that apply to any
21 function transferred by this section shall apply to
22 the exercise of such function by the Director.

23 (h) CONFORMING AMENDMENTS.—

24 (1) AFRICAN DEVELOPMENT FOUNDATION.—
25 Section 502 of the International Security and Devel-

1 opment Cooperation Act of 1980 (22 U.S.C. 290h)
2 is amended—

3 (A) by inserting “and” at the end of para-
4 graph (2);

5 (B) by striking the semicolon at the end of
6 paragraph (3) and inserting a period; and

7 (C) by striking paragraphs (4) and (5).

8 (2) SOCIAL PROGRESS TRUST FUND AGREE-
9 MENT.—Section 36 of the Foreign Assistance Act of
10 1973 is amended—

11 (A) in subsection (a)—

12 (i) by striking “provide for” and all
13 that follows through “(2) utilization” and
14 inserting “provide for the utilization”; and

15 (ii) by striking “member countries;”
16 and all that follows through “paragraph
17 (2)” and inserting “member countries.”;

18 (B) in subsection (b), by striking “transfer
19 or”;

20 (C) by striking subsection (c);

21 (D) by redesignating subsection (d) as sub-
22 section (c); and

23 (E) in subsection (c) (as so redesignated),
24 by striking “transfer or”.

1 HUMAN RIGHTS ASSISTANCE

2 SEC. 588. Of the funds made available under the
3 heading “International Narcotics Control and Law En-
4 forcement”, up to \$500,000 should be made available to
5 support the activities of Colombian nongovernmental orga-
6 nizations involved in human rights monitoring.

7 INDONESIA REPORTING REQUIREMENT

8 SEC. 589. Notwithstanding any other provision of
9 this Act, none of the funds appropriated under the head-
10 ings “Economic Support Fund”, “International Military
11 Education and Training”, or “Foreign Military Financing
12 Program” may be obligated for Indonesia unless the Com-
13 mittees on Appropriations are advised in writing 20 days
14 prior to each such proposed obligation.

15 MAN AND THE BIOSPHERE

16 SEC. 590. None of the funds appropriated or other-
17 wise made available by this Act may be provided for the
18 United Nations Man and the Biosphere Program or the
19 United Nations World Heritage Fund.

20 IMMUNITY OF FEDERAL REPUBLIC OF YUGOSLAVIA

21 SEC. 591. (a) Subject to subsection (b), the Federal
22 Republic of Yugoslavia shall be deemed to be a state spon-
23 sor of terrorism for the purposes of 28 U.S.C. 1605(a)(7).

24 (b) This section shall not apply to Montenegro or
25 Kosova.

1 current humanitarian efforts, both within Operation Life-
2 line Sudan or outside of Operation Lifeline Sudan, or any
3 other current or future humanitarian operations which
4 serve noncombatants. In considering eligibility of potential
5 recipients, the President shall determine that the group
6 respects human rights, democratic principles, and the in-
7 tegrity of ongoing humanitarian operations, and cease
8 such assistance if the determination can no longer be
9 made.

10 (b) Not later than February 1, 2000, the President
11 shall submit to the Committees on Appropriations a report
12 on United States bilateral assistance to opposition-con-
13 trolled areas of Sudan. Such report shall include—

14 (1) an accounting of United States bilateral as-
15 sistance to opposition-controlled areas of Sudan, pro-
16 vided in fiscal years 1997, 1998, 1999, and proposed
17 for fiscal year 2000, and the goals and objectives of
18 such assistance;

19 (2) the policy implications and costs, including
20 logistics and administrative costs, associated with
21 providing humanitarian assistance, including food,
22 directly to National Democratic Alliance participants
23 and the Sudanese People's Liberation Movement op-
24 erating outside of the United Nations' Operation
25 Lifeline Sudan structure, and the United States

1 agencies best suited to administer these activities;
2 and

3 (3) the policy implications of increasing sub-
4 stantially the amount of development assistance for
5 democracy promotion, civil administration, judiciary,
6 and infrastructure support in opposition-controlled
7 areas of Sudan and the obstacles to administering a
8 development assistance program in this region.

9 CONSULTATIONS ON ARMS SALES TO TAIWAN

10 SEC. 593. Consistent with the intent of Congress ex-
11 pressed in the enactment of section 3(b) of the Taiwan
12 Relations Act, the Secretary of State shall consult with
13 the appropriate committees and leadership of Congress to
14 devise a mechanism to provide for congressional input
15 prior to making any determination on the nature or quan-
16 tity of defense articles and services to be made available
17 to Taiwan.

18 AUTHORIZATIONS

19 SEC. 594. The Secretary of the Treasury may, to ful-
20 fill commitments of the United States: (1) effect the
21 United States participation in the first general capital in-
22 crease of the Multilateral Investment Guarantee Agency,
23 and the first general capital increase of the Inter-Amer-
24 ican Investment Corporation; and (2) contribute on behalf
25 of the United States to the eighth replenishment of the
26 resources of the African Development Fund and the

1 twelfth replenishment of the International Development
2 Association. The following amounts are authorized to be
3 appropriated without fiscal year limitation for payment by
4 the Secretary of the Treasury: \$29,870,087 for paid-in
5 capital, and \$139,365,533 for callable capital, of the Mul-
6 tilateral Investment Guarantee Agency; \$125,180,000 for
7 paid-in capital of the Inter-American Investment Corpora-
8 tion; \$300,000,000 for the African Development Fund;
9 and \$2,410,000,000 for the International Development
10 Association.

11 ASSISTANCE FOR COSTA RICA

12 SEC. 595. Of the funds appropriated by Public Law
13 106–31, under the heading “Central America and the Car-
14ibbean Emergency Disaster Recovery Fund”, \$8,000,000
15 shall be made available only for Costa Rica.

16 SILK ROAD STRATEGY ACT OF 1999

17 SEC. 596. (a) SHORT TITLE.—This section may be
18 cited as the “Silk Road Strategy Act of 1999”.

19 (b) AMENDMENT OF THE FOREIGN ASSISTANCE OF
20 1961.—Part I of the Foreign Assistance Act of 1961 (22
21 U.S.C. 2151 et seq.) is amended by adding at the end
22 the following new chapter:

1 **“CHAPTER 12—SUPPORT FOR THE ECO-**
2 **NOMIC AND POLITICAL INDEPEND-**
3 **ENCE OF THE COUNTRIES OF THE**
4 **SOUTH CAUCASUS AND CENTRAL ASIA**

5 **“SEC. 499. UNITED STATES ASSISTANCE TO PROMOTE REC-**
6 **ONCILIATION AND RECOVERY FROM RE-**
7 **GIONAL CONFLICTS.**

8 “(a) PURPOSE OF ASSISTANCE.—The purposes of as-
9 sistance under this section include—

10 “(1) the creation of the basis for reconciliation
11 between belligerents;

12 “(2) the promotion of economic development in
13 areas of the countries of the South Caucasus and
14 Central Asia impacted by civil conflict and war; and

15 “(3) the encouragement of broad regional co-
16 operation among countries of the South Caucasus
17 and Central Asia that have been destabilized by in-
18 ternal conflicts.

19 “(b) AUTHORIZATION FOR ASSISTANCE.—

20 “(1) IN GENERAL.—To carry out the purposes
21 of subsection (a), the President is authorized to pro-
22 vide humanitarian assistance and economic recon-
23 struction assistance for the countries of the South
24 Caucasus and Central Asia to support the activities
25 described in subsection (c).

1 “(2) DEFINITION OF HUMANITARIAN ASSIST-
2 ANCE.—In this subsection, the term ‘humanitarian
3 assistance’ means assistance to meet humanitarian
4 needs, including needs for food, medicine, medical
5 supplies and equipment, education, and clothing.

6 “(c) ACTIVITIES SUPPORTED.—Activities that may
7 be supported by assistance under subsection (b) include—

8 “(1) providing for the humanitarian needs of
9 victims of the conflicts;

10 “(2) facilitating the return of refugees and in-
11 ternally displaced persons to their homes; and

12 “(3) assisting in the reconstruction of residen-
13 tial and economic infrastructure destroyed by war.

14 **“SEC. 499A. ECONOMIC ASSISTANCE.**

15 “(a) PURPOSE OF ASSISTANCE.—The purpose of as-
16 sistance under this section is to foster economic growth
17 and development, including the conditions necessary for
18 regional economic cooperation, in the South Caucasus and
19 Central Asia.

20 “(b) AUTHORIZATION FOR ASSISTANCE.—To carry
21 out the purpose of subsection (a), the President is author-
22 ized to provide assistance for the countries of the South
23 Caucasus and Central Asia to support the activities de-
24 scribed in subsection (c).

1 “(c) **ACTIVITIES SUPPORTED.**—In addition to the ac-
2 tivities described in section 498, activities supported by
3 assistance under subsection (b) should support the devel-
4 opment of the structures and means necessary for the
5 growth of private sector economies based upon market
6 principles.

7 **“SEC. 499B. DEVELOPMENT OF INFRASTRUCTURE.**

8 “(a) **PURPOSE OF PROGRAMS.**—The purposes of pro-
9 grams under this section include—

10 “(1) to develop the physical infrastructure nec-
11 essary for regional cooperation among the countries
12 of the South Caucasus and Central Asia; and

13 “(2) to encourage closer economic relations and
14 to facilitate the removal of impediments to cross-bor-
15 der commerce among those countries and the United
16 States and other developed nations.

17 “(b) **AUTHORIZATION FOR PROGRAMS.**—To carry out
18 the purposes of subsection (a), the following types of pro-
19 grams for the countries of the South Caucasus and Cen-
20 tral Asia may be used to support the activities described
21 in subsection (c):

22 “(1) Activities by the Export-Import Bank to
23 complete the review process for eligibility for financ-
24 ing under the Export-Import Bank Act of 1945.

1 “(2) The provision of insurance, reinsurance, fi-
2 nancing, or other assistance by the Overseas Private
3 Investment Corporation.

4 “(3) Assistance under section 661 of this Act
5 (relating to the Trade and Development Agency).

6 “(c) **ACTIVITIES SUPPORTED.**—Activities that may
7 be supported by programs under subsection (b) include
8 promoting actively the participation of United States com-
9 panies and investors in the planning, financing, and con-
10 struction of infrastructure for communications, transpor-
11 tation, including air transportation, and energy and trade
12 including highways, railroads, port facilities, shipping,
13 banking, insurance, telecommunications networks, and gas
14 and oil pipelines.

15 **“SEC. 499C. BORDER CONTROL ASSISTANCE.**

16 “(a) **PURPOSE OF ASSISTANCE.**—The purpose of as-
17 sistance under this section includes the assistance of the
18 countries of the South Caucasus and Central Asia to se-
19 cure their borders and implement effective controls nec-
20 essary to prevent the trafficking of illegal narcotics and
21 the proliferation of technology and materials related to
22 weapons of mass destruction (as defined in section
23 2332a(c)(2) of title 18, United States Code), and to con-
24 tain and inhibit transnational organized criminal activi-
25 ties.

1 “(2) Assistance for the development of non-
2 governmental organizations.

3 “(3) Assistance for development of independent
4 media.

5 “(4) Assistance for the development of the rule
6 of law, a strong independent judiciary, and trans-
7 parency in political practice and commercial trans-
8 actions.

9 “(5) International exchanges and advanced pro-
10 fessional training programs in skill areas central to
11 the development of civil society.

12 “(6) Assistance to promote increased adherence
13 to civil and political rights under section 116(e) of
14 this Act.

15 “(c) **ACTIVITIES SUPPORTED.**—Activities that may
16 be supported by assistance under subsection (b) include
17 activities that are designed to advance progress toward the
18 development of democracy.

19 **“SEC. 499E. ADMINISTRATIVE AUTHORITIES.**

20 “(a) **ASSISTANCE THROUGH GOVERNMENTS AND**
21 **NONGOVERNMENTAL ORGANIZATIONS.**—Assistance under
22 this chapter may be provided to governments or through
23 nongovernmental organizations.

24 “(b) **USE OF ECONOMIC SUPPORT FUNDS.**—Except
25 as otherwise provided, any funds that have been allocated

1 under chapter 4 of part II for assistance for the inde-
2 pendent states of the former Soviet Union may be used
3 in accordance with the provisions of this chapter.

4 “(c) TERMS AND CONDITIONS.—Assistance under
5 this chapter shall be provided on such terms and condi-
6 tions as the President may determine.

7 “(d) AVAILABLE AUTHORITIES.—The authority in
8 this chapter to provide assistance for the countries of the
9 South Caucasus and Central Asia is in addition to the au-
10 thority to provide such assistance under the FREEDOM
11 Support Act (22 U.S.C. 5801 et seq.) or any other Act,
12 and the authorities applicable to the provision of assist-
13 ance under chapter 11 may be used to provide assistance
14 under this chapter.

15 **“SEC. 499F. DEFINITIONS.**

16 “In this chapter:

17 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term ‘appropriate congressional com-
19 mittees’ means the Committee on Foreign Relations
20 of the Senate and the Committee on International
21 Relations of the House of Representatives.

22 “(2) COUNTRIES OF THE SOUTH CAUCASUS
23 AND CENTRAL ASIA.—The term ‘countries of the
24 South Caucasus and Central Asia’ means Armenia,

1 Azerbaijan, Georgia, Kazakstan, Kyrgyzstan,
2 Tajikistan, Turkmenistan, and Uzbekistan.”.

3 (c) CONFORMING AMENDMENTS.—Section 102(a) of
4 the FREEDOM Support Act (Public Law 102–511) is
5 amended in paragraphs (2) and (4) by striking each place
6 it appears “this Act)” and inserting “this Act and chapter
7 12 of part I of the Foreign Assistance Act of 1961)”.

8 (d) ANNUAL REPORT.—Section 104 of the FREE-
9 DOM Support Act (22 U.S.C. 5814) is amended—

10 (1) by striking “and” at the end of paragraph
11 (3);

12 (2) by striking the period at the end of para-
13 graph (4) and inserting “; and”; and

14 (3) by adding at the end the following new
15 paragraph:

16 “(5) with respect to the countries of the South
17 Caucasus and Central Asia—

18 “(A) an identification of the progress made
19 by the United States in accomplishing the pol-
20 icy described in section 3 of the Silk Road
21 Strategy Act of 1999;

22 “(B) an evaluation of the degree to which
23 the assistance authorized by chapter 12 of part
24 I of the Foreign Assistance Act of 1961 has ac-

1 completed the purposes identified in that chap-
2 ter;

3 “(C) a description of the progress being
4 made by the United States to resolve trade dis-
5 putes registered with and raised by the United
6 States embassies in each country, and to nego-
7 tiate a bilateral agreement relating to the pro-
8 tection of United States direct investment in,
9 and other business interests with, each country;
10 and

11 “(D) recommendations of any additional
12 initiatives that should be undertaken by the
13 United States to implement the policy and pur-
14 poses contained in the Silk Road Strategy Act
15 of 1999.”.

16 COUNTRY REPORTS ON HUMAN RIGHTS PRACTICES

17 SEC. 597. Section 116 of the Foreign Assistance Act
18 of 1961 is amended by adding the following new sub-
19 section:

20 “(f)(1) The report required by subsection (d) shall
21 include—

22 “(A) a list of foreign states where trafficking in
23 persons, especially women and children, originates,
24 passes through, or is a destination; and

25 “(B) an assessment of the efforts by the gov-
26 ernments of the states described in paragraph (A) to

1 combat trafficking. Such an assessment shall
2 address—

3 “(i) whether government authorities in
4 each such state tolerate or are involved in traf-
5 ficking activities;

6 “(ii) which government authorities in each
7 such state are involved in anti-trafficking activi-
8 ties;

9 “(iii) what steps the government of each
10 such state has taken to prohibit government of-
11 ficials and other individuals from participating
12 in trafficking, including the investigation, pros-
13 ecution, and conviction of individuals involved
14 in trafficking;

15 “(iv) what steps the government of each
16 such state has taken to assist trafficking vic-
17 tims;

18 “(v) whether the government of each such
19 state is cooperating with governments of other
20 countries to extradite traffickers when re-
21 quested;

22 “(vi) whether the government of each such
23 state is assisting in international investigations
24 of transnational trafficking networks; and

1 “(vii) whether the government of each such
2 state refrains from prosecuting trafficking vic-
3 tims or refrains from other discriminatory
4 treatment towards victims.

5 “(2) In compiling data and assessing trafficking for
6 the purposes of paragraph (1), United States Diplomatic
7 Mission personnel shall consult with human rights and
8 other appropriate nongovernmental organizations.

9 “(3) For purposes of this subsection—

10 “(A) the term ‘trafficking’ means the use of de-
11 ception, coercion, debt bondage, the threat of force,
12 or the abuse of authority to recruit, transport within
13 or across borders, purchase, sell, transfer, receive, or
14 harbor a person for the purposes of placing or hold-
15 ing such person, whether for pay or not, in involun-
16 tary servitude, slavery or slavery-like conditions, or
17 in forced, bonded, or coerced labor;

18 “(B) the term ‘victim of trafficking’ means any
19 person subjected to the treatment described in sub-
20 paragraph (A).”.

21 OPIC MARITIME FUND

22 SEC. 598. It is the sense of the Congress that the
23 Overseas Private Investment Corporation shall within one
24 year from the date of the enactment of this Act select a
25 fund manager for the purpose of creating a maritime fund
26 with total capitalization of up to \$200,000,000. This fund

1 to vote against any resolution in the United Nations
2 Security Council to admit Serbia to the United Na-
3 tions or any organization affiliated with the United
4 Nations, to veto any resolution to allow Serbia to as-
5 sume the United Nations' membership of the former
6 Socialist Federal Republic of Yugoslavia, and to take
7 action to prevent Serbia from assuming the seat for-
8 merly occupied by the Socialist Federal Republic of
9 Yugoslavia.

10 (4) The Secretary of State should instruct the
11 United States Permanent Representative on the
12 Council of the North Atlantic Treaty Organization
13 to oppose the extension of the Partnership for Peace
14 program or any other organization affiliated with
15 NATO to Serbia.

16 (5) The Secretary of State should instruct the
17 United States Representatives to the Southeast Eu-
18 ropean Cooperative Initiative (SECI) to oppose and
19 to work to prevent the extension of SECI member-
20 ship to Serbia.

21 (c) CERTIFICATION.—A certification described in this
22 subsection is a certification that—

23 (1) the representatives of the successor states
24 to the Socialist Federal Republic of Yugoslavia have
25 successfully negotiated the division of assets and li-

1 abilities and all other succession issues following the
2 dissolution of the Socialist Federal Republic of
3 Yugoslavia;

4 (2) the government of Serbia is fully complying
5 with its obligations as a signatory to the General
6 Framework Agreement for Peace in Bosnia and
7 Herzegovina;

8 (3) the government of Serbia is fully cooper-
9 ating with and providing unrestricted access to the
10 International Criminal Tribunal for the former
11 Yugoslavia, including surrendering persons indicted
12 for war crimes who are within the jurisdiction of the
13 territory of Serbia, and with the investigations con-
14 cerning the commission of war crimes and crimes
15 against humanity in Kosova;

16 (4) the government of Serbia is implementing
17 internal democratic reforms; and

18 (5) Serbian federal governmental officials, and
19 representatives of the ethnic Albanian community in
20 Kosova have agreed on, signed, and begun imple-
21 mentation of a negotiated settlement on the future
22 status of Kosova.

23 (d) STATEMENT OF POLICY.—It is the sense of the
24 Congress that the United States should not restore full
25 diplomatic relations with Serbia until the President sub-

1 mits to the Committees on Appropriations and Foreign
2 Relations in the Senate and the Committees on Appropria-
3 tions and International Relations in the House of Rep-
4 resentatives the certification described in subsection (c).

5 (e) EXEMPTION OF MONTENEGRO AND KOSOVA.—
6 The sanctions described in subsection (b) shall not apply
7 to Montenegro or Kosova.

8 (f) DEFINITION.—The term “international financial
9 institution” includes the International Monetary Fund,
10 the International Bank for Reconstruction and Develop-
11 ment, the International Development Association, the
12 International Finance Corporation, the Multilateral In-
13 vestment Guaranty Agency, and the European Bank for
14 Reconstruction and Development.

15 (g) WAIVER AUTHORITY.—The President may waive
16 the application in whole or in part, of any sanction de-
17 scribed in subsection (b) if the President certifies to the
18 Congress that the President has determined that the waiv-
19 er is necessary to meet emergency humanitarian needs.

20 CLEAN COAL TECHNOLOGY

21 SEC. 599A. (a) FINDINGS.—The Congress finds as
22 follows:

23 (1) The United States is the world leader in the
24 development of environmental technologies, particu-
25 larly clean coal technology.

1 (2) Severe pollution problems affecting people
2 in developing countries, and the serious health prob-
3 lems that result from such pollution, can be effec-
4 tively addressed through the application of United
5 States technology.

6 (3) During the next century, developing coun-
7 tries, particularly countries in Asia such as China
8 and India, will dramatically increase their consump-
9 tion of electricity, and low quality coal will be a
10 major source of fuel for power generation.

11 (4) Without the use of modern clean coal tech-
12 nology, the resultant pollution will cause enormous
13 health and environmental problems leading to dimin-
14 ished economic growth in developing countries and,
15 thus, diminished United States exports to those
16 growing markets.

17 (b) STATEMENT OF POLICY.—It is the policy of the
18 United States to promote the export of United States
19 clean coal technology. In furtherance of that policy, the
20 Secretary of State, the Secretary of the Treasury (acting
21 through the United States executive directors to inter-
22 national financial institutions), the Secretary of Energy,
23 and the Administrator of the United States Agency for
24 International Development (USAID) should, as appro-
25 priate, vigorously promote the use of United States clean

1 coal technology in environmental and energy infrastruc-
2 ture programs, projects and activities. Programs, projects
3 and activities for which the use of such technology should
4 be considered include reconstruction assistance for the
5 Balkans, activities carried out by the Global Environment
6 Facility, and activities funded from USAID's Development
7 Credit Authority.

8 RESTRICTION ON UNITED STATES ASSISTANCE FOR CER-
9 TAIN RECONSTRUCTION EFFORTS IN THE BALKANS
10 REGION

11 SEC. 599B. (a) Funds appropriated or otherwise
12 made available by this Act for United States assistance
13 for reconstruction efforts in the Federal Republic of Yugo-
14 slavia or any contiguous country should to the maximum
15 extent practicable be used for the procurement of articles
16 and services of United States origin.

17 (b) DEFINITIONS.—In this section:

18 (1) ARTICLE.—The term “article” means any
19 agricultural commodity, steel, communications
20 equipment, farm machinery or petrochemical refin-
21 ery equipment.

22 (2) FEDERAL REPUBLIC OF YUGOSLAVIA.—The
23 term “Federal Republic of Yugoslavia” includes Ser-
24 bia, Montenegro and Kosova.

1 CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

2 SEC. 599C. (1) LIMITATIONS ON AMOUNT OF CON-

3 TRIBUTION.—Of the amounts made available under

4 “International Organizations and Programs”, not more

5 than \$25,000,000 for fiscal year 2000 shall be available

6 for the United Nations Population Fund (hereinafter in

7 this subsection referred to as the “UNFPA”).

8 (2) PROHIBITION ON USE OF FUNDS IN CHINA.—

9 None of the funds made available under “International

10 Organizations and Programs” may be made available for

11 the UNFPA for a country program in the People’s Repub-

12 lic of China.

13 (3) CONDITIONS ON AVAILABILITY OF FUNDS.—

14 Amounts made available under “International Organiza-

15 tions and Programs” for fiscal year 2000 for the UNFPA

16 may not be made available to UNFPA unless—

17 (A) the UNFPA maintains amounts made

18 available to the UNFPA under this section in an ac-

19 count separate from other accounts of the UNFPA;

20 (B) the UNFPA does not commingle amounts

21 made available to the UNFPA under this section

22 with other sums; and

23 (C) the UNFPA does not fund abortions.

24 (4) REPORT TO THE CONGRESS AND WITHHOLDING

25 OF FUNDS.—

1 (A) Not later than February 15, 2000, the Sec-
2 retary of State shall submit a report to the appro-
3 priate congressional committees indicating the
4 amount of funds that the United Nations Population
5 Fund is budgeting for the year in which the report
6 is submitted for a country program in the People's
7 Republic of China.

8 (B) If a report under subparagraph (A) indi-
9 cates that the United Nations Population Fund
10 plans to spend funds for a country program in the
11 People's Republic of China in the year covered by
12 the report, then the amount of such funds that the
13 UNFPA plans to spend in the People's Republic of
14 China shall be deducted from the funds made avail-
15 able to the UNFPA after March 1 for obligation for
16 the remainder of the fiscal year in which the report
17 is submitted.

18 AUTHORIZATION FOR POPULATION PLANNING

19 SEC. 599D. (a) Not to exceed \$385,000,000 of the
20 funds appropriated in title II of this Act may be available
21 for population planning activities or other population as-
22 sistance.

23 (b) Such funds may be apportioned only on a monthly
24 basis, and such monthly apportionments may not exceed
25 8.34 percent of the total available for such activities.

1 This Act may be cited as the “Foreign Operations,
2 Export Financing, and Related Programs Appropriations
3 Act, 2000”.

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