

Union Calendar No. 374

106TH CONGRESS
2^D SESSION

H. R. 4118

[Report No. 106-668]

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

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2000

Ms. ROS-LEHTINEN (for herself, Mr. DIAZ-BALART, Mr. DELAY, Mr. BURTON of Indiana, Mr. HYDE, Mr. ROHRABACHER, Mr. SMITH of New Jersey, Mr. CHABOT, Mr. BURR of North Carolina, Mr. MCCOLLUM, Mr. BARTLETT of Maryland, and Mr. JONES of North Carolina) introduced the following bill; which was referred to the Committee on International Relations

JUNE 12, 2000

Additional sponsors: Mr. SHADEGG, Mr. ARMEY, Mr. TANCREDO, Mr. GOODLING, Mr. GILLMOR, and Mr. MENENDEZ

JUNE 12, 2000

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on March 29, 2000]

A BILL

To prohibit the rescheduling or forgiveness of any out-

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

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

3 **SECTION 1. SHORT TITLE.**

4 *This Act may be cited as the “Russian-American Trust*
5 *and Cooperation Act of 2000”.*

6 **SEC. 2. FINDINGS.**

7 *The Congress makes the following findings:*

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

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

17 (3) *The Secretary of Defense, referring to a 1998*
18 *Defense Intelligence Agency assessment, has reported*
19 *that the Russian Federation leases the Lourdes facil-*

1 *ity for an estimated \$100,000,000 to \$300,000,000 a*
2 *year.*

3 *(4) It has been reported that the Lourdes facility*
4 *is the largest such complex operated by the Russian*
5 *Federation and its intelligence service outside the re-*
6 *gion of the former Soviet Union.*

7 *(5) The Lourdes facility is reported to cover a 28*
8 *square-mile area with over 1,500 Russian engineers,*
9 *technicians, and military personnel working at the*
10 *base.*

11 *(6) Experts familiar with the Lourdes facility*
12 *have reportedly confirmed that the base has multiple*
13 *groups of tracking dishes and its own satellite system,*
14 *with some groups used to intercept telephone calls,*
15 *faxes, and computer communications, in general, and*
16 *with other groups used to cover targeted telephones*
17 *and devices.*

18 *(7) News sources have reported that the prede-*
19 *cessor regime to the Government of the Russian Fed-*
20 *eration had obtained sensitive information about*
21 *United States military operations during Operation*
22 *Desert Storm through the Lourdes facility.*

23 *(8) Academic studies assessing the threat the*
24 *Lourdes espionage station poses to the United States*
25 *cite official United States sources affirming that the*

1 *Lourdes facility is being used to collect personal in-*
2 *formation about United States citizens in the private*
3 *and government sectors, and offers the means to en-*
4 *gage in cyberwarfare against the United States.*

5 *(9) It has been reported that the operational sig-*
6 *nificance of the Lourdes facility has grown dramati-*
7 *cally since February 7, 1996, when then Russian*
8 *President, Boris Yeltsin, issued an order demanding*
9 *that the Russian intelligence community increase its*
10 *gathering of United States and other Western eco-*
11 *nomie and trade secrets.*

12 *(10) It has been reported that the Government of*
13 *the Russian Federation is estimated to have spent in*
14 *excess of \$3,000,000,000 in the operation and mod-*
15 *ernization of the Lourdes facility.*

16 *(11) Former United States Government officials*
17 *have been quoted confirming reports about the Rus-*
18 *sian Federation's expansion and upgrade of the*
19 *Lourdes facility.*

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

1 **SEC. 3. PROHIBITION ON BILATERAL DEBT RESCHEDULING**
2 **AND FORGIVENESS FOR THE RUSSIAN FED-**
3 **ERATION.**

4 (a) *PROHIBITION.*—Notwithstanding any other provi-
5 sion of law, the President—

6 (1) *shall not reschedule or forgive any out-*
7 *standing bilateral debt owed to the United States by*
8 *the Government of the Russian Federation, and*

9 (2) *shall instruct the United States representa-*
10 *tive to the Paris Club of official creditors to use the*
11 *voice and vote of the United States to oppose resched-*
12 *uling or forgiveness of any outstanding bilateral debt*
13 *owed by the Government of the Russian Federation,*
14 *until the President certifies to the Congress that the Govern-*
15 *ment of the Russian Federation has ceased all its operations*
16 *at, removed all personnel from, and permanently closed the*
17 *intelligence facility at Lourdes, Cuba.*

18 (b) *WAIVER.*—

19 (1) *IN GENERAL.*—*The President may waive the*
20 *application of subsection (a)(1) with respect to re-*
21 *scheduling of outstanding bilateral debt if, not less*
22 *than 10 days before the waiver is to take effect, the*
23 *President determines and certifies in writing to the*
24 *Committee on International Relations of the House of*
25 *Representatives and the Committee on Foreign Rela-*
26 *tions of the Senate that—*

1 (A) *such waiver is necessary to the national*
2 *interests of the United States; and*

3 (B) *the Government of the Russian Federa-*
4 *tion is substantially in compliance with multi-*
5 *lateral and bilateral nonproliferation and arms*
6 *limitation agreements.*

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

14 (3) *SUBMISSION IN CLASSIFIED FORM.—If the*
15 *President considers it appropriate, the written certifi-*
16 *cation under paragraph (1), or appropriate parts*
17 *thereof, may be submitted in classified form.*

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

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

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

- 10 *(1) the actions taken by the Government of the*
11 *Russian Federation to terminate its presence and ac-*
12 *tivities at the intelligence facility at Lourdes, Cuba;*
13 *and*
14 *(2) the efforts by each appropriate Federal de-*
15 *partment or agency to verify the actions described in*
16 *paragraph (1).*

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