

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4436

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IN THE SENATE OF THE UNITED STATES

DECEMBER 15, 2005

Received

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## AN ACT

To provide certain authorities for the Department of State,  
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,*

1 **SECTION 1. REDI CENTER.**

2 (a) AUTHORIZATION.—The Secretary of State is au-  
3 thorized to provide for the participation by the United  
4 States in the Regional Emerging Diseases Intervention  
5 Center (in this section referred to as “REDI Center”) in  
6 Singapore, as established by the Agreement described in  
7 subsection (c).

8 (b) CONSULTATION AND REPORT.—

9 (1) CONSULTATION.—Prior to the review re-  
10 quired under Article 6.3 of the Agreement described  
11 in subsection (c), the Secretary shall consult with  
12 the Committee on International Relations of the  
13 House of Representatives and the Committee on  
14 Foreign Relations of the Senate.

15 (2) REPORT.—In connection with the submis-  
16 sion of the annual congressional budget justification,  
17 the Secretary shall report on efforts undertaken at  
18 the REDI Center with regard to bioterrorism con-  
19 cerns.

20 (c) AGREEMENT DESCRIBED.—The Agreement re-  
21 ferred to in this section is the Agreement between the Gov-  
22 ernments of the United States of America and the Repub-  
23 lic of Singapore Establishing the Regional Emerging Dis-  
24 eases Intervention Center, done at Singapore, November  
25 22, 2005.

1 **SEC. 2. RETENTION OF MEDICAL REIMBURSEMENTS.**

2 Section 904 of the Foreign Service Act of 1980 (22  
3 U.S.C. 4084) is amended by adding at the end the fol-  
4 lowing new subsection:

5 “(g) Reimbursements paid to the Department of  
6 State for funding the costs of medical care abroad for em-  
7 ployees and eligible family members shall be credited to  
8 the currently available applicable appropriation account.  
9 Such reimbursements shall be available for obligation and  
10 expenditure during the fiscal year in which they are re-  
11 ceived or for such longer period of time as may be provided  
12 in law.”.

13 **SEC. 3. ACCOUNTABILITY REVIEW BOARDS.**

14 Section 301(a) of the Diplomatic Security Act (22  
15 U.S.C. 4831(a)) is amended—

16 (1) in paragraph (1), by striking “paragraph  
17 (2)” and inserting “paragraphs (2) and (3)”; and

18 (2) by adding at the end the following new  
19 paragraph:

20 “(3) FACILITIES IN AFGHANISTAN AND IRAQ.—

21 “(A) LIMITED EXEMPTIONS FROM RE-  
22 QUIREMENT TO CONVENE BOARD.—The Sec-  
23 retary of State is not required to convene a  
24 Board in the case of an incident that—

25 “(i) involves serious injury, loss of  
26 life, or significant destruction of property

1 at, or related to, a United States Govern-  
2 ment mission in Afghanistan or Iraq; and

3 “(ii) occurs during the period begin-  
4 ning on October 1, 2005, and ending on  
5 September 30, 2009.

6 “(B) REPORTING REQUIREMENTS.—In the  
7 case of an incident described in subparagraph  
8 (A), the Secretary shall—

9 “(i) promptly notify the Committee on  
10 International Relations of the House of  
11 Representatives and the Committee on  
12 Foreign Relations of the Senate of the in-  
13 cident;

14 “(ii) conduct an inquiry of the inci-  
15 dent; and

16 “(iii) upon completion of the inquiry  
17 required by clause (ii), submit to each such  
18 Committee a report on the findings and  
19 recommendations related to such inquiry  
20 and the actions taken with respect to such  
21 recommendations.”.

1 **SEC. 4. INCREASED LIMITS APPLICABLE TO POST DIF-**  
2 **FERENTIALS AND DANGER PAY ALLOW-**  
3 **ANCES.**

4 (a) **REPEAL OF LIMITED-SCOPE EFFECTIVE DATE**  
5 **FOR PREVIOUS INCREASE.**—Subsection (c) of section 591  
6 of the Foreign Operations, Export Financing, and Related  
7 Programs Appropriations Act, 2004 (division D of Public  
8 Law 108–199) is repealed.

9 (b) **POST DIFFERENTIALS.**—Section 5925(a) of title  
10 5, United States Code, is amended in the third sentence  
11 by striking “25 percent of the rate of basic pay or, in the  
12 case of an employee of the United States Agency for Inter-  
13 national Development,”.

14 (c) **DANGER PAY ALLOWANCES.**—Section 5928 of  
15 title 5, United States Code, is amended by striking “25  
16 percent of the basic pay of the employee or 35 percent  
17 of the basic pay of the employee in the case of an employee  
18 of the United States Agency for International Develop-  
19 ment” both places that it appears and inserting “35 per-  
20 cent of the basic pay of the employee”.

21 (d) **CRITERIA.**—The Secretary of State shall inform  
22 the Committee on International Relations of the House  
23 of Representatives and the Committee on Foreign Rela-  
24 tions of the Senate of the criteria to be used in determina-  
25 tions of appropriate adjustments in post differentials  
26 under section 5925(a) of title 5, United States Code, as

1 amended by subsection (b), and danger pay allowances  
2 under section 5928 of title 5, United States Code, as  
3 amended by subsection (c).

4 (e) STUDY AND REPORT.—Not later than two years  
5 after the date of the enactment of this Act, the Secretary  
6 of State shall conduct a study assessing the effect of the  
7 increases in post differentials and danger pay allowances  
8 made by the amendments in subsections (b) and (c), re-  
9 spectively, in filling “hard-to-fill” positions and shall sub-  
10 mit a report of such study to the committees specified in  
11 subsection (d) and to the Committee on Government Re-  
12 form of the House of Representatives and the Committee  
13 on Homeland Security and Governmental Affairs of the  
14 Senate.

15 **SEC. 5. CLARIFICATION OF FOREIGN SERVICE GRIEVANCE**  
16 **BOARD PROCEDURES.**

17 Section 1106(8) of the Foreign Service Act of 1980  
18 (22 U.S.C. 4136(8)) is amended in the first sentence—

19 (1) by inserting “the involuntary separation of  
20 the grievant (other than an involuntary separation  
21 for cause under section 610(a)),” after “consid-  
22 ering”; and

23 (2) by striking “the grievant or” and inserting  
24 “the grievant, or”.

1 **SEC. 6. PERSONAL SERVICES CONTRACTING PILOT PRO-**  
2 **GRAM.**

3 Section 504(c) of the Foreign Relations Authoriza-  
4 tion Act, Fiscal Year 2003 (Public Law 107–228) is  
5 amended by striking “December 31, 2005” and inserting  
6 “December 31, 2006”.

7 **SEC. 7. OFFICIAL RESIDENCE EXPENSES.**

8 Section 5913 of title 5, United States Code, is  
9 amended by adding at the end the following new sub-  
10 section:

11 “(c) Funds made available under subsection (b) may  
12 be provided in advance to persons eligible to receive reim-  
13 bursements.”.

14 **SEC. 8. COMMONWEALTH OF THE NORTHERN MARIANA IS-**  
15 **LANDS EDUCATION BENEFITS.**

16 Section 305(a) of the United States International  
17 Broadcasting Act of 1994 (22 U.S.C. 6204(a)) is amended  
18 by inserting after paragraph (18) the following new para-  
19 graph:

20 “(19)(A) To provide for the payment of pri-  
21 mary and secondary school expenses for dependents  
22 of personnel stationed in the Commonwealth of the  
23 Northern Mariana Islands (CNMI) at a cost not to  
24 exceed expenses authorized by the Department of  
25 Defense for such schooling for dependents of mem-  
26 bers of the Armed Forces stationed in the Common-

1       wealth, if the Board determines that schools avail-  
2       able in the Commonwealth are unable to provide  
3       adequately for the education of the dependents of  
4       such personnel.

5               “(B) To provide transportation for dependents  
6       of such personnel between their places of residence  
7       and those schools for which expenses are provided  
8       under subparagraph (A), if the Board determines  
9       that such schools are not accessible by public means  
10      of transportation.”.

Passed the House of Representatives December 14,  
2005.

Attest:

KAREN L. HAAS,

*Clerk.*