

PROVIDING FOR THE CONSIDERATION OF H.R. 1868, FOR-
EIGN OPERATIONS APPROPRIATIONS FOR FISCAL YEAR
1996

JUNE 20, 1995.—Referred to the House Calendar and ordered to be printed

Mr. GOSS, from the Committee on Rules, submitted the following

REPORT

[To accompany H. Res. 170]

The Committee on Rules, having had under consideration House Resolution 170, by a nonrecord vote, report the same to the House with the recommendation that the resolution be adopted.

BRIEF SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for the consideration of H.R. 1868, the Foreign Operations Appropriations Act for fiscal year 1996 under an open rule. The rule provides one hour of general debate divided equally between the chairman and ranking minority member of the Committee on Appropriations.

The rule waives clause 2, prohibiting unauthorized appropriations and legislative provisions in an appropriations bill; clause 5(b), prohibiting the reporting of a tax or tariff measure in a bill not reported by the committee of jurisdiction; and clause 6, prohibiting reappropriations—of rule XXI against provisions of the bill.

The rule provides for the reading of the bill by title, rather than by paragraph or numbered section, for amendment, and each title is considered as read.

The rule first makes in order two amendments by Rep. Gilman (NY) printed in Part 1 of this report. The amendments are considered as read, debatable for 10-minutes each, equally divided between the proponent and an opponent. The amendments are not subject to amendment or to a demand for a division of the question in the House or Committee of the Whole. All points of order are waived against the amendments. If adopted, the amendments are considered as original text for the purpose of further amendment under the five-minute rule.

The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record.

The rule waives clause 2 of rule XXI against the amendments printed in this report by Rep. Hall (OH), Rep. Smith (NJ), Rep. Menendez (NJ), and Rep. Goss (FL). The amendments are not subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit with or without instructions.

PART 1

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GILMAN OF NEW YORK OR A DESIGNEE:

Page 8, beginning on line 9, strike “shall be made available notwithstanding any other provision of law, and”.

Page 9, beginning on line 15, strike “*Provided further,*” and all that follows through “Committees on Appropriations:”.

Page 16, line 23, strike “and for other purposes,”.

Page 19, line 8, strike “1.5” and insert “1”.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GILMAN OF NEW YORK OR A DESIGNEE:

Page 8, line 16, strike “\$669,000,000” and insert “\$645,000,000”.

PART 2

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HALL OF OHIO OR A DESIGNEE:

Page 7, strike line 18 and insert the following: “CHILDREN AND DISEASE PROGRAMS FUND”.

Page 7, line 23, strike “\$484,000,000” and insert “\$592,660,000”.

Page 8, line 6, strike “and (7)” and insert “(7) basic education programs, and (8)”.

Page 8, line 16, strike “\$669,000,000” and insert “\$655,000,000”.

Page 14, line 22, strike “\$2,336,700,000” and insert “\$2,310,000,000”.

Page 30, line 17, strike “\$167,960,000” and insert “\$100,000,000”.

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE HALL OF OHIO OR A DESIGNEE:

Page 7, strike line 18 and insert the following: “CHILDREN AND DISEASE PROGRAMS FUND”.

Page 7, line 23, strike “\$484,000,000” and insert “\$592,660,000”.

Page 8, line 6, strike “and (7)” and insert “(7) basic education programs, and (8)”.

Page 8, line 16, strike “\$645,000,000” and insert “\$631,000,000”.

Page 14, line 22, strike “\$2,336,700,000” and insert “\$2,310,000,000”.

Page 30, line 17, strike “\$167,960,000” and insert “\$100,000,000”.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE SMITH OF
NEW JERSEY OR A DESIGNEE:

Page 78, after line 6, insert the following new section:

PROHIBITION OF FUNDING FOR ABORTION

SEC. 564. (a) IN GENERAL.—

(1) Notwithstanding any other provision of this Act or other law, none of the funds appropriated by this Act for population assistance activities may be made available for any private, nongovernmental, or multilateral organization until the organization certifies that it does not and will not during the period for which the funds are made available, directly or through a subcontractor or sub-grantee, perform abortions in any foreign country, except where the life of the mother would be endangered if the fetus were carried to term or in cases of forcible rape or incest.

(2) Paragraph (1) may not be construed to apply to the treatment of injuries or illnesses caused by legal or illegal abortions or to assistance provided directly to the government of a country.

(b) LOBBYING ACTIVITIES.—

(1) Notwithstanding any other provision of this Act or other law, none of the funds appropriated by this Act for population assistance activities may be made available for any private, nongovernmental, or multilateral organization until the organization certifies that it does not and will not during the period for which the funds are made available, violate the laws of any foreign country concerning the circumstances under which abortion is permitted, regulated, or prohibited, or engage in any activity or effort to alter the laws or governmental policies of any foreign country concerning the circumstances under which abortion is permitted, regulated, or prohibited.

(2) Paragraph (1) shall not apply to activities in opposition to coercive abortion or involuntary sterilization.

(c) COERCIVE POPULATION CONTROL METHODS.—Notwithstanding any other provision of this Act or other law, none of the funds appropriated by this Act may be made available for the United Nations Population Fund (UNFPA), unless the President certifies to the appropriate congressional committees that (1) the United Nations Population Fund has terminated all activities in the People's Republic of China; or (2) during the 12 months preceding such certification, there have been no abortions as the result of coercion associated with the family planning policies of the national government or other governmental entities within the People's Republic of China. As used in this section the term "coercion" includes physical duress or abuse, destruction or confiscation of property, loss of means of livelihood, or severe psychological pressure.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE MENENDEZ
OF NEW JERSEY OR A DESIGNEE:

Page 78, after line 6, add the following:

WITHHOLDING OF ASSISTANCE TO COUNTRIES SUPPORTING NUCLEAR
PLANT IN CUBA

SEC. 564. The President shall withhold from assistance made available with funds appropriated or made available pursuant to this Act an amount equal to the sum of assistance and credits, if any, provided on or after the date of the enactment of this Act by that country, or any entity in that country, in support of the completion of the Cuban nuclear facility at Juragua, near Cienfuegos, Cuba.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE GOSS OF
FLORIDA OR A DESIGNEE:

Page 78, after line 6, insert the following new section:

LIMITATION ON FUNDS FOR HAITI

SEC. 564. None of the funds appropriated in this Act may be made available to the Government of Haiti when it is made known to the President that such Government is controlled by a regime holding power through means other than the democratic elections scheduled for calendar year 1995 and held pursuant to the requirements of the 1987 Constitution of Haiti.