

Calendar No. 471

103D CONGRESS  
2D SESSION

**H. R. 4426**

[Report No. 103-287]

**AN ACT**

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1995.

JUNE 8 (legislative day, JUNE 7), 1994

Received; read twice and referred to the Committee on Appropriations

JUNE 16 (legislative day, JUNE 7), 1994

Reported with amendments and an amendment to the title

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IN THE SENATE OF THE UNITED STATES

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Reported by Mr. LEAHY, with amendments and an amendment to the title

[Omit the part struck through and insert the part printed in italic]

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**AN ACT**

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1995.

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 for-  
5       eign operations, export financing, and related programs  
6       for the fiscal year ending September 30, 1995, and for  
7       other purposes, namely:

1 TITLE I—MULTILATERAL ECONOMIC  
2 ASSISTANCE

3 FUNDS APPROPRIATED TO THE PRESIDENT  
4 INTERNATIONAL FINANCIAL INSTITUTIONS  
5 CONTRIBUTION TO THE INTERNATIONAL BANK FOR  
6 RECONSTRUCTION AND DEVELOPMENT

7 For payment to the International Bank for Recon-  
8 struction and Development by the Secretary of the Treas-  
9 ury, for the United States share of the paid-in share por-  
10 tion of the increases in capital stock for the General Cap-  
11 ital Increase, \$23,009,101, to remain available until ex-  
12 pended: *Provided, That one quarter of such funds may be*  
13 *obligated only after April 1, 1995: Provided further, That*  
14 *one quarter of such funds may be obligated only after Sep-*  
15 *tember 1, 1995: Provided further, That not more than twen-*  
16 *ty-one days prior to the obligation of each such sum, the*  
17 *Secretary shall submit a certification to the Committees on*  
18 *Appropriations that the Bank has not approved any loans*  
19 *to Iran since October 1, 1994, or the President of the United*  
20 *States certifies that withholding of these funds is contrary*  
21 *to the national interest of the United States.*

22 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

23 The United States Governor of the International  
24 Bank for Reconstruction and Development may subscribe  
25 without fiscal year limitation to the callable capital portion

1 of the United States share of increases in capital stock  
2 in an amount not to exceed \$743,923,914.

3 For payment to the International Bank for Recon-  
4 struction and Development by the Secretary of the Treas-  
5 ury, for the United States contribution to the Global Envi-  
6 ronment Facility (GEF), ~~\$88,800,000~~ \$98,800,000, to re-  
7 main available until expended.

8 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT  
9 ASSOCIATION

10 For payment to the International Development Asso-  
11 ciation by the Secretary of the Treasury, ~~\$1,235,000,000~~  
12 \$1,207,750,000, for the United States contribution to the  
13 replenishment, to remain available until expended.

14 CONTRIBUTION TO THE INTERNATIONAL FINANCE  
15 CORPORATION

16 For payment to the International Finance Corpora-  
17 tion by the Secretary of the Treasury, \$68,743,028, for  
18 the United States share of the increase in subscriptions  
19 to capital stock, to remain available until expended: *Pro-*  
20 *vided*, That of the amount appropriated under this head-  
21 ing not more than \$5,364,000 may be expended for the  
22 purchase of such stock in fiscal year 1995.

23 CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT  
24 BANK

25 For payment to the Inter-American Development  
26 Bank by the Secretary of the Treasury, for the United

1 States share of the paid-in share portion of the increase  
2 in capital stock, \$28,111,959, and for the United States  
3 share of the increases in the resources of the Fund for  
4 Special Operations, \$21,338,000, and for the United  
5 States share of the capital stock of the Inter-American In-  
6 vestment Corporation, \$190,000, to remain available until  
7 expended: ~~Provided, That \$25,269,224 of the amount~~  
8 made available for the paid-in share portion of the in-  
9 crease in capital stock, and \$20,317,000 of the resources  
10 of the Fund for Special Operations shall be subject to the  
11 regular notification procedures of the Committees on Ap-  
12 propriations.

13 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

14 The United States Governor of the Inter-American  
15 Development Bank may subscribe without fiscal year limi-  
16 tation to the callable capital portion of the United States  
17 share of such capital stock in an amount not to exceed  
18 \$1,594,568,180.

1 CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS  
2 MULTILATERAL INVESTMENT FUND

3 For payment to the Enterprise for the Americas Mul-  
4 tilateral Investment Fund by the Secretary of the Treas-  
5 ury, for the United States contribution to the Fund to  
6 be administered by the Inter-American Development  
7 Bank, \$75,000,000 to remain available until expended.

8 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

9 For the United States contribution by the Secretary  
10 of the Treasury to the increases in resources of the Asian  
11 Development Fund, as authorized by the Asian Devel-  
12 opment Bank Act, as amended (Public Law 89-369),  
13 \$167,960,000, to remain available until expended.

14 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

15 For payment to the African Development Fund by  
16 the Secretary of the Treasury, \$124,229,309, for the  
17 United States contribution to the African Development  
18 Fund, to remain available until expended: ~~Provided, That~~  
19 ~~of the funds appropriated under this heading,~~  
20 ~~\$20,000,000 shall be subject to the regular notification~~  
21 ~~procedures of the Committees on Appropriations.~~

22 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

23 For payment to the African Development Bank by  
24 the Secretary of the Treasury, for the paid-in share por-  
25 tion of the United States share of the increase in capital  
26 stock, \$133,000, to remain available until expended.

1       LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

2       The United States Governor of the African 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 \$2,002,540.

7       CONTRIBUTION TO THE EUROPEAN BANK FOR  
8       RECONSTRUCTION AND DEVELOPMENT

9       For payment to the European Bank for Reconstruc-  
10 tion and Development by the Secretary of the Treasury,  
11 \$69,180,353, for the United States share of the paid-in  
12 share portion of the initial capital subscription, to remain  
13 available until expended: *Provided*, That during fiscal year  
14 1995 the number of shares of stock purchased shall be  
15 not more than 600.

16       LIMITATION OF CALLABLE CAPITAL SUBSCRIPTIONS

17       The United States Governor of the European Bank  
18 for Reconstruction and Development may subscribe with-  
19 out fiscal year limitation to the callable capital portion of  
20 the United States share of such capital stock in an amount  
21 not to exceed \$161,420,824.

22       CONTRIBUTION TO THE ENHANCED STRUCTURAL ADJUST-  
23       MENT FACILITY OF THE INTERNATIONAL MONETARY  
24       FUND

25       *For payment to the Interest Subsidy Account of the*  
26 *Enhanced Structural Adjustment Facility of the Inter-*

1 *national Monetary Fund, \$25,000,000, to remain available*  
 2 *until expended.*

3 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

4 For necessary expenses to carry out the provisions  
 5 of section 301 of the Foreign Assistance Act of 1961, and  
 6 of section 2 of the United Nations Environment Program  
 7 Participation Act of 1973, ~~\$366,000,000~~ \$382,000,000:  
 8 *Provided*, That none of the funds appropriated under this  
 9 heading shall be made available for the United Nations  
 10 Fund for Science and Technology: *Provided further*, That  
 11 funds appropriated under this heading may be made avail-  
 12 able for the International Atomic Energy Agency only if  
 13 the Secretary of State determines (and so reports to the  
 14 Congress) that Israel is not being denied its right to par-  
 15 ticipate in the activities of that Agency: *Provided further*,  
 16 That of the funds appropriated under this heading that  
 17 are made available for the United Nations Children's  
 18 Fund (UNICEF), 75 per centum shall be obligated and  
 19 expended no later than thirty days after the date of enact-  
 20 ment of this Act and 25 per centum shall be expended  
 21 within thirty days from the start of UNICEF's fourth  
 22 quarter of operations for 1995: *Provided further*, That  
 23 none of the funds appropriated under this heading that  
 24 are made available to the United Nations Population Fund  
 25 (UNFPA) shall be made available for activities in the Peo-  
 26 ple's Republic of China: *Provided further*, That not more



1 than ~~\$40,000,000~~ \$60,000,000 of the funds appropriated  
2 under this heading may be made available to the UNFPA:  
3 *Provided further*, That not more than one-half of this  
4 amount may be provided to UNFPA before March 1,  
5 1995, and that no later than February 15, 1995, the Sec-  
6 retary of State shall submit a report to the Committees  
7 on Appropriations indicating the amount UNFPA is budg-  
8 eting for the People's Republic of China in 1995: *Provided*  
9 *further*, That any amount UNFPA plans to spend in the  
10 People's Republic of China in 1995 above \$7,000,000,  
11 shall be deducted from the amount of funds provided to  
12 UNFPA after March 1, 1995 pursuant to the previous  
13 provisos: *Provided further*, That with respect to any funds  
14 appropriated under this heading that are made available  
15 to UNFPA, UNFPA shall be required to maintain such  
16 funds in a separate account and not commingle them with  
17 any other funds: ~~*Provided further*, That notwithstanding~~  
18 ~~the fifth proviso of this heading, if UNFPA decides not~~  
19 ~~to initiate a new program in China after its current pro-~~  
20 ~~gram ends in 1995, up to an additional \$20,000,000 of~~  
21 ~~funds appropriated under this heading may be made avail-~~  
22 ~~able to UNFPA.~~

## 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, 1995, unless otherwise specified herein, as  
7 follows:

## 8 AGENCY FOR INTERNATIONAL DEVELOPMENT

## 9 DEVELOPMENT ASSISTANCE FUND

10 For necessary expenses to carry out the provisions  
11 of sections 103 through 106 of the Foreign Assistance Act  
12 of 1961, ~~\$811,000,000~~ \$882,000,000, to remain available  
13 until September 30, 1996: *Provided, That of the funds ap-*  
14 *propriated under this title under the heading “Agency for*  
15 *International Development”, (1) not less than \$285,000,000*  
16 *shall be made available for activities which have as their*  
17 *objective the reduction of childhood mortality, including*  
18 *such activities as immunization programs, oral rehydration*  
19 *programs, and education programs which address improved*  
20 *nutrition, and water and sanitation programs, (2) not less*  
21 *than \$135,000,000 shall be made available for basic edu-*  
22 *cation programs, and (3) not less than \$25,000,000 shall*  
23 *be made available for micronutrient programs: Provided*  
24 *further, That of the funds appropriated under this heading,*  
25 *not less than \$1,000,000 shall be made available for support*

1 *of displaced Burmese including for cross border activities:*  
2 *Provided further, That of the funds appropriated under this*  
3 *heading, not less than \$600,000 shall be available to support*  
4 *parliamentary training and democracy programs in the*  
5 *People's Republic of China: Provided further, That the*  
6 *Agency for International Development shall make funds*  
7 *available for the activities described in the previous proviso*  
8 *on a grant basis to the International Republican Institute*  
9 *and the National Democratic Institute, notwithstanding*  
10 *any other provision of law.*

11           POPULATION, DEVELOPMENT ASSISTANCE

12       For necessary expenses to carry out the provisions  
13 of section 104(b), \$450,000,000, to remain available until  
14 September 30, 1996: *Provided, That none of the funds*  
15 *made available in this Act nor any unobligated balances*  
16 *from prior appropriations may be made available to any*  
17 *organization or program which, as determined by the*  
18 *President of the United States, supports or participates*  
19 *in the management of a program of coercive abortion or*  
20 *involuntary sterilization: Provided further, That none of*  
21 *the funds made available under this heading may be used*  
22 *to pay for the performance of abortion as a method of*  
23 *family planning or to motivate or coerce any person to*  
24 *practice abortions; and that in order to reduce reliance*  
25 *on abortion in developing nations, funds shall be available*  
26 *only to voluntary family planning projects which offer, ei-*

1 ther directly or through referral to, or information about  
 2 access to, a broad range of family planning methods and  
 3 services: *Provided further*, That in awarding grants for  
 4 natural family planning under section 104 of the Foreign  
 5 Assistance Act of 1961 no applicant shall be discriminated  
 6 against because of such applicant's religious or conscien-  
 7 tious commitment to offer only natural family planning;  
 8 and, additionally, all such applicants shall comply with the  
 9 requirements of the previous proviso: *Provided further*,  
 10 *That for purposes of this or any other Act authorizing or*  
 11 *appropriating funds for foreign operations, export financ-*  
 12 *ing, and related programs, the term "motivate", as it re-*  
 13 *lates to family planning assistance, shall not be construed*  
 14 *to prohibit the provision, consistent with local law, of infor-*  
 15 *mation or counselling about, or referral for, all pregnancy*  
 16 *options including abortion: Provided further*, That nothing  
 17 in this subsection shall be construed to alter any existing  
 18 statutory prohibitions against abortion under section 104  
 19 of the Foreign Assistance Act of 1961.

20 DEVELOPMENT FUND FOR AFRICA

21 For necessary expenses to carry out the provisions  
 22 of chapter 10 of part I of the Foreign Assistance Act of  
 23 1961, ~~\$790,000,000~~ \$802,000,000, to remain available  
 24 until September 30, 1996: *Provided*, That none of the  
 25 funds appropriated by this Act to carry out chapters 1  
 26 and 10 of part I of the Foreign Assistance Act of 1961

1 shall be transferred to the Government of Zaire: *Provided*  
2 *further*, That funds appropriated under this heading which  
3 are made available for activities supported by the South-  
4 ern Africa Development Community shall be made avail-  
5 able notwithstanding section 512 of this Act and section  
6 620(q) of the Foreign Assistance Act of 1961.

7 PRIVATE AND VOLUNTARY ORGANIZATIONS

8 None of the funds appropriated or otherwise made  
9 available by this Act for development assistance may be  
10 made available to any United States private and voluntary  
11 organization, except any cooperative development organi-  
12 zation, which obtains less than 20 per centum of its total  
13 annual funding for international activities from sources  
14 other than the United States Government: *Provided*, That  
15 the requirements of the provisions of section 123(g) of the  
16 Foreign Assistance Act of 1961 and the provisions on pri-  
17 vate and voluntary organizations in title II of the “Foreign  
18 Assistance and Related Programs Appropriations Act,  
19 1985” (as enacted in Public Law 98–473) shall be super-  
20 seded by the provisions of this section.

21 INTERNATIONAL DISASTER ASSISTANCE

22 For necessary expenses for international disaster re-  
23 lief, rehabilitation, and reconstruction assistance pursuant  
24 to section 491 of the Foreign Assistance Act of 1961, as  
25 amended, \$169,998,000 to remain available until ex-  
26 pended.

## 1 DEBT RESTRUCTURING

2 For the cost, as defined in section 13201 of the  
3 Budget Enforcement Act of 1990, of modifying direct  
4 loans and loan guarantees, as the President may deter-  
5 mine, for which funds have been appropriated or otherwise  
6 made available for programs within the International Af-  
7 fairs Budget Function 150, \$7,000,000, to remain  
8 available until expended: ~~Provided~~, That it is the sense of  
9 the Congress that a program should be developed to un-  
10 dertake direct buy backs of bilateral debt from eligible  
11 poor and lower-middle income countries with local cur-  
12 rency offsets to fund development and environmental ac-  
13 tivities, provided that such a program would have no budg-  
14 etary impact. The Administration should consider how cre-  
15 ative use of the sale of impaired Third World debts might  
16 be used to lower debt overhangs and generate local cur-  
17 rencies for development and environmental activities.

## 18 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

## 19 ACCOUNT

20 For the subsidy cost of direct loans and loan guaran-  
21 tees, \$1,500,000, as authorized by section 108 of the For-  
22 eign Assistance Act of 1961, as amended: *Provided*, That  
23 such costs shall be as defined in section 502 of the Con-  
24 gressional Budget Act of 1974: *Provided further*, That  
25 *guarantees of loans made under this heading in support*  
26 *of microenterprise activities may guarantee up to 70 per-*

1 *cent of the principal amount of any such loans notwith-*  
2 *standing section 108 of the Foreign Assistance Act of 1961.*

3 In addition, for administrative expenses to carry out pro-  
4 grams under this heading, \$500,000, all of which may be  
5 transferred to and merged with the appropriation for Op-  
6 erating Expenses of the Agency for International Develop-  
7 ment.

8 HOUSING GUARANTY PROGRAM ACCOUNT

9 For the subsidy cost, as defined in section 13201 of  
10 the Budget Enforcement Act of 1990, of guaranteed loans  
11 authorized by sections 221 and 222 of the Foreign Assist-  
12 ance Act of 1961, \$19,300,000: *Provided*, That these  
13 funds are available to subsidize loan principal, 100 percent  
14 of which shall be guaranteed, pursuant to the authority  
15 of such sections: *Provided further*, That the President shall  
16 enter into commitments to guarantee such loans in the  
17 full amount provided under this heading, subject to the  
18 availability of qualified applicants for such guarantees. In  
19 addition, for administrative expenses to carry out guaran-  
20 teed loan programs, \$8,000,000, all of which may be  
21 transferred to and merged with the appropriation for Op-  
22 erating Expenses of the Agency for International Develop-  
23 ment: *Provided further*, That commitments to guarantee  
24 loans under this heading may be entered into notwith-  
25 standing the second and third sentences of section 222(a)  
26 and, with regard to programs for Eastern Europe and pro-

1 grams for the benefit of South Africans disadvantaged by  
2 apartheid, section 223(j) of the Foreign Assistance Act of  
3 1961: *Provided further*, That none of the funds appro-  
4 priated under this heading shall be obligated except  
5 through the regular notification procedures of the Com-  
6 mittees on Appropriations.

7 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND  
8 DISABILITY FUND

9 For payment to the “Foreign Service Retirement and  
10 Disability Fund”, as authorized by the Foreign Service  
11 Act of 1980, \$45,118,000.

12 OPERATING EXPENSES OF THE AGENCY FOR  
13 INTERNATIONAL DEVELOPMENT

14 For necessary expenses to carry out the provisions  
15 of section 667, ~~\$517,500,000~~ *\$517,800,000: Provided,*  
16 ~~That of this amount not more than \$900,000 may be~~  
17 ~~made available to pay for printing costs.~~

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, \$39,118,000, which sum shall be available  
23 for the Office of the Inspector General of the Agency for  
24 International Development.



## ECONOMIC SUPPORT FUND

1  
2 For necessary expenses to carry out the provisions  
3 of chapter 4 of part II, ~~\$2,339,000,000~~ \$2,359,200,000,  
4 to remain available until September 30, 1996: *Provided,*  
5 That any funds appropriated under this heading that are  
6 made available for Israel shall be made available on a  
7 grant basis as a cash transfer and shall be disbursed with-  
8 in thirty days of enactment of this Act or by October 31,  
9 1994, whichever is later: *Provided further,* That any funds  
10 appropriated under this heading that are made available  
11 for Egypt shall be provided on a grant basis, of which sum  
12 cash transfer assistance may be provided with the under-  
13 standing that Egypt will undertake significant economic  
14 reforms which are additional to those which were under-  
15 taken in previous fiscal years: *Provided, That of the funds*  
16 *appropriated under this heading, not less than*  
17 *\$1,200,000,000 shall be available only for Israel, which sum*  
18 *shall be available on a grant basis as a cash transfer and*  
19 *shall be disbursed within thirty days of enactment of this*  
20 *Act or by October 31, 1994, whichever is later: Provided*  
21 *further, That not less than \$815,000,000 shall be available*  
22 *only for Egypt, which sum shall be provided on a grant*  
23 *basis, and of which sum cash transfer assistance may be*  
24 *provided, with the understanding that Egypt will undertake*  
25 *significant economic reforms which are additional to those*

1 *which were undertaken in previous fiscal years, and of*  
2 *which not less than \$200,000,000 shall be provided as Com-*  
3 *modity Import Program assistance: Provided further, That*  
4 *in exercising the authority to provide cash transfer assist-*  
5 *ance for Israel and Egypt, the President shall ensure that*  
6 *the level of such assistance does not cause an adverse im-*  
7 *pact on the total level of nonmilitary exports from the*  
8 *United States to each such country: Provided further, That*  
9 *it is the sense of the Congress that the recommended levels*  
10 *of assistance for Egypt and Israel are based in great*  
11 *measure upon their continued participation in the Camp*  
12 *David Accords and upon the Egyptian-Israeli peace treaty:*  
13 *Provided further, That none of the funds appropriated*  
14 *under this heading shall be made available for Zaire: Pro-*  
15 *vided further, That not more than \$50,000,000 of the funds*  
16 *appropriated under this heading may be made available to*  
17 *finance tied-aid credits, unless the President determines it*  
18 *is in the national interest to provide in excess of*  
19 *\$50,000,000 and so notifies the Committees on Appropria-*  
20 *tions through the regular notification procedures of the*  
21 *Committees on Appropriations: Provided further, That*  
22 *none of the funds made available or limited by this Act*  
23 *may be used for tied-aid credits or tied-aid grants except*  
24 *through the regular notification procedures of the Commit-*  
25 *tees on Appropriations: Provided further, That none of the*

1 *funds appropriated by this Act to carry out the provisions*  
 2 *of chapters 1 and 10 of part I of the Foreign Assistance*  
 3 *Act of 1961 may be used for tied-aid credits: Provided fur-*  
 4 *ther, That as used in this heading the term “tied-aid cred-*  
 5 *its” means any credit, within the meaning of section*  
 6 *15(h)(1) of the Export-Import Bank Act of 1945, which is*  
 7 *used for blended or parallel financing, as those terms are*  
 8 *defined by sections 15(h) (4) and (5), respectively, of such*  
 9 *Act: Provided further, That not less than \$15,000,000 of the*  
 10 *funds appropriated under this heading shall be made avail-*  
 11 *able for Cyprus to be used only for scholarships,*  
 12 *bicommunal projects, and measures aimed at the reunifica-*  
 13 *tion of the island and designed to reduce tensions, and pro-*  
 14 *mote peace and cooperation between the two communities*  
 15 *on Cyprus: Provided further, That not less than \$7,000,000*  
 16 *of the funds appropriated under this heading shall be avail-*  
 17 *able only for the Middle East Regional Cooperation Pro-*  
 18 *gram.*

19 INTERNATIONAL FUND FOR IRELAND

20 For necessary expenses to carry out the provisions  
 21 of part I of the Foreign Assistance Act of 1961, up to  
 22 ~~\$19,600,000~~ \$15,000,000, which shall be available for the  
 23 United States contribution to the International Fund for  
 24 Ireland and shall be made available in accordance with the  
 25 provisions of the Anglo-Irish Agreement Support Act of  
 26 1986 (Public Law 99–415): *Provided, That such amount*

1 shall be expended at the minimum rate necessary to make  
2 timely payment for projects and activities: *Provided fur-*  
3 *ther*, That funds made available under this heading shall  
4 remain available until expended.

5 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC  
6 STATES

7 (a) For necessary expenses to carry out the provisions  
8 of the Foreign Assistance Act of 1961 and the Support  
9 for East European Democracy (SEED) Act of 1989,  
10 ~~\$360,000,000~~ \$359,000,000, to remain available until ex-  
11 pended, which shall be available, notwithstanding any  
12 other provision of law, for economic assistance *and for re-*  
13 *lated* programs for Eastern Europe and the Baltic States.

14 (b) Funds appropriated under this heading or in prior  
15 appropriations Acts that are or have been made available  
16 for an Enterprise Fund may be deposited by such Fund  
17 in interest-bearing accounts prior to the Fund's disburse-  
18 ment of such funds for program purposes. The Fund may  
19 retain for such program purposes any interest earned on  
20 such deposits without returning such interest to the Treas-  
21 ury of the United States and without further appropria-  
22 tion by the Congress. Funds made available for Enterprise  
23 Funds shall be expended at the minimum rate necessary  
24 to make timely payment for projects and activities.

25 (c) Funds appropriated under this heading shall be  
26 considered to be economic assistance under the Foreign

1 Assistance Act of 1961 for purposes of making available  
2 the administrative authorities contained in that Act for  
3 the use of economic assistance.

4 ASSISTANCE FOR THE NEW INDEPENDENT STATES OF  
5 THE FORMER SOVIET UNION

6 (a) For necessary expenses to carry out the provisions  
7 of chapter 11 of part I of the Foreign Assistance Act of  
8 1961 and the FREEDOM Support Act, for assistance for  
9 the new independent states of the former Soviet Union  
10 and for related programs, ~~\$875,500,000~~ \$839,000,000, to  
11 remain available until expended: *Provided*, That the provi-  
12 sions of 498B(j) of the Foreign Assistance Act of 1961  
13 shall apply to funds appropriated by this paragraph.

14 (b) None of the funds appropriated under this head-  
15 ing shall be transferred to the Government of Russia—

16 (1) unless that Government is making progress  
17 in implementing comprehensive economic reforms  
18 based on market principles, private ownership, nego-  
19 tiating repayment of commercial debt, respect for  
20 commercial contracts, and equitable treatment of  
21 foreign private investment; and

22 (2) if that Government applies or transfers  
23 United States assistance to any entity for the pur-  
24 pose of expropriating or seizing ownership or control  
25 of assets, investments, or ventures.

1 (c) Funds may be furnished without regard to sub-  
2 section (b) if the President determines that to do so is  
3 in the national interest.

4 (d) None of the funds appropriated under this head-  
5 ing shall be made available to any government of the new  
6 independent states of the former Soviet Union if that gov-  
7 ernment directs any action in violation of the territorial  
8 integrity or national sovereignty of any other new inde-  
9 pendent state, such as those violations included in Prin-  
10 ciple Six of the Helsinki Final Act: *Provided*, That such  
11 funds may be made available without regard to the restric-  
12 tion in this subsection if the President determines that  
13 to do so is in the national interest of the United States:  
14 *Provided further*, That the restriction of this subsection  
15 shall not apply to the use of such funds for the provision  
16 of assistance for purposes of humanitarian, disaster and  
17 refugee relief: ~~*Provided further*, That thirty days after the~~  
18 ~~date of enactment of this Act, and then annually there-~~  
19 ~~after, the Secretary of State shall report to the Commit-~~  
20 ~~tees on Appropriations on steps taken by the governments~~  
21 ~~of the new independent states concerning violations re-~~  
22 ~~ferred to in this subsection: *Provided further*, That in pre-~~  
23 ~~paring this report the Secretary shall consult with the~~  
24 ~~United States Representative to the Conference on Secu-~~  
25 ~~rity and Cooperation in Europe.~~

1 (e) None of the funds appropriated under this head-  
2 ing for the new independent states of the former Soviet  
3 Union shall be made available for any state to enhance  
4 its military capability: *Provided*, That this restriction does  
5 not apply to demilitarization, defense conversion or non-  
6 proliferation programs, or programs to support troop  
7 withdrawal including through the support of an officer re-  
8 settlement program, and technical assistance for the hous-  
9 ing sector.

10 (f) Funds appropriated under this heading shall be  
11 subject to the regular ~~reprogramming~~ *notification* proce-  
12 dures of the Committees on Appropriations.

13 (g) Funds appropriated under this heading may be  
14 made available for assistance for Mongolia.

15 (h) Funds made available in this Act for assistance  
16 to the new independent states of the former Soviet Union  
17 shall be provided to the maximum extent feasible through  
18 the private sector, including private voluntary organiza-  
19 tions and nongovernmental organizations functioning in  
20 the new independent states.

21 (i) *Of the funds appropriated under this heading,*  
22 *\$15,000,000 shall be available only for a family planning*  
23 *program for the new independent states of the former Soviet*  
24 *Union comparable to the family planning program cur-*  
25 *rently administered by the Agency for International Devel-*

1 opment in the Central Asian Republics and focusing on  
2 population assistance which provides an alternative to  
3 abortion: Provided, That of such amount, \$6,000,000 shall  
4 be available only for such a family planning program in  
5 Russia, \$3,000,000 shall be available only for such a family  
6 planning program in Ukraine, Moldova, and Belarus, and  
7 \$6,000,000 shall be available only for such a family plan-  
8 ning program in the Central Asian Republics.

9 (j) Of the funds appropriated under this heading, not  
10 less than \$150,000,000 shall be available for programs for  
11 Ukraine: Provided, That of these funds not less than  
12 \$25,000,000 shall be made available for land privatization  
13 activities and development of small and medium size busi-  
14 nesses, including agriculture enterprises.

15 (k) Not less than \$75,000,000 of the funds appro-  
16 priated under this heading shall be available for programs  
17 and activities for Armenia.

18 (l) Not less than \$50,000,000 of the funds appropriated  
19 under this heading shall be made available for programs  
20 for Georgia.

21 (m) Every 180 days, the Administrator for the Agency  
22 for International Development shall provide the Committees  
23 on Appropriations with a report listing grants and con-  
24 tracts issued from funds under this heading including the  
25 type, amount and country where assistance is expended.



## INDEPENDENT AGENCIES

## AFRICAN DEVELOPMENT FOUNDATION

For necessary expenses to carry out the provisions of title V of the International Security and Development Cooperation Act of 1980, Public Law 96-533, and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 9104, title 31, United States Code, \$16,905,000: *Provided*, That, when, with the permission of the President of the Foundation, funds made available to a grantee under this heading are invested pending disbursement, the resulting interest is not required to be deposited in the United States Treasury if the grantee uses the resulting interest for the purpose for which the grant was made: *Provided further*, That this provision applies with respect to both interest earned before and interest earned after the enactment of this provision: *Provided further*, That notwithstanding section 505(a)(2) of the African Development Foundation Act, in exceptional circumstances the board of directors of the Foundation may waive the dollar limitation contained in that section with respect to a project: *Provided further*, That the Foundation shall provide a report to the Committees on Appropriations after each time such waiver authority is exercised.

## 1 INTER-AMERICAN FOUNDATION

2 For expenses necessary to carry out the functions of  
3 the Inter-American Foundation in accordance with the  
4 provisions of section 401 of the Foreign Assistance Act  
5 of 1969, and to make such contracts and commitments  
6 without regard to fiscal year limitations, as provided by  
7 section 9104, title 31, United States Code, \$30,960,000.

## 8 PEACE CORPS

9 For expenses necessary to carry out the provisions  
10 of the Peace Corps Act (75 Stat. 612), ~~\$219,745,000~~  
11 *\$221,745,000*, including the purchase of not to exceed five  
12 passenger motor vehicles for administrative purposes for  
13 use outside of the United States: *Provided*, That none of  
14 the funds appropriated under this heading shall be used  
15 to pay for abortions: *Provided further*, That funds appro-  
16 priated under this heading shall remain available until  
17 September 30, 1996.

## 18 DEPARTMENT OF STATE

## 19 INTERNATIONAL NARCOTICS CONTROL

20 For necessary expenses to carry out the provisions  
21 of section 481 of the Foreign Assistance Act of 1961,  
22 ~~\$115,000,000~~ *\$100,000,000: Provided, That during fiscal*  
23 *year 1995, the Department of State may also use the au-*  
24 *thority of section 608 of the Foreign Assistance Act of 1961,*  
25 *without regard to its restrictions, to receive non-lethal excess*  
26 *property from an agency of the United States Government*

1 *for the purpose of providing it to a foreign country under*  
 2 *chapter 8 of part I of that Act subject to the regular notifi-*  
 3 *cation procedures of the Committees on Appropriations:*  
 4 *Provided further, That notwithstanding sections 489A and*  
 5 *490A of the Foreign Assistance Act of 1961 and any ref-*  
 6 *erence in any provision of law to such sections, and not-*  
 7 *withstanding section 6(a) of the International Narcotics*  
 8 *Control Act of 1992, the provisions of sections 489 and 490*  
 9 *of the Foreign Assistance Act of 1961 shall apply during*  
 10 *fiscal year 1995.*

11           MIGRATION AND REFUGEE ASSISTANCE

12       For expenses, not otherwise provided for, necessary  
 13 to enable the Secretary of State to provide, as authorized  
 14 by law, a contribution to the International Committee of  
 15 the Red Cross and assistance to refugees, including con-  
 16 tributions to the Intergovernmental Committee for Migra-  
 17 tion and the United Nations High Commissioner for Refu-  
 18 gees; salaries and expenses of personnel and dependents  
 19 as authorized by the Foreign Service Act of 1980; allow-  
 20 ances as authorized by sections 5921 through 5925 of title  
 21 5, United States Code; hire of passenger motor vehicles;  
 22 and services as authorized by section 3109 of title 5,  
 23 United States Code, ~~\$670,688,000~~ \$671,000,000: *Pro-*  
 24 *vided, That not more than \$11,500,000 of the funds ap-*  
 25 *propriated under this heading shall be available for the*  
 26 *administrative expenses of the Office of Refugee Programs*

1 of the Department of State: *Provided further, That not less*  
2 *than \$80,000,000 shall be made available for refugees from*  
3 *the former Soviet Union and Eastern Europe and other ref-*  
4 *ugees resettling in Israel.*

5           REFUGEE RESETTLEMENT ASSISTANCE

6       For necessary expenses for the targeted assistance  
7 program authorized by title IV of the Immigration and  
8 Nationality Act and section 501 of the Refugee Education  
9 Assistance Act of 1980 and administered by the Office of  
10 Refugee Resettlement of the Department of Health and  
11 Human Services, in addition to amounts otherwise avail-  
12 able for such purposes, ~~\$12,000,000.~~

13       UNITED STATES EMERGENCY REFUGEE AND MIGRATION  
14                                   ASSISTANCE FUND

15       For necessary expenses to carry out the provisions  
16 of section 2(c) of the Migration and Refugee Assistance  
17 Act of 1962, as amended (22 U.S.C. 260(c)),  
18 \$50,000,000, to remain available until expended: *Pro-*  
19 *vided, That the funds made available under this heading*  
20 *are appropriated notwithstanding the provisions contained*  
21 *in section 2(c)(2) of the Migration and Refugee Assistance*  
22 *Act of 1962 which would limit the amount of funds which*  
23 *could be appropriated for this purpose.*

## 1 ANTI-TERRORISM ASSISTANCE

2 For necessary expenses to carry out the provisions  
3 of chapter 8 of part II of the Foreign Assistance Act of  
4 1961, \$15,244,000.

## 5 NONPROLIFERATION AND DISARMAMENT FUND

6 For necessary expenses for a “Nonproliferation and  
7 Disarmament Fund”, \$10,000,000, to remain available  
8 until expended, to promote bilateral and multilateral ac-  
9 tivities: *Provided*, That such funds may be used pursuant  
10 to the authorities contained in section 504 of the FREE-  
11 DOM Support Act: *Provided further*, That such funds may  
12 also be used for such countries other than the new inde-  
13 pendent states of the former Soviet Union and inter-  
14 national organizations when it is in the national security  
15 interest of the United States to do so: *Provided further*,  
16 That funds appropriated under this heading may be made  
17 available notwithstanding any other provision of law: *Pro-*  
18 *vided further*, That funds appropriated under this heading  
19 shall be subject to the regular notification procedures of  
20 the Committees on Appropriations.

## 21 TITLE III—MILITARY ASSISTANCE

## 22 FUNDS APPROPRIATED TO THE PRESIDENT

## 23 INTERNATIONAL MILITARY EDUCATION AND TRAINING

24 For necessary expenses to carry out the provisions  
25 of section 541 of the Foreign Assistance Act of 1961,  
26 \$25,500,000: *Provided*, That up to \$300,000 of the funds

1 appropriated under this heading may be made available  
2 for grant financed military education and training for any  
3 country whose annual per capita GNP exceeds \$2,349 on  
4 the condition that that country agrees to fund from its  
5 own resources the transportation cost and living allow-  
6 ances of its students: *Provided further*, That the civilian  
7 personnel for whom military education and training may  
8 be provided under this heading may also include members  
9 of national legislatures who are responsible for the over-  
10 sight and management of the military, *and may also in-*  
11 *clude individuals who are not members of a government.*  
12 *Provided further*, That none of the funds appropriated  
13 under this heading shall be available for ~~Indonesia~~, *Rwan-*  
14 *da and Zaire: Provided further*, ~~That none of the funds~~  
15 ~~appropriated by this Act shall be used to facilitate the pro-~~  
16 ~~vision of IMET to Indonesia:~~ *Provided further*, That a re-  
17 port is to be submitted to the Committees on Appropria-  
18 tions addressing how the proposed School of the Americas  
19 IMET program *for fiscal year 1995* will contribute to the  
20 promotion of human rights, respect for civilian authority  
21 and the rule of law, the establishment of legitimate judicial  
22 mechanisms for the military, and achieving the goal of  
23 right sizing military forces: *Provided further*, *That none*  
24 *of the funds appropriated under this heading may be made*  
25 *available for Thailand or Algeria except through the regular*

1 *notification procedures of the Committees on Appropria-*  
 2 *tions: Provided further, That the Secretary of State shall*  
 3 *submit, by February 1, 1995, a report to the Committees*  
 4 *on Appropriations on the Thai military's support for the*  
 5 *Khmer Rouge and the Thai Government's efforts to impede*  
 6 *support for Burmese democracy advocates, exiles, and refu-*  
 7 *gees.*

8 *MILITARY-TO-MILITARY CONTACT PROGRAM*

9 For necessary expenses, for the military-to-military  
 10 contact program of the Department of Defense,  
 11 \$12,000,000, ~~to~~: *Provided, That of this amount, \$2,800,000*  
 12 *shall be made available only for activities in the area of*  
 13 *responsibility of the United States Pacific Command and*  
 14 *\$9,200,000 shall be made available only for activities for*  
 15 *East European countries and the Baltic States.*

16 *FOREIGN MILITARY FINANCING PROGRAM*

17 For expenses necessary for grants to enable the  
 18 President to carry out the provisions of section 23 of the  
 19 Arms Export Control Act, \$3,149,279,000  
 20 ~~\$3,151,279,000:—Provided, That funds appropriated by this~~  
 21 ~~paragraph that are made available for Israel and Egypt~~  
 22 ~~shall be available only as grants: Provided further, That~~  
 23 ~~the funds appropriated by this paragraph that are made~~  
 24 ~~available for Israel shall be disbursed within thirty days~~  
 25 ~~of enactment of this Act or by October 31, 1994, which-~~  
 26 ~~ever is later: Provided, That of the funds appropriated by~~

1 *this paragraph not less than \$1,800,000,000 shall be avail-*  
2 *able for grants only for Israel, and not less than*  
3 *\$1,300,000,000 shall be available for grants only for Egypt:*  
4 *Provided further, That the funds appropriated by this para-*  
5 *graph for Israel shall be disbursed within thirty days of*  
6 *enactment of this Act or by October 31, 1994, whichever*  
7 *is later: Provided further, That to the extent that the Gov-*  
8 *ernment of Israel requests that funds be used for such pur-*  
9 *poses, grants made available for Israel by this paragraph*  
10 *shall, as agreed by Israel and the United States, be avail-*  
11 *able for advanced fighter aircraft programs or for other ad-*  
12 *vanced weapons systems, as follows: (1) up to \$150,000,000*  
13 *shall be available for research and development in the*  
14 *United States; and (2) not less than \$475,000,000 shall be*  
15 *available for the procurement in Israel of defense articles*  
16 *and defense services, including research and development:*  
17 *Provided further, That funds made available under this*  
18 *paragraph shall be nonrepayable notwithstanding any re-*  
19 *quirement in section 23 of the Arms Export Control Act.*  
20       For the cost, as defined in section 13201 of the  
21 Budget Enforcement Act of 1990, of direct loans author-  
22 ized by section 23 of the Arms Export Control Act as fol-  
23 lows: cost of direct loans, \$47,917,000: *Provided, That*  
24 *these funds are available to subsidize gross obligations for*  
25 *the principal amount of direct loans of not to exceed*



1 \$619,650,000: *Provided further*, That the rate of interest  
2 charged on such loans shall be not less than the current  
3 average market yield on outstanding marketable obliga-  
4 tions of the United States of comparable maturities: ~~*Pro-*~~  
5 ~~*vided further*~~, That the principal amount of direct loans  
6 for Greece and Turkey shall be made available according  
7 to a 7 to 10 ratio: *Provided further*, That funds appro-  
8 priated under this heading shall be made available for  
9 Greece and Turkey only on a loan basis, and the principal  
10 amount of direct loans for each country shall not exceed  
11 the following: \$255,150,000 only for Greece and  
12 \$364,500,000 only for Turkey: ~~*Provided further*~~, That 25  
13 percent of the principal amount of direct loans for Turkey  
14 shall be withheld until the Secretary of State, in consulta-  
15 tion with the Secretary of Defense, has submitted to the  
16 Committees on Appropriations a report addressing, among  
17 other things, the allegations of abuses against civilians by  
18 the Turkish armed forces and the situation in Cyprus, and  
19 a separate notification has been submitted at least 15 days  
20 prior to the obligation of such funds: *Provided further*,  
21 ~~*That*~~ 25 percent of the principal amount of direct loans  
22 for Greece shall be withheld until the Secretary of State  
23 has submitted to the Committees on Appropriations a re-  
24 port on the allegations of Greek violations of the United  
25 Nations sanctions against Serbia and of the United Na-

1 tions Charter, and a separate notification has been sub-  
2 mitted at least 15 days prior to the obligation of such  
3 funds *Provided further, That any agreement for the sale*  
4 *or provision of any equipment on the United States Muni-*  
5 *tions List (established pursuant to section 38 of the Arms*  
6 *Export Control Act) to Turkey that is entered into by the*  
7 *United States during fiscal year 1995 shall expressly state*  
8 *that the equipment is being provided by the United States*  
9 *only with the understanding that it will not be used for*  
10 *internal security purposes: Provided further, That any*  
11 *agreement for the sale or provision of any equipment on*  
12 *the United States Munitions List (established pursuant to*  
13 *section 38 of the Arms Export Control Act) to Greece that*  
14 *is entered into by the United States during fiscal year 1995,*  
15 *shall expressly state that the equipment is being provided*  
16 *by the United States only with the understanding that it*  
17 *will not be used in violation of the United Nations sanctions*  
18 *against Serbia or the United Nations Charter.*

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

1 specifying the conditions under which such procurements  
2 may be financed with such funds: *Provided*, That all coun-  
3 try and funding level increases in allocations shall be sub-  
4 mitted through the regular notification procedures of sec-  
5 tion 515 of this Act: *Provided further*, That funds made  
6 available under this heading shall be obligated upon appor-  
7 tionment in accordance with paragraph (5)(C) of title 31,  
8 United States Code, section 1501(a): *Provided further*,  
9 That none of the funds appropriated under this heading  
10 shall be available for Zaire, Sudan, Liberia, Guatemala,  
11 Peru, and Malawi: *Provided further*, That none of the  
12 funds appropriated under this heading may be made avail-  
13 able for Colombia or Bolivia until the Secretary of State  
14 certifies that such funds will be used by such country pri-  
15 marily for counternarcotics activities: *Provided further*,  
16 *That funds made available under this heading may be used,*  
17 *notwithstanding any other provision of law, for demining*  
18 *activities, and may include activities implemented through*  
19 *nongovernmental and international organizations: Pro-*  
20 *vided further, That any agreement for the sale or provision*  
21 *of any equipment on the United States Munitions List (es-*  
22 *tablished pursuant to section 38 of the Arms Export Control*  
23 *Act) to Indonesia that is entered into by the United States*  
24 *during fiscal year 1995 shall expressly state the understand-*  
25 *ing that the equipment may not be used in East Timor:*

1 *Provided further*, That not more than \$100,000,000 of the  
2 funds made available under this heading shall be available  
3 for use in financing the procurement of defense articles,  
4 defense services, or design and construction services that  
5 are not sold by the United States Government under the  
6 Arms Export Control Act to countries other than Israel  
7 and Egypt: *Provided further*, That only those countries for  
8 which assistance was justified for the “Foreign Military  
9 Sales Financing Program” in the fiscal year 1989 con-  
10 gressional presentation for security assistance programs  
11 may utilize funds made available under this heading for  
12 procurement of defense articles, defense services or design  
13 and construction services that are not sold by the United  
14 States Government under the Arms Export Control Act:  
15 *Provided further*, That, subject to the regular notification  
16 procedures of the Committees on Appropriations, funds  
17 made available under this heading for the cost of direct  
18 loans may also be used to supplement the funds available  
19 under this heading for necessary expenses for grants if  
20 countries specified under this heading as eligible for such  
21 direct loans decline to utilize such loans: *Provided further*,  
22 That funds appropriated under this heading shall be ex-  
23 pended at the minimum rate necessary to make timely  
24 payment for defense articles and services: *Provided fur-*  
25 *ther*, That the Department of Defense shall conduct dur-

1 ing the current fiscal year nonreimbursable audits of pri-  
2 vate firms whose contracts are made directly with foreign  
3 governments and are financed with funds made available  
4 under this heading (as well as subcontractors thereunder)  
5 as requested by the Defense Security Assistance Agency:  
6 *Provided further*, That not more than \$22,150,000 of the  
7 funds appropriated under this heading may be obligated  
8 for necessary expenses, including the purchase of pas-  
9 senger motor vehicles for replacement only for use outside  
10 of the United States, for the general costs of administer-  
11 ing military assistance and sales: *Provided further*, That  
12 not more than \$335,000,000 of funds realized pursuant  
13 to section 21(e)(1)(A) of the Arms Export Control Act  
14 may be obligated for expenses incurred by the Department  
15 of Defense during ~~the fiscal year 1994~~ *fiscal year 1995*  
16 pursuant to section 43(b) of the Arms Export Control Act,  
17 except that this limitation may be exceeded only through  
18 the regular notification procedures of the Committees on  
19 Appropriations: *Provided further*, That none of the funds  
20 appropriated under this heading, and no employee of the  
21 Defense Security Assistance Agency, may be used to facili-  
22 tate the transport of aircraft to commercial arms sales  
23 shows.

24 *SPECIAL DEFENSE ACQUISITION FUND*

25 *Notwithstanding any provision of Public Law 102-*  
26 *391 as amended by Public Law 103-87, not to exceed*

1 *\$140,000,000 of the obligational authority provided in that*  
 2 *Act under the heading “Special Defense Acquisition Fund”*  
 3 *may be obligated pursuant to section 51(c)(2) of the Arms*  
 4 *Export Control Act.*

5 *Not to exceed \$20,000,000 may be obligated pursuant*  
 6 *to section 51(c)(2) of the Arms Export Control Act for the*  
 7 *purposes of closing the Special Defense Acquisition Fund,*  
 8 *to remain available for obligation until September 30,*  
 9 *1998: Provided, That the authority provided in this Act is*  
 10 *not used to initiate new procurements.*

#### 11 PEACEKEEPING OPERATIONS

12 *(INCLUDING TRANSFER OF FUNDS)*

13 For necessary expenses to carry out the provisions  
 14 of section 551 of the Foreign Assistance Act of 1961,  
 15 \$75,000,000: *Provided, That of this amount up to \$850,000*  
 16 *may be transferred to, and merged with, funds appro-*  
 17 *priated under the heading “International Military Edu-*  
 18 *cation and Training” to carry out the provisions of section*  
 19 *541 of the Act: Provided further, That funds transferred*  
 20 *under the previous proviso shall be in addition to amounts*  
 21 *that may be transferred between accounts under the author-*  
 22 *ity of any other provision of law.*

#### 23 TITLE IV—EXPORT ASSISTANCE

##### 24 EXPORT-IMPORT BANK OF THE UNITED STATES

25 The Export-Import Bank of the United States is au-  
 26 thorized to make such expenditures within the limits of

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

#### 16 SUBSIDY APPROPRIATION

17 For the cost of direct loans, loan guarantees, insur-  
 18 ance, and tied-aid grants as authorized by section 10 of  
 19 the Export-Import Bank Act of 1945, as amended,  
 20 ~~\$792,653,000~~ \$786,551,000 to remain available until Sep-  
 21 tember 30, 1996: *Provided*, That such costs, including the  
 22 cost of modifying such loans, shall be as defined in section  
 23 502 of the Congressional Budget Act of 1974: *Provided*  
 24 ~~further~~, That these funds are available to subsidize gross  
 25 obligations for the principal amount of direct loans, and  
 26 tied-aid grants, and total loan principal, any part of which

1 is to be guaranteed, including insurance, of not to exceed  
 2 ~~\$19,000,000,000~~: *Provided further*, That such sums shall  
 3 remain available until 2010 for the disbursement of direct  
 4 loans, loan guarantees, insurance and tied-aid grants obli-  
 5 gated in fiscal years 1995 and 1996: *Provided further*,  
 6 That up to \$100,000,000 of funds appropriated by this  
 7 paragraph shall remain available until expended and may  
 8 be used for tied-aid grant purposes: *Provided further*, That  
 9 none of the funds appropriated by this paragraph may be  
 10 used for tied-aid credits or grants except through the regu-  
 11 lar notification procedures of the Committees on Appro-  
 12 priations: *Provided further*, That funds appropriated by  
 13 this paragraph are made available notwithstanding section  
 14 2(b)(2) of the Export-Import Bank Act of 1945, in con-  
 15 nection with the purchase or lease of any product by any  
 16 East European country, any Baltic State, or any agency  
 17 or national thereof.

18 ADMINISTRATIVE EXPENSES

19 For administrative expenses to carry out the direct  
 20 and guaranteed loan and insurance programs (to be com-  
 21 puted on an accrual basis), including hire of passenger  
 22 motor vehicles and services as authorized by 5 U.S.C.  
 23 3109, and not to exceed \$20,000 for official reception and  
 24 representation expenses for members of the Board of Di-  
 25 rectors, ~~\$44,550,000~~ \$45,228,000: *Provided*, That nec-  
 26 essary expenses (including special services performed on



1 a contract or fee basis, but not including other personal  
 2 services) in connection with the collection of moneys owed  
 3 the Export-Import Bank, repossession or sale of pledged  
 4 collateral or other assets acquired by the Export-Import  
 5 Bank in satisfaction of moneys owed the Export-Import  
 6 Bank, or the investigation or appraisal of any property,  
 7 or the evaluation of the legal or technical aspects of any  
 8 transaction for which an application for a loan, guarantee  
 9 or insurance commitment has been made, shall be consid-  
 10 ered nonadministrative expenses for the purposes of this  
 11 heading: *Provided further, That, notwithstanding sub-*  
 12 *section (b) of section 117 of the Export Enhancement Act*  
 13 *of 1992, subsection (a) thereof shall remain in effect until*  
 14 *October 1, 1995.*

15 OVERSEAS PRIVATE INVESTMENT CORPORATION

16 PROGRAM ACCOUNT

17 ~~For the subsidy cost as defined in section 13201 of~~  
 18 ~~the Budget Enforcement Act of 1990, of direct and guar-~~  
 19 ~~anteed loans authorized by section 234 of the Foreign As-~~  
 20 ~~sistance Act of 1961, as follows: cost of direct and guaran-~~  
 21 ~~teed loans, \$23,296,000. In addition, for administrative~~  
 22 ~~expenses to carry out the direct and guaranteed loan pro-~~  
 23 ~~grams, \$7,933,000: *Provided, That the funds provided in*~~  
 24 ~~this paragraph shall be available for and apply to costs,~~  
 25 ~~direct loan obligations and loan guaranty commitments in-~~  
 26 ~~curred or made during the period from October 1, 1994~~

1 through September 30, 1996: *Provided further*, That such  
 2 sums are to remain available through fiscal year 2003 for  
 3 the disbursement of direct and guaranteed loans obligated  
 4 in fiscal year 1995, and through 2004 for the disburse-  
 5 ment of direct and guaranteed loans obligated in fiscal  
 6 year 1996.

7 The Overseas Private Investment Corporation is au-  
 8 thorized to make, without regard to fiscal year limitations,  
 9 as provided by 31 U.S.C. 9104, such noncredit expendi-  
 10 tures and commitments within the limits of funds available  
 11 to it and in accordance with law (including an amount for  
 12 official reception and representation expenses which shall  
 13 not exceed \$35,000) as may be necessary.

14 *NONCREDIT ACCOUNT*

15 *The Overseas Private Investment Corporation is au-*  
 16 *thorized to make, without regard to fiscal year limitations,*  
 17 *as provided by 31 U.S.C. 9104, such expenditures and com-*  
 18 *mitments within the limits of funds available to it and in*  
 19 *accordance with law as may be necessary: Provided, That*  
 20 *the amount available for administrative expenses to carry*  
 21 *out the credit and insurance programs (including an*  
 22 *amount for official reception and representation expenses*  
 23 *which shall not exceed \$35,000) shall not exceed*  
 24 *\$24,322,000: Provided further, That project-specific trans-*  
 25 *action costs, including direct and indirect costs incurred*  
 26 *in claims settlements, and other direct costs associated with*

1 *services provided to specific investors or potential investors*  
2 *pursuant to section 234 of the Foreign Assistance Act of*  
3 *1961 shall not be considered administrative expenses for the*  
4 *purposes of this heading.*

5 *PROGRAM ACCOUNT*

6 *For the cost of direct and guaranteed loans,*  
7 *\$34,944,000, as authorized by section 234 of the Foreign*  
8 *Assistance Act of 1961, to be derived by transfer from the*  
9 *Overseas Private Investment Corporation Noncredit Ac-*  
10 *count: Provided, That such costs, including the cost of modi-*  
11 *fying such loans, shall be as defined in section 502 of the*  
12 *Congressional Budget Act of 1974: Provided further, That*  
13 *not less than \$24,944,000 of such subsidy shall be available*  
14 *for direct loan obligations and loan guaranty commitments*  
15 *incurred or made during fiscal years 1995 and 1996, and*  
16 *the remainder of such subsidy shall be available for such*  
17 *purposes without fiscal year limitation: Provided further,*  
18 *That such sums that are made available during fiscal years*  
19 *1995 and 1996 shall remain available through fiscal year*  
20 *2003 for the disbursement of direct and guaranteed loans*  
21 *obligated in fiscal year 1995, and through 2004 for the dis-*  
22 *bursement of direct and guaranteed loans obligated in fiscal*  
23 *year 1996: Provided further, That such sums that are obli-*  
24 *gated after fiscal year 1996 shall remain available for the*  
25 *disbursement of direct and guaranteed loans through the*  
26 *end of the eighth fiscal year after the fiscal year in which*

1 *such sums were obligated. In addition, such sums as may*  
2 *be necessary for administrative expenses to carry out the*  
3 *credit program may be derived from amounts available for*  
4 *administrative expenses to carry out the credit and insur-*  
5 *ance programs in the Overseas Private Investment Corpora-*  
6 *tion Noncredit Account and merged with said account.*

7 FUNDS APPROPRIATED TO THE PRESIDENT

8 TRADE AND DEVELOPMENT AGENCY

9 For necessary expenses to carry out the provisions  
10 of section 661 of the Foreign Assistance Act of 1961,  
11 \$44,986,000.

12 TITLE V—GENERAL PROVISIONS

13 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

14 SEC. 501. Except for the appropriations entitled  
15 “International Disaster Assistance”, and “United States  
16 Emergency Refugee and Migration Assistance Fund”, not  
17 more than 15 per centum of any appropriation item made  
18 available by this Act shall be obligated during the last  
19 month of availability.

20 PROHIBITION OF BILATERAL FUNDING FOR

21 INTERNATIONAL FINANCIAL INSTITUTIONS

22 SEC. 502. None of the funds contained in title II of  
23 this Act may be used to carry out the provisions of section  
24 209(d) of the Foreign Assistance Act of 1961.

## 1           LIMITATION ON RESIDENCE EXPENSES

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

## 9           LIMITATION ON EXPENSES

10          SEC. 504. Of the funds appropriated or made avail-  
11 able pursuant to this Act, not to exceed \$5,000 shall be  
12 for entertainment expenses of the Agency for International  
13 Development during the current fiscal year.

## 14          LIMITATION ON REPRESENTATIONAL ALLOWANCES

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

1 available for representation allowances: *Provided further*,  
2 That of the funds made available by this Act under the  
3 heading “International Military Education and Training”,  
4 not to exceed \$50,000 shall be available for entertainment  
5 allowances: *Provided further*, That of the funds made  
6 available by this Act for the Inter-American Foundation,  
7 not to exceed \$2,000 shall be available for entertainment  
8 and representation allowances: *Provided further*, That of  
9 the funds made available by this Act for the Peace Corps,  
10 not to exceed a total of \$4,000 shall be available for enter-  
11 tainment expenses: *Provided further*, That of the funds  
12 made available by this Act under the heading “Trade and  
13 Development Agency”, not to exceed \$2,000 shall be avail-  
14 able for representation and entertainment allowances.

15 PROHIBITION ON FINANCING NUCLEAR GOODS

16 SEC. 506. None of the funds appropriated or made  
17 available (other than funds for “International Organiza-  
18 tions and Programs”) pursuant to this Act, for carrying  
19 out the Foreign Assistance Act of 1961, may be used, ex-  
20 cept for purposes of nuclear safety, to finance the export  
21 of nuclear equipment, fuel, or technology.

22 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN  
23 COUNTRIES

24 SEC. 507. None of the funds appropriated or other-  
25 wise made available pursuant to this Act shall be obligated  
26 or expended to finance directly any assistance or repara-

1 tions to Cuba, Iraq, Libya, the Socialist Republic of Viet-  
 2 nam, Iran, Serbia, Sudan, or Syria: *Provided*, That for  
 3 purposes of this section, the prohibition on obligations or  
 4 expenditures shall include direct loans, credits, insurance  
 5 and guarantees of the Export-Import Bank or its agents.

6 MILITARY COUPS

7 SEC. 508. None of the funds appropriated or other-  
 8 wise made available pursuant to this Act shall be obligated  
 9 or expended to finance directly any assistance to any coun-  
 10 try whose duly elected Head of Government is deposed by  
 11 military coup or decree: *Provided*, That assistance may be  
 12 resumed to such country if the President determines and  
 13 reports to the Committees on Appropriations that subse-  
 14 quent to the termination of assistance a democratically  
 15 elected government has taken office.

16 TRANSFERS BETWEEN ACCOUNTS

17 SEC. 509. None of the funds made available by this  
 18 Act may be obligated under an appropriation account to  
 19 which they were not appropriated, unless the President,  
 20 prior to the exercise of any authority contained in the For-  
 21 eign Assistance Act of 1961 to transfer funds, consults  
 22 with and provides a written policy justification to the  
 23 Committees on Appropriations of the House of Represent-  
 24 atives and the Senate: *Provided*, That the exercise of such  
 25 authority shall be subject to the regular notification proce-  
 26 dures of the Committees on Appropriations.

1           DEOBLIGATION/REOBLIGATION AUTHORITY

2           SEC. 510. (a) Amounts certified pursuant to section  
3 1311 of the Supplemental Appropriations Act, 1955, as  
4 having been obligated against appropriations heretofore  
5 made under the authority of the Foreign Assistance Act  
6 of 1961 for the same general purpose as any of the head-  
7 ings under the “Agency for International Development”  
8 are, if deobligated, hereby continued available for the same  
9 period as the respective appropriations under such head-  
10 ings or until September 30, 1995, whichever is later, and  
11 for the same general purpose, and for countries within the  
12 same region as originally obligated: *Provided*, That the  
13 Appropriations Committees of both Houses of the Con-  
14 gress are notified fifteen days in advance of the  
15 deobligation and reobligation of such funds in accordance  
16 with regular notification procedures of the Committees on  
17 Appropriations.

18          (b) Obligated balances of funds appropriated to carry  
19 out section 23 of the Arms Export Control Act as of the  
20 end of the fiscal year immediately preceding the current  
21 fiscal year are, if deobligated, hereby continued available  
22 during the current fiscal year for the same purpose under  
23 any authority applicable to such appropriations under this  
24 Act: *Provided*, That the authority of this subsection may  
25 not be used in fiscal year 1995.



## 1 AVAILABILITY OF FUNDS

2 SEC. 511. No part of any appropriation contained in  
3 this Act shall remain available for obligation after the ex-  
4 piration of the current fiscal year unless expressly so pro-  
5 vided in this Act: *Provided*, That funds appropriated for  
6 the purposes of chapters 1 and 8 of part I, section 667,  
7 and chapter 4 of part II of the Foreign Assistance Act  
8 of 1961, as amended, shall remain available until ex-  
9 pended if such funds are initially obligated before the expi-  
10 ration of their respective periods of availability contained  
11 in this Act: *Provided further*, That, notwithstanding any  
12 other provision of this Act, any funds made available for  
13 the purposes of chapter 1 of part I and chapter 4 of part  
14 II of the Foreign Assistance Act of 1961 which are allo-  
15 cated or obligated for cash disbursements in order to ad-  
16 dress balance of payments or economic policy reform ob-  
17 jectives, shall remain available until expended: *Provided*  
18 *further*, That the report required by section 653(a) of the  
19 Foreign Assistance Act of 1961 shall designate for each  
20 country, to the extent known at the time of submission  
21 of such report, those funds allocated for cash disburse-  
22 ment for balance of payment and economic policy reform  
23 purposes.

## 24 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

25 SEC. 512. No part of any appropriation contained in  
26 this Act shall be used to furnish assistance to any country

1 which is in default during a period in excess of one cal-  
2 endar year in payment to the United States of principal  
3 or interest on any loan made to such country by the  
4 United States pursuant to a program for which funds are  
5 appropriated under this Act: *Provided*, That this section  
6 and section 620(q) of the Foreign Assistance Act of 1961  
7 shall not apply to funds made available in this Act or dur-  
8 ing the current fiscal year for Nicaragua, and for any nar-  
9 cotics-related assistance for Colombia, Bolivia, and Peru  
10 authorized by the Foreign Assistance Act of 1961 or the  
11 Arms Export Control Act.

12 COMMERCE AND TRADE

13 SEC. 513. (a) None of the funds appropriated or  
14 made available pursuant to this Act for direct assistance  
15 and none of the funds otherwise made available pursuant  
16 to this Act to the Export-Import Bank and the Overseas  
17 Private Investment Corporation shall be obligated or ex-  
18 pended to finance any loan, any assistance or any other  
19 financial commitments for establishing or expanding pro-  
20 duction of any commodity for export by any country other  
21 than the United States, if the commodity is likely to be  
22 in surplus on world markets at the time the resulting pro-  
23 ductive capacity is expected to become operative and if the  
24 assistance will cause substantial injury to United States  
25 producers of the same, similar, or competing commodity:  
26 *Provided*, That such prohibition shall not apply to the Ex-

1 port-Import Bank if in the judgment of its Board of Direc-  
2 tors the benefits to industry and employment in the  
3 United States are likely to outweigh the injury to United  
4 States producers of the same, similar, or competing com-  
5 modity.

6 (b) None of the funds appropriated by this or any  
7 other Act to carry out chapter 1 of part I of the Foreign  
8 Assistance Act of 1961 shall be available for any testing  
9 or breeding feasibility study, variety improvement or intro-  
10 duction, consultancy, publication, conference, or training  
11 in connection with the growth or production in a foreign  
12 country of an agricultural commodity for export which  
13 would compete with a similar commodity grown or pro-  
14 duced in the United States: *Provided*, That this subsection  
15 shall not prohibit—

16 (1) activities designed to increase food security  
17 in developing countries where such activities will not  
18 have a significant impact in the export of agricul-  
19 tural commodities of the United States; or

20 (2) research activities intended primarily to  
21 benefit American producers.

22 (c) None of the funds provided in this Act to the  
23 Agency for International Development, other than funds  
24 made available to carry out Caribbean Basin Initiative  
25 programs under the Tariff Schedules of the United States,

1 section 1202 of title 19, United States Code, schedule 8,  
2 part I, subpart B, item 807.00, shall be obligated or ex-  
3 pended—

4 (1) to procure directly feasibility studies or  
5 prefeasibility studies for, or project profiles of poten-  
6 tial investment in, the manufacture, for export to  
7 the United States or to third country markets in di-  
8 rect competition with United States exports, of im-  
9 port-sensitive articles as defined by section 503(c)(1)  
10 (A) and (E) of the Tariff Act of 1930 (19 U.S.C.  
11 2463(c)(1) (A) and (E)); or

12 (2) to assist directly in the establishment of fa-  
13 cilities specifically designed for the manufacture, for  
14 export to the United States or to third country mar-  
15 kets in direct competition with United States ex-  
16 ports, of import-sensitive articles as defined in sec-  
17 tion 503(c)(1) (A) and (E) of the Tariff Act of 1930  
18 (19 U.S.C. 2463(c)(1) (A) and (E)).

19 SURPLUS COMMODITIES

20 SEC. 514. The Secretary of the Treasury shall in-  
21 struct the United States Executive Directors of the Inter-  
22 national Bank for Reconstruction and Development, the  
23 International Development Association, the International  
24 Finance Corporation, the Inter-American Development  
25 Bank, the International Monetary Fund, the Asian Devel-  
26 opment Bank, the Inter-American Investment Corpora-

1 tion, the European Bank for Reconstruction and Develop-  
2 ment, the African Development Bank, and the African De-  
3 velopment Fund to use the voice and vote of the United  
4 States to oppose any assistance by these institutions,  
5 using funds appropriated or made available pursuant to  
6 this Act, for the production or extraction of any commod-  
7 ity or mineral for export, if it is in surplus on world mar-  
8 kets and if the assistance will cause substantial injury to  
9 United States producers of the same, similar, or compet-  
10 ing commodity.

11 NOTIFICATION REQUIREMENTS

12 SEC. 515. For the purposes of providing the Execu-  
13 tive Branch with the necessary administrative flexibility,  
14 none of the funds made available under this Act for “De-  
15 velopment Assistance Fund”, “Population, Development  
16 Assistance”, “Development Fund for Africa”, “Inter-  
17 national organizations and programs”, “Trade and Devel-  
18 opment Agency”, “International narcotics control”, “As-  
19 sistance for Eastern Europe and the Baltic States”, “As-  
20 sistance for the New Independent States of the Former  
21 Soviet Union”, “Economic Support Fund”, “Peacekeeping  
22 operations”, “Operating expenses of the Agency for Inter-  
23 national Development”, “Operating expenses of the Agen-  
24 cy for International Development Office of Inspector Gen-  
25 eral”, “Anti-terrorism assistance”, “Foreign Military Fi-  
26 nancing Program”, “International military education and

1 training” ~~(including the military-to-military contact pro-~~  
2 ~~gram)~~, “*Military-to-Military Contact Program*”, “Inter-  
3 American Foundation”, “African Development Founda-  
4 tion”, “Peace Corps”, or “Migration and refugee assist-  
5 ance”, shall be available for obligation for activities, pro-  
6 grams, projects, type of materiel assistance, countries, or  
7 other operation not justified or in excess of the amount  
8 justified to the Appropriations Committees for obligation  
9 under any of these specific headings unless the Appropria-  
10 tions Committees of both Houses of Congress are pre-  
11 viously notified fifteen days in advance: *Provided*, That the  
12 President shall not enter into any commitment of funds  
13 appropriated for the purposes of section 23 of the Arms  
14 Export Control Act for the provision of major defense  
15 equipment, other than conventional ammunition, or other  
16 major defense items defined to be aircraft, ships, missiles,  
17 or combat vehicles, not previously justified to Congress or  
18 20 per centum in excess of the quantities justified to Con-  
19 gress unless the Committees on Appropriations are noti-  
20 fied fifteen days in advance of such commitment: *Provided*  
21 *further*, That this section shall not apply to any  
22 reprogramming for an activity, program, or project under  
23 chapter 1 of part I of the Foreign Assistance Act of 1961  
24 of less than 20 per centum of the amount previously justi-  
25 fied to the Congress for obligation for such activity, pro-

1 gram, or project for the current fiscal year: *Provided fur-*  
2 *ther*, That the requirements of this section or any similar  
3 provision of this Act requiring notification in accordance  
4 with the regular notification procedures of the Committees  
5 on Appropriations may be waived if failure to do so would  
6 pose a substantial risk to human health or welfare: *Pro-*  
7 *vided further*, That in case of any such waiver, notification  
8 to the Congress, or the appropriate congressional commit-  
9 tees, shall be provided as early as practicable, but in no  
10 event later than three days after taking the action to  
11 which such notification requirement was applicable, in the  
12 context of the circumstances necessitating such waiver:  
13 *Provided further*, That any notification provided pursuant  
14 to such a waiver shall contain an explanation of the emer-  
15 gency circumstances.

16 Drawdowns made pursuant to section 506(a)(2) of  
17 the Foreign Assistance Act of 1961 shall be subject to the  
18 regular notification procedures of the Committees on Ap-  
19 propriations.

20 LIMITATION ON AVAILABILITY OF FUNDS FOR

21 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

22 SEC. 516. (a) Notwithstanding any other provision  
23 of law or of this Act, none of the funds provided for  
24 “International Organizations and Programs” shall be  
25 available for the United States proportionate share, in ac-  
26 cordance with section 307(c) of the Foreign Assistance

1 Act of 1961, for any programs identified in section 307,  
2 or for Libya, Iran, or, at the discretion of the President,  
3 Communist countries listed in section 620(f) of the For-  
4 eign Assistance Act of 1961, as amended: *Provided*, That,  
5 subject to the regular notification procedures of the Com-  
6 mittees on Appropriations, funds appropriated under this  
7 Act or any previously enacted Act making appropriations  
8 for foreign operations, export financing, and related pro-  
9 grams, which are returned or not made available for orga-  
10 nizations and programs because of the implementation of  
11 this section or any similar provision of law, shall remain  
12 available for obligation through September 30, 1996.

13 (b) The United States shall not make any voluntary  
14 or assessed contribution—

15 (1) to any affiliated organization of the United  
16 Nations which grants full membership as a state to  
17 any organization or group that does not have the  
18 internationally recognized attributes of statehood, or

19 (2) to the United Nations, if the United Na-  
20 tions grants full membership as a state in the  
21 United Nations to any organization or group that  
22 does not have the internationally recognized at-  
23 tributes of statehood,  
24 during any period in which such membership is effective.



1 ECONOMIC SUPPORT FUND ASSISTANCE FOR ISRAEL

2 SEC. 517. The Congress finds that progress on the  
3 peace process in the Middle East is vitally important to  
4 United States security interests in the region. The Con-  
5 gress recognizes that, in fulfilling its obligations under the  
6 Treaty of Peace Between the Arab Republic of Egypt and  
7 the State of Israel, done at Washington on March 26,  
8 1979, Israel incurred severe economic burdens. Further-  
9 more, the Congress recognizes that an economically and  
10 militarily secure Israel serves the security interests of the  
11 United States, for a secure Israel is an Israel which has  
12 the incentive and confidence to continue pursuing the  
13 peace process. Therefore, the Congress declares that it is  
14 the policy and the intention of the United States that the  
15 funds provided in annual appropriations for the Economic  
16 Support Fund which are allocated to Israel shall not be  
17 less than the annual debt repayment (interest and prin-  
18 cipal) from Israel to the United States Government in rec-  
19 ognition that such a principle serves United States inter-  
20 ests in the region.

21 PROHIBITION CONCERNING ABORTIONS AND

22 INVOLUNTARY STERILIZATION

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

1 coerce any person to practice abortions. None of the funds  
2 made available to carry out part I of the Foreign Assist-  
3 ance Act of 1961, as amended, may be used to pay for  
4 the performance of involuntary sterilization as a method  
5 of family planning or to coerce or provide any financial  
6 incentive to any person to undergo sterilizations. None of  
7 the funds made available to carry out part I of the Foreign  
8 Assistance Act of 1961, as amended, may be used to pay  
9 for any biomedical research which relates in whole or in  
10 part, to methods of, or the performance of, abortions or  
11 involuntary sterilization as a means of family planning.  
12 None of the funds made available to carry out part I of  
13 the Foreign Assistance Act of 1961, as amended, may be  
14 obligated or expended for any country or organization if  
15 the President certifies that the use of these funds by any  
16 such country or organization would violate any of the  
17 above provisions related to abortions and involuntary steri-  
18 lizations. The Congress reaffirms its commitments to Pop-  
19 ulation, Development Assistance and to the need for in-  
20 formed voluntary family planning.

21 REPORTING REQUIREMENT

22 SEC. 519. The President shall submit to the Commit-  
23 tees on Appropriations the reports required by section  
24 25(a)(1) of the Arms Export Control Act.

## 1 SPECIAL NOTIFICATION REQUIREMENTS

2 SEC. 520. None of the funds appropriated in this Act  
3 shall be obligated or expended for Colombia, *Dominican*  
4 *Republic*, El Salvador, Guatemala, Haiti, Indonesia, Libe-  
5 ria, Nicaragua, Pakistan, Peru, Rwanda, Sudan, or Zaire  
6 except as provided through the regular notification proce-  
7 dures of the Committees on Appropriations: *Provided*,  
8 That this section shall not apply to funds appropriated  
9 by this Act to carry out the provisions of chapter 1 of  
10 part I of the Foreign Assistance Act of 1961 that are  
11 made available for El Salvador and Nicaragua.

## 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) allo-  
26 cated by the executive branch in accordance with a report,

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

4 FAMILY PLANNING, CHILD SURVIVAL AND AIDS

5 ACTIVITIES

6 SEC. 522. Up to \$8,000,000 of the funds made avail-  
7 able by this Act for assistance for family planning, health,  
8 child survival, and AIDS, may be used to reimburse  
9 United States Government agencies, agencies of State gov-  
10 ernments, institutions of higher learning, and private and  
11 voluntary organizations for the full cost of individuals (in-  
12 cluding for the personal services of such individuals) de-  
13 tailed or assigned to, or contracted by, as the case may  
14 be, the Agency for International Development for the pur-  
15 pose of carrying out family planning activities, child sur-  
16 vival activities and activities relating to research on, and  
17 the treatment and control of, acquired immune deficiency  
18 syndrome in developing countries: *Provided*, That such in-  
19 dividuals shall not be included within any personnel ceiling  
20 applicable to any United States Government agency dur-  
21 ing the period of detail or assignment: *Provided further*,  
22 That funds appropriated by this Act that are made avail-  
23 able for child survival activities or activities relating to re-  
24 search on, and the treatment and control of, acquired im-  
25 mune deficiency syndrome may be made available notwith-  
26 standing any provision of law that restricts assistance to

1 foreign countries: *Provided further*, That funds appro-  
2 priated by this Act that are made available for family  
3 planning activities may be made available notwithstanding  
4 section 512 of this Act and section 620(q) of the Foreign  
5 Assistance Act of 1961.

6 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN  
7 COUNTRIES

8 SEC. 523. None of the funds appropriated or other-  
9 wise made available pursuant to this Act shall be obligated  
10 to finance indirectly any assistance or reparations to  
11 Cuba, Iraq, Libya, ~~the Socialist Republic of Vietnam,~~  
12 Iran, Syria, North Korea, *or the* People's Republic of  
13 China, ~~or Laos~~ unless the President of the United States  
14 certifies that the withholding of these funds is contrary  
15 to the national interest of the United States.

16 RECIPROCAL LEASING

17 SEC. 524. Section 61(a) of the Arms Export Control  
18 Act is amended by striking out "1994" and inserting in  
19 lieu thereof "1995".

20 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

21 SEC. 525. Prior to providing excess Department of  
22 Defense articles in accordance with section 516(a) of the  
23 Foreign Assistance Act of 1961, the Department of De-  
24 fense shall notify the Committees on Appropriations to the  
25 same extent and under the same conditions as are other  
26 committees pursuant to subsection (c) of that section: *Pro-*

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

8 AUTHORIZATION REQUIREMENT

9 SEC. 526. Funds appropriated by this Act may be  
 10 obligated and expended ~~subject to~~ *notwithstanding* section  
 11 10 of Public Law 91-672 and section 15 of the State De-  
 12 partment Basic Authorities Act of 1956: *Provided, That*  
 13 *the Secretary of the Treasury may, to fulfill commitments*  
 14 *of the United States, (a) subscribe to and make payment*  
 15 *for shares of the Inter-American Development Bank, make*  
 16 *contributions to the Fund for Special Operations of that*  
 17 *Bank, and vote for resolutions (including amendments to*  
 18 *that Bank's constitutive agreement), all in connection with*  
 19 *the eighth general increase in resources of that Bank; and*  
 20 *(b) contribute to the Restructured Global Environment Fa-*  
 21 *cility under its Instrument, to the African Development*  
 22 *Fund in connection with the seventh general replenishment*  
 23 *of its resources, and to the Interest Subsidy Account of the*  
 24 *successor to the Enhanced Structural Adjustment Facility*  
 25 *of the International Monetary Fund. The amount to be paid*  
 26 *in respect of each such contribution or subscription is au-*

1 *thorized to be appropriated without fiscal year limitation.*  
2 *Each such subscription or contribution shall be effective*  
3 *only to such extent or in such amounts as are provided in*  
4 *advance in appropriations Acts.*

5 DEPLETED URANIUM

6 SEC. 527. None of the funds provided in this or any  
7 other Act may be made available to facilitate in any way  
8 the sale of M-833 antitank shells or any comparable anti-  
9 tank shells containing a depleted uranium penetrating  
10 component to any country other than (1) countries which  
11 are members of NATO, (2) countries which have been des-  
12 ignated as a major non-NATO ally for purposes of section  
13 1105 of the National Defense Authorization Act for Fiscal  
14 Year 1987 or, (3) Taiwan: *Provided*, That funds may be  
15 made available to facilitate the sale of such shells notwith-  
16 standing the limitations of this section if the President  
17 determines that to do so is in the national security interest  
18 of the United States.

19 OPPOSITION TO ASSISTANCE TO TERRORIST COUNTRIES

20 BY INTERNATIONAL FINANCIAL INSTITUTIONS

21 SEC. 528. (a) INSTRUCTIONS FOR UNITED STATES  
22 EXECUTIVE DIRECTORS.—The Secretary of the Treasury  
23 shall instruct the United States Executive Director of each  
24 international financial institution designated in subsection  
25 (b), and the Administrator of the Agency for International  
26 Development shall instruct the United States Executive

1 Director of the International Fund for Agriculture Devel-  
2 opment, to use the voice and vote of the United States  
3 to oppose any loan or other use of the funds of the respec-  
4 tive institution to or for a country for which the Secretary  
5 of State has made a determination under section 6(j) of  
6 the Export Administration Act of 1979.

7 (b) DEFINITION.—For purposes of this section, the  
8 term “international financial institution” includes—

9 (1) the International Bank for Reconstruction  
10 and Development, the International Development  
11 Association, and the International Monetary Fund;  
12 and

13 (2) wherever applicable, the Inter-American De-  
14 velopment Bank, the Asian Development Bank, the  
15 African Development Bank, the African Develop-  
16 ment Fund, and the European Bank for Reconstruc-  
17 tion and Development.

18 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST  
19 COUNTRIES

20 SEC. 529. (a) Notwithstanding any other provision  
21 of law, funds appropriated for bilateral assistance under  
22 any heading of this Act and funds appropriated under any  
23 such heading in a provision of law enacted prior to enact-  
24 ment of this Act, shall not be made available to any coun-  
25 try which the President determines—



1           (1) grants sanctuary from prosecution to any  
2       individual or group which has committed an act of  
3       international terrorism, or

4           (2) otherwise supports international terrorism.

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

14           COMMERCIAL LEASING OF DEFENSE ARTICLES

15       SEC. 530. Notwithstanding any other provision of  
16       law, and subject to the regular notification requirements  
17       of the Committees on Appropriations, the authority of sec-  
18       tion 23(a) of the Arms Export Control Act may be used  
19       to provide financing to Israel and Egypt and NATO and  
20       major non-NATO allies for the procurement by leasing  
21       (including leasing with an option to purchase) of defense  
22       articles from United States commercial suppliers, not in-  
23       cluding Major Defense Equipment (other than helicopters  
24       and other types of aircraft having possible civilian applica-  
25       tion), if the President determines that there are compel-  
26       ling foreign policy or national security reasons for those

1 defense articles being provided by commercial lease rather  
2 than by government-to-government sale under such Act.

3 COMPETITIVE INSURANCE

4 SEC. 531. All Agency for International Development  
5 contracts and solicitations, and subcontracts entered into  
6 under such contracts, shall include a clause requiring that  
7 United States ~~marine~~ insurance companies have a fair op-  
8 portunity to bid for ~~marine~~ insurance when such insurance  
9 is necessary or appropriate.

10 STINGERS IN THE PERSIAN GULF REGION

11 SEC. 532. Except as provided in section 581 of the  
12 Foreign Operations, Export Financing, and Related Pro-  
13 grams Appropriations Act, 1990, the United States may  
14 not sell or otherwise make available any Stingers to any  
15 country bordering the Persian Gulf under the Arms Ex-  
16 port Control Act or chapter 2 of part II of the Foreign  
17 Assistance Act of 1961.

18 PROHIBITION ON LEVERAGING AND DIVERSION OF

19 UNITED STATES ASSISTANCE

20 SEC. 533. (a) None of the funds appropriated by this  
21 Act may be provided to any foreign government (including  
22 any instrumentality or agency thereof), foreign person, or  
23 United States person in exchange for that foreign govern-  
24 ment or person undertaking any action which is, if carried  
25 out by the United States Government, a United States of-

1 ficial or employee, expressly prohibited by a provision of  
2 United States law.

3 (b) For the purposes of this section the term “funds  
4 appropriated by this Act” includes only (1) assistance of  
5 any kind under the Foreign Assistance Act of 1961; and  
6 (2) credits, and guaranties under the Arms Export Con-  
7 trol Act.

8 (c) Nothing in this section shall be construed to  
9 limit—

10 (1) the ability of the President, the Vice Presi-  
11 dent, or any official or employee of the United  
12 States to make statements or otherwise express their  
13 views to any party on any subject;

14 (2) the ability of an official or employee of the  
15 United States to express the policies of the Presi-  
16 dent; or

17 (3) the ability of an official or employee of the  
18 United States to communicate with any foreign  
19 country government, group or individual, either di-  
20 rectly or through a third party, with respect to the  
21 prohibitions of this section including the reasons for  
22 such prohibitions, and the actions, terms, or condi-  
23 tions which might lead to the removal of the prohibi-  
24 tions of this section.

## DEBT-FOR-DEVELOPMENT

1  
2 SEC. 534. In order to enhance the continued partici-  
3 pation of nongovernmental organizations in economic as-  
4 sistance activities under the Foreign Assistance Act of  
5 1961, including endowments, debt-for-development and  
6 debt-for-nature exchanges, a nongovernmental organiza-  
7 tion which is a grantee or contractor of the Agency for  
8 International Development may place in interest bearing  
9 accounts funds made available under this Act or prior Acts  
10 or local currencies which accrue to that organization as  
11 a result of economic assistance provided under the heading  
12 “Agency for International Development” and any interest  
13 earned on such investment may be for the purpose for  
14 which the assistance was provided to that organization.

## LOCATION OF STOCKPILES

15  
16 SEC. 535. Section 514(b)(2) of the Foreign Assist-  
17 ance Act of 1961 is amended by striking out  
18 “\$200,000,000 for stockpiles in Israel for fiscal year  
19 1994” and inserting in lieu thereof “a total of  
20 \$200,000,000 for stockpiles in Israel for fiscal years 1994  
21 and 1995, up to \$40,000,000 may be made available for  
22 stockpiles in the Republic of Korea, and up to  
23 \$10,000,000 may be made available for stockpiles in Thai-  
24 land for fiscal year 1995”.

## 1 SEPARATE ACCOUNTS

2 SEC. 536. (a) SEPARATE ACCOUNTS FOR LOCAL  
3 CURRENCIES.—(1) If assistance is furnished to the gov-  
4 ernment of a foreign country under chapters 1 and 10 of  
5 part I (including the Philippines Multilateral Assistance  
6 Initiative) or chapter 4 of part II of the Foreign Assist-  
7 ance Act of 1961 under agreements which result in the  
8 generation of local currencies of that country, the Admin-  
9 istrator of the Agency for International Development  
10 shall—

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

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

15 (i) the amount of the local currencies to be  
16 generated, and

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

20 (C) establish by agreement with that govern-  
21 ment the responsibilities of the Agency for Inter-  
22 national Development and that government to mon-  
23 itor and account for deposits into and disbursements  
24 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 appropriate  
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) CONFORMING AMENDMENTS.—The provisions of  
5 this subsection shall supersede the tenth and eleventh pro-  
6 visos contained under the heading “Sub-Saharan Africa,  
7 Development Assistance” as included in the Foreign Oper-  
8 ations, Export Financing, and Related Programs Appro-  
9 priations Act, 1989 and sections 531(d) and 609 of the  
10 Foreign Assistance Act of 1961.

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

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

1 Committee of Conference accompanying House Joint Res-  
2 olution 648 (H. Report No. 98–1159).

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

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

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

19       SEC. 537. (a) No funds appropriated by this Act may  
20 be made as payment to any international financial institu-  
21 tion while the United States Executive Director to such  
22 institution is compensated by the institution at a rate  
23 which, together with whatever compensation such Director  
24 receives from the United States, is in excess of the rate  
25 provided for an individual occupying a position at level IV  
26 of the Executive Schedule under section 5315 of title 5,



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

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

14 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST  
15 IRAQ

16 SEC. 538. (a) DENIAL OF ASSISTANCE.—None of the  
17 funds appropriated or otherwise made available pursuant  
18 to this Act to carry out the Foreign Assistance Act of  
19 1961 (including title IV of chapter 2 of part I, relating  
20 to the Overseas Private Investment Corporation) or the  
21 Arms Export Control Act may be used to provide assist-  
22 ance to any country that is not in compliance with the  
23 United Nations Security Council sanctions against Iraq  
24 unless the President determines and so certifies to the  
25 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       (b) IMPORT SANCTIONS.—If the President considers  
9       that the taking of such action would promote the effective-  
10      ness of the economic sanctions of the United Nations and  
11      the United States imposed with respect to Iraq, and is  
12      consistent with the national interest, the President may  
13      prohibit, for such a period of time as he considers appro-  
14      priate, the importation into the United States of any or  
15      all products of any foreign country that has not prohib-  
16      ited—

17           (1) the importation of products of Iraq into its  
18      customs territory, and

19           (2) the export of its products to Iraq.

20                           POW/MIA MILITARY DRAWDOWN

21       SEC. 539. (a) Notwithstanding any other provision  
22      of law, the President may direct the drawdown, without  
23      reimbursement by the recipient, of defense articles from  
24      the stocks of the Department of Defense, defense services  
25      of the Department of Defense, and military education and  
26      training, of an aggregate value not to exceed \$15,000,000

1 in fiscal year 1995, as may be necessary to carry out sub-  
2 section (b).

3 (b) Such defense articles, services and training may  
4 be provided to *Vietnam*, Cambodia and Laos, under sub-  
5 section (a) as the President determines are necessary to  
6 support efforts to locate and repatriate members of the  
7 United States Armed Forces and civilians employed di-  
8 rectly or indirectly by the United States Government who  
9 remain unaccounted for from the Vietnam War, and to  
10 ensure the safety of United States Government personnel  
11 engaged in such cooperative efforts and to support United  
12 States Department of Defense-sponsored humanitarian  
13 projects associated with the POW/MIA efforts. Any air-  
14 craft shall be provided under this section only to Laos and  
15 only on a lease or loan basis, but may be provided at no  
16 cost notwithstanding section 61 of the Arms Export Con-  
17 trol Act and may be maintained with defense articles, serv-  
18 ices and training provided under this section.

19 (c) The President shall, within sixty days of the end  
20 of any fiscal year in which the authority of subsection (a)  
21 is exercised, submit a report to the Congress which identi-  
22 fies the articles, services, and training drawn down under  
23 this section.

24 (d) There are authorized to be appropriated to the  
25 President such sums as may be necessary to reimburse

1 the applicable appropriation, fund, or account for defense  
2 articles, defense services, and military education and  
3 training provided under this section.

4 MEDITERRANEAN EXCESS DEFENSE ARTICLES

5 SEC. 540. During fiscal year 1995, the provisions of  
6 section 573(e) of the Foreign Operations, Export Financ-  
7 ing, and Related Programs Appropriations Act, 1990,  
8 shall be applicable, for the period specified therein, to ex-  
9 cess defense articles made available under sections 516  
10 and 519 of the Foreign Assistance Act of 1961.

11 PRIORITY DELIVERY OF EQUIPMENT

12 SEC. 541. Notwithstanding any other provision of  
13 law, the delivery of excess defense articles that are to be  
14 transferred on a grant basis under section 516 of the For-  
15 eign Assistance Act to NATO allies and to major non-  
16 NATO allies on the southern and southeastern flank of  
17 NATO shall be given priority to the maximum extent fea-  
18 sible over the delivery of such excess defense articles to  
19 other countries.

20 ISRAEL DRAWDOWN

21 SEC. 542. Section 599B(a) of the Foreign Oper-  
22 ations, Export Financing, and Related Programs Appro-  
23 priations Act, 1991 (as amended by Public Law 102-145,  
24 as amended, and Public Law 102-391), is further amend-  
25 ed—

1 (a) by striking out “fiscal year 1994” and in-  
2 serting in lieu thereof “fiscal year 1995”;

3 (b) by striking out “Appropriations Act, 1994”  
4 and inserting in lieu thereof “Appropriations Act,  
5 1995”; and

6 (c) by striking out “\$700,000,000” and insert-  
7 ing in lieu thereof “\$775,000,000”.

8 CASH FLOW FINANCING

9 SEC. 543. For each country that has been approved  
10 for cash flow financing (as defined in section 25(d) of the  
11 Arms Export Control Act, as added by section 112(b) of  
12 Public Law 99–83) under the Foreign Military Financing  
13 Program, any Letter of Offer and Acceptance or other  
14 purchase agreement, or any amendment thereto, for a pro-  
15 curement in excess of \$100,000,000 that is to be financed  
16 in whole or in part with funds made available under this  
17 Act shall be submitted through the regular notification  
18 procedures to the Committees on Appropriations.

19 AUTHORITIES FOR THE PEACE CORPS, THE INTER-AMER-  
20 ICAN FOUNDATION AND THE AFRICAN DEVELOP-  
21 MENT FOUNDATION

22 SEC. 544. Unless expressly provided to the contrary,  
23 provisions of this or any other Act, including provisions  
24 contained in prior Acts authorizing or making appropria-  
25 tions for foreign operations, export financing, and related  
26 programs, shall not be construed to prohibit activities au-

1 thorized by or conducted under the Peace Corps Act, the  
2 Inter-American Foundation Act, or the African Develop-  
3 ment Foundation Act. The appropriate agency shall  
4 promptly report to the Committees on Appropriations  
5 whenever it is conducting activities or is proposing to con-  
6 duct activities in a country for which assistance is prohib-  
7 ited.

8 IMPACT ON JOBS IN THE UNITED STATES

9 SEC. 545. None of the funds appropriated by this Act  
10 may be obligated or expended to provide—

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

19 (b) assistance for the purpose of establishing or  
20 developing in a foreign country any export process-  
21 ing zone or designated area in which the tax, tariff,  
22 labor, environment, and safety laws of that country  
23 do not apply, in part or in whole, to activities car-  
24 ried out within that zone or area, unless the Presi-  
25 dent determines and certifies that such assistance is

1 not likely to cause a loss of jobs within the United  
2 States; or

3 (c) assistance for any project or activity that  
4 contributes to the violation of internationally recog-  
5 nized workers rights, as defined in section 502(a)(4)  
6 of the Trade Act of 1974, of workers in the recipient  
7 country, including any designated zone or area in  
8 that country: *Provided*, That in recognition that the  
9 application of this subsection should be commensu-  
10 rate with the level of development of the recipient  
11 country and sector, the provisions of this subsection  
12 shall not preclude assistance for the informal sector  
13 in such country, micro and small-scale enterprise,  
14 and smallholder agriculture.

15 AUTHORITY TO ASSIST BOSNIA-HERCEGOVINA

16 SEC. 546. (a) Congress finds as follows:

17 (1) The United Nations has imposed an embar-  
18 go on the transfer of arms to any country on the  
19 territory of the former Yugoslavia.

20 (2) The federated states of Serbia and  
21 Montenegro have a large supply of military equip-  
22 ment and ammunition and the Serbian forces fight-  
23 ing the government of Bosnia-Herzegovina have  
24 more than one thousand battle tanks, armored vehi-  
25 cles, and artillery pieces.

1           (3) Because the United Nations arms embargo  
2       is serving to sustain the military advantage of the  
3       aggressor, the United Nations should exempt the  
4       government of Bosnia-Herzegovina from its embar-  
5       go.

6       (b) Pursuant to a lifting of the United Nations arms  
7       embargo, or to a unilateral lifting of the arms embargo  
8       by the President of the United States, against Bosnia-  
9       Herzegovina, the President is authorized to transfer, *sub-*  
10      *ject to the regular notification procedures of the Committees*  
11      *on Appropriations*, to the government of that nation, with-  
12      out reimbursement, defense articles from the stocks of the  
13      Department of Defense of an aggregate value not to ex-  
14      ceed \$50,000,000 in fiscal year 1995: *Provided*, That the  
15      President certifies in a timely fashion to the Congress  
16      that—

17           (1) the transfer of such articles would assist  
18       that nation in self-defense and thereby promote the  
19       security and stability of the region; and

20           (2) United States allies are prepared to join in  
21       such a military assistance effort.

22       (c) Within 60 days of any transfer under the author-  
23      ity provided in subsection (b), and every 60 days there-  
24      after, the President shall report in writing to the Speaker  
25      of the House of Representatives and the President pro



1 tempore of the Senate concerning the articles transferred  
2 and the disposition thereof.

3 (d) There are authorized to be appropriated to the  
4 President such sums as may be necessary to reimburse  
5 the applicable appropriation, fund, or account for defense  
6 articles provided under this section.

7 (e) If the President determines that doing so will con-  
8 tribute to a just resolution of charges regarding genocide  
9 or other violations of international law in the former Yugo-  
10 slavia, the authority of section 552(c) of the Foreign As-  
11 sistance Act of 1961, as amended, may be used to provide  
12 up to \$25,000,000 of commodities and services to the  
13 United Nations War Crimes Tribunal, without regard to  
14 the ceiling limitation contained in paragraph (2) thereof:  
15 *Provided*, That the determination required under this sub-  
16 section shall be in lieu of any determinations otherwise  
17 required under section 552(c).

18 SPECIAL AUTHORITIES

19 SEC. 547. (a) Funds appropriated in title II of this  
20 Act that are made available for Haiti, Afghanistan, Leb-  
21 anon, and Cambodia, and for victims of war, displaced  
22 children, displaced Burmese, humanitarian assistance for  
23 Romania, and humanitarian assistance for the peoples of  
24 Bosnia-Herzegovina, Croatia, and Kosova, may be made  
25 available notwithstanding any other provision of law: *Pro-*  
26 *vided*, That any such funds that are made available for

1 Cambodia shall be subject to the provisions of section  
2 531(e) of the Foreign Assistance Act of 1961 and section  
3 906 of the International Security and Development Co-  
4 operation Act of 1985: *Provided further*, That the Presi-  
5 dent shall terminate assistance to any ~~Cambodian~~ organi-  
6 zation that he determines is cooperating, tactically or stra-  
7 tegically, with the Khmer Rouge in their military oper-  
8 ations.

9 (b) Funds appropriated by this Act to carry out the  
10 provisions of sections 103 through 106 of the Foreign As-  
11 sistance Act of 1961 may be used, notwithstanding any  
12 other provision of law, for the purpose of supporting tropi-  
13 cal forestry and energy programs aimed at reducing emis-  
14 sions of greenhouse gases with regard to the key countries  
15 in which deforestation and energy policy would make a  
16 significant contribution to global warming, *and for the*  
17 *purpose of supporting biodiversity conservation activities*:  
18 *Provided*, That such assistance shall be subject to sections  
19 116, 502B, and 620A of the Foreign Assistance Act of  
20 1961.

21 (c) During fiscal year 1995, the President may use  
22 up to \$50,000,000 under the authority of section 451 of  
23 the Foreign Assistance Act of 1961, notwithstanding the  
24 funding ceiling contained in subsection (a) of that section.

1 (d) The Agency for International Development may  
2 employ personal services contractors, notwithstanding any  
3 other provision of law, for the purpose of administering  
4 programs for the West Bank and Gaza.

5 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT  
6 OF ISRAEL

7 SEC. 548. (a) FINDINGS.—The Congress finds that—

8 (1) since 1948 the Arab countries have main-  
9 tained a primary boycott against Israel, refusing to  
10 do business with Israel;

11 (2) since the early 1950s the Arab League has  
12 maintained a secondary and tertiary boycott against  
13 American and other companies that have commercial  
14 ties with Israel;

15 (3) the boycott seeks to coerce American firms  
16 by blacklisting those that do business with Israel  
17 and harm America's competitiveness;

18 (4) the United States has a longstanding policy  
19 opposing the Arab League boycott and United  
20 States law prohibits American firms from providing  
21 information to Arab countries to demonstrate com-  
22 pliance with the boycott;

23 (5) with real progress being made in the Middle  
24 East peace process and the serious confidence-build-  
25 ing measures taken by the State of Israel an end to  
26 the Arab boycott of Israel and of American compa-

1       nies that have commercial ties with Israel is long  
2       overdue and would represent a significant con-  
3       fidence-building measure; and

4               (6) in the interest of Middle East peace and  
5       free commerce, the President must take more con-  
6       crete steps to press the Arab states to end their  
7       practice of blacklisting and boycotting American  
8       companies that have trade ties with Israel.

9       (b) POLICY.—It is the sense of the Congress that—

10              (1) the Arab League countries should imme-  
11       diately and publicly renounce the primary boycott of  
12       Israel and the secondary and tertiary boycott of  
13       American firms that have commercial ties with Is-  
14       rael and

15              (2) the President should—

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

22                      (B) take into consideration the participa-  
23       tion of any recipient country in the primary  
24       boycott of Israel and the secondary and tertiary  
25       boycotts of American firms that have commer-

1           cial relations with Israel when determining  
2           whether to sell weapons to said country;

3           (C) report to Congress on the specific  
4           steps being taken by the President to bring  
5           about a public renunciation of the Arab primary  
6           boycott of Israel and the secondary and tertiary  
7           boycotts of American firms that have commer-  
8           cial relations with Israel; and

9           (D) encourage the allies and trading part-  
10          ners of the United States to enact laws prohib-  
11          iting businesses from complying with the boy-  
12          cott and penalizing businesses that do comply.

13                   ANTI-NARCOTICS ACTIVITIES

14          SEC. 549. (a) Of the funds appropriated by this Act  
15          under the heading “Economic Support Fund”, assistance  
16          may be provided to strengthen the administration of jus-  
17          tice in countries in Latin America and the Caribbean in  
18          accordance with the provisions of section 534 of the For-  
19          eign Assistance Act of 1961, except that programs to en-  
20          hance protection of participants in judicial cases may be  
21          conducted notwithstanding section 660 of that Act.

22          (b) *Of the funds appropriated by this Act under the*  
23          *heading “Economic Support Fund”, notwithstanding sec-*  
24          *tion 660 of the Foreign Assistance Act of 1961, up to*  
25          *\$3,000,000 may be made available, subject to the regular*  
26          *notification procedures of the Committees on Appropria-*

1 *tions, for technical assistance, training, and commodities*  
 2 *with the objective of creating a professional civilian police*  
 3 *force for Panama, and for programs to improve penal insti-*  
 4 *tutions and the rehabilitation of offenders in Panama*  
 5 *(which programs may be conducted other than through mul-*  
 6 *tilateral or regional institutions), except that such technical*  
 7 *assistance shall not include more than \$1,000,000 for the*  
 8 *procurement of equipment for law enforcement purposes,*  
 9 *and shall not include lethal equipment.*

10 ~~(b)~~ (c) Funds made available pursuant to this section  
 11 may be made available notwithstanding the third sentence  
 12 of section 534(e) of the Foreign Assistance Act of 1961.  
 13 Funds made available pursuant to subsection ~~(a)(1)~~ (a)  
 14 for Bolivia, Colombia and Peru and subsection ~~(a)(2)~~ (b)  
 15 may be made available notwithstanding section 534(c) and  
 16 the second sentence of section 534(e) of the Foreign As-  
 17 sistance Act of 1961.

18 ELIGIBILITY FOR ASSISTANCE

19 SEC. 550. (a) ASSISTANCE THROUGH NONGOVERN-  
 20 MENTAL ORGANIZATIONS.—Restrictions contained in this  
 21 or any other Act with respect to assistance for a country  
 22 shall not be construed to restrict assistance in support of  
 23 programs of nongovernmental organizations from funds  
 24 appropriated by this Act to carry out the provisions of  
 25 chapters 1 and 10 of part I of the Foreign Assistance Act  
 26 of 1961: *Provided*, That the President shall take into con-

1 sideration, in any case in which a restriction on assistance  
2 would be applicable but for this subsection, whether assist-  
3 ance in support of programs of nongovernmental organiza-  
4 tions is in the national interest of the United States: *Pro-*  
5 *vided further*, That before using the authority of this sub-  
6 section to furnish assistance in support of programs of  
7 nongovernmental organizations, the President shall notify  
8 the Committees on Appropriations under the regular noti-  
9 fication procedures of those committees, including a de-  
10 scription of the program to be assisted, the assistance to  
11 be provided, and the reasons for furnishing such assist-  
12 ance: *Provided further*, That nothing in this subsection  
13 shall be construed to alter any existing statutory prohibi-  
14 tions against abortion or involuntary sterilizations con-  
15 tained in this or any other Act.

16 (b) PUBLIC LAW 480.—During fiscal year 1995, re-  
17 strictions contained in this or any other Act with respect  
18 to assistance for a country shall not be construed to re-  
19 strict assistance under titles I and II of the Agricultural  
20 Trade Development and Assistance Act of 1954: *Provided*,  
21 That none of the funds appropriated to carry out title I  
22 of such Act and made available pursuant to this subsection  
23 may be obligated or expended except as provided through  
24 the regular notification procedures of the Committees on  
25 Appropriations.

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

2 (1) with respect to section 529 of this Act or  
3 any comparable provision of law prohibiting assist-  
4 ance to countries that support international terror-  
5 ism; or

6 (2) with respect to section 116 of the Foreign  
7 Assistance Act of 1961 or any comparable provision  
8 of law prohibiting assistance to countries that violate  
9 internationally recognized human rights.

10 EARMARKS

11 SEC. 551. (a) Funds appropriated by this Act which  
12 are earmarked may be reprogrammed for other programs  
13 within the same account notwithstanding the earmark if  
14 compliance with the earmark is made impossible by oper-  
15 ation of any provision of this or any other Act or, with  
16 respect to a country with which the United States has an  
17 agreement providing the United States with base rights  
18 or base access in that country, if the President determines  
19 that the recipient for which funds are earmarked has sig-  
20 nificantly reduced its military or economic cooperation  
21 with the United States since enactment of the Foreign Op-  
22 erations, Export Financing, and Related Programs Appro-  
23 priations Act, 1991; however, before exercising the author-  
24 ity of this subsection with regard to a base rights or base  
25 access country which has significantly reduced its military  
26 or economic cooperation with the United States, the Presi-



1 dent shall consult with, and shall provide a written policy  
2 justification to the Committees on Appropriations: *Pro-*  
3 *vided*, That any such reprogramming shall be subject to  
4 the regular notification procedures of the Committees on  
5 Appropriations: *Provided further*, That assistance that is  
6 reprogrammed pursuant to this subsection shall be made  
7 available under the same terms and conditions as origi-  
8 nally provided.

9 (b) In addition to the authority contained in sub-  
10 section (a), the original period of availability of funds ap-  
11 propriated by this Act and administered by the Agency  
12 for International Development that are earmarked for par-  
13 ticular programs or activities by this or any other Act shall  
14 be extended for an additional fiscal year if the Adminis-  
15 trator of such agency determines and reports promptly to  
16 the Committees on Appropriations that the termination of  
17 assistance to a country or a significant change in cir-  
18 cumstances makes it unlikely that such earmarked funds  
19 can be obligated during the original period of availability:  
20 *Provided*, That such earmarked funds that are continued  
21 available for an additional fiscal year shall be obligated  
22 only for the purpose of such earmark.

23 CEILINGS AND EARMARKS

24 SEC. 552. Ceilings and earmarks contained in this  
25 Act shall not be applicable to funds or authorities appro-

1 priated or otherwise made available by any subsequent Act  
2 unless such Act specifically so directs.

3 EXCESS DEFENSE ARTICLES

4 SEC. 553. (a) The authority of section 519 of the  
5 Foreign Assistance Act of 1961, as amended, may be used  
6 in fiscal year 1995 to provide nonlethal excess defense ar-  
7 ticles to countries for which United States foreign assist-  
8 ance has been requested and for which receipt of such arti-  
9 cles was separately justified for the fiscal year, without  
10 regard to the restrictions in subsection (a) of section 519.

11 (b) *The authority of section 518 of the Foreign Assist-*  
12 *ance Act of 1961 may be exercised in any fiscal year to*  
13 *transfer, for the purposes of that section, nonlethal excess*  
14 *defense articles to international organizations and non-*  
15 *governmental organizations notwithstanding section 502 of*  
16 *that Act.*

17 PROHIBITION ON PUBLICITY OR PROPAGANDA

18 SEC. 554. No part of any appropriation contained in  
19 this Act shall be used for publicity or propaganda purposes  
20 within the United States not authorized before the date  
21 of enactment of this Act by the Congress.

22 DISADVANTAGED ENTERPRISES

23 SEC. 555. (a) Except to the extent that the Adminis-  
24 trator of the Agency for International Development deter-  
25 mines otherwise, not less than 10 percent of the aggregate  
26 amount made available for the current fiscal year for the

1 “Development Assistance Fund”, “Population, Develop-  
2 ment Assistance”, and the “Development Fund for Afri-  
3 ca” shall be made available only for activities of United  
4 States organizations and individuals that are—

5 (1) business concerns owned and controlled by  
6 socially and economically disadvantaged individuals,

7 (2) historically black colleges and universities,

8 (3) colleges and universities having a student  
9 body in which more than 40 per centum of the stu-  
10 dents are Hispanic American, and

11 (4) private voluntary organizations which are  
12 controlled by individuals who are socially and eco-  
13 nomically disadvantaged.

14 (b)(1) In addition to other actions taken to carry out  
15 this section, the actions described in paragraphs (2)  
16 through (5) shall be taken with respect to development  
17 assistance and assistance for sub-Saharan Africa for the  
18 current fiscal year.

19 (2) Notwithstanding any other provision of law, in  
20 order to achieve the goals of this section, the Adminis-  
21 trator—

22 (A) to the maximum extent practicable, shall  
23 utilize the authority of section 8(a) of the Small  
24 Business Act (15 U.S.C. 637(a));

1 (B) to the maximum extent practicable, shall  
2 enter into contracts with small business concerns  
3 owned and controlled by socially and economically  
4 disadvantaged individuals, and organizations con-  
5 tained in paragraphs (2) through (4) of subsection  
6 (a)—

7 (i) using less than full and open competi-  
8 tive procedures under such terms and condi-  
9 tions as the Administrator deems appropriate,  
10 and

11 (ii) using an administrative system for jus-  
12 tifications and approvals that, in the Adminis-  
13 trator's discretion, may best achieve the pur-  
14 pose of this section; and

15 (C) shall issue regulations to require that any  
16 contract in excess of \$500,000 contain a provision  
17 requiring that no less than 10 per centum of the dol-  
18 lar value of the contract be subcontracted to entities  
19 described in subsection (a), except—

20 (i) to the extent the Administrator deter-  
21 mines otherwise on a case-by-case or category-  
22 of-contract basis; and

23 (ii) this subparagraph does not apply to  
24 any prime contractor that is an entity described  
25 in subsection (a).

1       (3) Each person with contracting authority who is at-  
2 tached to the Agency's headquarters in Washington, as  
3 well as all Agency missions and regional offices, shall no-  
4 tify the Agency's Office of Small and Disadvantaged Busi-  
5 ness Utilization at least seven business days before adver-  
6 tising a contract in excess of \$100,000, except to the ex-  
7 tent that the Administrator determines otherwise on a  
8 case-by-case or category-of-contract basis.

9       (4) The Administrator shall include, as part of the  
10 performance evaluation of any mission director of the  
11 agency, the mission director's efforts to carry out this sec-  
12 tion.

13       (5) The Administrator shall submit to the Congress  
14 annual reports on the implementation of this section. Each  
15 such report shall specify the number and dollar value or  
16 amount (as the case may be) of prime contracts, sub-  
17 contracts, grants, and cooperative agreements awarded to  
18 entities described in subsection (a) during the preceding  
19 fiscal year.

20       (c) As used in this section, the term "socially and  
21 economically disadvantaged individuals" has the same  
22 meaning that term is given for purposes of section 8(d)  
23 of the Small Business Act, except that the term includes  
24 women.

## 1                   USE OF AMERICAN RESOURCES

2           SEC. 556. To the maximum extent possible, assist-  
3   ance provided under this Act should make full use of  
4   American resources, including commodities, products, and  
5   services.

## 6                   LIMITATIONS ON ASSISTANCE FOR NICARAGUA

7           SEC. 557. (a) Funds appropriated by this Act under  
8   the heading “Economic Support Fund” may only be made  
9   available to the Government of Nicaragua upon the notifi-  
10   cation, in writing, by the Secretary of State to the appro-  
11   priate committees that he has determined that significant  
12   and tangible progress is being made by the Government  
13   of Nicaragua toward—

14               (1) the prosecution of any individual identified  
15       as part of a terrorist/kidnapping ring by the inves-  
16       tigation of issues raised by the discovery, after the  
17       May 23, 1993, explosion in Managua, of weapons  
18       caches, false passports, identity papers and other  
19       documents, suggesting the existence of such a ring,  
20       including all government officials (including any  
21       members of the armed forces or security forces);

22               (2) the resolution of expropriation claims and  
23       the effective compensation of legitimate claims;

24               (3) the timely implementation of recommenda-  
25       tions made by the Tripartite Commission as it un-  
26       dertakes to review and identify those responsible for

1 gross human rights violations, including the expedi-  
2 tious prosecution of individuals identified by the  
3 commission in connection with such violations;

4 (4) the enactment into law of legislation to re-  
5 form the Nicaraguan military and security forces in  
6 order to guarantee civilian control over the armed  
7 forces;

8 (5) the establishment of civilian control over the  
9 police, and the independence of the police from the  
10 military; and

11 (6) the effective reform of the Nicaraguan judi-  
12 cial system.

13 (b) The notification pursuant to subsection (a) above  
14 shall include a detailed listing of the tangible evidence that  
15 forms the basis for such determination.

16 (c) For purposes of this section, the term “appro-  
17 priate committees” means the Committees on Foreign Re-  
18 lations and Appropriations of the Senate and Committees  
19 on Foreign Affairs and Appropriations of the House of  
20 Representatives.

21 PROHIBITION OF PAYMENTS TO UNITED NATIONS

22 MEMBERS

23 SEC. 558. None of the funds appropriated or made  
24 available pursuant to this Act for carrying out the Foreign  
25 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.

3 CONSULTING SERVICES

4 SEC. 559. The expenditure of any appropriation  
5 under this Act for any consulting service through procure-  
6 ment contract, pursuant to section 3109 of title 5, United  
7 States Code, shall be limited to those contracts where such  
8 expenditures are a matter of public record and available  
9 for public inspection, except where otherwise provided  
10 under existing law, or under existing Executive order pur-  
11 suant to existing law.

12 PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION

13 SEC. 560. None of the funds appropriated or made  
14 available pursuant to this Act shall be available to a pri-  
15 vate voluntary organization which fails to provide upon  
16 timely request any document, file, or record necessary to  
17 the auditing requirements of the Agency for International  
18 Development, nor shall any of the funds appropriated by  
19 this Act be made available to any private voluntary organi-  
20 zation which is not registered with the Agency for Inter-  
21 national Development.

22 SPECIAL DEBT RELIEF FOR THE POOREST

23 ~~SEC. 561. (1) AUTHORITY TO REDUCE DEBT.—The~~  
24 ~~President may reduce amounts owed to the United States~~  
25 ~~(or any agency of the United States) by an eligible country~~  
26 ~~as a result of—~~



1           (A) guarantees issued under sections 221 and  
2           222 of the Foreign Assistance Act of 1961; or

3           (B) credits extended or guarantees issued under  
4           the Arms Export Control Act.

5           (2) LIMITATIONS.—

6           (A) The authority provided by paragraph (1)  
7           may be exercised only to implement multilateral offi-  
8           cial debt relief and referendum agreements, com-  
9           monly referred to as “Paris Club Agreed Minutes”.

10          (B) The authority provided by paragraph (1)  
11          may be exercised only in such amounts or to such  
12          extent as is provided in advance by appropriations  
13          Acts.

14          (C) The authority provided by paragraph (1)  
15          may be exercised only with respect to countries with  
16          heavy debt burdens that are eligible to borrow from  
17          the International Development Association, but not  
18          from the International Bank for Reconstruction and  
19          Development, commonly referred to as “IDA-only”  
20          countries.

21          (3) CONDITIONS.—The authority provided by para-  
22          graph (1) may be exercised only with respect to a country  
23          whose government—

24                (A) does not have an excessive level of military  
25                expenditures;

1           ~~(B)~~ has not repeatedly provided support for  
 2           acts of international terrorism;

3           ~~(C)~~ is not failing to cooperate on international  
 4           narcotics control matters; and

5           ~~(D)~~ (including its military or other security  
 6           forces) does not engage in a consistent pattern of  
 7           gross violations of internationally recognized human  
 8           rights.

9           ~~(4) AVAILABILITY OF FUNDS.—~~The authority pro-  
 10          vided by paragraph ~~(1)~~ may be used only with regard to  
 11          funds appropriated by this Act under the heading “Debt  
 12          Restructuring”.

13          ~~(5) CERTAIN PROHIBITIONS INAPPLICABLE.—~~A re-  
 14          duction of debt pursuant to paragraph ~~(1)~~ shall not be  
 15          considered assistance for purposes of any provision of law  
 16          limiting assistance to a country.

17          *SEC. 561. (a) AUTHORITY TO REDUCE DEBT.—The*  
 18          *President may reduce amounts owed to the United States*  
 19          *(or any agency of the United States) by an eligible country*  
 20          *as a result of—*

21                 *(1) guarantees issued under sections 221 and 222*  
 22                 *of the Foreign Assistance Act of 1961; or*

23                 *(2) credits extended or guarantees issued under*  
 24                 *the Arms Export Control Act.*

25          *(b) LIMITATIONS.—*

1           (1) *The authority provided by subsection (a)*  
2           *may be exercised only to implement multilateral offi-*  
3           *cial debt relief and referendum agreements, commonly*  
4           *referred to as “Paris Club Agreed Minutes”.*

5           (2) *The authority provided by subsection (a)*  
6           *may be exercised only in such amounts or to such ex-*  
7           *tent as is provided in advance by appropriations*  
8           *Acts.*

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

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

19               (1) *does not have an excessive level of military*  
20               *expenditures;*

21               (2) *has not repeatedly provided support for acts*  
22               *of international terrorism;*

23               (3) *is not failing to cooperate on international*  
24               *narcotics control matters; and*

(4) (including its military or other security forces) does not engage in a consistent pattern of gross violations of internationally recognized human rights.

(d) AVAILABILITY OF FUNDS.—The authority provided by subsection (a) may be used only with regard to funds appropriated by this Act under the heading “Debt Restructuring”.

8           (e) *CERTAIN PROHIBITIONS INAPPLICABLE.*—A reduc-  
9   tion of debt pursuant to subsection (a) shall not be consid-  
10   ered assistance for purposes of any provision of law limit-  
11   ing assistance to a country.

## GUARANTEES

SEC. 562. Section 251(b)(2)(G) of the Balanced Budget and Emergency Deficit Control Act of 1985 is amended by striking “1994” and inserting in lieu thereof “1994 and 1995” in both places that this appears.

17 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-  
18 MENTS THAT EXPORT LETHAL MILITARY EQUIP-  
19 MENT TO COUNTRIES SUPPORTING INTERNATIONAL  
20 TERRORISM

SEC. 563. (a) None of the funds appropriated or otherwise made available by this Act may be available to any foreign government which provides lethal military equipment to a country the government of which the Secretary of State has determined is a terrorist government for purposes of section 40(d) of the Arms Export Control Act.

1 The prohibition under this section with respect to a for-  
2 eign government shall terminate 12 months after that gov-  
3 ernment ceases to provide such military equipment. This  
4 section applies with respect to lethal military equipment  
5 provided under a contract entered into after the date of  
6 enactment of this Act.

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

11 (c) Whenever the waiver of subsection (b) is exer-  
12 cised, the President shall submit to the appropriate con-  
13 gressional committees a report with respect to the furnish-  
14 ing of such assistance. Any such report shall include a de-  
15 tailed explanation of the assistance to be provided, includ-  
16 ing the estimated dollar amount of such assistance, and  
17 an explanation of how the assistance furthers United  
18 States national interests.

19 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

20 OWED BY FOREIGN COUNTRIES

21 SEC. 564. (a) IN GENERAL.—Of the funds made  
22 available for a foreign country under part I of the Foreign  
23 Assistance Act of 1961, an amount equivalent to 110 per-  
24 cent of the total unpaid fully adjudicated parking fines  
25 and penalties owed to the District of Columbia by such  
26 country as of the date of enactment of this Act shall be

1 withheld from obligation for such country until the Sec-  
2 retary of State certifies and reports in writing to the ap-  
3 propriate congressional committees that such fines and  
4 penalties are fully paid to the government of the District  
5 of Columbia.

6 (b) DEFINITION.—For purposes of this section, the  
7 term “appropriate congressional committees” means the  
8 Committee on Foreign Relations and the Committee on  
9 Appropriations of the Senate and the Committee on For-  
10 eign Affairs and the Committee on Appropriations of the  
11 House of Representatives.

12 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE  
13 WEST BANK AND GAZA

14 SEC. 565. None of the funds appropriated by this Act  
15 may be obligated for assistance for the Palestine Libera-  
16 tion Organization for the West Bank and Gaza unless the  
17 President has exercised the authority under section 583(a)  
18 of the Middle East Peace Facilitation Act of 1994 (part  
19 E of title V of Public Law 103–236) or any other legisla-  
20 tion to suspend or make inapplicable section 307 of the  
21 Foreign Assistance Act of 1961 and that suspension is  
22 still in effect: *Provided*, That if the President fails to make  
23 the certification under section 583(b)(2) of the Middle  
24 East Peace Facilitation Act or to suspend the prohibition  
25 under other legislation, funds appropriated by this Act  
26 may not be obligated for assistance for the Palestine Lib-

1 eration Organization for the West Bank and Gaza unless  
 2 the President determines that it is in the national interest  
 3 to do so and so reports to the Congress.

#### 4 PROCUREMENT REDUCTION

5 SEC. 566. (a) Of the budgetary resources available  
 6 to the Agency for International Development during fiscal  
 7 year 1995, \$1,598,000 are permanently canceled.

8 (b) The Administrator of the Agency for Inter-  
 9 national Development shall allocate the amount of budg-  
 10 etary resources canceled among the Agency's accounts  
 11 available for procurement and procurement-related ex-  
 12 penses. Amounts available for procurement and procure-  
 13 ment-related expenses in each such account shall be re-  
 14 duced by the amount allocated to such account.

15 (c) For the purposes of this section, the definition  
 16 of "procurement" includes all stages of the process of ac-  
 17 quiring property or services, beginning with the process  
 18 of determining a need for a product or services and ending  
 19 with contract completion and closeout, as specified in sec-  
 20 tion 403(a)(2) of title 41, United States Code.

#### 21 IMPLEMENTATION OF WAPENHANS REPORT

#### 22 RECOMMENDATIONS

23 ~~SEC. 567. Funds appropriated by title I of this Act~~  
 24 ~~under the headings "Contribution to the International~~  
 25 ~~Bank for Reconstruction and Development", "Contribu-~~  
 26 ~~tion to the International Development Association", and~~

1 “Contribution to the International Finance Corporation”  
 2 shall not be available for payment to any such institution  
 3 unless the Secretary of the Treasury (1) determines that  
 4 the recommendations contained in the report entitled Re-  
 5 port of the Portfolio Management Task Force (commonly  
 6 referred to as the “Wapenhans Report”) continue to be  
 7 implemented, and (2) reports that determination to the  
 8 Committee on Appropriations and the Committee on  
 9 Banking, Finance and Urban Affairs of the House of Rep-  
 10 resentatives and the Committee on Appropriations and the  
 11 Committee on Foreign Relations of the Senate.

12 *IMPLEMENTATION OF WORLD BANK RECOMMENDATIONS*

13 *SEC. 567. (a) Funds appropriated by title I of this*  
 14 *Act under the headings “Contribution to the International*  
 15 *Bank for Reconstruction and Development” and “Contribu-*  
 16 *tion to the International Development Association” shall be*  
 17 *available for payment to such institutions as follows:*

18 *(1) 50 percent of the funds appropriated under*  
 19 *each such heading shall be made available prior to*  
 20 *April 1, 1995, only if the Secretary of the Treasury*  
 21 *makes the determination (and so reports to the Com-*  
 22 *mittees on Appropriations) described in paragraph*  
 23 *(3) of this subsection at any time prior to that date.*

24 *(2) 50 percent of the funds appropriated under*  
 25 *each such heading shall be made available on April*  
 26 *1, 1995, or thereafter, only if the Secretary of the*



1        *Treasury makes the determination (and so reports to*  
2        *the Committees on Appropriations) described in para-*  
3        *graph (3) of this subsection at any time on or after*  
4        *that date.*

5            *(3) The determinations referred to in paragraphs*  
6        *(1) and (2) are determinations that the International*  
7        *Bank for Reconstruction and Development is—*

8            *(A) implementing the recommendations con-*  
9        *tained in “Next Steps”, the follow-up to the*  
10       *Wapenhans Report;*

11           *(B) implementing the action plan contained*  
12       *in chapter 8 of its April 8, 1994, resettlement re-*  
13       *view entitled “Resettlement and Development”;*

14           *(C) implementing the Bank’s procedures on*  
15       *Disclosure of Operational Information issued in*  
16       *September 1993; and*

17           *(D) actively encouraging borrowing govern-*  
18       *ments to publicly disclose information on struc-*  
19       *tural adjustment programs.*

20        *(b) Funds appropriated by title I of this Act under*  
21       *the heading “Contribution to the International Finance*  
22       *Corporation” shall be available for payment to such institu-*  
23       *tion as follows:*

24           *(1) 50 percent of the funds appropriated under*  
25       *such heading shall be made available prior to April*

1       *1, 1995, only if the Secretary of the Treasury makes*  
 2       *the determination (and so reports to the Committees*  
 3       *on Appropriations) described in paragraph (3) of this*  
 4       *subsection.*

5               *(2) 50 percent of the funds appropriated under*  
 6       *such heading shall be made available on or after*  
 7       *April 1, 1995, only if the Secretary of the Treasury*  
 8       *makes the determination (and so reports to the Com-*  
 9       *mittees on Appropriations) described in paragraph*  
 10       *(3) of this subsection.*

11              *(3) The determinations referred to in paragraphs*  
 12       *(1) and (2) are determinations that the International*  
 13       *Finance Corporation is pursuing reforms comparable*  
 14       *to those adopted by the International Bank for Recon-*  
 15       *struction and Development regarding the environ-*  
 16       *ment, information disclosure, and resettlement.*

17              RESTRICTIONS ON ASSISTANCE TO RUSSIA

18       SEC. 568. (a) RESTRICTION.—None of the funds ap-  
 19       propriated or otherwise made available by this Act may  
 20       be obligated for assistance for the Government of Russia  
 21       after December 31, 1994, unless it has been made known  
 22       to the President that all armed forces of Russia and the  
 23       Commonwealth of Independent States have been removed  
 24       from all Baltic countries or that the status of those armed  
 25       forces have been otherwise resolved by mutual agreement  
 26       of the parties.

1 (b) EXEMPTION.—Subsection (a) does not apply to  
 2 assistance that involves the provision of student exchange  
 3 programs, food, clothing, medicine, or other humanitarian  
 4 assistance or to housing assistance for officers of the  
 5 armed forces of Russia or the Commonwealth of Independ-  
 6 ent States who are removed from the territory of Estonia,  
 7 Latvia, and ~~Lithuania~~ *Lithuania, or countries other than*  
 8 *Russia*.

9 (c) WAIVER.—Subsection (a) does not apply if after  
 10 December 31, 1994, the President determines that the  
 11 provision of funds to the Government of Russia is in the  
 12 national interest.

13 ~~ADDITIONAL LIMITATION ON FUNDS TO ENSURE IMPLE-~~  
 14 ~~MENTATION OF WAPENHANS REPORT RECOMMENDA-~~  
 15 ~~TIONS~~

16 ~~SEC. 569. (a) LIMITATION ON AMOUNTS AVAILABLE~~  
 17 ~~BEFORE APRIL 1, 1995.—If amounts appropriated by~~  
 18 ~~title I become available pursuant to section 567—~~

19 (1) ~~not more than \$30,000,000 shall be avail-~~  
 20 ~~able for obligation before April 1, 1995, for “Con-~~  
 21 ~~tribution to the International Bank for Reconstruc-~~  
 22 ~~tion and Development” for payment for contribution~~  
 23 ~~to the Global Environment Facility;~~

24 (2) ~~not more than \$1,024,332,000 shall be~~  
 25 ~~available for obligation before April 1, 1995, for~~

1 “Contribution to the International Development As-  
2 sociation”; and

3 ~~(3) not more than \$35,761,500 shall be avail-~~  
4 ~~able for obligation before April 1, 1995, for “Con-~~  
5 ~~tribution to the International Finance Corporation”.~~

6 ~~(b) REQUIREMENTS FOR AVAILABILITY OF ADDI-~~  
7 ~~TIONAL AMOUNTS.—No amount in excess of any sum~~  
8 ~~specified in subsection (a) with respect to an account or~~  
9 ~~activity shall become available on or after April 1, 1995,~~  
10 ~~unless the Secretary of the Treasury—~~

11 ~~(1) determines that the recommendations con-~~  
12 ~~tained in the report entitled Report of the Portfolio~~  
13 ~~Management Task Force (commonly referred to as~~  
14 ~~the “Wapenhans Report”) continue to be imple-~~  
15 ~~mented as of such date;~~

16 ~~(2) reports such determination to the Commit-~~  
17 ~~tee on Appropriations and the Committee on Bank-~~  
18 ~~ing, Finance and Urban Affairs of the House of~~  
19 ~~Representatives and the Committee on Appropria-~~  
20 ~~tions and the Committee on Foreign Relations of the~~  
21 ~~Senate; and~~

22 ~~(3) complies with the regular notification proce-~~  
23 ~~dures of the Committee on Appropriations.~~

MILITARY EXPENDITURES BY RECIPIENTS OF  
MULTILATERAL ASSISTANCE

SEC. 569. *The Secretary of the Treasury shall instruct the United States Executive Director of each international financial institution to vote against any loan or any extension of assistance to any country which fails to make available to such institution the most recent accurate and complete data on annual expenditures for its armed forces, unless such assistance is directed specifically to programs which serve the basic human needs of the citizens of such country.*

PURCHASE OF AMERICAN-MADE EQUIPMENT AND  
PRODUCTS

SEC. 570. (a) SENSE OF CONGRESS.—It is the sense of the Congress that, to the greatest extent practicable, all equipment and products purchased with funds made available in this Act should be American-made.

(b) NOTICE REQUIREMENT.—In providing financial assistance to, or entering into any contract with, any entity using funds made available in this Act, the head of each Federal agency shall provide, to the greatest extent practicable, to such entity a ~~notice describing the statement made in subsection (a) by the Congress~~ notice consistent with subsection (a) and section 604(a) of the Foreign Assistance Act of 1961.

## 1 WEST BANK AND GAZA ECONOMIC DEVELOPMENT FUND

2 SEC. 571. Of the funds appropriated by this Act under  
3 the heading "Economic Support Fund", not less than  
4 \$20,000,000 should be made available to support the cre-  
5 ation and expansion of small and medium-sized businesses,  
6 including agricultural enterprises, in the West Bank and  
7 Gaza. All or any part of such funds may be used for the  
8 subsidy cost of direct loans and loan guarantees as defined  
9 in section 502 of the Congressional Budget Act of 1974.  
10 Funds made available under this heading shall be subject  
11 to the regular notification procedures of the Committees on  
12 Appropriations.

13 AGRICULTURAL AID TO THE NEW INDEPENDENT STATES OF  
14 THE FORMER SOVIET UNION

15 SEC. 572. Of the funds appropriated by title II of this  
16 Act under the heading "Assistance for the New Independent  
17 States of the Former Soviet Union" up to \$50,000,000  
18 should be made available only for provision of United  
19 States agricultural commodities to address the food and nu-  
20 trition needs of the people of the new independent states  
21 of the former Soviet Union: Provided, That in providing  
22 assistance under this section, primary emphasis shall be  
23 given to meeting the food and nutrition needs of children  
24 and pregnant and post-partum women: Provided further,  
25 That funds made available for the purposes of this section  
26 may be used for transportation of United States agricul-

1 *tural commodities provided under this section: Provided*  
2 *further, That the President may enter into agreements with*  
3 *the governments of the new independent states and non-*  
4 *governmental organizations to provide for the sale of any*  
5 *part of the United States agricultural commodities in the*  
6 *new independent states for local currencies: Provided fur-*  
7 *ther, That any such local currencies shall be used in the*  
8 *new independent states to process, transport, store, distrib-*  
9 *ute or otherwise enhance the effectiveness of the use of*  
10 *United States agricultural commodities provided under this*  
11 *section, and to support agricultural and rural development*  
12 *activities.*

13 *EXPORT FINANCING TRANSFER AUTHORITIES*

14 *SEC. 573. Not to exceed 5 percent of any appropriation*  
15 *other than for administrative expenses made available for*  
16 *the current fiscal year for programs under title IV of this*  
17 *Act may be transferred between such appropriations for use*  
18 *for any of the purposes, programs and activities for which*  
19 *the funds in such receiving account may be used, but no*  
20 *such appropriation, except as otherwise specifically pro-*  
21 *vided, shall be increased by more than 25 percent by any*  
22 *such transfer: Provided, That the exercise of such authority*  
23 *shall be subject to the regular notification procedures of the*  
24 *Committees on Appropriations: Provided further, That*  
25 *\$12,000,000 shall be immediately transferred from funds*  
26 *available to the Export-Import Bank for fiscal year 1994*

1 *to the Overseas Private Investment Corporation, and*  
2 *\$1,000,000 shall be immediately transferred from funds*  
3 *available to the Export-Import Bank for fiscal year 1994*  
4 *to the Trade and Development Agency: Provided further,*  
5 *That the provisions of the previous proviso shall be effective*  
6 *on the date of enactment of this Act.*

7 INCAE

8 *SEC. 574. The Government of Nicaragua may assume*  
9 *the obligation of the Central American Institute of Business*  
10 *Administration (INCAE) to make payment to the United*  
11 *States under a loan made to INCAE pursuant to an Alli-*  
12 *ance for Progress Loan Agreement dated April 25, 1972:*  
13 *Provided, That such payment shall be for the cost, as de-*  
14 *finied in section 13201 of the Budget Enforcement Act of*  
15 *1990, of such obligation and shall relieve INCAE of any*  
16 *further liability to the United States for payment of interest*  
17 *and principal under such loan notwithstanding section*  
18 *620(r) of the Foreign Assistance Act of 1961.*

19 MONGOLIA

20 *SEC. 575. Section 620(f) of the Foreign Assistance Act*  
21 *of 1961 is amended by striking “Mongolian People’s Repub-*  
22 *lic.” from the list contained therein.*

23 REPORT ON COMPLIANCE WITH COMMITMENTS

24 *SEC. 576. Section 804(b) of title VIII of Public Law*  
25 *101–246 (PLO Commitments Compliance Act of 1989) is*  
26 *amended—*



3 (2) by striking the period at the end of para-  
4 graph (10) and inserting in lieu thereof “; and”; and  
5 (3) by adding the following new paragraph:

6           “(11) measures taken by the PLO to prevent acts  
7       of terrorism, crime and hostilities and to legally pun-  
8       ish offenders, as called for in the Gaza-Jericho agree-  
9       ment of May 4, 1994.”.

10        This Act may be cited as the “Foreign Operations,  
11    Export Financing, and Related Programs Appropriations  
12    Act, 1995”.

Amend the title so as to read: “An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1995, and for other purposes.”.

Passed the House of Representatives May 25, 1994.

Attest: DONNALD K. ANDERSON,  
*Clerk.*

HR 4426 RS—2

HR 4426 RS—3

HR 4426 RS—4

HR 4426 RS—5

HR 4426 RS—6

HR 4426 RS—7

HR 4426 RS—8