

Calendar No. 187

104TH CONGRESS
1ST SESSION

H. R. 1868

[Report No. 104-143]

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, and for other purposes.

SEPTEMBER 14 (legislative day, SEPTEMBER 5), 1995

Reported with amendments

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IN THE SENATE OF THE UNITED STATES

JULY 12 (legislative day, JULY 10), 1995

Received; read twice and referred to the Committee on Appropriations

SEPTEMBER 14 (legislative day, SEPTEMBER 5), 1995

Reported by Mr. McCONNELL, with amendments

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

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated,
5 for the fiscal year ending September 30, 1996, and for
6 other purposes, namely:

1 TITLE I—EXPORT AND INVESTMENT
2 ASSISTANCE

3 EXPORT-IMPORT BANK OF THE UNITED STATES

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

21 SUBSIDY APPROPRIATION

22 For the cost of direct loans, loan guarantees, insur-
23 ance, and tied-aid grants as authorized by section 10 of
24 the Export-Import Bank Act of 1945, as amended,
25 ~~\$786,551,000~~ \$795,000,000 to remain available until Sep-

1 tember 30, 1997: *Provided*, That such costs, including the
 2 cost of modifying such loans, shall be as defined in section
 3 502 of the Congressional Budget Act of 1974: *Provided*
 4 *further*, That such sums shall remain available until 2010
 5 for the disbursement of direct loans, loan guarantees, in-
 6 surance and tied-aid grants obligated in fiscal years 1996
 7 and 1997: *Provided further*, That up to \$100,000,000 of
 8 funds appropriated by this paragraph shall remain avail-
 9 able until expended and may be used for tied-aid grant
 10 purposes: *Provided further*, That none of the funds appro-
 11 priated by this paragraph may be used for tied-aid credits
 12 or grants except through the regular notification proce-
 13 dures of the Committees on Appropriations: *Provided fur-*
 14 *ther*, That funds appropriated by this paragraph are made
 15 available notwithstanding section 2(b)(2) of the Export-
 16 Import Bank Act of 1945, in connection with the purchase
 17 or lease of any product by any East European country,
 18 any Baltic State, or any agency or national thereof.

19 ADMINISTRATIVE EXPENSES

20 For administrative expenses to carry out the direct
 21 and guaranteed loan and insurance programs (to be com-
 22 puted on an accrual basis), including hire of passenger
 23 motor vehicles and services as authorized by 5 U.S.C.
 24 3109, and not to exceed \$20,000 for official reception and
 25 representation expenses for members of the Board of Di-
 26 rectors, ~~\$45,228,000~~ \$46,000,000: *Provided*, That nec-

1 essary expenses (including special services performed on
2 a contract or fee basis, but not including other personal
3 services) in connection with the collection of moneys owed
4 the Export-Import Bank, repossession or sale of pledged
5 collateral or other assets acquired by the Export-Import
6 Bank in satisfaction of moneys owed the Export-Import
7 Bank, or the investigation or appraisal of any property,
8 or the evaluation of the legal or technical aspects of any
9 transaction for which an application for a loan, guarantee
10 or insurance commitment has been made, shall be consid-
11 ered nonadministrative expenses for the purposes of this
12 heading: *Provided further*, That, notwithstanding sub-
13 section (b) of section 117 of the Export Enhancement Act
14 of 1992, subsection (a) thereof shall remain in effect until
15 October 1, 1996.

16 OVERSEAS PRIVATE INVESTMENT CORPORATION
17 NONCREDIT ACCOUNT

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

1 ~~\$26,500,000~~ \$26,000,000: *Provided further*, That project-
2 specific transaction costs, including direct and indirect
3 costs incurred in claims settlements, and other direct costs
4 associated with services provided to specific investors or
5 potential investors pursuant to section 234 of the Foreign
6 Assistance Act of 1961, shall not be considered adminis-
7 trative expenses for the purposes of this heading.

8 PROGRAM ACCOUNT

9 For the cost of direct and guaranteed loans,
10 ~~\$69,500,000~~ \$79,000,000, as authorized by section 234 of
11 the Foreign Assistance Act of 1961, *to be derived by trans-*
12 *fer from the Overseas Private Investment Corporation*
13 *Noncredit account. Provided*, That such costs, including
14 the cost of modifying such loans, shall be as defined in
15 section 502 of the Congressional Budget Act of 1974: *Pro-*
16 *vided further*, That such sums shall be available for direct
17 loan obligations and loan guaranty commitments incurred
18 or made during fiscal years 1996 and 1997: *Provided fur-*
19 *ther*, That such sums shall remain available through fiscal
20 year 2003 for the disbursement of direct and guaranteed
21 loans obligated in fiscal year 1996, and through fiscal year
22 2004 for the disbursement of direct and guaranteed loans
23 obligated in fiscal year 1997. In addition, such sums as
24 may be necessary for administrative expenses to carry out
25 the credit program may be derived from amounts available
26 for administrative expenses to carry out the credit and in-

1 surance programs in the Overseas Private Investment Cor-
2 poration Noncredit Account and merged with said ac-
3 count.

4 FUNDS APPROPRIATED TO THE PRESIDENT

5 TRADE AND DEVELOPMENT AGENCY

6 For necessary expenses to carry out the provisions
7 of section 661 of the Foreign Assistance Act of 1961,
8 \$40,000,000: *Provided*, That the Trade and Development
9 Agency may receive reimbursements from corporations
10 and other entities for the costs of grants for feasibility
11 studies and other project planning services, to be deposited
12 as an offsetting collection to this account and to be avail-
13 able for obligation until September 30, 1997, for necessary
14 expenses under this paragraph: *Provided further*, That
15 such reimbursements shall not cover, or be allocated
16 against, direct or indirect administrative costs of the
17 agency.

18 INTERNATIONAL FINANCIAL INSTITUTIONS

19 CONTRIBUTION TO THE INTERNATIONAL FINANCE

20 CORPORATION

21 For payment to the International Finance Corpora-
22 tion by the Secretary of the Treasury, \$67,550,000, for
23 the United States share of the increase in subscriptions
24 to capital stock, to remain available until expended: *Pro-*
25 *vided*, That of the amount appropriated under this head-

ing not more than \$5,269,000 may be expended for the purchase of such stock in fiscal year 1996.

CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS
MULTILATERAL INVESTMENT FUND

For payment to the Enterprise for the Americas Multilateral Investment Fund by the Secretary of the Treasury, for the United States contribution to the Fund to be administered by the Inter-American Development Bank, \$70,000,000 to remain available until expended.

TITLE II—BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

For expenses necessary to enable the President to carry out the provisions of the Foreign Assistance Act of 1961, and for other purposes, to remain available until September 30, 1996, unless otherwise specified herein, as follows:

AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILDREN AND DISEASE PROGRAMS FUND

For necessary expenses to carry out the provisions of part I and chapter 4 of part II of the Foreign Assistance Act of 1961, for child survival, assistance to combat tropical and other diseases, and related assistance activities, \$592,660,000, to remain available until September 30, 1997: *Provided*, That this amount shall be made available for such activities as (1) immunization programs, (2) oral rehydration programs, (3) health and nutrition pro-

1 grams, and related education programs, which address the
 2 needs of mothers and children, (4) water and sanitation
 3 programs, (5) assistance for displaced and orphaned chil-
 4 dren, (6) programs for the prevention, treatment, and con-
 5 trol of, and research on, HIV/AIDS, polio, malaria and
 6 other diseases, (7) basic education programs, and (8) a
 7 contribution on a grant basis to the United Nations Chil-
 8 dren's Fund (UNICEF): *Provided further*, That funds ap-
 9 propriated under this heading shall be in addition to
 10 amounts otherwise available for such purposes.

11 DEVELOPMENT ASSISTANCE FUND

12 ECONOMIC ASSISTANCE

13 (INCLUDING TRANSFERS OF FUNDS)

14 For necessary expenses to carry out the provisions
 15 of sections 103 through 106, of the Foreign Assistance
 16 Act of 1961, \$655,000,000 *For necessary expenses to carry*
 17 *out the provisions of sections 103 through 106, chapter 10*
 18 *of part I, and chapter 4 of part II of the Foreign Assistance*
 19 *Act of 1961, and the provisions of title V of the Inter-*
 20 *national Security and Development Cooperation Act of*
 21 *1980 (Public Law 96-533) and provisions of section 401*
 22 *of the Foreign Assistance Act of 1969, \$2,117,099,331, to*
 23 *remain available until September 30, 1997: Provided, That*
 24 *funds made available under this heading for each of (1) sec-*
 25 *tions 103 through 106, (2) section 104(b), (3) chapter 10*
 26 *of part I, (4) chapter 4 of part II (exclusive of assistance*

1 *for Israel and Egypt) of the Foreign Assistance Act of 1961,*
2 *(5) title V of Public Law 96–533, (6) section 401 of the*
3 *Foreign Assistance Act of 1969, and (7) for “Debt Restruc-*
4 *turing”, shall be the same proportion to the total amount*
5 *appropriated under this heading as the proportion of funds*
6 *appropriated to carry out each of such provisions was to*
7 *the total amount appropriated for them in title II of Public*
8 *Law 103–306, exclusive of assistance to Israel and Egypt:*
9 *Provided further, That the use of any authority to waive*
10 *the requirements of the previous proviso shall be subject to*
11 *the regular notification requirements of the Committees on*
12 *Appropriations: Provided further, That of the funds appro-*
13 *priated or otherwise available by this Act for population*
14 *planning assistance administered by the Agency for Inter-*
15 *national Development, not less than \$350,000,000 shall be*
16 *made available for the central Office of Population of the*
17 *Agency for International Development in fiscal year 1996,*
18 *which sum shall be made available to that office: Provided*
19 *further, That none of the funds made available in this Act*
20 *nor any unobligated balances from prior appropriations*
21 *may be made available to any organization or program*
22 *which, as determined by the President of the United*
23 *States, supports or participates in the management of a*
24 *program of coercive abortion or involuntary sterilization:*
25 *Provided further, That none of the funds made available*

1 under this heading may be used to pay for the perform-
2 ance of abortion as a method of family planning or to mo-
3 tivate or coerce any person to practice abortions; and that
4 in order to reduce reliance on abortion in developing na-
5 tions, funds shall be available only to voluntary family
6 planning projects which offer, either directly or through
7 referral to, or information about access to, a broad range
8 of family planning methods and services: *Provided further,*
9 That in awarding grants for natural family planning
10 under section 104 of the Foreign Assistance Act of 1961
11 no applicant shall be discriminated against because of
12 such applicant's religious or conscientious commitment to
13 offer only natural family planning; and, additionally, all
14 such applicants shall comply with the requirements of the
15 previous proviso: *Provided further, That for purposes of this*
16 *or any other Act authorizing or appropriating funds for*
17 *foreign operations, export financing, and related programs,*
18 *the term "motivate", as it relates to family planning assist-*
19 *ance, shall not be construed to prohibit the provision, con-*
20 *sistent with local law, of information or counseling about*
21 *all pregnancy options including abortion: Provided further,*
22 That nothing in this paragraph shall be construed to alter
23 any existing statutory prohibitions against abortion under
24 section 104 of the Foreign Assistance Act of 1961: *Pro-*
25 *vided further, That, notwithstanding section 109 of the*

1 Foreign Assistance Act of 1961, of the funds appropriated
 2 under this heading and under the heading “Development
 3 Fund for Africa”, not to exceed a total of \$15,000,000
 4 may be transferred to “International Organizations and
 5 Programs” for a contribution to the International Fund
 6 for Agricultural Development (IFAD), and that any such
 7 transfer of funds shall be subject to the regular notifica-
 8 tion procedures of the Committees on Appropriations: *Pro-*
 9 *vided further, That none of the funds made available under*
 10 *this heading may be transferred to the Government of Zaire.*

11 DEVELOPMENT FUND FOR AFRICA

12 For necessary expenses to carry out the provisions
 13 of chapter 10 of part I of the Foreign Assistance Act of
 14 1961, \$528,000,000, to remain available until September
 15 30, 1997: *Provided, That none of the funds appropriated*
 16 *by this Act to carry out chapters 1 and 10 of part I of*
 17 *the Foreign Assistance Act of 1961 shall be transferred*
 18 *to the Government of Zaire: Provided further, That funds*
 19 *appropriated under this heading which are made available*
 20 *for activities supported by the Southern Africa Develop-*
 21 *ment Community shall be made available notwithstanding*
 22 *section 512 of this Act and section 620(q) of the Foreign*
 23 *Assistance Act of 1961.*

24 CYPRUS

25 *Of the funds appropriated under the heading “Eco-*
 26 *nomic Assistance”, not less than \$15,000,000 shall be made*

1 *available for Cyprus to be used only for scholarships,*
2 *bicommunal projects, and measures aimed at reunification*
3 *of the island and designed to reduce tensions and promote*
4 *peace and cooperation between the two communities on*
5 *Cyprus.*

6 *BURMA*

7 *Of the funds appropriated under the heading “Eco-*
8 *nomie Assistance”, not less than \$2,000,000 shall be made*
9 *available to strengthen democracy and support humani-*
10 *tarian activities in Burma: Provided, That of this amount,*
11 *not less than \$200,000 shall be used to support newspapers,*
12 *publications and media activities promoting democracy in-*
13 *side Burma: Provided further, That funds made available*
14 *under this heading may be made available to organizations*
15 *and Burmese student groups to expand indigenous partici-*
16 *pation in the political process, transportation, communica-*
17 *tions, publications, administration, and medical supplies*
18 *and humanitarian services: Provided further, That funds*
19 *made available under this heading may be made available*
20 *to support activities in Burma, along the Burma-Thailand*
21 *border, and to support activities designated by this Act out-*
22 *side Burma: Provided further, That funds made available*
23 *under this heading may be made available notwithstanding*
24 *any other provision of law: Provided further, That provi-*
25 *sion of such funds shall be made available subject to the*

1 *regular notification procedures of the Appropriations Com-*
2 *mittees.*

3 PRIVATE AND VOLUNTARY ORGANIZATIONS

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

20 Funds appropriated or otherwise made available
21 under title II of this Act should be made available to pri-
22 vate and voluntary organizations at a level which is equiv-
23 alent to the level provided in fiscal year 1995. Such private
24 and voluntary organizations shall include those which op-
25 erate on a not-for-profit basis, receive contributions from
26 private sources, receive voluntary support from the public

1 and are deemed to be among the most cost-effective and
 2 successful providers of development assistance.

3 INTERNATIONAL DISASTER ASSISTANCE

4 For necessary expenses for international disaster re-
 5 lief, rehabilitation, and reconstruction assistance pursuant
 6 to section 491 of the Foreign Assistance Act of 1961, as
 7 amended, \$200,000,000 to remain available until ex-
 8 pended.

9 DEBT RESTRUCTURING

10 For *Of the funds made available under the heading*
 11 *“Economic Assistance”*, for the cost, as defined in section
 12 502 of the Congressional Budget Act of 1974, of modify-
 13 ing direct loans and loan guarantees, as the President may
 14 determine, for which funds have been appropriated or oth-
 15 erwise made available for programs within the Inter-
 16 national Affairs Budget Function 150, including the cost
 17 of selling, reducing, or canceling amounts, through debt
 18 buybacks and swaps, owed to the United States as a result
 19 of concessional loans made to eligible Latin American and
 20 Caribbean countries, pursuant to part IV of the Foreign
 21 Assistance Act of 1961, ~~\$7,000,000~~ \$15,000,000, to re-
 22 main available until expended.

23 MICRO AND SMALL ENTERPRISE DEVELOPMENT PROGRAM

24 ACCOUNT

25 For *Of the funds made available under the heading*
 26 *“Economic Assistance”*, for the subsidy cost of direct loans

1 and loan guarantees, \$1,500,000, as authorized by section
 2 108 of the Foreign Assistance Act of 1961, as amended:
 3 *Provided, That such costs shall be as defined in section*
 4 *502 of the Congressional Budget Act of 1974: Provided*
 5 *further, That guarantees of loans made under this heading*
 6 *in support of microenterprise activities may guarantee up*
 7 *to 70 percent of the principal amount of any such loans*
 8 *notwithstanding section 108 of the Foreign Assistance Act*
 9 *of 1961. In addition, for administrative expenses to carry*
 10 *out programs under this heading, \$500,000, all of which*
 11 *may be transferred to and merged with the appropriation*
 12 *for Operating Expenses of the Agency for International*
 13 *Development: Provided further, That funds made available*
 14 *under this heading shall remain available until September*
 15 *30, 1997.*

16 HOUSING GUARANTY PROGRAM ACCOUNT

17 ~~For administrative expenses to carry out guaranteed~~
 18 ~~loan programs, \$7,000,000, all of which may be trans-~~
 19 ~~ferred to and merged with the appropriation for Operating~~
 20 ~~Expenses of the Agency for International Development.~~

21 *Of the funds made available under the heading "Eco-*
 22 *nomics Assistance", for the subsidy cost, as defined in section*
 23 *13201 of the Budget Enforcement Act of 1990, of guaranteed*
 24 *loans authorized by sections 221 and 222 of the Foreign*
 25 *Assistance Act of 1961, \$8,000,000: Provided, That these*
 26 *funds are available to subsidize loan principal, 100 percent*

1 *of which shall be guaranteed, pursuant to the authority of*
2 *such sections: Provided further, That the President shall*
3 *enter into commitments to guarantee such loans in the full*
4 *amount provided under this heading, subject to the avail-*
5 *ability of qualified applicants for such guarantees: Provided*
6 *further, That for administrative expenses to carry out guar-*
7 *anteed loan programs, \$7,000,000, all of which may be*
8 *transferred to and merged with the appropriation for Oper-*
9 *ating Expenses of the Agency for International Develop-*
10 *ment: Provided further, That commitments to guarantee*
11 *loans under this heading may be entered into notwithstand-*
12 *ing the second and third sentences of section 222(a) and,*
13 *with regard to programs for Eastern Europe and programs*
14 *for the benefit of South Africans disadvantaged by apart-*
15 *heid, section 223(j) of the Foreign Assistance Act of 1961:*
16 *Provided further, That none of the funds appropriated*
17 *under this heading shall be obligated except through the reg-*
18 *ular notification procedures of the Committees on Appro-*
19 *priations.*

20 *INTERNATIONAL DISASTER ASSISTANCE*

21 *For necessary expenses for international disaster relief,*
22 *rehabilitation, and reconstruction assistance pursuant to*
23 *section 491 of the Foreign Assistance Act of 1961, as amend-*
24 *ed, \$175,000,000 to remain available until expended.*

1 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
2 DISABILITY FUND

3 For payment to the “Foreign Service Retirement and
4 Disability Fund”, as authorized by the Foreign Service
5 Act of 1980, \$43,914,000.

6 OPERATING EXPENSES OF THE AGENCY FOR
7 INTERNATIONAL DEVELOPMENT

8 For necessary expenses to carry out the provisions
9 of section 667, ~~\$465,750,000~~ ~~\$490,000,000~~: *Provided,*
10 ~~That of this amount not more than \$1,475,000 may be~~
11 ~~made available to pay for printing costs: *Provided further,*~~
12 ~~That none of the funds appropriated by this Act for pro-~~
13 ~~grams administered by the Agency for International De-~~
14 ~~velopment may be used to finance printing costs of any~~
15 ~~report or study (except feasibility, design, or evaluation~~
16 ~~reports or studies) in excess of \$25,000 without the ap-~~
17 ~~proval of the Administrator of that Agency or the Admin-~~
18 ~~istrator’s designee.~~

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

22 For necessary expenses to carry out the provisions
23 of section 667, ~~\$35,200,000~~ ~~\$30,200,000~~, which sum shall
24 be available for the Office of the Inspector General of the
25 Agency for International Development.

1 OTHER BILATERAL ECONOMIC ASSISTANCE

2 ECONOMIC SUPPORT FUND

3 MIDDLE EAST FUND

4 For necessary expenses to carry out the provisions
5 of chapter 4 of part II, ~~\$2,300,000,000~~ \$2,015,000,000,
6 to remain available until September 30, 1997: ~~Provided,~~
7 ~~That any funds appropriated under this heading that are~~
8 ~~made available for Israel shall be made available on a~~
9 ~~grant basis as a cash transfer and shall be disbursed with-~~
10 ~~in thirty days of enactment of this Act or by October 31,~~
11 ~~1995, whichever is later: Provided, That of the funds ap-~~
12 ~~propriated under this heading, not less than \$1,200,000,000~~
13 ~~shall be available only for Israel, which sum shall be avail-~~
14 ~~able on a grant basis as a cash transfer and shall be dis-~~
15 ~~bursed within thirty days of enactment of this Act or by~~
16 ~~October 31, 1995, whichever is later: Provided further, That~~
17 ~~not less than \$815,000,000 shall be available only for~~
18 ~~Egypt, which sum shall be provided on a grant basis, and~~
19 ~~of which sum cash transfer assistance may be provided,~~
20 ~~with the understanding that Egypt will undertake signifi-~~
21 ~~cant economic reforms which are additional to those which~~
22 ~~were undertaken in previous fiscal years, and of which not~~
23 ~~less than \$200,000,000 shall be provided as Commodity Im-~~
24 ~~port Program assistance: Provided further, That in exercis-~~
25 ~~ing the authority to provide cash transfer assistance for Is-~~
26 ~~rael and Egypt, the President shall ensure that the level~~

1 *of such assistance does not cause an adverse impact on the*
 2 *total level of nonmilitary exports from the United States*
 3 *to each such country: Provided further, That it is the sense*
 4 *of the Congress that the recommended levels of assistance*
 5 *for Egypt and Israel are based in great measure upon their*
 6 *continued participation in the Camp David Accords and*
 7 *upon the Egyptian-Israeli peace treaty:—Provided further,*
 8 That none of the funds appropriated under this heading
 9 shall be made available for Zaire.

10 INTERNATIONAL FUND FOR IRELAND

11 For necessary expenses to carry out the provisions
 12 of part I of the Foreign Assistance Act of 1961, up to
 13 \$19,600,000, which shall be available for the United
 14 States contribution to the International Fund for Ireland
 15 and shall be made available in accordance with the provi-
 16 sions of the Anglo-Irish Agreement Support Act of 1986
 17 (Public Law 99–415): *Provided*, That such amount shall
 18 be expended at the minimum rate necessary to make time-
 19 ly payment for projects and activities: *Provided further,*
 20 That funds made available under this heading shall re-
 21 main available until September 30, 1997.

22 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
 23 STATES

24 (a) For necessary expenses to carry out the provisions
 25 of the Foreign Assistance Act of 1961 and the Support
 26 for East European Democracy (SEED) Act of 1989,

1 ~~\$324,000,000~~ \$335,000,000, to remain available until Sep-
2 tember 30, 1997, which shall be available, notwithstanding
3 any other provision of law, for economic assistance and
4 for related programs for Eastern Europe and the Baltic
5 States.

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

17 (c) Funds appropriated under this heading shall be
18 considered to be economic assistance under the Foreign
19 Assistance Act of 1961 for purposes of making available
20 the administrative authorities contained in that Act for
21 the use of economic assistance.

22 ASSISTANCE FOR THE NEW INDEPENDENT STATES OF
23 THE FORMER SOVIET UNION

24 (a) For necessary expenses to carry out the provisions
25 of chapter 11 of part I of the Foreign Assistance Act of
26 1961 and the FREEDOM Support Act, for assistance for

1 the new independent states of the former Soviet Union
2 and for related programs, ~~\$580,000,000~~ \$705,000,000, to
3 remain available until September 30, 1997: *Provided*,
4 That the provisions of 498B(j) of the Foreign Assistance
5 Act of 1961 shall apply to funds appropriated by this
6 paragraph.

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

9 (1) unless that Government is making progress
10 in implementing comprehensive economic reforms
11 based on market principles, private ownership, nego-
12 tiating repayment of commercial debt, respect for
13 commercial contracts, and equitable treatment of
14 foreign private investment; and

15 (2) if that Government applies or transfers
16 United States assistance to any entity for the pur-
17 pose of expropriating or seizing ownership or control
18 of assets, investments, or ventures.

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

22 (d) None of the funds appropriated under this head-
23 ing shall be made available to any government of the new
24 independent states of the former Soviet Union if that gov-
25 ernment directs any action in violation of the territorial

1 integrity or national sovereignty of any other new inde-
2 pendent state,—such as those violations included in Prin-
3 ciple Six of the Helsinki Final Act: *Provided, That such*
4 *funds may be made available without regard to the restric-*
5 *tion in this subsection if the President determines that*
6 *to do so is in the national security interest of the United*
7 *States:—Provided further,; Provided, That the restriction of*
8 *this subsection shall not apply to the use of such funds*
9 *for the provision of assistance for purposes of humani-*
10 *tarian, disaster and refugee relief.*

11 (e) None of the funds appropriated under this head-
12 ing for the new independent states of the former Soviet
13 Union shall be made available for any state to enhance
14 its military capability: *Provided, That this restriction does*
15 *not apply to demilitarization, defense conversion or non-*
16 *proliferation programs.*

17 (f) Funds appropriated under this heading shall be
18 subject to the regular notification procedures of the Com-
19 mittees on Appropriations.

20 (g) Funds made available in this Act for assistance
21 to the new independent states of the former Soviet Union
22 shall be subject to the provisions of section 117 (relating
23 to environment and natural resources) of the Foreign As-
24 sistance Act of 1961.

1 (h) Funds appropriated under this heading may be
2 made available for assistance for Mongolia.

3 (i) Funds made available in this Act for assistance
4 to the new independent states of the former Soviet Union
5 shall be provided to the maximum extent feasible through
6 the private sector, including small- and medium-size busi-
7 nesses, entrepreneurs, and others with indigenous private
8 enterprises in the region, intermediary development orga-
9 nizations committed to private enterprise, and private vol-
10 untary organizations ~~previously functioning in the new~~
11 ~~independent states.~~

12 ~~(j) The ratio of private sector investment (including~~
13 ~~volunteer contributions in cash or time) to United States~~
14 ~~government assistance in projects referred to in subsection~~
15 ~~(i) shall be no less than a ratio of 1 to 1.~~

16 *(k) Of the funds appropriated under this heading, not*
17 *less than \$15,000,000 should be available only for a family*
18 *planning program for the new independent states of the*
19 *former Soviet Union comparable to the family planning*
20 *program currently administered by the Agency for Inter-*
21 *national Development in the Central Asian Republics and*
22 *focusing on population assistance which provides an alter-*
23 *native to abortion.*

24 *(l) Notwithstanding any other provision of law or this*
25 *Act, of the funds appropriated under this heading, not less*

1 *than \$85,000,000 shall be made available for programs and*
2 *activities for Armenia, of which \$35,000,000 shall be avail-*
3 *able for food, \$40,000,000 shall be available for fuel, and*
4 *\$10,000,000 shall be available for medical supplies and*
5 *services.*

6 *(m) Of the funds made available by this or any other*
7 *Act, not less than \$30,000,000 shall be made available for*
8 *programs and activities for Georgia.*

9 *(n) Of the funds appropriated under this heading, not*
10 *less than \$225,000,000 shall be made available for Ukraine:*
11 *Provided, That of these funds made available, not less than*
12 *\$3,000,000 shall be made available to assist in establishing*
13 *a commodities exchange board: Provided further, That not*
14 *less than \$5,000,000 shall be made available to support im-*
15 *provements in the delivery of social services: Provided fur-*
16 *ther, That not less than \$20,000,000 shall be available to*
17 *support the development of small and medium enterprises:*
18 *Provided further, That not less than \$2,000,000 shall be*
19 *provided to support strengthening in independent broadcast*
20 *and print media: Provided further, That not less than*
21 *\$5,000,000 shall be available for a pilot project to screen,*
22 *diagnose, and treat Chernobyl victims suffering from breast*
23 *cancer: Provided further, That not less than \$5,000,000*
24 *shall be available to support a joint United States-Ukraine*
25 *geographic survey to determine levels of contamination*

1 *caused by the Chernobyl reactor: Provided further, That not*
2 *less than \$2,000,000 shall be available to conduct an assess-*
3 *ment of the energy distribution grid with recommendations*
4 *on improvements necessary to provide comprehensive indus-*
5 *trial, commercial and residential access to power: Provided*
6 *further, That not less than \$5,000,000 shall be made avail-*
7 *able for a pilot project to establish a management and mar-*
8 *ket economics training partnership between a Ukrainian*
9 *university and a United States university with dem-*
10 *onstrated experience in Eastern Europe or the New Inde-*
11 *pendent States and an ability to plan and direct a multi-*
12 *faceted program including business management, manufac-*
13 *turing management, market economics, and public admin-*
14 *istration training.*

15 *(o) Of the funds made available for Ukraine, under*
16 *this Act or any other Act, not less than \$50,000,000 shall*
17 *be made available to improve nuclear energy self-sufficiency*
18 *and improve safety at nuclear reactors: Provided, That of*
19 *this amount, not less than \$30,000,000 shall be made avail-*
20 *able to provide technical assistance, training and equip-*
21 *ment to develop institutions and procedures to license, pur-*
22 *chase, transfer and use nuclear fuel assemblies consistent*
23 *with International Atomic Energy Agency standards: Pro-*
24 *vided further, That of this amount, not less than*
25 *\$20,000,000 shall be provided for the purchase, installation*

1 *and training for safety parameter display systems or safety*
2 *control systems at all nuclear operational nuclear reactors,*
3 *but on a priority basis at the Chernobyl facility.*

4 (p) *Notwithstanding any other provision of law or of*
5 *this Act, of the funds made available under this heading,*
6 *within 30 days of enactment of this Act, not less than*
7 *\$4,500,000 shall be transferred to the Federal Bureau of In-*
8 *vestigation to establish Legal Attaché offices and related*
9 *programs in Ukraine, Kazakhstan, and Estonia: Provided,*
10 *That these funds shall support both in country and regional*
11 *law enforcement liaison and investigation activities.*

12 (q) *Notwithstanding any other provision of law or of*
13 *this Act, of the funds made available under this heading,*
14 *within 30 days of enactment of this Act not less than*
15 *\$12,600,000 shall be transferred to the Federal Bureau of*
16 *Investigation for international training and cooperation in*
17 *Central Europe and the New Independent States: Provided,*
18 *That these funds may support training conducted at the*
19 *International Law Enforcement Academy in Hungary, in*
20 *country training sessions in Central Europe, the Baltics,*
21 *and the New Independent States, and efforts to establish*
22 *national law enforcement institutes.*

23 (r) *Of the funds made available under this heading,*
24 *not less than \$20,000,000 shall be available for hospital*
25 *partnership programs.*

1 (s) *Of the funds made available under this heading,*
2 *not less than \$45,000,000 shall be provided to the Western*
3 *NIS Enterprise Fund.*

4 (t) *No funds may be made available under this head-*
5 *ing, until the Department of State Office of the Coordinator*
6 *for United States Assistance to the New Independent States*
7 *submits a report to the Committees on Appropriations pro-*
8 *viding a country by country development strategy including*
9 *the type of activities planned to carry out the strategy re-*
10 *quirements.*

11 (u) *No funds may be made available under this head-*
12 *ing for Russia unless the President determines and certifies*
13 *in writing to the Committees on Appropriations that the*
14 *Government of Russia has terminated all planning and im-*
15 *plementation of arrangements to provide Iran with tech-*
16 *nical expertise, training, technology or equipment necessary*
17 *to develop a nuclear reactor or related nuclear research fa-*
18 *cilities or programs.*

19 (v) *Funds appropriated under this heading or in prior*
20 *appropriations Acts that are or have been made available*
21 *for an Enterprise Fund may be deposited by such Fund*
22 *in interest-bearing accounts prior to the Funds disburse-*
23 *ment of such funds. The Fund may retain for program pur-*
24 *poses any interest earned on such deposits without return-*

1 *ing such interest to the Treasury of the United States and*
 2 *without further appropriation by Congress.*

3 *(w) Of the funds made available under this heading,*
 4 *not less than \$15,000,000 shall be made available to support*
 5 *establishing a Trans-Caucasus Enterprise Fund.*

6 INDEPENDENT AGENCIES

7 AFRICAN DEVELOPMENT FOUNDATION

8 For necessary expenses to carry out the provisions
 9 of title V of the International Security and Development
 10 Cooperation Act of 1980, Public Law 96-533, and to
 11 make such contracts and commitments without regard to
 12 fiscal year limitations, as provided by 31 U.S.C. 9104,
 13 \$11,500,000.

14 INTER-AMERICAN FOUNDATION

15 For expenses necessary to carry out the functions of
 16 the Inter-American Foundation in accordance with the
 17 provisions of section 401 of the Foreign Assistance Act
 18 of 1969, and to make such contracts and commitments
 19 without regard to fiscal year limitations, as provided by
 20 section 9104, title 31, United States Code, \$20,000,000.

21 PEACE CORPS

22 For expenses necessary to carry out the provisions
 23 of the Peace Corps Act (75 Stat. 612), \$210,000,000
 24 \$200,000,000, including the purchase of not to exceed five
 25 passenger motor vehicles for administrative purposes for
 26 use outside of the United States: *Provided, That none of*

1 the funds appropriated under this heading shall be used
2 to pay for abortions: *Provided further, That funds appro-*
3 *priated under this heading shall remain available until*
4 *September 30, 1997.*

5 DEPARTMENT OF STATE

6 INTERNATIONAL NARCOTICS CONTROL

7 For necessary expenses to carry out the provisions
8 of section 481 of the Foreign Assistance Act of 1961,
9 ~~\$113,000,000~~ \$150,000,000: *Provided, That during fiscal*
10 *year 1996, the Department of State may also use the au-*
11 *thority of section 608 of the Foreign Assistance Act of*
12 *1961, without regard to its restrictions, to receive non-*
13 *lethal excess property from an agency of the United States*
14 *Government for the purpose of providing it to a foreign*
15 *country under chapter 8 of part I of that Act subject to*
16 *the regular notification procedures of the Committees on*
17 *Appropriations: Provided further, That of the funds appro-*
18 *priated under this heading, not less than \$1,800,000 shall*
19 *be available to establish and maintain a Federal Bureau*
20 *of Investigation Legal Attaché office in Cairo, Egypt: Pro-*
21 *vided further, That not less than \$5,000,000 shall be made*
22 *available to the Federal Bureau of Investigation and the*
23 *Secret Service to establish and maintain offices in the*
24 *Triborder area of Argentina, Brazil and Paraguay.*

1 MIGRATION AND REFUGEE ASSISTANCE

2 For expenses, not otherwise provided for, necessary
3 to enable the Secretary of State to provide, as authorized
4 by law, a contribution to the International Committee of
5 the Red Cross, assistance to refugees, including contribu-
6 tions to the International Organization for Migration and
7 the United Nations High Commissioner for Refugees, and
8 other activities to meet refugee and migration needs; *sala-*
9 *ries and expenses of personnel and dependents as authorized*
10 *by the Foreign Service Act of 1980; salaries and expenses*
11 *of personnel assigned to the bureau charged with carrying*
12 *out the Migrations and Refugee Assistance Act; allowances*
13 *as authorized by sections 5921 through 5925 of title 5, Unit-*
14 *ed States Code, purchase and hire of passenger motor vehi-*
15 *cles; and services as authorized by section 3109 of title*
16 *5, United States Code, \$671,000,000: Provided, That not*
17 *more than \$12,000,000 shall be available for administrative*
18 *expenses:—Provided, That, one of the funds appropriated*
19 *under this heading shall be available for salaries and ex-*
20 *penses of personnel assigned to the bureau charged with*
21 *carrying out the Migration and Refugee Assistance Act:*
22 *Provided further, That not less than \$80,000,000 shall be*
23 *made available for refugees from the former Soviet Union*
24 *and Eastern Europe and other refugees resettling in Israel.*

1 REFUGEE RESETTLEMENT ASSISTANCE

2 For necessary expenses for the targeted assistance
3 program authorized by title IV of the Immigration and
4 Nationality Act and section 501 of the Refugee Education
5 Assistance Act of 1980 and administered by the Office of
6 Refugee Resettlement of the Department of Health and
7 Human Services, in addition to amounts otherwise avail-
8 able for such purposes, ~~\$5,000,000.~~

9 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
10 ASSISTANCE FUND

11 For necessary expenses to carry out the provisions
12 of section 2(c) of the Migration and Refugee Assistance
13 Act of 1962, as amended (22 U.S.C. 260(c)),
14 \$50,000,000, to remain available until expended: *Pro-*
15 *vided*, That the funds made available under this heading
16 are appropriated notwithstanding the provisions contained
17 in section 2(c)(2) of the Migration and Refugee Assistance
18 Act of 1962 which would limit the amount of funds which
19 could be appropriated for this purpose.

20 ANTI-TERRORISM ASSISTANCE

21 For necessary expenses to carry out the provisions
22 of chapter 8 of part II of the Foreign Assistance Act of
23 1961, ~~\$17,000,000~~ \$15,000,000.

24 NONPROLIFERATION AND DISARMAMENT FUND

25 For necessary expenses for a “Nonproliferation and
26 Disarmament Fund”, \$20,000,000, to remain available

1 until expended, to promote bilateral and multilateral ac-
 2 tivities: *Provided*, That such funds may be used pursuant
 3 to the authorities contained in section 504 of the FREE-
 4 DOM Support Act: *Provided further*, That such funds may
 5 also be used for such countries other than the new inde-
 6 pendent states of the former Soviet Union and inter-
 7 national organizations when it is in the national security
 8 interest of the United States to do so: *Provided further*,
 9 That funds appropriated under this heading may be made
 10 available notwithstanding any other provision of law: *Pro-*
 11 *vided further*, That funds appropriated under this heading
 12 shall be subject to the regular notification procedures of
 13 the Committees on Appropriations.

14 TITLE III—MILITARY ASSISTANCE

15 FUNDS APPROPRIATED TO THE PRESIDENT

16 INTERNATIONAL MILITARY EDUCATION AND TRAINING

17 For necessary expenses to carry out the provisions
 18 of section 541 of the Foreign Assistance Act of 1961,
 19 ~~\$39,000,000~~ \$19,000,000: *Provided*, That up to \$100,000
 20 of the funds appropriated under this heading may be made
 21 available for grant financed military education and train-
 22 ing for any high income country on the condition that that
 23 country agrees to fund from its own resources the trans-
 24 portation cost and living allowances of its students: *Pro-*
 25 *vided further*, That the civilian personnel for whom mili-

1 tary education and training may be provided under this
 2 heading may also include members of national legislatures
 3 who are responsible for the oversight and management of
 4 the military, and may also include individuals who are not
 5 members of a government: *Provided further*, That none of
 6 the funds appropriated under this heading shall be avail-
 7 able for Zaire and Guatemala: ~~*Provided further*, That~~
 8 funds appropriated under this heading for grant financed
 9 military education and training for Indonesia and Guate-
 10 mala may only be available for expanded military edu-
 11 cation and training.

12 FOREIGN MILITARY FINANCING PROGRAM

13 For expenses necessary for grants to enable the
 14 President to carry out the provisions of section 23 of the
 15 Arms Export Control Act, \$3,211,279,000 ~~\$3,207,500,000~~:
 16 ~~*Provided*, That funds appropriated by this paragraph that~~
 17 are made available for Israel and Egypt shall be made
 18 available only as grants: *Provided further*, That the funds
 19 appropriated by this paragraph that are made available
 20 for Israel shall be disbursed within thirty days of enact-
 21 ment of this Act or by October 31, 1995, whichever is
 22 later: ~~*Provided further*, That to the extent that the Govern-~~
 23 ment of Israel requests that funds be used for such pur-
 24 poses, grants made available for Israel by this paragraph
 25 shall, as agreed by Israel and the United States, be avail-
 26 able for advanced weapons systems, of which not to exceed

1 \$475,000,000 shall be available for the procurement in Is-
2 rael of defense articles and defense services, including re-
3 search and development: *Provided further, That funds*
4 *made available under this paragraph shall be nonrepayable*
5 *notwithstanding any requirement in section 23 of the*
6 *Arms Export Control Act: Provided, That of the funds ap-*
7 *propriated by this paragraph not less than \$1,800,000,000*
8 *shall be available for grants only for Israel, and not less*
9 *than \$1,300,000,000 shall be available for grants only for*
10 *Egypt: Provided further, That the funds appropriated by*
11 *this paragraph for Israel shall be disbursed within thirty*
12 *days of enactment of this Act or by October 31, 1995, which-*
13 *ever is later: Provided further, That to the extent that the*
14 *Government of Israel requests that funds be used for such*
15 *purposes, grants made available for Israel by this para-*
16 *graph shall, as agreed by Israel and the United States, be*
17 *available for advanced fighter aircraft programs or for other*
18 *advanced weapons systems, as follows: (1) up to*
19 *\$150,000,000 shall be available for research and develop-*
20 *ment in the United States; and (2) not less than*
21 *\$475,000,000 shall be available for the procurement in Is-*
22 *rael of defense articles and defense services, including re-*
23 *search and development: Provided further, That funds made*
24 *available under this paragraph shall be nonrepayable not-*
25 *withstanding any requirement in section 23 of the Arms*

1 *Export Control Act: Provided further, That, for the purpose*
2 *only of providing support for the Warsaw Initiative Pro-*
3 *gram, of the funds appropriated by this Act under the head-*
4 *ings "Assistance for Eastern Europe and the Baltic States"*
5 *and "Assistance for the New Independent States of the*
6 *Former Soviet Union", up to a total of \$20,000,000 may*
7 *be transferred, notwithstanding any other provision of law,*
8 *to the funds appropriated under this paragraph: Provided*
9 *further, That none of the funds made available under this*
10 *heading shall be available for any non-NATO country par-*
11 *ticipating in the Partnership for Peace Program except*
12 *through the regular notification procedures of the Com-*
13 *mittees on Appropriations.*

14 For the cost, as defined in section 502 of the Con-
15 gressional Budget Act of 1974, of direct loans authorized
16 by section 23 of the Arms Export Control Act as follows:
17 cost of direct loans, \$64,400,000: *Provided, That these*
18 *funds are available to subsidize gross obligations for the*
19 *principal amount of direct loans of not to exceed*
20 *\$544,000,000: Provided further, That the rate of interest*
21 *charged on such loans shall be not less than the current*
22 *average market yield on outstanding marketable obliga-*
23 *tions of the United States of comparable maturities: Pro-*
24 *vided further, That funds appropriated under this heading*
25 *shall be made available for Greece and Turkey only on*

1 a loan basis, and the principal amount of direct loans for
2 each country shall not exceed *the following*: \$224,000,000
3 *only* for Greece and ~~shall not exceed~~ \$320,000,000 *only*
4 for Turkey.

5 None of the funds made available under this heading
6 shall be available to finance the procurement of defense
7 articles, defense services, or design and construction serv-
8 ices that are not sold by the United States Government
9 under the Arms Export Control Act unless the foreign
10 country proposing to make such procurements has first
11 signed an agreement with the United States Government
12 specifying the conditions under which such procurements
13 may be financed with such funds: *Provided*, That all coun-
14 try and funding level increases in allocations shall be sub-
15 mitted through the regular notification procedures of sec-
16 tion 515 of this Act: *Provided further*, That funds made
17 available under this heading shall be obligated upon appor-
18 tionment in accordance with paragraph (5)(C) of title 31,
19 United States Code, section 1501(a): *Provided further*,
20 That none of the funds appropriated under this heading
21 shall be available for Zaire, Sudan, Peru, Liberia, and
22 Guatemala: *Provided further*, That none of the funds ap-
23 propriated or otherwise made available for use under this
24 heading may be made available for Colombia or Bolivia
25 until the Secretary of State certifies that such funds will

1 be used by such country primarily for counternarcotics ac-
2 tivities: *Provided further*, That funds made available under
3 this heading may be used, notwithstanding any other pro-
4 vision of law, for demining activities, and may include ac-
5 tivities implemented through nongovernmental and inter-
6 national organizations: *Provided further*, That not more
7 than \$100,000,000 of the funds made available under this
8 heading shall be available for use in financing the procure-
9 ment of defense articles, defense services, or design and
10 construction services that are not sold by the United
11 States Government under the Arms Export Control Act
12 to countries other than Israel and Egypt: *Provided further*,
13 That only those countries for which assistance was justi-
14 fied for the “Foreign Military Sales Financing Program”
15 in the fiscal year 1989 congressional presentation for secu-
16 rity assistance programs may utilize funds made available
17 under this heading for procurement of defense articles, de-
18 fense services or design and construction services that are
19 not sold by the United States Government under the Arms
20 Export Control Act: *Provided further*, That, subject to the
21 regular notification procedures of the Committees on Ap-
22 propriations, funds made available under this heading for
23 the cost of direct loans may also be used to supplement
24 the funds available under this heading for grants, and
25 funds made available under this heading for grants may

1 also be used to supplement the funds available under this
2 heading for the cost of direct loans: *Provided further*, That
3 funds appropriated under this heading shall be expended
4 at the minimum rate necessary to make timely payment
5 for defense articles and services: *Provided further*, That
6 the Department of Defense shall conduct during the cur-
7 rent fiscal year nonreimbursable audits of private firms
8 whose contracts are made directly with foreign govern-
9 ments and are financed with funds made available under
10 this heading (as well as subcontractors thereunder) as re-
11 quested by the Defense Security Assistance Agency: *Pro-*
12 *vided further*, That not more than ~~\$24,000,000~~
13 *\$22,500,000* of the funds appropriated under this heading
14 may be obligated for necessary expenses, including the
15 purchase of passenger motor vehicles for replacement only
16 for use outside of the United States, for the general costs
17 of administering military assistance and sales: *Provided*
18 *further*, That not more than \$355,000,000 of funds real-
19 ized pursuant to section 21(e)(1)(A) of the Arms Export
20 Control Act may be obligated for expenses incurred by the
21 Department of Defense during fiscal year 1996 pursuant
22 to section 43(b) of the Arms Export Control Act, except
23 that this limitation may be exceeded only through the reg-
24 ular notification procedures of the Committees on Appro-
25 priations.

1 PEACEKEEPING OPERATIONS

2 For necessary expenses to carry out the provisions
3 of section 551 of the Foreign Assistance Act of 1961,
4 ~~\$68,300,000~~ \$72,033,000: *Provided, That none of the funds*
5 *appropriated under this paragraph shall be obligated or ex-*
6 *pended except as provided through the regular notification*
7 *procedures of the Committees on Appropriations.*

8 TITLE IV—MULTILATERAL ECONOMIC
9 ASSISTANCE

10 FUNDS APPROPRIATED TO THE PRESIDENT

11 INTERNATIONAL FINANCIAL INSTITUTIONS

12 CONTRIBUTION TO THE INTERNATIONAL BANK FOR
13 RECONSTRUCTION AND DEVELOPMENT

14 For payment to the International Bank for Recon-
15 struction and Development by the Secretary of the Treas-
16 ury, for the United States share of the paid-in share por-
17 tion of the increases in capital stock for the General Cap-
18 ital Increase, ~~\$23,009,000~~ \$28,189,963, to remain avail-
19 able until expended.

20 For payment to the International Bank for Recon-
21 struction and Development by the Secretary of the Treas-
22 ury, for the United States contribution to the Global Envi-
23 ronment Facility (GEF), ~~\$30,000,000~~ \$50,000,000, to re-
24 main available until September 30, 1997.

1 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

2 The United States Governor of the International
3 Bank for Reconstruction and Development may subscribe
4 without fiscal year limitation to the callable capital portion
5 of the United States share of increases in capital stock
6 in an amount not to exceed ~~\$743,900,000~~ \$911,475,013.

7 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

8 ASSOCIATION

9 For payment to the International Development Asso-
10 ciation by the Secretary of the Treasury, ~~\$575,000,000~~
11 \$775,000,000, for the United States contribution to the
12 tenth replenishment, to remain available until expended.

13 *CONTRIBUTION TO THE INTERNATIONAL FINANCE*

14 *CORPORATION*

15 *For payment to the International Finance Corpora-*
16 *tion by the Secretary of the Treasury, \$67,550,000, for the*
17 *United States share of the increase in subscriptions to cap-*
18 *ital stock, to remain available until expended: Provided,*
19 *That of the amount appropriated under this heading not*
20 *more than \$5,269,000 may be expended for the purchase*
21 *of such stock in fiscal year 1996.*

22 CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT

23 BANK

24 For payment to the Inter-American Development
25 Bank by the Secretary of the Treasury, for the United
26 States share of the paid-in share portion of the increase

1 in capital stock, ~~\$25,950,000~~ \$25,952,110, and for the
 2 United States share of the increase in the resources of the
 3 Fund for Special Operations, \$20,000,000, to remain avail-
 4 able until expended.

5 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

6 The United States Governor of the Inter-American
 7 Development Bank may subscribe without fiscal year limi-
 8 tation to the callable capital portion of the United States
 9 share of such capital stock in an amount not to exceed
 10 ~~\$1,523,000,000~~ \$1,523,767,142.

11 CONTRIBUTION TO THE ENTERPRISE FOR THE AMERICAS

12 MULTILATERAL INVESTMENT FUND

13 For payment to the Enterprise for the Americas Multi-
 14 lateral Investment Fund by the Secretary of the Treasury,
 15 for the United States contribution to the Fund to be admin-
 16 istered by the Inter-American Development Bank,
 17 \$70,000,000 to remain available until expended.

18 CONTRIBUTION TO THE ASIAN DEVELOPMENT BANK

19 For payment to the Asian Development Bank by the
 20 Secretary of the Treasury for the United States share of
 21 the paid-in portion of the increase in capital stock,
 22 ~~\$13,200,000~~ \$13,221,596, to remain available until ex-
 23 pended.

24 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

25 The United States Governor of the Asian Develop-
 26 ment Bank may subscribe without fiscal year limitation

1 to the callable capital portion of the United States share
 2 of such capital stock in an amount not to exceed
 3 ~~\$647,000,000~~ \$647,858,204.

4 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

5 For the United States contribution by the Secretary
 6 of the Treasury to the increases in resources of the Asian
 7 Development Fund, as authorized by the Asian Devel-
 8 opment Bank Act, as amended (Public Law 89-369),
 9 ~~\$100,000,000~~ \$110,000,000, to remain available until ex-
 10 pended.

11 CONTRIBUTION TO THE EUROPEAN BANK FOR
 12 RECONSTRUCTION AND DEVELOPMENT

13 For payment to the European Bank for Reconstruc-
 14 tion and Development by the Secretary of the Treasury,
 15 ~~\$69,180,000~~ \$70,000,000, for the United States share of
 16 the paid-in share portion of the initial capital subscription,
 17 to remain available until expended: *Provided*, That of the
 18 amount appropriated under this heading not more than
 19 \$54,600,000 may be expended for the purchase of such
 20 stock in fiscal year 1996.

21 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

22 The United States Governor of the European Bank
 23 for Reconstruction and Development may subscribe with-
 24 out fiscal year limitation to the callable capital portion of
 25 the United States share of such capital stock in an amount
 26 not to exceed ~~\$161,400,000~~ \$163,333,333.

1 NORTH AMERICAN DEVELOPMENT BANK

2 For payment to the North American Development
3 Bank by the Secretary of the Treasury, for the United
4 States share of the paid-in portion of the capital stock,
5 \$56,250,000, to remain available until expended.

6 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

7 The United States Governor of the North American
8 Development Bank may subscribe without fiscal year limi-
9 tation to the callable capital portion of the United States
10 share of the capital stock of the North American Develop-
11 ment Bank in an amount not to exceed \$318,750,000.

12 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

13 For necessary expenses to carry out the provisions
14 of section 301 of the Foreign Assistance Act of 1961, and
15 of section 2 of the United Nations Environment Program
16 Participation Act of 1973, \$155,000,000 *\$260,000,000*:
17 *Provided*, That none of the funds appropriated under this
18 heading shall be made available for the United Nations
19 Fund for Science and Technology: *Provided further*, That
20 funds appropriated under this heading may be made avail-
21 able for the International Atomic Energy Agency only if
22 the Secretary of State determines (and so reports to the
23 Congress) that Israel is not being denied its right to par-
24 ticipate in the activities of that Agency: *Provided further*,
25 *That any reduction in the amounts made available under*
26 *this heading for each of the United Nations Development*

1 *Program, the United Nations Children's Fund, the United*
2 *Nations Environment Program, and the International*
3 *Atomic Energy Agency, from the amounts made available*
4 *under this heading for such organizations for fiscal year*
5 *1995, shall not exceed the percentage by which the total*
6 *amount appropriated under this heading is reduced from*
7 *the total amount appropriated under this heading for fiscal*
8 *year 1995: Provided further, That none of the funds appro-*
9 *priated under this heading that are made available to the*
10 *United Nations Population Fund (UNFPA) shall be made*
11 *available for activities in the People's Republic of China:*
12 *Provided further, That not more than \$25,000,000*
13 *\$35,000,000 of the funds appropriated under this heading*
14 *may be made available to the UNFPA: Provided further,*
15 *That not more than one-half of this amount may be pro-*
16 *vided to UNFPA before March 1, 1996, and that no later*
17 *than February 15, 1996, the Secretary of State shall sub-*
18 *mit a report to the Committees on Appropriations indicat-*
19 *ing the amount UNFPA is budgeting for the People's Re-*
20 *public of China in 1996: Provided further, That any*
21 *amount UNFPA plans to spend in the People's Republic*
22 *of China in 1996 above \$7,000,000, shall be deducted*
23 *from the amount of funds provided to UNFPA after*
24 *March 1, 1996 pursuant to the previous provisos: Provided*
25 *further, That with respect to any funds appropriated*

1 under this heading that are made available to UNFPA,
 2 UNFPA shall be required to maintain such funds in a sep-
 3 arate account and not commingle them with any other
 4 funds: ~~Provided further, That up to \$13,000,000 may be~~
 5 made available to the Korean Peninsula Energy Develop-
 6 ment Organization (KEDO) for administrative expenses
 7 and heavy fuel oil costs associated with the Framework
 8 Agreement: ~~Provided further, That additional funds may~~
 9 be made available to KEDO subject to the regular notifi-
 10 cation procedures of the Committees on Appropriations.

11 TITLE V—GENERAL PROVISIONS

12 OBLIGATIONS DURING LAST MONTH OF AVAILABILITY

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

19 PROHIBITION OF BILATERAL FUNDING FOR

20 INTERNATIONAL FINANCIAL INSTITUTIONS

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

24 LIMITATION ON RESIDENCE EXPENSES

25 SEC. 503. Of the funds appropriated or made avail-
 26 able pursuant to this Act, not to exceed \$126,500 shall

1 be for official residence expenses of the Agency for Inter-
2 national Development during the current fiscal year: *Pro-*
3 *vided*, That appropriate steps shall be taken to assure
4 that, to the maximum extent possible, United States-
5 owned foreign currencies are utilized in lieu of dollars.

6 LIMITATION ON EXPENSES

7 SEC. 504. Of the funds appropriated or made avail-
8 able pursuant to this Act, ~~not to exceed \$5,000~~ *no funds*
9 shall be for entertainment expenses of the Agency for
10 International Development during the current fiscal year.

11 LIMITATION ON REPRESENTATIONAL ALLOWANCES

12 SEC. 505. Of the funds appropriated or made avail-
13 able pursuant to this Act, not to exceed \$95,000 shall be
14 available for representation allowances for the Agency for
15 International Development during the current fiscal year:
16 *Provided*, That appropriate steps shall be taken to assure
17 that, to the maximum extent possible, United States-
18 owned foreign currencies are utilized in lieu of dollars:
19 *Provided further*, That of the funds made available by this
20 Act for general costs of administering military assistance
21 and sales under the heading “Foreign Military Financing
22 Program”, ~~not to exceed \$2,000~~ *no funds* shall be available
23 for entertainment expenses and not to exceed \$50,000
24 shall be available for representation allowances: *Provided*
25 *further*, That of the funds made available by this Act
26 under the heading “International Military Education and

1 Training'', not to exceed \$50,000 shall be available for en-
 2 tertainment allowances: *Provided further*, That of the
 3 funds made available by this Act for the Inter-American
 4 Foundation, *no funds shall be available for entertainment*
 5 *and* not to exceed \$2,000 shall be available for entertain-
 6 ~~ment and~~ representation allowances: *Provided further*,
 7 That of the funds made available by this Act for the Peace
 8 Corps, ~~not to exceed a total of \$4,000~~ *no funds shall be*
 9 available for entertainment expenses: *Provided further*,
 10 That of the funds made available by this Act under the
 11 heading "Trade and Development Agency", *no funds shall*
 12 *be available for entertainment and* not to exceed \$2,000
 13 shall be available for representation ~~and entertainment~~ al-
 14 lowances.

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, North Korea, Iran, Serbia,
2 Sudan, or Syria: *Provided*, That for purposes of this sec-
3 tion, the prohibition on obligations or expenditures shall
4 include direct loans, credits, insurance and guarantees of
5 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, except for transfers
20 specifically provided for in this Act, unless the President,
21 prior to the exercise of any authority contained in the For-
22 eign Assistance Act of 1961 to transfer funds, consults
23 with and provides a written policy justification to the
24 Committees on Appropriations of the House of Represent-
25 atives and the Senate: *Provided*, That the exercise of such
26 authority shall be subject to the regular notification proce-

1 dures of the Committees on Appropriations, except for
2 transfers specifically referred to in this Act.

3 DEOBLIGATION/REOBLIGATION AUTHORITY

4 SEC. 510. (a) Amounts certified pursuant to section
5 1311 of the Supplemental Appropriations Act, 1955, as
6 having been obligated against appropriations heretofore
7 made under the authority of the Foreign Assistance Act
8 of 1961 for the same general purpose as any of the head-
9 ings under title II of this Act are, if deobligated, hereby
10 continued available for the same period as the respective
11 appropriations under such headings or until September
12 30, 1996, whichever is later, and for the same general pur-
13 pose, and for countries within the same region as origi-
14 nally obligated: *Provided*, That the Appropriations Com-
15 mittees of both Houses of the Congress are notified fifteen
16 days in advance of the deobligation and reobligation of
17 such funds in accordance with regular notification proce-
18 dures of the Committees on Appropriations.

19 (b) *Obligated balances of funds appropriated to carry*
20 *out section 23 of the Arms Export Control Act as of the*
21 *end of the fiscal year immediately preceding the current*
22 *fiscal year are, if deobligated, hereby continued available*
23 *during the current fiscal year for the same purpose under*
24 *any authority applicable to such appropriations under this*
25 *Act: Provided, That the authority of this subsection may*
26 *not be used in fiscal year 1996.*

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, 8 and 11 of part I, section
7 667, and chapter 4 of part II of the Foreign Assistance
8 Act of 1961, as amended, and funds provided under the
9 heading “Assistance for Eastern Europe and the Baltic
10 States”, shall remain available until expended if such
11 funds are initially obligated before the expiration of their
12 respective periods of availability contained in this Act:
13 *Provided further*, That, notwithstanding any other provi-
14 sion of this Act, any funds made available for the purposes
15 of chapter 1 of part I and chapter 4 of part II of the
16 Foreign Assistance Act of 1961 which are allocated or ob-
17 ligated for cash disbursements in order to address balance
18 of payments or economic policy reform objectives, shall re-
19 main available until expended: *Provided further*, That the
20 report required by section 653(a) of the Foreign Assist-
21 ance Act of 1961 shall designate for each country, to the
22 extent known at the time of submission of such report,
23 those funds allocated for cash disbursement for balance
24 of payment and economic policy reform purposes.

1 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

2 SEC. 512. No part of any appropriation contained in
3 this Act shall be used to furnish assistance to any country
4 which is in default during a period in excess of one cal-
5 endar year in payment to the United States of principal
6 or interest on any loan made to such country by the Unit-
7 ed States pursuant to a program for which funds are ap-
8 propriated under this Act: *Provided*, That this section and
9 section 620(q) of the Foreign Assistance Act of 1961 shall
10 not apply to funds made available in this Act or during
11 the current fiscal year for Nicaragua, and for any narcot-
12 ics-related assistance for Colombia, Bolivia, and Peru au-
13 thorized by the Foreign Assistance Act of 1961 or the
14 Arms Export Control Act.

15 COMMERCE AND TRADE

16 SEC. 513. (a) None of the funds appropriated or
17 made available pursuant to this Act for direct assistance
18 and none of the funds otherwise made available pursuant
19 to this Act to the Export-Import Bank and the Overseas
20 Private Investment Corporation shall be obligated or ex-
21 pended to finance any loan, any assistance or any other
22 financial commitments for establishing or expanding pro-
23 duction of any commodity for export by any country other
24 than the United States, if the commodity is likely to be
25 in surplus on world markets at the time the resulting pro-
26 ductive capacity is expected to become operative and if the

1 assistance will cause substantial injury to United States
2 producers of the same, similar, or competing commodity:
3 *Provided*, That such prohibition shall not apply to the Ex-
4 port-Import Bank if in the judgment of its Board of Direc-
5 tors the benefits to industry and employment in the Unit-
6 ed States are likely to outweigh the injury to United
7 States producers of the same, similar, or competing com-
8 modity, *and the Chairman of the Board so notifies the Com-*
9 *mittees on Appropriations.*

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

20 (1) activities designed to increase food security
21 in developing countries where such activities will not
22 have a significant impact in the export of agricul-
23 tural commodities of the United States; or

24 (2) research activities intended primarily to
25 benefit American producers.

1 SURPLUS COMMODITIES

2 SEC. 514. The Secretary of the Treasury shall in-
3 struct the United States Executive Directors of the Inter-
4 national Bank for Reconstruction and Development, the
5 International Development Association, the International
6 Finance Corporation, the Inter-American Development
7 Bank, the International Monetary Fund, the Asian Devel-
8 opment Bank, the Inter-American Investment Corpora-
9 tion, the North American Development Bank, the Euro-
10 pean Bank for Reconstruction and Development, the Afri-
11 can Development Bank, and the African Development
12 Fund to use the voice and vote of the United States to
13 oppose any assistance by these institutions, using funds
14 appropriated or made available pursuant to this Act, for
15 the production or extraction of any commodity or mineral
16 for export, if it is in surplus on world markets and if the
17 assistance will cause substantial injury to United States
18 producers of the same, similar, or competing commodity.

19 NOTIFICATION REQUIREMENTS

20 SEC. 515. For the purposes of providing the Execu-
21 tive Branch with the necessary administrative flexibility,
22 none of the funds made available under this Act for “~~Child~~
23 ~~Survival and Disease Programs Fund~~”, “~~Development As-~~
24 ~~sistance Fund~~”, “~~Development Fund for Africa~~”, “*Eco-*
25 *nomic Assistance*”, “International organizations and pro-
26 grams”, “Trade and Development Agency”, “Inter-

1 national narcotics control”, “Assistance for Eastern Eu-
 2 rope and the Baltic States”, “Assistance for the New
 3 Independent States of the Former Soviet Union”, ~~“Eco-~~
 4 ~~nomic Support Fund”~~, “Peacekeeping operations”, “Oper-
 5 ating expenses of the Agency for International Develop-
 6 ment”, “Operating expenses of the Agency for Inter-
 7 national Development Office of Inspector General”, “Non-
 8 proliferation and Disarmament Fund”, “Anti-terrorism
 9 assistance”, “Foreign Military Financing Program”,
 10 “International military education and training”, ~~“Inter-~~
 11 ~~American Foundation”~~, “African Development Founda-
 12 ~~tion”~~, “Peace Corps”, *“Middle East Fund”* or “Migration
 13 and refugee assistance”, or ~~“United States Emergency~~
 14 ~~Refugee and Migration Assistance Fund”~~, shall be avail-
 15 able for obligation for activities, programs, projects, type
 16 of materiel assistance, countries, or other operations not
 17 justified or in excess of the amount justified to the Appro-
 18 priations Committees for obligation under any of these
 19 specific headings unless the Appropriations Committees of
 20 both Houses of Congress are previously notified fifteen
 21 days in advance: *Provided*, That the President shall not
 22 enter into any commitment of funds appropriated for the
 23 purposes of section 23 of the Arms Export Control Act
 24 for the provision of major defense equipment, other than
 25 conventional ammunition, or other major defense items

1 defined to be aircraft, ships, missiles, or combat vehicles,
2 not previously justified to Congress or 20 per centum in
3 excess of the quantities justified to Congress unless the
4 Committees on Appropriations are notified fifteen days in
5 advance of such commitment: *Provided further*, That this
6 section shall not apply to any reprogramming for an activ-
7 ity, program, or project under chapter 1 of part I of the
8 Foreign Assistance Act of 1961 of less than ~~20~~ 10 per
9 centum of the amount previously justified to the Congress
10 for obligation for such activity, program, or project for the
11 current fiscal year: *Provided further*, That the require-
12 ments of this section or any similar provision of this Act
13 or any prior Act requiring notification in accordance with
14 the regular notification procedures of the Committees on
15 Appropriations may be waived if failure to do so would
16 pose a substantial risk to human health or welfare: *Pro-*
17 *vided further*, That in case of any such waiver, notification
18 to the Congress, or the appropriate congressional commit-
19 tees, shall be provided as early as practicable, but in no
20 event later than three days after taking the action to
21 which such notification requirement was applicable, in the
22 context of the circumstances necessitating such waiver:
23 *Provided further*, That any notification provided pursuant
24 to such a waiver shall contain an explanation of the emer-
25 gency circumstances.

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

5 LIMITATION ON AVAILABILITY OF FUNDS FOR
6 INTERNATIONAL ORGANIZATIONS AND PROGRAMS

7 SEC. 516. Notwithstanding any other provision of law
8 or of this Act, none of the funds provided for “Inter-
9 national Organizations and Programs” shall be available
10 for the United States proportionate share, in accordance
11 with section 307(c) of the Foreign Assistance Act of 1961,
12 for any programs identified in section 307, or for Libya,
13 Iran, or, at the discretion of the President, Communist
14 countries listed in section 620(f) of the Foreign Assistance
15 Act of 1961, as amended: *Provided*, That, subject to the
16 regular notification procedures of the Committees on Ap-
17 propriations, funds appropriated under this Act or any
18 previously enacted Act making appropriations for foreign
19 operations, export financing, and related programs, which
20 are returned or not made available for organizations and
21 programs because of the implementation of this section
22 or any similar provision of law, shall remain available for
23 obligation through September 30, 1997.

24 ECONOMIC ~~SUPPORT FUND~~ ASSISTANCE FOR ISRAEL

25 SEC. 517. The Congress finds that progress on the
26 peace process in the Middle East is vitally important to

1 United States security interests in the region. The Con-
 2 gress recognizes that, in fulfilling its obligations under the
 3 Treaty of Peace Between the Arab Republic of Egypt and
 4 the State of Israel, done at Washington on March 26,
 5 1979, Israel incurred severe economic burdens. Further-
 6 more, the Congress recognizes that an economically and
 7 militarily secure Israel serves the security interests of the
 8 United States, for a secure Israel is an Israel which has
 9 the incentive and confidence to continue pursuing the
 10 peace process. Therefore, the Congress declares that, sub-
 11 ject to the availability of appropriations, it is the policy
 12 and the intention of the United States that the funds pro-
 13 vided in annual appropriations for the ~~Economic Support~~
 14 ~~Fund~~ *economic assistance* which are allocated to Israel
 15 shall not be less than the annual debt repayment (interest
 16 and principal) from Israel to the United States Govern-
 17 ment in recognition that such a principle serves United
 18 States interests in the region.

19 PROHIBITION ~~CONCERNING ABORTIONS~~ *ON FUNDING FOR*
 20 *ABORTIONS AND INVOLUNTARY STERILIZATION*

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

1 ance Act of 1961, as amended, may be used to pay for
2 the performance of involuntary sterilization as a method
3 of family planning or to coerce or provide any financial
4 incentive to any person to undergo sterilizations. None of
5 the funds made available to carry out part I of the Foreign
6 Assistance Act of 1961, as amended, may be used to pay
7 for any biomedical research which relates in whole or in
8 part, to methods of, or the performance of, abortions or
9 involuntary sterilization as a means of family planning.
10 None of the funds made available to carry out part I of
11 the Foreign Assistance Act of 1961, as amended, may be
12 obligated or expended for any country or organization if
13 the President certifies that the use of these funds by any
14 such country or organization would violate any of the
15 above provisions related to abortions and involuntary steri-
16 lizations: *Provided, That in determining eligibility for as-*
17 *sistance from funds appropriated to carry out section 104*
18 *of the Foreign Assistance Act of 1961, nongovernmental and*
19 *multilateral organizations shall not be subjected to require-*
20 *ments more restrictive than the requirements applicable to*
21 *foreign governments for such assistance: Provided further,*
22 *That none of the funds made available under this Act may*
23 *be used to lobby for or against abortion.*

1 REPORTING REQUIREMENT

2 SEC. 519. The President shall submit to the Commit-
3 tees on Appropriations the reports required by section
4 25(a)(1) of the Arms Export Control Act.

5 SPECIAL NOTIFICATION REQUIREMENTS

6 SEC. 520. None of the funds appropriated in this Act
7 shall be obligated or expended for Colombia, Dominican
8 Republic, Guatemala, Haiti, ~~Indonesia~~, Liberia, Nica-
9 ragua, Pakistan, Peru, ~~Russia~~, Sudan, or Zaire except as
10 provided through the regular notification procedures of the
11 Committees on Appropriations: *Provided*, That this section
12 shall not apply to funds appropriated by this Act to carry
13 out the provisions of chapter 1 of part I of the Foreign
14 Assistance Act of 1961 that are made available for ~~Indo-~~
15 nesia and Nicaragua.

16 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

17 SEC. 521. For the purpose of this Act, “program,
18 project, and activity” shall be defined at the Appropria-
19 tions Act account level and shall include all Appropriations
20 and Authorizations Acts earmarks, ceilings, and limita-
21 tions with the exception that for the following accounts:
22 Economic Support Fund and Foreign Military Financing
23 Program, “program, project, and activity” shall also be
24 considered to include country, regional, and central pro-
25 gram level funding within each such account; for the devel-
26 opment assistance accounts of the Agency for Inter-

1 national Development “program, project, and activity”
2 shall also be considered to include central program level
3 funding, either as (1) justified to the Congress, or (2) allo-
4 cated by the executive branch in accordance with a report,
5 to be provided to the Committees on Appropriations within
6 thirty days of enactment of this Act, as required by section
7 653(a) of the Foreign Assistance Act of 1961.

8 *FAMILY PLANNING, CHILD SURVIVAL AND AIDS ACTIVITIES*

9 SEC. 522. Up to \$8,000,000 of the funds made avail-
10 able by this Act for assistance for family planning, health,
11 child survival, and AIDS, may be used to reimburse Unit-
12 ed States Government agencies, agencies of State govern-
13 ments, institutions of higher learning, and private and vol-
14 untary organizations for the full cost of individuals (in-
15 cluding for the personal services of such individuals) de-
16 tailed or assigned to, or contracted by, as the case may
17 be, the Agency for International Development for the pur-
18 pose of carrying out family planning activities, child sur-
19 vival activities and activities relating to research on, and
20 the treatment and control of, acquired immune deficiency
21 syndrome in developing countries: *Provided*, That funds
22 appropriated by this Act that are made available for child
23 survival activities or activities relating to research on, and
24 the treatment and control of, acquired immune deficiency
25 syndrome may be made available notwithstanding any pro-

1 vision of law that restricts assistance to foreign countries:
2 *Provided further*, That funds appropriated by this Act that
3 are made available for family planning activities may be
4 made available notwithstanding section 512 of this Act
5 and section 620(q) of the Foreign 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, Iran, Syria, North Korea, or the Peo-
12 ple's Republic of China, unless the President of the United
13 States certifies that the withholding of these funds is con-
14 trary to the national *security* interest of the United States.

15 RECIPROCAL LEASING

16 SEC. 524. Section 61(a) of the Arms Export Control
17 Act is amended by striking out "1995" and inserting in
18 lieu thereof "1996".

19 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

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

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

7 AUTHORIZATION REQUIREMENT

8 SEC. 526. Funds appropriated by this Act may be
9 obligated and expended ~~subject to~~ *notwithstanding* section
10 10 of Public Law 91-672 and section 15 of the State De-
11 partment Basic Authorities Act of 1956.

12 OPPOSITION TO ASSISTANCE TO TERRORIST COUNTRIES

13 BY INTERNATIONAL FINANCIAL INSTITUTIONS

14 SEC. 527. (a) INSTRUCTIONS FOR UNITED STATES
15 EXECUTIVE DIRECTORS.—The Secretary of the Treasury
16 shall instruct the United States Executive Director of each
17 international financial institution designated in subsection
18 (b), and the Administrator of the Agency for International
19 Development shall instruct the United States Executive
20 Director of the International Fund for Agriculture Devel-
21 opment, to use the voice and vote of the United States
22 to oppose any loan or other use of the funds of the respec-
23 tive institution to or for a country for which the Secretary
24 of State has made a determination under section 6(j) of
25 the Export Administration Act of 1979.

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

3 (1) the International Bank for Reconstruction
 4 and Development, the International Development
 5 Association, and the International Monetary Fund;
 6 and

7 (2) wherever applicable, the Inter-American De-
 8 velopment Bank, the Asian Development Bank, the
 9 African Development Bank, the African Develop-
 10 ment Fund, and the European Bank for Reconstruct-
 11 tion and Development.

12 *PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST*
 13 *COUNTRIES*

14 *SEC. 527A. (a) Notwithstanding any other provision*
 15 *of law, funds appropriated for bilateral assistance under*
 16 *any heading of this Act and funds appropriated under any*
 17 *such heading in a provision of law enacted prior to enact-*
 18 *ment of this Act, shall not be made available to any country*
 19 *which the President determines—*

20 (1) *grants sanctuary from prosecution to any in-*
 21 *dividual or group which has committed an act of*
 22 *international terrorism, or*

23 (2) *otherwise supports international terrorism.*

24 (b) *The President may waive the application of sub-*
 25 *section (a) to a country if the President determines that*
 26 *national security or humanitarian reasons justify such*

1 *waiver. The President shall publish each waiver in the Fed-*
2 *eral Register and, at least fifteen days before the waiver*
3 *takes effect, shall notify the Committees on Appropriations*
4 *of the waiver (including the justification for the waiver)*
5 *in accordance with the regular notification procedures of*
6 *the Committees on Appropriations.*

7 COMMERCIAL LEASING OF DEFENSE ARTICLES

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

23 *COMPETITIVE INSURANCE*

24 *SEC. 528A. All Agency for International Development*
25 *contracts and solicitations, and subcontracts entered into*
26 *under such contracts, shall include a clause requiring that*

1 *United States insurance companies have a fair opportunity*
2 *to bid for insurance when such insurance is necessary or*
3 *appropriate.*

4 ~~STINGERS IN THE PERSIAN GULF REGION~~

5 ~~SEC. 529. Except as provided in section 581 of the~~
6 ~~Foreign Operations, Export Financing, and Related Pro-~~
7 ~~grams Appropriations Act, 1990, the United States may~~
8 ~~not sell or otherwise make available any Stingers to any~~
9 ~~country bordering the Persian Gulf under the Arms Ex-~~
10 ~~port Control Act or chapter 2 of part II of the Foreign~~
11 ~~Assistance Act of 1961.~~

12 ~~DEBT-FOR-DEVELOPMENT~~

13 ~~SEC. 530. In order to enhance the continued partici-~~
14 ~~pation of nongovernmental organizations in economic as-~~
15 ~~sistance activities under the Foreign Assistance Act of~~
16 ~~1961, including endowments, debt-for-development and~~
17 ~~debt-for-nature exchanges, a nongovernmental organiza-~~
18 ~~tion which is a grantee or contractor of the Agency for~~
19 ~~International Development may place in interest bearing~~
20 ~~accounts funds made available under this Act or prior Acts~~
21 ~~or local currencies which accrue to that organization as~~
22 ~~a result of economic assistance provided under title II of~~
23 ~~this Act and any interest earned on such investment may~~
24 ~~be used for the purpose for which the assistance was pro-~~
25 ~~vided to that organization.~~

LOCATION OF STOCKPILES

SEC. 531. Section 514(b)(2) of the Foreign Assistance Act of 1961 is amended by striking out “a total of \$200,000,000 for stockpiles in Israel for fiscal years 1994 and 1995, up to \$40,000,000 may be made available for stockpiles in the Republic of Korea, and up to \$10,000,000 may be made available for stockpiles in Thailand for fiscal year 1995.” and inserting in lieu thereof “\$200,000,000 for stockpiles in Israel, \$40,000,000 for stockpiles in the Republic of Korea and \$10,000,000 for stockpiles in Thailand for fiscal year 1996”.

COMPETITIVE PRICING FOR SALES OF DEFENSE ARTICLES

SEC. 531A. (a) COSTING BASIS.—Section 22 of the Arms Export Control Act (22 U.S.C. 2762) is amended by adding at the end the following:

“(d) COMPETITIVE PRICING.—Procurement contracts made in implementation of sales under this section for defense articles and defense services wholly paid for funds made available on a nonrepayable basis shall be priced on the same costing basis with regard to profit, overhead, independent research and development, bid and proposal, and other costing elements, as is applicable to procurements of like items purchased by the Department of Defense for its own use.”

1 (b) *EFFECTIVE DATE AND IMPLEMENTING REGULA-*
 2 *TIONS.*—Section 22(d) of the Arms Export Control Act, as
 3 added by subsection (a)—

4 (1) *shall take effect on the 60th day following the*
 5 *date of the enactment of this Act;*

6 (2) *shall be applicable only to contracts made in*
 7 *implementation of sales made after such effective date;*
 8 *and*

9 (3) *shall be implemented by revised procurement*
 10 *regulations, which shall be issued prior to such effec-*
 11 *tive date.*

12 *STOCKPILES OF DEFENSE ARTICLES*

13 *SEC. 531B. (a) LIMITATION ON VALUE OF ADDI-*
 14 *TIONS.*—Section 514(b)(1) of the Foreign Assistance Act of
 15 1961 (22 U.S.C. 2321h(b)(1)) is amended by inserting “or
 16 in the implementation of agreements with Israel” after
 17 “North Atlantic Treaty Organization”.

18 (b) *ADDITIONS IN FISCAL YEARS 1996 AND 1997.*—
 19 Section 514(b)(2) of such Act (22 U.S.C. 2321h(b)(2)) is
 20 amended to read as follows:

21 “(2)(A) *The value of such additions to stockpiles of de-*
 22 *fense articles in foreign countries shall not exceed*
 23 *\$50,000,000 for each of the fiscal years 1996 and 1997.*

24 “(B) *Of the amount specified in subparagraph (A) for*
 25 *each of the fiscal years 1996 and 1997, not more than*
 26 *\$40,000,000 may be made available for stockpiles in the Re-*

1 *public of Korea and not more than \$10,000,000 may be*
2 *made available for stockpiles in Thailand.”.*

3 *(c) LOCATION OF STOCKPILES OF DEFENSE AUTHORI-*
4 *TIES.—Section 514(c) of such Act (22 U.S.C. 2321h(c)) is*
5 *amended to read as follows:*

6 *“(c) LOCATION OF STOCKPILES OF DEFENSE ARTI-*
7 *CLES.—*

8 *“(1) LIMITATION.—Except as provided in para-*
9 *graph (2), no stockpile of defense articles may be lo-*
10 *cated outside the boundaries of a United States mili-*
11 *tary base or a military base used primarily by the*
12 *United States.*

13 *“(2) EXCEPTIONS.—Paragraph (1) shall not*
14 *apply with respect to stockpiles of defense articles lo-*
15 *cated in the Republic of Korea, Thailand, any coun-*
16 *try that is a member of the North Atlantic Treaty Or-*
17 *ganization, any country that is a major non-NATO*
18 *ally, or any other country the President may des-*
19 *ignate. At least 15 days before designating a country*
20 *pursuant to the last clause of the preceding sentence,*
21 *the President shall notify the congressional commit-*
22 *tees specified in section 634A(a) in accordance with*
23 *the procedures applicable to reprogramming notifica-*
24 *tions under that section.”.*

1 SEPARATE ACCOUNTS

2 SEC. 532. (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 or chapter 4 of part II of the Foreign Assistance
6 Act of 1961 under agreements which result in the genera-
7 tion of local currencies of that country, the Administrator
8 of the Agency for International Development shall—

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

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

13 (i) the amount of the local currencies to be
14 generated, and

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

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

23 (2) USES OF LOCAL CURRENCIES.—As may be
24 agreed upon with the foreign government, local currencies
25 deposited in a separate account pursuant to subsection

1 (a), or an equivalent amount of local currencies, shall be
2 used only—

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

6 (i) project and sector assistance activities,

7 or

8 (ii) debt and deficit financing; or

9 (B) for the administrative requirements of the
10 United States Government.

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

18 (4) TERMINATION OF ASSISTANCE PROGRAMS.—
19 Upon termination of assistance to a country under chap-
20 ters 1 or 10 of part I or chapter 4 of part II (as the case
21 may be), any unencumbered balances of funds which re-
22 main in a separate account established pursuant to sub-
23 section (a) shall be disposed of for such purposes as may
24 be agreed to by the government of that country and the
25 United States Government.

1 (5) CONFORMING AMENDMENTS.—The provisions of
2 this subsection shall supersede the tenth and eleventh pro-
3 visos contained under the heading “Sub-Saharan Africa,
4 Development Assistance” as included in the Foreign Oper-
5 ations, Export Financing, and Related Programs Appro-
6 priations Act, 1989 and sections 531(d) and 609 of the
7 Foreign Assistance Act of 1961.

8 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

9 (1) If assistance is made available to the government of
10 a foreign country, under chapters 1 or 10 of part I or
11 chapter 4 of part II of the Foreign Assistance Act of 1961,
12 as cash transfer assistance or as nonproject sector assist-
13 ance, that country shall be required to maintain such
14 funds in a separate account and not commingle them with
15 any other funds.

16 (2) APPLICABILITY OF OTHER PROVISIONS OF
17 LAW.—Such funds may be obligated and expended not-
18 withstanding provisions of law which are inconsistent with
19 the nature of this assistance including provisions which
20 are referenced in the Joint Explanatory Statement of the
21 Committee of Conference accompanying House Joint Res-
22 olution 648 (H. Report No. 98–1159).

23 (3) NOTIFICATION.—At least fifteen days prior to ob-
24 ligating any such cash transfer or nonproject sector assist-
25 ance, the President shall submit a notification through the

1 regular notification procedures of the Committees on Ap-
2 propriations, which shall include a detailed description of
3 how the funds proposed to be made available will be used,
4 with a discussion of the United States interests that will
5 be served by the assistance (including, as appropriate, a
6 description of the economic policy reforms that will be pro-
7 moted by such assistance).

8 (4) EXEMPTION.—Nonproject sector assistance funds
9 may be exempt from the requirements of subsection (b)(1)
10 only through the notification procedures of the Commit-
11 tees on Appropriations.

12 COMPENSATION FOR UNITED STATES EXECUTIVE
13 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

14 SEC. 533. (a) No funds appropriated by this Act may
15 be made as payment to any international financial institu-
16 tion while the United States Executive Director to such
17 institution is compensated by the institution at a rate
18 which, together with whatever compensation such Director
19 receives from the United States, is in excess of the rate
20 provided for an individual occupying a position at level IV
21 of the Executive Schedule under section 5315 of title 5,
22 United States Code, or while any alternate United States
23 Director to such institution is compensated by the institu-
24 tion at a rate in excess of the rate provided for an individ-
25 ual occupying a position at level V of the Executive Sched-
26 ule under section 5316 of title 5, United States Code.

1 (b) For purposes of this section, “international finan-
2 cial institutions” are: the International Bank for Recon-
3 struction and Development, the Inter-American Develop-
4 ment Bank, the Asian Development Bank, the Asian De-
5 velopment Fund, the African Development Bank, the Afri-
6 can Development Fund, the International Monetary Fund,
7 the North American Development Bank, and the Euro-
8 pean Bank for Reconstruction and Development.

9 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST
10 IRAQ

11 SEC. 534. ~~(a) DENIAL OF ASSISTANCE.~~—None of the
12 funds appropriated or otherwise made available pursuant
13 to this Act to carry out the Foreign Assistance Act of
14 1961 (including title IV of chapter 2 of part I, relating
15 to the Overseas Private Investment Corporation) or the
16 Arms Export Control Act may be used to provide assist-
17 ance to any country that is not in compliance with the
18 United Nations Security Council sanctions against Iraq,
19 Serbia or Montenegro unless the President determines and
20 so certifies to the Congress that—

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

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

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

4 ~~(b) IMPORT SANCTIONS.~~—If the President considers
5 that the taking of such action would promote the effective-
6 ness of the economic sanctions of the United Nations and
7 the United States imposed with respect to Iraq, Serbia,
8 or Montenegro, as the case may be and is consistent with
9 the national interest, the President may prohibit, for such
10 a period of time as he considers appropriate, the importa-
11 tion into the United States of any or all products of any
12 foreign country that has not prohibited—

13 ~~(1) the importation of products of Iraq, Serbia,~~
14 ~~or Montenegro into its customs territory, and~~

15 ~~(2) the export of its products to Iraq, Serbia,~~
16 ~~or Montenegro, as the case may be.~~

17 POW/MIA MILITARY DRAWDOWN

18 SEC. 535. (a) Notwithstanding any other provision
19 of law, the President may direct the drawdown, without
20 reimbursement by the recipient, of defense articles from
21 the stocks of the Department of Defense, defense services
22 of the Department of Defense, and military education and
23 training, of an aggregate value not to exceed \$15,000,000
24 in fiscal year 1996, as may be necessary to carry out sub-
25 section (b).

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

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

22 (d) *There are authorized to be appropriated to the*
23 *President such sums as may be necessary to reimburse the*
24 *applicable appropriation, fund, or account for defense arti-*

1 *cles, defense services, and military education and training*
2 *provided under this section.*

3 MEDITERRANEAN EXCESS DEFENSE ARTICLES

4 SEC. 536. During fiscal year 1996, the provisions of
5 section 573(e) of the Foreign Operations, Export Financ-
6 ing, and Related Programs Appropriations Act, 1990,
7 shall be applicable, for the period specified therein, to ex-
8 cess defense articles made available under sections 516
9 and 519 of the Foreign Assistance Act of 1961.

10 PRIORITY DELIVERY OF EQUIPMENT

11 SEC. 536A. Notwithstanding any other provision of
12 law, the delivery of excess defense articles that are to be
13 transferred on a grant basis under section 516 of the For-
14 eign Assistance Act to NATO allies and to major non-NATO
15 allies on the southern and southeastern flank of NATO shall
16 be given priority to the maximum extent feasible over the
17 delivery of such excess defense articles to other countries.

18 CASH FLOW FINANCING

19 SEC. 537. For each country that has been approved
20 for cash flow financing (as defined in section 25(d) of the
21 Arms Export Control Act, as added by section 112(b) of
22 Public Law 99-83) under the Foreign Military Financing
23 Program, any Letter of Offer and Acceptance or other
24 purchase agreement, or any amendment thereto, for a pro-
25 curement in excess of \$100,000,000 that is to be financed
26 in whole or in part with funds made available under this

1 Act shall be submitted through the regular notification
2 procedures to the Committees on Appropriations.

3 AUTHORITIES FOR THE PEACE CORPS, THE INTER-AMER-
4 ICAN FOUNDATION AND THE AFRICAN DEVELOP-
5 MENT FOUNDATION

6 SEC. 538. Unless expressly provided to the contrary,
7 provisions of this or any other Act, including provisions
8 contained in prior Acts authorizing or making appropria-
9 tions for foreign operations, export financing, and related
10 programs, shall not be construed to prohibit activities au-
11 thorized by or conducted under the Peace Corps Act, the
12 Inter-American Foundation Act, or the African Develop-
13 ment Foundation Act. The appropriate agency shall
14 promptly report to the Committees on Appropriations
15 whenever it is conducting activities or is proposing to con-
16 duct activities in a country for which assistance is prohib-
17 ited.

18 IMPACT ON JOBS IN THE UNITED STATES

19 SEC. 539. None of the funds appropriated by this Act
20 may be obligated or expended to provide—

21 (a) any financial incentive to a business enter-
22 prise currently located in the United States for the
23 purpose of inducing such an enterprise to relocate
24 outside the United States if such incentive or in-
25 ducement is likely to reduce the number of employ-
26 ees of such business enterprise in the United States

1 because United States production is being replaced
2 by such enterprise outside the United States;

3 (b) assistance for the purpose of establishing or
4 developing in a foreign country any export process-
5 ing zone or designated area in which the tax, tariff,
6 labor, environment, and safety laws of that country
7 do not apply, in part or in whole, to activities car-
8 ried out within that zone or area, unless the Presi-
9 dent determines and certifies that such assistance is
10 not likely to cause a loss of jobs within the United
11 States; or

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

24 AUTHORITY TO ASSIST BOSNIA-HERCEGOVINA

25 SEC. 540. (a) Congress finds as follows:

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

4 (2) The federated states of Serbia and
5 Montenegro have a large supply of military equip-
6 ment and ammunition and the Serbian forces fight-
7 ing the government of Bosnia-Hercegovina have
8 more than one thousand battle tanks, armored vehi-
9 cles, and artillery pieces.

10 (3) Because the United Nations arms embargo
11 is serving to sustain the military advantage of the
12 aggressor, the United Nations should exempt the
13 government of Bosnia-Hercegovina from its
14 embargo.

15 (b) Pursuant to a lifting of the United Nations arms
16 embargo, or to a unilateral lifting of the arms embargo
17 by the President of the United States, against Bosnia-
18 Hercegovina, the President is authorized to transfer, sub-
19 ject to prior notification of the Committees on Appropria-
20 tions, to the government of that nation, without reim-
21 bursement, defense articles from the stocks of the Depart-
22 ment of Defense and defense services of the Department
23 of Defense of an aggregate value not to exceed
24 \$50,000,000 in fiscal year 1996: *Provided*, That the Presi-
25 dent certifies in a timely fashion to the Congress that the

1 transfer of such articles would assist that nation in self-
2 defense and thereby promote the security and stability of
3 the region.

4 (c) Within 60 days of any transfer under the author-
5 ity provided in subsection (b), and every 60 days there-
6 after, the President shall report in writing to the Speaker
7 of the House of Representatives and the President pro
8 tempore of the Senate concerning the articles transferred
9 and the disposition thereof.

10 (d) There are authorized to be appropriated to the
11 President such sums as may be necessary to reimburse
12 the applicable appropriation, fund, or account for defense
13 articles provided under this section.

14 RESTRICTIONS ON THE TERMINATION OF SANCTIONS
15 AGAINST SERBIA AND MONTENEGRO

16 SEC. 540A. (a) RESTRICTIONS.—Notwithstanding
17 any other provision of law, no sanction, prohibition, or re-
18 quirement described in section 1511 of the National De-
19 fense Authorization Act for Fiscal Year 1994 (Public Law
20 103–160), with respect to Serbia or Montenegro, may
21 cease to be effective, unless—

- 22 (1) the President first submits to the Congress
23 a certification described in subsection (b); and
24 (2) the requirements of section 1511 of that
25 Act are met.

1 (b) CERTIFICATION.—A certification described in this
2 subsection is a certification that—

3 (1) there is substantial progress toward—

4 (A) the realization of a separate identity
5 for Kosova and the right of the people of
6 Kosova to govern themselves; or

7 (B) the creation of an international protec-
8 torate for Kosova;

9 (2) there is substantial improvement in the
10 human rights situation in Kosova;

11 (3) international human rights observers are al-
12 lowed to return to Kosova; and

13 (4) the elected government of Kosova is per-
14 mitted to meet and carry out its legitimate mandate
15 as elected representatives of the people of Kosova.

16 (c) *EXPANDED AUTHORITY.*—Section 660(b) of the
17 *Foreign Assistance Act of 1961* is amended—

18 (1) in paragraph (3), by striking “or”;

19 (2) in paragraph (4), by striking the period at
20 the end thereof and inserting “; or”; and

21 (3) adding the following new paragraph:

22 “(5) with respect to assistance, including training, re-
23 lating to sanctions monitoring and enforcement.”.

SPECIAL AUTHORITIES

1
2 SEC. 541. (a) Funds appropriated in title II of this
3 Act that are made available for ~~Haiti~~, Afghanistan, Leb-
4 anon, and Cambodia, and for victims of war, displaced
5 children, ~~displaced Burmese~~, humanitarian assistance for
6 Romania, and humanitarian assistance for the peoples of
7 Bosnia-Herzegovina, Croatia, and Kosova, may be made
8 available notwithstanding any other provision of law: *Pro-*
9 *vided*, That any such funds that are made available for
10 Cambodia shall be subject to the provisions of section
11 531(e) of the Foreign Assistance Act of 1961 and section
12 906 of the International Security and Development Co-
13 operation Act of 1985: *Provided further*, That the Presi-
14 dent shall terminate assistance to any country or organiza-
15 tion that he determines is cooperating, ~~tactically or strate-~~
16 ~~gically, with the Khmer Rouge in their military operations~~
17 *tactically or strategically, with the Khmer Rouge in their*
18 *military operations, or which is cooperating commercially*
19 *with the Khmer Rouge.*

20 (b) Funds appropriated by this Act to carry out the
21 provisions of sections 103 through 106 of the Foreign As-
22 sistance Act of 1961 may be used, notwithstanding any
23 other provision of law, for the purpose of supporting tropi-
24 cal forestry and energy programs aimed at reducing emis-
25 sions of greenhouse gases, and for the purpose of support-

1 ing biodiversity conservation activities: *Provided*, That
2 such assistance shall be subject to sections 116, 502B, and
3 620A of the Foreign Assistance Act of 1961.

4 (c) During fiscal year 1996, the President may use
5 up to \$40,000,000 under the authority of section 451 of
6 the Foreign Assistance Act of 1961, notwithstanding the
7 funding ceiling contained in subsection (a) of that section.

8 (d) The Agency for International Development may
9 employ personal services contractors, notwithstanding any
10 other provision of law, for the purpose of administering
11 programs for the West Bank and Gaza.

12 POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT
13 OF ISRAEL

14 SEC. 542. It is the sense of the Congress that—

15 (1) the Arab League countries should imme-
16 diately and publicly renounce the primary boycott of
17 Israel and the secondary and tertiary boycott of
18 American firms that have commercial ties with Is-
19 rael; and

20 (2) the President should—

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

1 (B) take into consideration the participa-
2 tion of any recipient country in the primary
3 boycott of Israel and the secondary and tertiary
4 boycotts of American firms that have commer-
5 cial relations with Israel when determining
6 whether to sell weapons to said country;

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

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

17 ANTI-NARCOTICS ACTIVITIES

18 SEC. 543. (a) Of the funds appropriated ~~or otherwise~~
19 ~~made available by this Act for “Economic Support Fund”,~~
20 *under the heading “Economic Assistance”*, assistance may
21 be provided to strengthen the administration of justice in
22 countries in Latin America and the Caribbean in accord-
23 ance with the provisions of section 534 of the Foreign As-
24 sistance Act of 1961, except that programs to enhance
25 protection of participants in judicial cases may be con-
26 ducted notwithstanding section 660 of that Act.

1 (b) Funds made available pursuant to this section
2 may be made available notwithstanding the third sentence
3 of section 534(e) of the Foreign Assistance Act of 1961.
4 Funds made available pursuant to subsection (a) for Bo-
5 livia, Colombia and Peru may be made available notwith-
6 standing section 534(c) and the second sentence of section
7 534(e) of the Foreign Assistance Act of 1961.

8 ELIGIBILITY FOR ASSISTANCE

9 SEC. 544. (a) ASSISTANCE THROUGH NONGOVERN-
10 MENTAL ORGANIZATIONS.—Restrictions contained in this
11 or any other Act with respect to assistance for a country
12 shall not be construed to restrict assistance in support of
13 programs of nongovernmental organizations from funds
14 appropriated by this Act to carry out the provisions of
15 chapters 1 and 10 of part I of the Foreign Assistance Act
16 of 1961: *Provided*, That the President shall take into con-
17 sideration, in any case in which a restriction on assistance
18 would be applicable but for this subsection, whether assist-
19 ance in support of programs of nongovernmental organiza-
20 tions is in the national interest of the United States: *Pro-*
21 *vided further*, That before using the authority of this sub-
22 section to furnish assistance in support of programs of
23 nongovernmental organizations, the President shall notify
24 the Committees on Appropriations under the regular noti-
25 fication procedures of those committees, including a de-
26 scription of the program to be assisted, the assistance to

1 be provided, and the reasons for furnishing such assist-
2 ance: *Provided further*, That nothing in this subsection
3 shall be construed to alter any existing statutory prohibi-
4 tions against abortion or involuntary sterilizations con-
5 tained in this or any other Act.

6 (b) PUBLIC LAW 480.—During fiscal year 1996, re-
7 strictions contained in this or any other Act with respect
8 to assistance for a country shall not be construed to re-
9 strict assistance under *titles I and II of the Agricultural*
10 *Trade Development and Assistance Act of 1954: Provided*,
11 That none of the funds appropriated to carry out title I
12 of such Act and made available pursuant to this subsection
13 may be obligated or expended except as provided through
14 the regular notification procedures of the Committees on
15 Appropriations.

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

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

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

EARMARKS

1
2 *SEC. 544A. (a) Funds appropriated by this Act which*
3 *are earmarked may be reprogrammed for other programs*
4 *within the same account notwithstanding the earmark if*
5 *compliance with the earmark is made impossible by oper-*
6 *ation of any provision of this or any other Act or, with*
7 *respect to a country with which the United States has an*
8 *agreement providing the United States with base rights or*
9 *base access in that country, if the President determines that*
10 *the recipient for which funds are earmarked has signifi-*
11 *cantly reduced its military or economic cooperation with*
12 *the United States since enactment of the Foreign Oper-*
13 *ations, Export Financing, and Related Programs Appro-*
14 *priations Act, 1991; however, before exercising the authority*
15 *of this subsection with regard to a base rights or base access*
16 *country which has significantly reduced its military or eco-*
17 *nomics cooperation with the United States, the President*
18 *shall consult with, and shall provide a written policy jus-*
19 *tification to the Committees on Appropriations: Provided,*
20 *That any such reprogramming shall be subject to the regu-*
21 *lar notification procedures of the Committees on Appropria-*
22 *tions: Provided further, That assistance that is repro-*
23 *grammed pursuant to this subsection shall be made avail-*
24 *able under the same terms and conditions as originally pro-*
25 *vided.*

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

15 CEILINGS AND EARMARKS

16 SEC. 545. Ceilings and earmarks contained in this
17 Act shall not be applicable to funds or authorities appro-
18 priated or otherwise made available by any subsequent Act
19 unless such Act specifically so directs.

20 EXCESS DEFENSE ARTICLES

21 SEC. 546. (a) The authority of section 519 of the
22 Foreign Assistance Act of 1961, as amended, may be used
23 in fiscal year 1996 to provide nonlethal excess defense ar-
24 ticles to countries for which United States foreign assist-
25 ance has been requested and for which receipt of such arti-

cles was separately justified for the fiscal year, without regard to the restrictions in subsection (a) of section 519.

(b) The authority of section 516 of the Foreign Assistance Act of 1961, as amended, may be used in fiscal year 1996 to provide defense articles to Jordan,—except that the provision of such defense articles shall be subject to section 534 of this Act.

PROHIBITION ON PUBLICITY OR PROPAGANDA

SEC. 547. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes within the United States not authorized before the date of enactment of this Act by the Congress:—~~Provided, That none of the funds appropriated by this Act may be made available to carry out the provisions of section 316 of Public Law 96–533.~~

USE OF AMERICAN RESOURCES

SEC. 548. To the maximum extent possible, assistance provided under this Act should make full use of American resources, including commodities, products, and services.

PROHIBITION OF PAYMENTS TO UNITED NATIONS

MEMBERS

SEC. 549. None of the funds appropriated or made available pursuant to this Act for carrying out the Foreign 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. 550. 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. 551. 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.

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

23 SEC. 552. (a) None of the funds appropriated or oth-
24 erwise made available by this Act may be available to any
25 foreign government which provides lethal military equip-
26 ment to a country the government of which the Secretary

1 of State has determined is a terrorist government for pur-
2 poses of section 40(d) of the Arms Export Control Act.
3 The prohibition under this section with respect to a for-
4 eign government shall terminate 12 months after that gov-
5 ernment ceases to provide such military equipment. This
6 section applies with respect to lethal military equipment
7 provided under a contract entered into after the date of
8 enactment of this Act.

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

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

21 WITHHOLDING OF ASSISTANCE FOR PARKING FINES

22 OWED BY FOREIGN COUNTRIES

23 SEC. 553. (a) IN GENERAL.—Of the funds made
24 available for a foreign country under part I of the Foreign
25 Assistance Act of 1961, an amount equivalent to 110 per-
26 cent of the total unpaid fully adjudicated parking fines

1 and penalties owed to the District of Columbia by such
2 country as of the date of enactment of this Act shall be
3 withheld from obligation for such country until the Sec-
4 retary of State certifies and reports in writing to the ap-
5 propriate congressional committees that such fines and
6 penalties are fully paid to the government of the District
7 of Columbia.

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

14 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE
15 WEST BANK AND GAZA

16 SEC. 554. None of the funds appropriated by this Act
17 may be obligated for assistance for the Palestine Libera-
18 tion Organization for the West Bank and Gaza unless the
19 President has exercised the authority under section 583(a)
20 of the Middle East Peace Facilitation Act of 1994 (part
21 E of title V of Public Law 103–236) or any other legisla-
22 tion to suspend or make inapplicable section 307 of the
23 Foreign Assistance Act of 1961 and that suspension is
24 still in effect: *Provided*, That if the President fails to make
25 the certification under section 583(b)(2) of the Middle
26 East Peace Facilitation Act or to suspend the prohibition

1 under other legislation, funds appropriated by this Act
2 may not be obligated for assistance for the Palestine Lib-
3 eration Organization for the West Bank and Gaza.

4 EXPORT FINANCING TRANSFER AUTHORITIES

5 SEC. 555. Not to exceed 5 percent of any appropria-
6 tion other than for administrative expenses made available
7 for fiscal year 1996 for programs under title I IV of this
8 Act may be transferred between such appropriations for
9 use for any of the purposes, programs and activities for
10 which the funds in such receiving account may be used,
11 but no such appropriation, except as otherwise specifically
12 provided, shall be increased by more than 25 percent by
13 any such transfer: *Provided*, That the exercise of such au-
14 thority shall be subject to the regular notification proce-
15 dures of the Committees on Appropriations.

16 WAR CRIMES TRIBUNALS

17 SEC. 556. If the President determines that doing so
18 will contribute to a just resolution of charges regarding
19 genocide or other violations of international humanitarian
20 law, the authority of section 552(c) of the Foreign Assist-
21 ance Act of 1961, as amended, may be used to provide
22 up to \$25,000,000 of commodities and services to the
23 United Nations War Crimes Tribunal established with re-
24 gard to the former Yugoslavia by the United Nations Se-
25 curity Council or such other tribunals or commissions as
26 the Council may establish to deal with such violations,

1 without regard to the ceiling limitation contained in para-
2 graph (2) thereof: *Provided*, That the determination re-
3 quired under this section shall be in lieu of any determina-
4 tions otherwise required under section 552(c): *Provided*
5 *further*, That 60 days after the date of enactment of this
6 Act, and every 180 days thereafter, the Secretary of State
7 shall submit a report to the Committees on Appropriations
8 describing the steps the United States Government is tak-
9 ing to collect information regarding allegations of genocide
10 or other violations of international law in the former Yugo-
11 slavia and to furnish that information to the United Na-
12 tions War Crimes Tribunal for the former Yugoslavia.

13 NONLETHAL EXCESS DEFENSE ARTICLES

14 SEC. 557. Notwithstanding section 519(f) of the For-
15 eign Assistance Act of 1961, during fiscal year 1996,
16 funds available to the Department of Defense may be ex-
17 pended for crating, packing, handling and transportation
18 of nonlethal excess defense articles transferred under the
19 authority of section 519 to countries eligible to participate
20 in the Partnership for Peace and to receive assistance
21 under Public Law 101-179.

22 LANDMINES

23 SEC. 558. Notwithstanding any other provision of
24 law, demining equipment available to any department or
25 agency and used in support of the clearing of landmines
26 for humanitarian purposes may be disposed of on a grant

1 basis in foreign countries, subject to such terms and condi-
 2 tions as the President may prescribe: *Provided, That sec-*
 3 *tion 1365(c) of the National Defense Authorization Act for*
 4 *Fiscal Year 1993 (Public Law 102-484; 22 U.S.C., 2778*
 5 *note) is amended by striking out "During the four-year pe-*
 6 *riod beginning on October 23, 1992" and inserting in lieu*
 7 *thereof "During the five-year period beginning on October*
 8 *23, 1993".*

9 REPORT ON THE SALARIES AND BENEFITS OF THE IMF
 10 AND THE WORLD BANK

11 SEC. 559. The Comptroller General shall submit a
 12 report to the Committees on Appropriations not later than
 13 November 1, 1995, on the following—

14 (1) a review of the existing salaries and benefits
 15 of employees of the International Monetary Fund
 16 and the International Bank for Reconstruction and
 17 Development; and

18 (2) a review of all benefits paid to dependents
 19 of Fund and Bank employees.

20 Such report shall include a comparison of the salaries and
 21 benefits paid to employees and dependents of the Fund
 22 and the Bank with salaries and benefits paid to employees
 23 holding comparable positions in the public and private sec-
 24 tors in member countries and in the international sector.

1 RESTRICTIONS CONCERNING THE PALESTINIAN
2 AUTHORITY

3 SEC. 560. None of the funds appropriated by this Act
4 may be obligated or expended to create in any part of Je-
5 rusalem a new office of any department or agency of the
6 United States Government for the purpose of conducting
7 official United States Government business with the Pal-
8 estinian Authority over Gaza and Jericho or any successor
9 Palestinian governing entity provided for in the Israel-
10 PLO Declaration of Principles: *Provided*, That this sub-
11 ~~section~~ *restriction* shall not apply to the acquisition of ad-
12 ditional space for the existing Consulate General in Jeru-
13 salem: *Provided further*, That meetings between officers
14 and employees of the United States and officials of the
15 Palestinian Authority, or any successor Palestinian gov-
16 erning entity provided for in the Israel-PLO Declaration
17 of Principles, for the purpose of conducting official United
18 States Government business with such authority should
19 continue to take place in locations other than Jerusalem.
20 As has been true in the past, officers and employees of
21 the United States Government may continue to meet in
22 Jerusalem on other subjects with Palestinians (including
23 those who now occupy positions in the Palestinian Author-
24 ity), have social contacts, and have incidental discussions.

1 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

2 SEC. 561. None of the funds appropriated or other-
3 wise made available by this Act under the heading
4 “INTERNATIONAL MILITARY EDUCATION AND TRAINING”
5 or “FOREIGN MILITARY FINANCING PROGRAM” for Infor-
6 mational Program activities may be obligated or expended
7 to pay for—

8 (1) alcoholic beverages;

9 (2) food (other than food provided at a military
10 installation) not provided in conjunction with Infor-
11 mational Program trips where students do not stay
12 at a military installation; or

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

17 ~~LIMITATION ON ASSISTANCE TO COUNTRIES THAT RE-~~
18 ~~STRICT THE TRANSPORT OR DELIVERY OF UNITED~~
19 ~~STATES HUMANITARIAN ASSISTANCE~~

20 ~~SEC. 562. (a) IN GENERAL.—None of the funds~~
21 ~~made available in this Act may be used for assistance in~~
22 ~~support of any country when it is made known to the~~
23 ~~President that the government of such country prohibits~~
24 ~~or otherwise restricts, directly or indirectly, the transport~~
25 ~~or delivery of United States humanitarian assistance.~~

1 ~~(b) EXCEPTION.—Subsection (a) shall not apply to~~
 2 ~~assistance in support of any country when it is made~~
 3 ~~known to the President that the assistance is in the na-~~
 4 ~~tional security interest of the United States.~~

5 *NON-OVERTIME DIFFERENTIAL PAY*

6 *SEC. 562. Title 5 of the United States Code is amended*
 7 *by inserting the following:*

8 *(1) in section 5541(2)(xiv) after a “Foreign*
 9 *Service officer” “, except for a Foreign Service Officer*
 10 *who is a criminal investigator for the Agency for*
 11 *International Development, Office of Inspector Gen-*
 12 *eral”.*

13 REFERENCES TO AUTHORIZATION ACTS

14 ~~SEC. 563. The funds appropriated under the heading,~~
 15 ~~“Child Survival and Disease Programs Fund” are pro-~~
 16 ~~vided pursuant to the Foreign Assistance Act, as amend-~~
 17 ~~ed; under sections 103 through 106 (Development Assist-~~
 18 ~~ance Fund), in the amount of \$214,000,000; under part~~
 19 ~~I, chapter 10 (Development Fund for Africa), in the~~
 20 ~~amount of \$131,000,000; under the provisions of section~~
 21 ~~498(6) (Assistance for the New Independent States of the~~
 22 ~~Former Soviet Union), in the amount of \$15,000,000;~~
 23 ~~under the provisions of part I, chapter 1, section 104(c)~~
 24 ~~of the Foreign Assistance Act and the Support for East~~
 25 ~~European Democracy (SEED) Act of 1989, in the amount~~
 26 ~~of \$1,000,000; under provisions of chapter 4, part II (Eco-~~

1 nomic Support Fund), in the amount of \$23,000,000;
 2 under the provisions of section 301, in the amount of
 3 \$100,000,000 as a contribution on a grant basis to the
 4 United Nation's Children's Fund (UNICEF): *Provided*,
 5 That funds derived from funds authorized under chapter
 6 4, part II, shall be made available for projects meeting
 7 criteria set forth in part I section 104(c): *Provided further*,
 8 That funds appropriated under the heading "Child Sur-
 9 vival and Disease Programs Fund" shall be in addition
 10 to amounts otherwise available for such purposes.

11 PROHIBITION ON FUNDING FOR ABORTION

12 SEC. 564. (a) IN GENERAL.—

13 (1) Notwithstanding any other provision of this
 14 Act or other law, none of the funds appropriated by
 15 this Act for population assistance activities may be
 16 made available for any private, nongovernmental, or
 17 multilateral organization until the organization cer-
 18 tifies that it does not now, and will not during the
 19 period for which the funds are made available, di-
 20 rectly or through a subcontractor or sub-grantee,
 21 perform abortions in any foreign country, except
 22 where the life of the mother would be endangered if
 23 the fetus were carried to term or in cases of forcible
 24 rape or incest.

25 (2) Paragraph (1) may not be construed to
 26 apply to the treatment of injuries or illnesses caused

1 by legal or illegal abortions or to assistance provided
2 directly to the government of a country.

3 ~~(b) LOBBYING ACTIVITIES.—~~

4 (1) Notwithstanding any other provision of this
5 Act or other law, none of the funds appropriated by
6 this Act for population assistance activities may be
7 made available for any private, nongovernmental, or
8 multilateral organization until the organization cer-
9 tifies that it does not now, and will not during the
10 period for which the funds are made available, vio-
11 late the laws of any foreign country concerning the
12 circumstances under which abortion is permitted,
13 regulated, or prohibited, or engage in any activity or
14 effort to alter the laws or governmental policies of
15 any foreign country concerning the circumstances
16 under which abortion is permitted, regulated, or pro-
17 hibited.

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

21 ~~(c) COERCIVE POPULATION CONTROL METHODS.—~~

22 Notwithstanding any other provision of this Act or other
23 law, none of the funds appropriated by this Act may be
24 made available for the United Nations Population Fund
25 (UNFPA), unless the President certifies to the appro-

1 p~~ri~~ate congressional committees that (1) the United Na-
 2 tions Population Fund has terminated all activities in the
 3 People's Republic of China; or (2) during the 12 months
 4 preceding such certification, there have been no abortions
 5 as the result of coercion associated with the family plan-
 6 ning policies of the national government or other govern-
 7 mental entities within the People's Republic of China. As
 8 used in this section the term "coercion" includes physical
 9 duress or abuse, destruction or confiscation of property,
 10 loss of means of livelihood, or severe psychological pres-
 11 sure.

12 WITHHOLDING OF ASSISTANCE TO COUNTRIES

13 SUPPORTING NUCLEAR PLANT IN CUBA

14 SEC. 565. (a) *WITHHOLDING*.—The President shall
 15 withhold from assistance made available with funds appro-
 16 priated or made available pursuant to this Act an amount
 17 equal to the sum of assistance and credits, if any, provided
 18 on or after the date of the enactment of this Act by that
 19 country, or any entity in that country, in support of the
 20 completion of the Cuban nuclear facility at Juragua, near
 21 Cienfuegos, Cuba.

22 (b) *EXCEPTIONS*.—The requirement of subsection (a)
 23 to withhold assistance shall not apply with respect to—

24 (1) assistance to meet urgent humanitarian
 25 needs, including disaster and refugee relief;

1 (2) *democratic political reform and rule of law*
2 *activities;*

3 (3) *the creation of private sector and nongovern-*
4 *mental organizations that are independent of govern-*
5 *ment control;*

6 (4) *the development of a free market economic*
7 *system; and*

8 (5) *assistance for the purposes described in the*
9 *Cooperative Threat Reduction Act of 1993 (title XII*
10 *of Public Law 103–160).*

11 (c) *DEFINITION.*—*As used in subsection (a), the term*
12 *“assistance” means assistance under the Foreign Assistance*
13 *Act of 1961, credits, sales and guarantees of extensions of*
14 *credit under the Arms Export Control Act, assistance under*
15 *titles I and III of the Agricultural Trade Development and*
16 *Assistance Act of 1954, assistance under the FREEDOM*
17 *Support Act of 1992, and any other program of assistance*
18 *or credits provided by the United States to other countries*
19 *under other provisions of law, except that the term “assist-*
20 *ance” does not include humanitarian assistance, including*
21 *disaster relief assistance.*

22 LIMITATION ON FUNDS FOR HAITI

23 ~~SEC. 566. Effective March 1, 1996, none of the funds~~
24 ~~appropriated in this Act may be made available to the~~
25 ~~Government of Haiti when it is made known to the Presi-~~
26 ~~dent that such Government is controlled by a regime hold-~~

1 ing power through means other than the democratic elec-
 2 tions scheduled for calendar year 1995 and held in sub-
 3 stantial compliance with the requirements of the 1987
 4 Constitution of Haiti.

5 PURCHASE OF AMERICAN-MADE EQUIPMENT AND
 6 PRODUCTS

7 SEC. 567. SENSE OF CONGRESS.—It is the sense of
 8 the Congress that, to the greatest extent practicable, all
 9 equipment and products purchased with funds made avail-
 10 able in this Act should be American-made.

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

17 LIMITATION ON ASSISTANCE TO TURKEY

18 SEC. 568. Not more than \$21,000,000 of the funds
 19 appropriated in this Act under the heading “ECONOMIC
 20 SUPPORT FUND” may be made available to the Govern-
 21 ment of Turkey.

22 LIMITATION OF FUNDS FOR NORTH AMERICAN
 23 DEVELOPMENT BANK

24 SEC. 569. No funds appropriated in this Act, under
 25 the heading “North American Development Bank” may
 26 be obligated or expended unless it is made known to the

1 Federal entity or official to which funds are appropriated
2 under this Act that the Government of Mexico has contrib-
3 uted a share of the paid-in portion of the capital stock
4 for fiscal year 1996 equivalent to that appropriated by the
5 United States.

6 LIMITATION ON FUNDS FOR BURMA

7 SEC. 570. None of the funds made available in this
8 Act may be used for International Narcotics Control or
9 Crop Substitution Assistance for the Government of
10 Burma.

11 ASIAN DEVELOPMENT BANK

12 *SEC. 570A. The Secretary of the Treasury may, to ful-*
13 *fill commitments of the United States, subscribe to and*
14 *make payment for shares of the Asian Development Bank*
15 *in connection with the fourth general capital increase of*
16 *the Bank. The amount authorized to be appropriated for*
17 *paid-in shares of the Bank is limited to \$66,614,647; the*
18 *amount authorized to be appropriated for payment for call-*
19 *able shares of the Bank is limited to \$3,264,178,021. The*
20 *amount to be paid in respect of each subscription is author-*
21 *ized to be appropriated without fiscal year limitation. Any*
22 *subscription by the United States to the capital stock of the*
23 *Bank shall be effective only to such extent or in such*
24 *amounts as are provided in advance in appropriations*
25 *Acts.*

1 *SPECIAL DEBT RELIEF FOR THE POOREST*

2 *SEC. 570B. (a) AUTHORITY TO REDUCE DEBT.—The*
3 *President may reduce amounts owed to the United States*
4 *(or any agency of the United States) by an eligible country*
5 *as a result of—*

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

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

10 *(b) LIMITATIONS.—*

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

15 *(2) The authority provided by subsection (a)*
16 *may be exercised only in such amounts or to such ex-*
17 *tent as is provided in advance by appropriations*
18 *Acts.*

19 *(3) The authority provided by subsection (a)*
20 *may be exercised only with respect to countries with*
21 *heavy debt burdens that are eligible to borrow from*
22 *the International Development Association, but not*
23 *from the International Bank for Reconstruction and*
24 *Development, commonly referred to as “IDA-only”*
25 *countries.*

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

4 (1) *does not have an excessive level of military*
5 *expenditures;*

6 (2) *has not repeatedly provided support for acts*
7 *of international terrorism;*

8 (3) *is not failing to cooperate on international*
9 *narcotics control matters;*

10 (4) *(including its military or other security*
11 *forces) does not engage in a consistent pattern of gross*
12 *violations of internationally recognized human rights;*
13 *and*

14 (5) *is not ineligible for assistance because of the*
15 *application of section 527 of the Foreign Relations*
16 *Authorization Act, fiscal years 1994 and 1995.*

17 (d) *AVAILABILITY OF FUNDS.*—*The authority provided*
18 *by subsection (a) may be used only with regard to funds*
19 *appropriated by this Act under the heading “Debt Restruc-*
20 *turing”.*

21 (e) *CERTAIN PROHIBITIONS INAPPLICABLE.*—*A reduc-*
22 *tion of debt pursuant to subsection (a) shall not be consid-*
23 *ered assistance for purposes of any provision of law limit-*
24 *ing assistance to a country. The authority provided by sub-*

1 *section (a) may be exercised notwithstanding section 620(r)*
2 *of the Foreign Assistance Act of 1961.*

3 LIMITATION ON FUNDS FOR RUSSIA

4 SEC. 571. Of the funds appropriated in this Act
5 under the heading “Assistance for the New Independent
6 States of the Former Soviet Union”, not more than
7 \$195,000,000 may be made available for Russia.

8 LIMITATION ON ASSISTANCE TO MEXICO

9 SEC. 572. IN GENERAL.—None of the funds appro-
10 priated or otherwise made available by this Act may be
11 obligated or expended for the Government of Mexico, ex-
12 cept if it is made known to the Federal entity or official
13 to which funds are appropriated under this Act that—

14 (1) the Government of Mexico is taking actions
15 to reduce the amount of illegal drugs entering the
16 United States from Mexico, as determined by the
17 Director of the Office of National Drug Control Pol-
18 icy; and

19 (2) the Government of Mexico—

20 (A) is taking effective actions to apply vig-
21 orously all law enforcement resources to inves-
22 tigate, track, capture, incarcerate, and pros-
23 ecute illegal drug kingpins and their accom-
24 plices, individuals responsible for, or otherwise
25 involved in, corruption, and individuals involved
26 in money laundering; and

1 (B) is pursuing international anti-drug
2 trafficking initiatives.

3 HUMAN RIGHTS PROGRESS IN ETHIOPIA

4 SEC. 573. The Department of State should closely
5 monitor and take into account human rights progress in
6 Ethiopia as it obligates fiscal year 1996 funds for Ethiopia
7 appropriated in this Act.

8 BASIC EDUCATION FOR CHILDREN

9 Sec. 574. Not more than \$108,000,000 under the
10 Agency for International Development Children and Dis-
11 ease Programs Fund may be used for basic education for
12 children.

13 KOREAN PENINSULA ENERGY DEVELOPMENT ORGANIZATION

14 SEC. 575. No funds may be made available under this
15 Act to the Korean Peninsula Energy Development Organi-
16 zation (KEDO) unless the President determines and cer-
17 tifies in writing to the Committees on Appropriations
18 that—

19 (a) in accordance with Provision I of the Frame-
20 work Agreement, KEDO has concluded a supply con-
21 tract with the Democratic People's Republic of Korea
22 (DPRK) designating a Republic of Korea company,
23 corporation or entity the prime contractor to carry
24 out construction of the light water reactors provided
25 for in the Framework Agreement; and

1 (b) the DPRK has complied with the obligations
2 of Provision III of the Framework Agreement regard-
3 ing North-South dialogue including within three
4 months after the enactment of this Act: (1) eliminat-
5 ing North-South barriers to trade and investment; (2)
6 removing North-South restrictions on travel, tele-
7 communications services and financial transactions;
8 and (3) implementing the December 13, 1991,
9 Nonaggression Pact and the January 1, 1992, Joint
10 Declaration for a Non-Nuclear Korean Peninsula.

11 DRAWDOWN AUTHORITY FOR JORDAN

12 SEC. 576. During fiscal year 1996, the President may
13 direct, for the purposes of part II of the Foreign Assistance
14 Act of 1961, the drawdown for Jordan of defense articles
15 from the stocks of the Department of Defense, defense serv-
16 ices of the Department of Defense, and military education
17 and training of up to an aggregate of \$100,000,000: Pro-
18 vided, That—

19 (a) within six months of the last drawdown
20 under subsection (a), the President shall submit a re-
21 port to the Committee on Appropriations identifying
22 the articles, services, training or education provided;

23 (b) section 506(c) of the Foreign Assistance Act
24 of 1961 shall apply to the drawdown authority in this
25 section; and

1 (c) section 632(d) of the Foreign Assistance Act
2 of 1961 shall not apply with respect to drawdowns
3 under this section.

4 TITLE VI—MIDDLE EAST PEACE FACILITATION

5 ACT OF 1995

6 SHORT TITLE

7 SEC. 601. This title may be cited as the “Middle East
8 Peace Facilitation Act of 1995”.

9 FINDINGS

10 SEC. 602. The Congress finds that—

11 (1) the Palestine Liberation Organization (here-
12 after the “P.L.O.”) has recognized the State of Israel’s
13 right to exist in peace and security; accepted United
14 Nations Security Council Resolutions 242 and 338;
15 committed itself to the peace process and peaceful co-
16 existence with Israel, free from violence and all other
17 acts which endanger peace and stability; and assumed
18 responsibility over all P.L.O. elements and personnel
19 in order to assure their compliance, prevent viola-
20 tions, and discipline violators;

21 (2) Israel has recognized the P.L.O. as the rep-
22 resentative of the Palestinian people;

23 (3) Israel and the P.L.O. signed a Declaration of
24 Principles on Interim Self-Government Arrangements
25 (hereafter the “Declaration of Principles”) on Sep-
26 tember 13, 1993 at the White House;

1 (4) *Israel and the P.L.O. signed an Agreement*
2 *on the Gaza Strip and the Jericho Area (hereafter the*
3 *“Gaza-Jericho Agreement”)* *on May 4, 1994 which es-*
4 *tablished a Palestinian Authority for the Gaza and*
5 *Jericho areas;*

6 (5) *Israel and the P.L.O. signed an Agreement*
7 *on Preparatory Transfer of Powers and Responsibil-*
8 *ities (hereafter the “Early Empowerment Agreement”)*
9 *on August 29, 1994 which provided for the transfer*
10 *to the Palestinian Authority of certain powers and re-*
11 *sponsibilities in the West Bank outside of the Jericho*
12 *Area;*

13 (6) *under the terms of the Declaration of Prin-*
14 *ciples, the Gaza-Jericho Agreement and the Early*
15 *Empowerment Agreement, the powers and responsibil-*
16 *ities of the Palestinian Authority are to be assumed*
17 *by an elected Palestinian Council with jurisdiction in*
18 *the West Bank and Gaza Strip in accordance with*
19 *the Interim Agreement to be concluded between Israel*
20 *and the P.L.O.;*

21 (7) *permanent status negotiations relating to the*
22 *West Bank and Gaza Strip are scheduled to begin by*
23 *May 1996;*

24 (8) *the Congress has, since the conclusion of the*
25 *Declaration of Principles and the P.L.O.’s renunci-*

1 *ation of terrorism, provided authorities to the Presi-*
2 *dent to suspend certain statutory restrictions relating*
3 *to the P.L.O., subject to Presidential certifications*
4 *that the P.L.O. has continued to abide by commit-*
5 *ments made in and in connection with or resulting*
6 *from the good faith implementation of, the Declara-*
7 *tion of Principles;*

8 *(9) the P.L.O. commitments relevant to Presi-*
9 *dential certifications have included commitments to*
10 *renounce and condemn terrorism, to submit to the*
11 *Palestinian National Council for formal approval the*
12 *necessary changes to those articles of the Palestinian*
13 *Covenant which call for Israel's destruction, and to*
14 *prevent acts of terrorism and hostilities against Is-*
15 *rael; and*

16 *(10) the President, in exercising the aforemen-*
17 *tioned authorities, has certified to the Congress on*
18 *four occasions that the P.L.O. was abiding by its rel-*
19 *evant commitments.*

20 *SENSE OF CONGRESS*

21 *SEC. 603. It is the sense of the Congress that although*
22 *the P.L.O. has recently shown improvement in its efforts*
23 *to fulfill its commitments, it must do far more to dem-*
24 *onstrate an irrevocable denunciation of terrorism and en-*
25 *sure a peaceful settlement of the Middle East dispute, and*
26 *in particular it must—*

1 (1) *submit to the Palestine National Council for*
2 *formal approval the necessary changes to those arti-*
3 *cles of the Palestinian National Covenant which call*
4 *for Israel's destruction;*

5 (2) *make greater efforts to pre-empt acts of ter-*
6 *ror, to discipline violators and to contribute to stem-*
7 *ming the violence that has resulted in the deaths of*
8 *123 Israeli citizens since the signing of the Declara-*
9 *tion of Principles;*

10 (3) *prohibit participation in its activities and in*
11 *the Palestinian Authority and its successors by any*
12 *groups or individuals which continue to promote and*
13 *commit acts of terrorism;*

14 (4) *cease all anti-Israel rhetoric, which poten-*
15 *tially undermines the peace process;*

16 (5) *confiscate all unlicensed weapons and restrict*
17 *the issuance of licenses to those with legitimate need;*

18 (6) *transfer and cooperate in transfer proceed-*
19 *ings relating to any person accused by Israel to acts*
20 *of terrorism; and*

21 (7) *respect civil liberties, human rights and*
22 *democratic norms.*

23 AUTHORITY TO SUSPEND CERTAIN PROVISIONS

24 SEC. 604. (a) IN GENERAL.—Subject to subsection (b),
25 *beginning on the date of enactment of this Act and for eight-*
26 *een months thereafter, the President may suspend for a pe-*

1 *riod of not more than 6 months at a time any provision*
2 *of law specified in subsection (d). Any such suspension shall*
3 *cease to be effective after 6 months, or at such earlier date*
4 *as the President may specify.*

5 *(b) CONDITIONS.—*

6 *(1) CONSULTATIONS.—Prior to each exercise of*
7 *the authority provided in subsection (a) or certifi-*
8 *cation pursuant to subsection (c), the President shall*
9 *consult with the relevant congressional committees.*
10 *The President may not exercise that authority or*
11 *make such certification until 30 days after a written*
12 *policy justification is submitted to the relevant con-*
13 *gressional committees.*

14 *(2) PRESIDENTIAL CERTIFICATION.—The Presi-*
15 *dent may exercise the authority provided in sub-*
16 *section (a) only if the President certifies to the rel-*
17 *evant congressional committees each time he exercises*
18 *such authority that—*

19 *(A) it is in the national interest of the*
20 *United States to exercise such authority;*

21 *(B) the P.L.O. continues to comply with all*
22 *the commitments described in paragraph (4);*
23 *and*

24 *(C) funds provided pursuant to the exercise*
25 *of this authority and the authorities under sec-*

1 *tion 583(a) of Public Law 103–236 and section*
2 *3(a) of Public Law 103–125 have been used for*
3 *the purposes for which they were intended.*

4 *(3) REQUIREMENT FOR CONTINUING P.L.O. COM-*
5 *PLIANCE.—*

6 *(A) The President shall ensure that P.L.O.*
7 *performance is continuously monitored and if*
8 *the President at any time determines that the*
9 *P.L.O. has not continued to comply with all the*
10 *commitments described in paragraph (4), he*
11 *shall so notify the relevant congressional commit-*
12 *tees and any suspension under subsection (a) of*
13 *a provision of law specified in subsection (d)*
14 *shall cease to be effective.*

15 *(B) Beginning six months after the date of*
16 *enactment of this Act, if the President on the*
17 *basis of the continuous monitoring of the*
18 *P.L.O.'s performance determines that the P.L.O.*
19 *is not complying with the requirements described*
20 *in subsection (c), he shall so notify the relevant*
21 *congressional committees and no assistance shall*
22 *be provided pursuant to the exercise by the Presi-*
23 *dent of the authority provided by subsection (a)*
24 *until such time as the President makes the cer-*
25 *tification provided for in subsection (c).*

1 (4) *P.L.O. COMMITMENTS DESCRIBED.*—The
2 commitments referred to in paragraphs (2) and
3 (3)(A) are the commitments made by the P.L.O.—

4 (A) in its letter of September 9, 1993, to the
5 Prime Minister of Israel; in its letter of Septem-
6 ber 9, 1993, to the Foreign Minister of Norway
7 to—

8 (i) recognize the right of the State of
9 Israel to exist in peace and security;

10 (ii) accept United Nations Security
11 Council Resolutions 242 and 338;

12 (iii) renounce the use of terrorism and
13 other acts of violence;

14 (iv) assume responsibility over all
15 P.L.O. elements and personnel in order to
16 assure their compliance, prevent violations
17 and discipline violators;

18 (v) call upon the Palestinian people in
19 the West Bank and Gaza Strip to take part
20 in the steps leading to the normalization of
21 life, rejecting violence and terrorism, and
22 contributing to peace and stability; and

23 (vi) submit to the Palestine National
24 Council for formal approval the necessary
25 changes to the Palestnian National Cov-

1 enant eliminating calls for Israel's destruc-
2 tion, and

3 (B) in, and resulting from, the good faith
4 implementation of the Declaration of Principles,
5 including good faith implementation of subse-
6 quent agreements with Israel, with particular at-
7 tention to the objective of preventing terrorism,
8 as reflected in the provisions of the Gaza-Jericho
9 Agreement concerning—

10 (i) prevention of acts of terrorism and
11 legal measures against terrorists;

12 (ii) abstention from and prevention of
13 incitement, including hostile propaganda;

14 (iii) operation of armed forces other
15 than the Palestinian Police;

16 (iv) possession, manufacture, sale, ac-
17 quisition or importation of weapons;

18 (v) employment of police who have
19 been convicted of serious crimes or have
20 been found to be actively involved in terror-
21 ist activities subsequent to their employ-
22 ment;

23 (vi) transfers to Israel of individuals
24 suspected of, charged with, or convicted of

1 *an offense that falls within Israeli criminal*
2 *jurisdiction;*

3 *(vii) cooperation with the government*
4 *of Israel in criminal matters, including co-*
5 *operation in the conduct of investigations;*
6 *and*

7 *(viii) exercise of powers and respon-*
8 *sibilities under the agreement with due re-*
9 *gard to internationally accepted norms and*
10 *principles of human rights and the rule of*
11 *law.*

12 (5) *POLICY JUSTIFICATION.*—*As part of the*
13 *President's written policy justification to be submit-*
14 *ted to the relevant Congressional Committees pursu-*
15 *ant to paragraph (1), the President will report on—*

16 (A) *the manner in which the P.L.O. has*
17 *complied with the commitments specified in*
18 *paragraph (4), including responses to individual*
19 *acts of terrorism and violence, actions to dis-*
20 *cipline perpetrators of terror and violence, and*
21 *actions to preempt acts of terror and violence;*

22 (B) *the extent to which the P.L.O. has ful-*
23 *filled the requirements specified in subsection (c);*

24 (C) *actions that the P.L.O. has taken with*
25 *regard to the Arab League boycott of Israel;*

1 (D) *the status and activities of the P.L.O.*
2 *office in the United States; and*

3 (E) *the status of U.S. and international as-*
4 *sistance efforts in the areas subject to jurisdic-*
5 *tion of the Palestinian Authority or its succes-*
6 *sors.*

7 (c) *REQUIREMENT FOR CONTINUED PROVISION OF AS-*
8 *SISTANCE.—Six months after the enactment of this Act, no*
9 *assistance shall be provided pursuant to the exercise by the*
10 *President of the authority provided by subsection (a), unless*
11 *and until the President determines and so certifies to the*
12 *Congress that—*

13 (1) *if the Palestinian Council has been elected*
14 *and assumed its responsibilities, it has, within a rea-*
15 *sonable time, effectively disavowed the articles of the*
16 *Palestine National Covenant which call for Israel's*
17 *destruction, unless the necessary changes to the Cov-*
18 *enant have already been submitted to the Palestine*
19 *National Council for formal approval;*

20 (2) *the P.L.O. has exercised its authority reso-*
21 *lutely to establish the necessary enforcement institu-*
22 *tions; including laws, police, and a judicial system,*
23 *for apprehending, prosecuting, convicting, and im-*
24 *prisoning terrorists;*

1 (3) *the P.L.O. has limited participation in the*
2 *Palestinian Authority and its successors to individ-*
3 *uals and groups in accordance with the terms that*
4 *may be agreed with Israel;*

5 (4) *the P.L.O. has not provided any financial or*
6 *material assistance or training to any group, whether*
7 *or not affiliated with the P.L.O., to carry out actions*
8 *inconsistent with the Declaration of Principles, par-*
9 *ticularly acts of terrorism against Israel;*

10 (5) *the P.L.O. has cooperated in good faith with*
11 *Israeli authorities in the preemption of acts of terror-*
12 *ism and in the apprehension and trial of perpetrators*
13 *of terrorist acts in Israel, territories controlled by Is-*
14 *rael and all areas subject to jurisdiction of the Pal-*
15 *estinian Authority and its successors; and*

16 (6) *the P.L.O. has exercised its authority reso-*
17 *lutely to enact and implement laws requiring the dis-*
18 *arming of civilians not specifically licensed to possess*
19 *or carry weapons.*

20 (d) *PROVISIONS THAT MAY BE SUSPENDED.—The*
21 *provisions that may be suspended under the authority of*
22 *subsection (a) are the following:*

23 (1) *Section 307 of the Foreign Assistance Act of*
24 *1961 (22 U.S.C. 2227) as it applies with respect to*
25 *the P.L.O. or entities associated with it.*

1 (2) *Section 114 of the Department of State Au-*
2 *thorization Act, fiscal years 1984 and 1985 (22*
3 *U.S.C. 287e note) as it applies with respect to the*
4 *P.L.O. or entities associated with it.*

5 (3) *Section 1003 of the Foreign Relations Au-*
6 *thorization Act, fiscal years 1988 and 1989 (22*
7 *U.S.C. 5202).*

8 (4) *Section 37 of the Bretton Woods Agreement*
9 *Act (22 U.S.C. 286W) as it applies on the granting*
10 *to the P.L.O. of observer status or other official status*
11 *at any meeting sponsored by or associated with the*
12 *International Monetary Fund. As used in this para-*
13 *graph, the term “other official status” does not in-*
14 *clude membership in the International Monetary*
15 *Fund.*

16 (e) *RELEVANT CONGRESSIONAL COMMITTEES DE-*
17 *FINED.—As used in this title, the term “relevant congres-*
18 *sional committees” means—*

19 (1) *the Committee on International Relations,*
20 *the Committee on Banking and Financial Services,*
21 *and the Committee on Appropriations of the House of*
22 *Representatives; and*

23 (2) *the Committee on Foreign Relations and the*
24 *Committee on Appropriations of the Senate.*

1 This Act may be cited as the “Foreign Operations,
2 Export Financing, and Related Programs Appropriations
3 Act, 1996”.

Passed the House of Representatives July 11, 1995.

Attest:

ROBIN H. CARLE,

Clerk.

HR 1868 RS——2

HR 1868 RS——3

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