

109TH CONGRESS
2D SESSION

H. R. 5522

IN THE SENATE OF THE UNITED STATES

JUNE 12, 2006

Received; read twice and referred to the Committee on Appropriations

AN ACT

Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

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

1 That the following sums are appropriated, out of any
2 money in the Treasury not otherwise appropriated, for the
3 fiscal year ending September 30, 2007, and for other pur-
4 poses, namely:

5 TITLE I—EXPORT AND INVESTMENT
6 ASSISTANCE
7 EXPORT-IMPORT BANK OF THE UNITED
8 STATES
9 INSPECTOR GENERAL

10 For necessary expenses of the Office of Inspector
11 General in carrying out the provisions of the Inspector
12 General Act of 1978, as amended, \$988,000, to remain
13 available until September 30, 2008.

14 PROGRAM ACCOUNT

15 The Export-Import Bank of the United States is au-
16 thorized to make such expenditures within the limits of
17 funds and borrowing authority available to such corpora-
18 tion, and in accordance with law, and to make such con-
19 tracts and commitments without regard to fiscal year limi-
20 tations, as provided by section 104 of the Government
21 Corporation Control Act, as may be necessary in carrying
22 out the program for the current fiscal year for such cor-
23 poration: *Provided*, That none of the funds available dur-
24 ing the current fiscal year may be used to make expendi-
25 tures, contracts, or commitments for the export of nuclear

1 equipment, fuel, or technology to any country, other than
2 a nuclear-weapon state as defined in Article IX of the
3 Treaty on the Non-Proliferation of Nuclear Weapons eligi-
4 ble to receive economic or military assistance under this
5 Act, that has detonated a nuclear explosive after the date
6 of the enactment of this Act: *Provided further*, That not-
7 withstanding section 1(c) of Public Law 103–428, as
8 amended, sections 1(a) and (b) of Public Law 103–428
9 shall remain in effect through October 1, 2007.

10 SUBSIDY APPROPRIATION

11 For the cost of direct loans, loan guarantees, insur-
12 ance, and tied-aid grants as authorized by section 10 of
13 the Export-Import Bank Act of 1945, as amended,
14 \$26,382,000, to remain available until September 30,
15 2010: *Provided*, That such costs, including the cost of
16 modifying such loans, shall be as defined in section 502
17 of the Congressional Budget Act of 1974: *Provided fur-*
18 *ther*, That such sums shall remain available until Sep-
19 tember 30, 2025, for the disbursement of direct loans,
20 loan guarantees, insurance and tied-aid grants obligated
21 in fiscal years 2007, 2008, 2009, and 2010: *Provided fur-*
22 *ther*, That none of the funds appropriated by this Act or
23 any prior Act appropriating funds for foreign operations,
24 export financing, and related programs for tied-aid credits
25 or grants may be used for any other purpose except

1 through the regular notification procedures of the Com-
2 mittees on Appropriations: *Provided further*, That funds
3 appropriated by this paragraph are made available not-
4 withstanding section 2(b)(2) of the Export-Import Bank
5 Act of 1945, in connection with the purchase or lease of
6 any product by any Eastern European country, any Baltic
7 State or any agency or national thereof.

8 ADMINISTRATIVE EXPENSES

9 For administrative expenses to carry out the direct
10 and guaranteed loan and insurance programs, including
11 hire of passenger motor vehicles and services as authorized
12 by 5 U.S.C. 3109, and not to exceed \$30,000 for official
13 reception and representation expenses for members of the
14 Board of Directors, \$75,234,000 (reduced by \$5,000,000)
15 (reduced by \$1,000,000): *Provided*, That the Export-Im-
16 port Bank may accept, and use, payment or services pro-
17 vided by transaction participants for legal, financial, or
18 technical services in connection with any transaction for
19 which an application for a loan, guarantee or insurance
20 commitment has been made: *Provided further*, That, not-
21 withstanding subsection (b) of section 117 of the Export
22 Enhancement Act of 1992, subsection (a) thereof shall re-
23 main in effect until October 1, 2007.

1 OVERSEAS PRIVATE INVESTMENT
2 CORPORATION
3 NON-CREDIT ACCOUNT

4 The Overseas Private Investment Corporation is au-
5 thorized to make, without regard to fiscal year limitations,
6 as provided by 31 U.S.C. 9104, such expenditures and
7 commitments within the limits of funds available to it and
8 in accordance with law as may be necessary: *Provided*,
9 That the amount available for administrative expenses to
10 carry out the credit and insurance programs (including an
11 amount for official reception and representation expenses
12 which shall not exceed \$35,000) shall not exceed
13 \$45,453,000 (reduced by \$1,000,000): *Provided further*,
14 That project-specific transaction costs, including direct
15 and indirect costs incurred in claims settlements, and
16 other direct costs associated with services provided to spe-
17 cific investors or potential investors pursuant to section
18 234 of the Foreign Assistance Act of 1961, shall not be
19 considered administrative expenses for the purposes of this
20 heading.

21 PROGRAM ACCOUNT

22 For the cost of direct and guaranteed loans,
23 \$20,035,000, as authorized by section 234 of the Foreign
24 Assistance Act of 1961, to be derived by transfer from
25 the Overseas Private Investment Corporation Non-Credit

1 Account: *Provided*, That such costs, including the cost of
2 modifying such loans, shall be as defined in section 502
3 of the Congressional Budget Act of 1974: *Provided fur-*
4 *ther*, That such sums shall be available for direct loan obli-
5 gations and loan guaranty commitments incurred or made
6 during fiscal years 2007, 2008, and 2009: *Provided fur-*
7 *ther*, That funds so obligated in fiscal year 2007 remain
8 available for disbursement through 2014; funds obligated
9 in fiscal year 2008 remain available for disbursement
10 through 2015; funds obligated in fiscal year 2009 remain
11 available for disbursement through 2016: *Provided further*,
12 That notwithstanding any other provision of law, the
13 Overseas Private Investment Corporation is authorized to
14 undertake any program authorized by title IV of the For-
15 eign Assistance Act of 1961 in Iraq: *Provided further*,
16 That funds made available pursuant to the authority of
17 the previous proviso shall be subject to the regular notifi-
18 cation procedures of the Committees on Appropriations.

19 In addition, such sums as may be necessary for ad-
20 ministrative expenses to carry out the credit program may
21 be derived from amounts available for administrative ex-
22 penses to carry out the credit and insurance programs in
23 the Overseas Private Investment Corporation Non-Credit
24 Account and merged with said account.

1 TRADE AND DEVELOPMENT AGENCY

2 For necessary expenses to carry out the provisions
3 of section 661 of the Foreign Assistance Act of 1961,
4 \$50,300,000, to remain available until September 30,
5 2008.

6 TITLE II—BILATERAL ECONOMIC ASSISTANCE

7 FUNDS APPROPRIATED TO THE PRESIDENT

8 For expenses necessary to enable the President to
9 carry out the provisions of the Foreign Assistance Act of
10 1961, and for other purposes, to remain available until
11 September 30, 2007, unless otherwise specified herein, as
12 follows:

13 UNITED STATES AGENCY FOR INTERNATIONAL
14 DEVELOPMENT

15 CHILD SURVIVAL AND HEALTH PROGRAMS FUND

16 (INCLUDING TRANSFER OF FUNDS)

17 For necessary expenses to carry out the provisions
18 of chapters 1 and 10 of part I of the Foreign Assistance
19 Act of 1961, for child survival, health, and family plan-
20 ning/reproductive health activities, in addition to funds
21 otherwise available for such purposes, \$1,565,613,000, to
22 remain available until September 30, 2008: *Provided*,
23 That this amount shall be made available for such activi-
24 ties as: (1) immunization programs; (2) oral rehydration
25 programs; (3) health, nutrition, water and sanitation pro-

1 grams which directly address the needs of mothers and
 2 children, and related education programs; (4) assistance
 3 for children displaced or orphaned by causes other than
 4 AIDS; (5) programs for the prevention, treatment, control
 5 of, and research on HIV/AIDS, tuberculosis, polio, ma-
 6 laria, and other infectious diseases, and for assistance to
 7 communities severely affected by HIV/AIDS, including
 8 children displaced or orphaned by AIDS; and (6) family
 9 planning/reproductive health: *Provided further*, That none
 10 of the funds appropriated under this heading may be made
 11 available for nonproject assistance, except that funds may
 12 be made available for such assistance for ongoing health
 13 activities: *Provided further*, That of the funds appropriated
 14 under this heading, not to exceed \$350,000, in addition
 15 to funds otherwise available for such purposes, may be
 16 used to monitor and provide oversight of child survival,
 17 maternal and family planning/reproductive health, and in-
 18 fectionous disease programs: *Provided further*, That the fol-
 19 lowing amounts should be allocated as follows:
 20 \$356,400,000 for child survival and maternal health;
 21 \$25,000,000 for vulnerable children; \$346,621,000 for
 22 HIV/AIDS; \$287,592,000 for other infectious diseases;
 23 and \$350,000,000 for family planning/reproductive health,
 24 including in areas where population growth threatens bio-
 25 diversity or endangered species: *Provided further*, That of

1 the funds appropriated under this heading, and in addition
2 to funds allocated under the previous proviso, not less
3 than \$200,000,000 shall be made available, notwith-
4 standing any other provision of law, except for the United
5 States Leadership Against HIV/AIDS, Tuberculosis and
6 Malaria Act of 2003 (Public Law 108–25), for a United
7 States contribution to the Global Fund to Fight AIDS,
8 Tuberculosis and Malaria (the “Global Fund”), and shall
9 be expended at the minimum rate necessary to make time-
10 ly payment for projects and activities: *Provided further*,
11 That funds appropriated under this heading, may be made
12 available for a United States contribution to The GAVI
13 Fund, and up to \$6,000,000 may be transferred to and
14 merged with funds appropriated by this Act under the
15 heading “Operating Expenses of the United States Agency
16 for International Development” for costs directly related
17 to international health, but funds made available for such
18 costs may not be derived from amounts made available
19 for contributions under this and preceding provisos: *Pro-*
20 *vided further*, That none of the funds made available in
21 this Act nor any unobligated balances from prior appro-
22 priations may be made available to any organization or
23 program which, as determined by the President of the
24 United States, supports or participates in the manage-
25 ment of a program of coercive abortion or involuntary

1 sterilization: *Provided further*, That none of the funds
2 made available under this Act may be used to pay for the
3 performance of abortion as a method of family planning
4 or to motivate or coerce any person to practice abortions:
5 *Provided further*, That nothing in this paragraph shall be
6 construed to alter any existing statutory prohibitions
7 against abortion under section 104 of the Foreign Assist-
8 ance Act of 1961: *Provided further*, That none of the funds
9 made available under this Act may be used to lobby for
10 or against abortion: *Provided further*, That in order to re-
11 duce reliance on abortion in developing nations, funds
12 shall be available only to voluntary family planning
13 projects which offer, either directly or through referral to,
14 or information about access to, a broad range of family
15 planning methods and services, and that any such vol-
16 untary family planning project shall meet the following re-
17 quirements: (1) service providers or referral agents in the
18 project shall not implement or be subject to quotas, or
19 other numerical targets, of total number of births, number
20 of family planning acceptors, or acceptors of a particular
21 method of family planning (this provision shall not be con-
22 strued to include the use of quantitative estimates or indi-
23 cators for budgeting and planning purposes); (2) the
24 project shall not include payment of incentives, bribes,
25 gratuities, or financial reward to: (A) an individual in ex-

1 change for becoming a family planning acceptor; or (B)
2 program personnel for achieving a numerical target or
3 quota of total number of births, number of family planning
4 acceptors, or acceptors of a particular method of family
5 planning; (3) the project shall not deny any right or ben-
6 efit, including the right of access to participate in any pro-
7 gram of general welfare or the right of access to health
8 care, as a consequence of any individual's decision not to
9 accept family planning services; (4) the project shall pro-
10 vide family planning acceptors comprehensible information
11 on the health benefits and risks of the method chosen, in-
12 cluding those conditions that might render the use of the
13 method inadvisable and those adverse side effects known
14 to be consequent to the use of the method; and (5) the
15 project shall ensure that experimental contraceptive drugs
16 and devices and medical procedures are provided only in
17 the context of a scientific study in which participants are
18 advised of potential risks and benefits; and, not less than
19 60 days after the date on which the Administrator of the
20 United States Agency for International Development de-
21 termines that there has been a violation of the require-
22 ments contained in paragraph (1), (2), (3), or (5) of this
23 proviso, or a pattern or practice of violations of the re-
24 quirements contained in paragraph (4) of this proviso, the
25 Administrator shall submit to the Committees on Appro-

1 priations a report containing a description of such viola-
2 tion and the corrective action taken by the Agency: *Pro-*
3 *vided further*, That in awarding grants for natural family
4 planning under section 104 of the Foreign Assistance Act
5 of 1961 no applicant shall be discriminated against be-
6 cause of such applicant's religious or conscientious com-
7 mitment to offer only natural family planning; and, addi-
8 tionally, all such applicants shall comply with the require-
9 ments of the previous proviso: *Provided further*, That for
10 purposes of this or any other Act authorizing or appro-
11 priating funds for foreign operations, export financing,
12 and related programs, the term "motivate", as it relates
13 to family planning assistance, shall not be construed to
14 prohibit the provision, consistent with local law, of infor-
15 mation or counseling about all pregnancy options: *Pro-*
16 *vided further*, That to the maximum extent feasible, taking
17 into consideration cost, timely availability, and best health
18 practices, funds appropriated in this Act or prior appro-
19 priations Acts that are made available for condom pro-
20 curement shall be made available only for the procurement
21 of condoms manufactured in the United States: *Provided*
22 *further*, That information provided about the use of
23 condoms as part of projects or activities that are funded
24 from amounts appropriated by this Act shall be medically

1 accurate and shall include the public health benefits and
2 failure rates of such use.

3 DEVELOPMENT ASSISTANCE

4 For necessary expenses to carry out the provisions
5 of sections 103, 105, 106, and sections 251 through 255,
6 and chapter 10 of part I of the Foreign Assistance Act
7 of 1961, \$1,294,000,000, to remain available until Sep-
8 tember 30, 2008: *Provided*, That \$365,000,000 should be
9 allocated for basic education: *Provided further*, That of
10 the funds appropriated under this heading and managed
11 by the United States Agency for International Develop-
12 ment Bureau of Democracy, Conflict, and Humanitarian
13 Assistance, not less than \$15,000,000 shall be made
14 available only for programs to improve women's leader-
15 ship capacity in recipient countries: *Provided further*,
16 That such funds may not be made available for construc-
17 tion: *Provided further*, That of the funds appropriated
18 under this heading that are made available for assistance
19 programs for displaced and orphaned children and vic-
20 tims of war, not to exceed \$42,500, in addition to funds
21 otherwise available for such purposes, may be used to
22 monitor and provide oversight of such programs: *Pro-*
23 *vided further*, That funds appropriated under this head-
24 ing should be made available for programs in sub-Saha-
25 ran Africa to address sexual and gender-based violence:

1 *Provided further*, That of the funds appropriated under
 2 this heading, \$10,000,000 may be made available for co-
 3 operative development programs within the Office of Pri-
 4 vate and Voluntary Cooperation: *Provided further*, That
 5 not less than \$20,000,000 should be made available for
 6 rural water and sanitation projects in East Africa.

7 INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

8 For necessary expenses to carry out the provisions
 9 of section 491 of the Foreign Assistance Act of 1961 for
 10 international disaster relief, rehabilitation, and recon-
 11 struction assistance, \$348,800,000, to remain available
 12 until expended, of which \$30,000,000 should be for famine
 13 prevention and relief.

14 TRANSITION INITIATIVES

15 For necessary expenses for international disaster re-
 16 habilitation and reconstruction assistance pursuant to sec-
 17 tion 491 of the Foreign Assistance Act of 1961,
 18 \$40,000,000, to remain available until expended, to sup-
 19 port transition to democracy and to long-term develop-
 20 ment of countries in crisis: *Provided*, That such support
 21 may include assistance to develop, strengthen, or preserve
 22 democratic institutions and processes, revitalize basic in-
 23 frastructure, and foster the peaceful resolution of conflict:
 24 *Provided further*, That the United States Agency for Inter-
 25 national Development shall submit a report to the Com-

1 mittees on Appropriations at least 5 days prior to begin-
2 ning a new program of assistance: *Provided further*, That
3 if the President determines that it is important to the na-
4 tional interests of the United States to provide transition
5 assistance in excess of the amount appropriated under this
6 heading, up to \$15,000,000 of the funds appropriated by
7 this Act to carry out the provisions of part I of the For-
8 eign Assistance Act of 1961 may be used for purposes of
9 this heading and under the authorities applicable to funds
10 appropriated under this heading: *Provided further*, That
11 funds made available pursuant to the previous proviso
12 shall be made available subject to prior consultation with
13 the Committees on Appropriations.

14 DEVELOPMENT CREDIT AUTHORITY

15 (INCLUDING TRANSFER OF FUNDS)

16 For the cost of direct loans and loan guarantees pro-
17 vided by the United States Agency for International De-
18 velopment, as authorized by sections 256 and 635 of the
19 Foreign Assistance Act of 1961, up to \$21,000,000 may
20 be derived by transfer from funds appropriated by this Act
21 to carry out part I of such Act and under the heading
22 “Assistance for Eastern Europe and the Baltic States”:
23 *Provided*, That such funds shall be made available only
24 for micro and small enterprise programs, urban programs,
25 and other programs which further the purposes of part

1 I of the Act: *Provided further*, That such costs, including
2 the cost of modifying such direct and guaranteed loans,
3 shall be as defined in section 502 of the Congressional
4 Budget Act of 1974, as amended: *Provided further*, That
5 funds made available by this paragraph may be used for
6 the cost of modifying any such guaranteed loans under
7 this Act or prior Acts, and funds used for such costs shall
8 be subject to the regular notification procedures of the
9 Committees on Appropriations: *Provided further*, That the
10 provisions of section 107A(d) (relating to general provi-
11 sions applicable to the Development Credit Authority) of
12 the Foreign Assistance Act of 1961, as contained in sec-
13 tion 306 of H.R. 1486 as reported by the House Com-
14 mittee on International Relations on May 9, 1997, shall
15 be applicable to direct loans and loan guarantees provided
16 under this heading: *Provided further*, That these funds are
17 available to subsidize total loan principal, any portion of
18 which is to be guaranteed, of up to \$700,000,000.

19 In addition, for administrative expenses to carry out
20 credit programs administered by the United States Agency
21 for International Development, \$8,400,000, which may be
22 transferred to and merged with the appropriation for Op-
23 erating Expenses of the United States Agency for Inter-
24 national Development: *Provided*, That funds made avail-

1 able under this heading shall remain available until Sep-
2 tember 30, 2009.

3 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
4 DISABILITY FUND

5 For payment to the “Foreign Service Retirement and
6 Disability Fund”, as authorized by the Foreign Service
7 Act of 1980, \$38,700,000.

8 OPERATING EXPENSES OF THE UNITED STATES AGENCY
9 FOR INTERNATIONAL DEVELOPMENT

10 For necessary expenses to carry out the provisions
11 of section 667 of the Foreign Assistance Act of 1961,
12 \$646,000,000, of which up to \$25,000,000 may remain
13 available until September 30, 2008: *Provided*, That none
14 of the funds appropriated under this heading and under
15 the heading “Capital Investment Fund” may be made
16 available to finance the construction (including architect
17 and engineering services), purchase, or long-term lease of
18 offices for use by the United States Agency for Inter-
19 national Development, unless the Administrator has iden-
20 tified such proposed construction (including architect and
21 engineering services), purchase, or long-term lease of of-
22 fices in a report submitted to the Committees on Appro-
23 priations at least 15 days prior to the obligation of these
24 funds for such purposes: *Provided further*, That the pre-
25 vious proviso shall not apply where the total cost of con-

1 struction (including architect and engineering services),
2 purchase, or long-term lease of offices does not exceed
3 \$1,000,000: *Provided further*, That contracts or agree-
4 ments entered into with funds appropriated under this
5 heading may entail commitments for the expenditure of
6 such funds through fiscal year 2008: *Provided further*,
7 That none of the funds in this Act may be used to open
8 a new overseas mission of the United States Agency for
9 International Development without the prior written noti-
10 fication to the Committees on Appropriations: *Provided*
11 *further*, That the authority of sections 610 and 109 of
12 the Foreign Assistance Act of 1961 may be exercised by
13 the Secretary of State to transfer funds appropriated to
14 carry out chapter 1 of part I of such Act to “Operating
15 Expenses of the United States Agency for International
16 Development” in accordance with the provisions of those
17 sections: *Provided further*, That none of the funds appro-
18 priated by this Act or any prior Act making appropria-
19 tions for foreign operations, export financing, or related
20 programs may be used by the United States Agency for
21 International Development for the rent of buildings and
22 space in buildings in the United States pursuant to the
23 authority of section 636(a)(1) of the Foreign Assistance
24 Act of 1961: *Provided further*, That the previous proviso
25 shall not apply to any lease, agreement, or other instru-

1 ment executed for the purpose of maintaining United
2 States Agency for International Development continuity
3 of operations and to the cost of terminating the domestic
4 lease executed on September 30, 2005.

5 CAPITAL INVESTMENT FUND OF THE UNITED STATES
6 AGENCY FOR INTERNATIONAL DEVELOPMENT

7 For necessary expenses for overseas construction and
8 related costs, and for the procurement and enhancement
9 of information technology and related capital investments,
10 pursuant to section 667 of the Foreign Assistance Act of
11 1961, \$105,300,000, to remain available until expended:
12 *Provided*, That this amount is in addition to funds other-
13 wise available for such purposes: *Provided further*, That
14 funds appropriated under this heading shall be available
15 for obligation only pursuant to the regular notification
16 procedures of the Committees on Appropriations: *Provided*
17 *further*, That of the funds appropriated under this head-
18 ing, not to exceed \$89,000,000 may be made available for
19 the purposes of implementing the Capital Security Cost
20 Sharing Program.

21 UNITED STATES AGENCY FOR INTERNATIONAL
22 DEVELOPMENT OFFICE OF INSPECTOR GENERAL

23 For necessary expenses to carry out the provisions
24 of section 667 of the Foreign Assistance Act of 1961,
25 \$39,000,000, to remain available until September 30,

1 2008, which sum shall be available for the Office of the
2 Inspector General of the United States Agency for Inter-
3 national Development.

4 OTHER BILATERAL ECONOMIC ASSISTANCE

5 ECONOMIC SUPPORT FUND

6 (INCLUDING TRANSFER OF FUNDS)

7 For necessary expenses to carry out the provisions
8 of chapter 4 of part II, \$2,650,740,000 (increased by
9 \$2,000,000), to remain available until September 30,
10 2008: *Provided*, That of the funds appropriated under this
11 heading, not less than \$120,000,000 shall be available
12 only for Israel, which sum shall be available on a grant
13 basis as a cash transfer and shall be disbursed within 30
14 days of the enactment of this Act: *Provided further*, That
15 not less than \$455,000,000 shall be available only for
16 Egypt, which sum shall be provided on a grant basis, and
17 of which sum cash transfer assistance shall be provided
18 with the understanding that Egypt will undertake signifi-
19 cant economic and political reforms which are additional
20 to those which were undertaken in previous fiscal years:
21 *Provided further*, That with respect to the provision of as-
22 sistance for Egypt for democracy and governance activi-
23 ties, the organizations implementing such assistance and
24 the specific nature of that assistance shall not be subject
25 to the prior approval by the Government of Egypt: *Pro-*

1 *vided further*, That of the funds appropriated under this
2 heading for assistance for Egypt, not less than
3 \$135,000,000 shall be made available for project assist-
4 ance, of which not less than \$50,000,000 shall be made
5 available for democracy, human rights and governance
6 programs and not less than \$50,000,000 shall be used for
7 education programs: *Provided further*, That of the funds
8 appropriated under this heading for assistance for Egypt
9 for economic reform activities, \$200,000,000 shall be
10 withheld from obligation until the Secretary of State de-
11 termines and reports to the Committees on Appropriations
12 that Egypt has met the calendar year 2005 benchmarks
13 accompanying the “Financial Sector Reform Memo-
14 randum of Understanding” dated March 20, 2005: *Pro-*
15 *vided further*, That of the funds appropriated under this
16 heading, \$135,000,000 is available only to carry out pro-
17 grams in Colombia and may be transferred to “Develop-
18 ment Assistance” to continue programs administered by
19 the United States Agency for International Development:
20 *Provided further*, That \$15,000,000 of the funds appro-
21 priated under this heading should be made available for
22 Cyprus to be used only for scholarships, administrative
23 support of the scholarship program, bicommunal projects,
24 and measures aimed at reunification of the island and de-
25 signed to reduce tensions and promote peace and coopera-

1 tion between the two communities on Cyprus: *Provided*
2 *further*, That in exercising the authority to provide cash
3 transfer assistance for Israel, the President shall ensure
4 that the level of such assistance does not cause an adverse
5 impact on the total level of nonmilitary exports from the
6 United States to such country and that Israel enters into
7 a side letter agreement in an amount proportional to the
8 fiscal year 1999 agreement: *Provided further*, That of the
9 funds appropriated under this heading, not less than
10 \$250,500,000 should be made available only for assistance
11 for Jordan: *Provided further*, That none of the funds ap-
12 propriated under this heading may be made available for
13 assistance for the West Bank and Gaza: *Provided further*,
14 That \$35,500,000 of the funds appropriated under this
15 heading shall be made available for assistance for Leb-
16 anon, of which not less than \$6,000,000 should be made
17 available for scholarships and direct support of American
18 educational institutions in Lebanon: *Provided further*,
19 That not more than \$225,000,000 of the funds made
20 available for assistance for Afghanistan under this head-
21 ing may be obligated for such assistance until the Sec-
22 retary of State certifies to the Committees on Appropria-
23 tions that the Government of Afghanistan at both the na-
24 tional and local level is cooperating fully with United
25 States funded poppy eradication and interdiction efforts

1 in Afghanistan: *Provided further*, That such report shall
2 include an analysis of the steps being taken by the Govern-
3 ment of Afghanistan, at the national and local level, to
4 cooperate fully with United States funded poppy eradi-
5 cation and interdiction efforts in Afghanistan: *Provided*
6 *further*, That of the funds appropriated under this heading
7 that are available for assistance for the Democratic Re-
8 public of Timor-Leste, up to \$1,000,000 may be available
9 for administrative expenses of the United States Agency
10 for International Development: *Provided further*, That not-
11 withstanding any other provision of law, funds appro-
12 priated under this heading may be made available for pro-
13 grams and activities for the Central Highlands of Viet-
14 nam: *Provided further*, That funds appropriated under this
15 heading that are made available for a Middle East Financ-
16 ing Facility, Middle East Enterprise Fund, or any other
17 similar entity in the Middle East shall be subject to the
18 regular notification procedures of the Committees on Ap-
19 propriations.

20 INTERNATIONAL FUND FOR IRELAND

21 For necessary expenses to carry out the provisions
22 of chapter 4 of part II of the Foreign Assistance Act of
23 1961, \$10,800,000, which shall be available for the United
24 States contribution to the International Fund for Ireland
25 and shall be made available in accordance with the provi-

1 sions of the Anglo-Irish Agreement Support Act of 1986
2 (Public Law 99–415): *Provided*, That such amount shall
3 be expended at the minimum rate necessary to make time-
4 ly payment for projects and activities: *Provided further*,
5 That funds made available under this heading shall re-
6 main available until September 30, 2008.

7 ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC
8 STATES

9 (a) For necessary expenses to carry out the provisions
10 of the Foreign Assistance Act of 1961 and the Support
11 for East European Democracy (SEED) Act of 1989,
12 \$227,900,000, to remain available until September 30,
13 2008, which shall be available, notwithstanding any other
14 provision of law, for assistance and for related programs
15 for Eastern Europe and the Baltic States.

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

21 (c) The provisions of section 529 of this Act shall
22 apply to funds appropriated under this heading: *Provided*,
23 That notwithstanding any provision of this or any other
24 Act, including provisions in this subsection regarding the
25 application of section 529 of this Act, local currencies gen-

1 erated by, or converted from, funds appropriated by this
2 Act and by previous appropriations Acts and made avail-
3 able for the economic revitalization program in Bosnia
4 may be used in Eastern Europe and the Baltic States to
5 carry out the provisions of the Foreign Assistance Act of
6 1961 and the SEED Act.

7 (d) The President is authorized to withhold funds ap-
8 propriated under this heading made available for economic
9 revitalization programs in Bosnia and Herzegovina, if he
10 determines and certifies to the Committees on Appropria-
11 tions that the Federation of Bosnia and Herzegovina has
12 not complied with article III of annex 1–A of the General
13 Framework Agreement for Peace in Bosnia and
14 Herzegovina concerning the withdrawal of foreign forces,
15 and that intelligence cooperation on training, investiga-
16 tions, and related activities between state sponsors of ter-
17 rorism and terrorist organizations and Bosnian officials
18 has not been terminated.

19 ASSISTANCE FOR THE INDEPENDENT STATES OF THE
20 FORMER SOVIET UNION

21 (a) For necessary expenses to carry out the provisions
22 of chapters 11 and 12 of part I of the Foreign Assistance
23 Act of 1961 and the FREEDOM Support Act, for assist-
24 ance for the Independent States of the former Soviet
25 Union and for related programs, \$371,280,000, to remain

1 available until September 30, 2008: *Provided*, That the
2 provisions of such chapters shall apply to funds appro-
3 priated by this paragraph: *Provided further*, That funds
4 made available for the Southern Caucasus region may be
5 used, notwithstanding any other provision of law, for con-
6 fidence-building measures and other activities in further-
7 ance of the peaceful resolution of the regional conflicts,
8 especially those in the vicinity of Abkhazia and Nagorno-
9 Karabagh: *Provided further*, That notwithstanding any
10 other provision of law, funds appropriated under this
11 heading in this Act or prior Acts making appropriations
12 for foreign operations, export financing, and related pro-
13 grams, that are made available pursuant to the provisions
14 of section 807 of Public Law 102–511 shall be subject
15 to a 6 percent ceiling on administrative expenses.

16 (b) Of the funds appropriated under this heading, not
17 less than \$41,000,000 should be made available, in addi-
18 tion to funds otherwise available for such purposes, for
19 assistance for child survival, environmental and reproduc-
20 tive health, and to combat HIV/AIDS, tuberculosis and
21 other infectious diseases, and for related activities.

22 (c)(1) Of the funds appropriated under this heading
23 that are allocated for assistance for the Government of
24 the Russian Federation, 60 percent shall be withheld from
25 obligation until the President determines and certifies in

1 writing to the Committees on Appropriations that the Gov-
2 ernment of the Russian Federation—

3 (A) has terminated implementation of arrange-
4 ments to provide Iran with technical expertise, train-
5 ing, technology, or equipment necessary to develop a
6 nuclear reactor, related nuclear research facilities or
7 programs, or ballistic missile capability; and

8 (B) is providing full access to international non-
9 government organizations providing humanitarian
10 relief to refugees and internally displaced persons in
11 Chechnya.

12 (2) Paragraph (1) shall not apply to—

13 (A) assistance to combat infectious diseases,
14 child survival activities, or assistance for victims of
15 trafficking in persons; and

16 (B) activities authorized under title V (Non-
17 proliferation and Disarmament Programs and Ac-
18 tivities) of the FREEDOM Support Act.

19 (d) Section 907 of the FREEDOM Support Act shall
20 not apply to—

21 (1) activities to support democracy or assist-
22 ance under title V of the FREEDOM Support Act
23 and section 1424 of Public Law 104–201 or non-
24 proliferation assistance;

1 (2) any assistance provided by the Trade and
2 Development Agency under section 661 of the For-
3 eign Assistance Act of 1961;

4 (3) any activity carried out by a member of the
5 United States and Foreign Commercial Service while
6 acting within his or her official capacity;

7 (4) any insurance, reinsurance, guarantee or
8 other assistance provided by the Overseas Private
9 Investment Corporation under title IV of chapter 2
10 of part I of the Foreign Assistance Act of 1961;

11 (5) any financing provided under the Export-
12 Import Bank Act of 1945; or

13 (6) humanitarian assistance.

14 TRADE CAPACITY ENHANCEMENT FUND

15 (INCLUDING TRANSFER OF FUNDS)

16 For necessary expenses to carry out the provisions
17 of the Foreign Assistance Act of 1961 for the enhance-
18 ment of trade capacity in foreign countries, \$522,000,000,
19 to remain available until September 30, 2008: *Provided*,
20 That these funds shall be available to the Director of
21 Trade Capacity Enhancement to be used only for enhanc-
22 ing trade capacity, most especially to assist a country in
23 efforts to qualify for, implement and benefit from free
24 trade agreements with the United States: *Provided further*,
25 That in order to accomplish the purposes provided herein,

1 funds appropriated under this heading may be transferred
 2 to and merged with funds appropriated by this Act under
 3 the headings “Development Assistance”, “Economic Sup-
 4 port Fund”, “Assistance for Eastern Europe and the Bal-
 5 tic States”, “Assistance to Independent States of the
 6 Former Soviet Union”, and “Andean Counterdrug Initia-
 7 tive”: *Provided further*, That any such transfers shall be
 8 subject to the regular notification procedures of the Com-
 9 mittees on Appropriations: *Provided further*, That funds
 10 appropriated under this heading are in addition to funds
 11 otherwise available for such purposes.

12 INDEPENDENT AGENCIES

13 INTER-AMERICAN FOUNDATION

14 For necessary expenses to carry out the functions of
 15 the Inter-American Foundation in accordance with the
 16 provisions of section 401 of the Foreign Assistance Act
 17 of 1969, \$19,268,000, to remain available until Sep-
 18 tember 30, 2008.

19 AFRICAN DEVELOPMENT FOUNDATION

20 For necessary expenses to carry out title V of the
 21 International Security and Development Cooperation Act
 22 of 1980, Public Law 96–533, \$22,726,000, to remain
 23 available until September 30, 2008: *Provided*, That funds
 24 made available to grantees may be invested pending ex-
 25 penditure for project purposes when authorized by the

1 Board of Directors of the Foundation: *Provided further*,
 2 That interest earned shall be used only for the purposes
 3 for which the grant was made: *Provided further*, That not-
 4 withstanding section 505(a)(2) of the African Develop-
 5 ment Foundation Act: (1) in exceptional circumstances the
 6 Board of Directors of the Foundation may waive the
 7 \$250,000 limitation contained in that section with respect
 8 to a project; and (2) a project may exceed the limitation
 9 by up to \$10,000 if the increase is due solely to foreign
 10 currency fluctuation: *Provided further*, That the Founda-
 11 tion shall provide a report to the Committees on Appro-
 12 priations after each time such authority is exercised.

13 PEACE CORPS

14 (INCLUDING TRANSFER OF FUNDS)

15 For necessary expenses to carry out the provisions
 16 of the Peace Corps Act (75 Stat. 612), including the pur-
 17 chase of not to exceed five passenger motor vehicles for
 18 administrative purposes for use outside of the United
 19 States, \$324,587,000, to remain available until September
 20 30, 2008: *Provided*, That none of the funds appropriated
 21 under this heading shall be used to pay for abortions: *Pro-*
 22 *vided further*, That the Director may transfer to the For-
 23 eign Currency Fluctuations Account, as authorized by 22
 24 U.S.C. 2515, an amount not to exceed \$2,000,000: *Pro-*
 25 *vided further*, That funds transferred pursuant to the pre-

1 vious proviso may not be derived from amounts made
2 available for Peace Corps overseas operations.

3 MILLENNIUM CHALLENGE CORPORATION

4 For necessary expenses for the “Millennium Chal-
5 lenge Corporation”, \$2,000,000,000, to remain available
6 until expended: *Provided*, That of the funds appropriated
7 under this heading, up to \$95,000,000 may be available
8 for administrative expenses of the Millennium Challenge
9 Corporation: *Provided further*, That up to 10 percent of
10 the funds appropriated under this heading may be made
11 available to carry out the purposes of section 616 of the
12 Millennium Challenge Act of 2003 for candidate countries
13 for fiscal year 2007: *Provided further*, That none of the
14 funds available to carry out section 616 of such Act may
15 be made available until the Chief Executive Officer of the
16 Millennium Challenge Corporation provides a report to the
17 Committees on Appropriations listing the candidate coun-
18 tries that will be receiving assistance under section 616
19 of such Act, the level of assistance proposed for each such
20 country, a description of the proposed programs, projects
21 and activities, and the implementing agency or agencies
22 of the United States Government: *Provided further*, That
23 section 605(e)(4) of the Millennium Challenge Act of 2003
24 shall apply to funds appropriated under this heading: *Pro-*
25 *vided further*, That funds appropriated under this heading

1 may be made available for a Millennium Challenge Com-
2 pact entered into pursuant to section 609 of the Millen-
3 nium Challenge Act of 2003 only if such Compact obli-
4 gates, or contains a commitment to obligate subject to the
5 availability of funds and the mutual agreement of the par-
6 ties to the Compact to proceed, the entire amount of the
7 United States Government funding anticipated for the du-
8 ration of the Compact.

9 DEPARTMENT OF STATE

10 GLOBAL HIV/AIDS INITIATIVE

11 For necessary expenses to carry out the provisions
12 of the Foreign Assistance Act of 1961 for the prevention,
13 treatment, and control of, and research on, HIV/AIDS,
14 including administrative expenses of the Office of the
15 Global AIDS Coordinator, \$2,772,500,000, to remain
16 available until expended, of which \$244,500,000 shall be
17 made available, notwithstanding any other provision of
18 law, except for the United States Leadership Against
19 HIV/AIDS, Tuberculosis and Malaria Act of 2003 (Public
20 Law 108–25) for a United States contribution to the Glob-
21 al Fund to Fight AIDS, Tuberculosis and Malaria, and
22 shall be expended at the minimum rate necessary to make
23 timely payment for projects and activities: *Provided*, That
24 up to 5 percent of the aggregate amount of funds made
25 available to the Global Fund in fiscal year 2007 may be

1 made available to the Office of the United States Global
2 AIDS Coordinator for technical assistance related to the
3 activities of the Global Fund.

4 INTERNATIONAL NARCOTICS CONTROL AND LAW
5 ENFORCEMENT

6 For necessary expenses to carry out section 481 of
7 the Foreign Assistance Act of 1961, \$703,600,000 (in-
8 creased by \$10,000,000) (reduced by \$10,000,000), to re-
9 main available until September 30, 2009: *Provided*, That
10 during fiscal year 2007, the Department of State may also
11 use the authority of section 608 of the Foreign Assistance
12 Act of 1961, without regard to its restrictions, to receive
13 excess property from an agency of the United States Gov-
14 ernment for the purpose of providing it to a foreign coun-
15 try under chapter 8 of part I of that Act subject to the
16 regular notification procedures of the Committees on Ap-
17 propriations: *Provided further*, That the Secretary of State
18 shall provide to the Committees on Appropriations not
19 later than 45 days after the date of the enactment of this
20 Act and prior to the initial obligation of funds appro-
21 priated under this heading, a report on the proposed uses
22 of all funds under this heading on a country-by-country
23 basis for each proposed program, project, or activity: *Pro-*
24 *vided further*, That of the funds appropriated under this
25 heading, not less than \$16,250,000 shall be made avail-

1 able for training programs and activities of the Inter-
2 national Law Enforcement Academies: *Provided further*,
3 That of the funds appropriated under this heading,
4 \$26,100,000 shall be made available to carry out pro-
5 grams in Colombia: *Provided further*, That \$10,000,000
6 of the funds appropriated under this heading shall be
7 made available for demand reduction programs: *Provided*
8 *further*, That of the funds appropriated under this head-
9 ing, not more than \$33,484,000 may be available for ad-
10 ministrative expenses.

11 ANDEAN COUNTERDRUG INITIATIVE

12 For necessary expenses to carry out section 481 of
13 the Foreign Assistance Act of 1961 to support
14 counterdrug activities in the Andean region of South
15 America, \$506,850,000, to remain available until Sep-
16 tember 30, 2009: *Provided*, That in fiscal year 2007,
17 funds available to the Department of State for assistance
18 to the Government of Colombia shall be available to sup-
19 port a unified campaign against narcotics trafficking,
20 against activities by organizations designated as terrorist
21 organizations such as the Revolutionary Armed Forces of
22 Colombia (FARC), the National Liberation Army (ELN),
23 and the United Self-Defense Forces of Colombia (AUC),
24 and to take actions to protect human health and welfare
25 in emergency circumstances, including undertaking rescue

1 operations: *Provided further*, That this authority shall
2 cease to be effective if the Secretary of State has credible
3 evidence that the Colombian Armed Forces are not con-
4 ducting vigorous operations to restore government author-
5 ity and respect for human rights in areas under the effec-
6 tive control of paramilitary and guerrilla organizations:
7 *Provided further*, That the President shall ensure that if
8 any helicopter procured with funds under this heading is
9 used to aid or abet the operations of any illegal self-de-
10 fense group or illegal security cooperative, such helicopter
11 shall be immediately returned to the United States: *Pro-*
12 *vided further*, That the Secretary of State, in consultation
13 with the Administrator of the United States Agency for
14 International Development, shall provide to the Commit-
15 tees on Appropriations not later than 45 days after the
16 date of the enactment of this Act and prior to the initial
17 obligation of funds appropriated under this heading, a re-
18 port on the proposed uses of all funds under this heading
19 on a country-by-country basis for each proposed program,
20 project, or activity: *Provided further*, That funds made
21 available in this Act for demobilization/reintegration of
22 members of foreign terrorist organizations in Colombia
23 shall be subject to prior consultation with, and the regular
24 notification procedures of, the Committees on Appropria-
25 tions: *Provided further*, That section 482(b) of the Foreign

1 Assistance Act of 1961 shall not apply to funds appro-
2 priated under this heading: *Provided further*, That assist-
3 ance provided with funds appropriated under this heading
4 that is made available notwithstanding section 482(b) of
5 the Foreign Assistance Act of 1961 shall be made avail-
6 able subject to the regular notification procedures of the
7 Committees on Appropriations: *Provided further*, That of
8 the funds appropriated under this heading that are avail-
9 able for alternative development/institution building, not
10 less than \$85,400,000 shall be apportioned directly to the
11 United States Agency for International Development: *Pro-*
12 *vided further*, That with respect to funds apportioned to
13 the United States Agency for International Development
14 under the previous proviso, the responsibility for policy de-
15 cisions for the use of such funds, including what activities
16 will be funded and the amount of funds that will be pro-
17 vided for each of those activities, shall be the responsibility
18 of the Director of Foreign Assistance in consultation with
19 the Assistant Secretary of State for International Nar-
20 cotics and Law Enforcement Affairs: *Provided further*,
21 That no United States Armed Forces personnel or United
22 States civilian contractor employed by the United States
23 will participate in any combat operation in connection with
24 assistance made available by this Act for Colombia: *Pro-*
25 *vided further*, That funds appropriated under this heading

1 that are made available for assistance for the Bolivian
2 military may be made available for such purposes only if
3 the Secretary of State certifies that the Bolivian military
4 is respecting human rights, and civilian judicial authori-
5 ties are investigating and prosecuting, with the military's
6 cooperation, military personnel who have been implicated
7 in gross violations of human rights: *Provided further*, That
8 of the funds appropriated under this heading, not more
9 than \$18,060,000 may be available for administrative ex-
10 penses of the Department of State, and not more than
11 \$7,800,000 may be available, in addition to amounts oth-
12 erwise available for such purposes, for administrative ex-
13 penses of the United States Agency for International De-
14 velopment.

15 MIGRATION AND REFUGEE ASSISTANCE

16 For expenses, not otherwise provided for, necessary
17 to enable the Secretary of State to provide, as authorized
18 by law, a contribution to the International Committee of
19 the Red Cross, assistance to refugees, including contribu-
20 tions to the International Organization for Migration and
21 the United Nations High Commissioner for Refugees, and
22 other activities to meet refugee and migration needs; sala-
23 ries and expenses of personnel and dependents as author-
24 ized by the Foreign Service Act of 1980; allowances as
25 authorized by sections 5921 through 5925 of title 5,

1 United States Code; purchase and hire of passenger motor
2 vehicles; and services as authorized by section 3109 of title
3 5, United States Code, \$750,206,000, to remain available
4 until expended: *Provided*, That not more than
5 \$23,000,000 may be available for administrative expenses:
6 *Provided further*, That not less than \$40,000,000 of the
7 funds made available under this heading shall be made
8 available for refugees from the former Soviet Union and
9 Eastern Europe and other refugees resettling in Israel:
10 *Provided further*, That funds appropriated under this
11 heading may be made available for a headquarters con-
12 tribution to the International Committee of the Red Cross
13 only if the Secretary of State determines (and so reports
14 to the appropriate committees of Congress) that the
15 Magen David Adom Society of Israel is not being denied
16 participation in the activities of the International Red
17 Cross and Red Crescent Movement.

18 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
19 ASSISTANCE FUND

20 For necessary expenses to carry out the provisions
21 of section 2(c) of the Migration and Refugee Assistance
22 Act of 1962, as amended (22 U.S.C. 2601(c)),
23 \$30,000,000, to remain available until expended.

1 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
2 RELATED PROGRAMS

3 For necessary expenses for nonproliferation, anti-ter-
4 rorism, demining and related programs and activities,
5 \$425,010,000 (increased by \$5,000,000), to carry out the
6 provisions of chapter 8 of part II of the Foreign Assist-
7 ance Act of 1961 for anti-terrorism assistance, chapter 9
8 of part II of the Foreign Assistance Act of 1961, section
9 504 of the FREEDOM Support Act, section 23 of the
10 Arms Export Control Act or the Foreign Assistance Act
11 of 1961 for demining activities, the clearance of
12 unexploded ordnance, the destruction of small arms, and
13 related activities, notwithstanding any other provision of
14 law, including activities implemented through nongovern-
15 mental and international organizations, and section 301
16 of the Foreign Assistance Act of 1961 for a voluntary con-
17 tribution to the International Atomic Energy Agency
18 (IAEA), and for a United States contribution to the Com-
19 prehensive Nuclear Test Ban Treaty Preparatory Com-
20 mission: *Provided*, That of this amount not to exceed
21 \$38,000,000, to remain available until expended, may be
22 made available for the Nonproliferation and Disarmament
23 Fund, notwithstanding any other provision of law, to pro-
24 mote bilateral and multilateral activities relating to non-
25 proliferation and disarmament: *Provided further*, That

1 such funds may also be used for such countries other than
2 the Independent States of the former Soviet Union and
3 international organizations when it is in the national secu-
4 rity interest of the United States to do so: *Provided fur-*
5 *ther*, That funds appropriated under this heading may be
6 made available for the International Atomic Energy Agen-
7 cy only if the Secretary of State determines (and so re-
8 ports to the Congress) that Israel is not being denied its
9 right to participate in the activities of that Agency: *Pro-*
10 *vided further*, That of the funds made available for
11 demining and related activities, not to exceed \$700,000,
12 in addition to funds otherwise available for such purposes,
13 may be used for administrative expenses related to the op-
14 eration and management of the demining program: *Pro-*
15 *vided further*, That funds appropriated under this heading
16 that are available for “Anti-terrorism Assistance” and
17 “Export Control and Border Security” shall remain avail-
18 able until September 30, 2008.

19 DEPARTMENT OF THE TREASURY

20 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

21 For necessary expenses to carry out the provisions
22 of section 129 of the Foreign Assistance Act of 1961,
23 \$23,700,000, to remain available until September 30,
24 2009, which shall be available notwithstanding any other

1 provision of law that restricts assistance to foreign coun-
2 tries.

3 DEBT RESTRUCTURING

4 For the cost, as defined in section 502 of the Con-
5 gressional Budget Act of 1974, of modifying loans and
6 loan guarantees, as the President may determine, for
7 which funds have been appropriated or otherwise made
8 available for programs within the International Affairs
9 Budget Function 150, including the cost of selling, reduc-
10 ing, or canceling amounts owed to the United States as
11 a result of concessional loans made to eligible countries,
12 pursuant to parts IV and V of the Foreign Assistance Act
13 of 1961, of modifying concessional credit agreements with
14 least developed countries, as authorized under section 411
15 of the Agricultural Trade Development and Assistance Act
16 of 1954, as amended, of concessional loans, guarantees
17 and credit agreements, as authorized under section 572
18 of the Foreign Operations, Export Financing, and Related
19 Programs Appropriations Act, 1989 (Public Law 100–
20 461), and of canceling amounts owed, as a result of loans
21 or guarantees made pursuant to the Export-Import Bank
22 Act of 1945, by countries that are eligible for debt reduc-
23 tion pursuant to title V of H.R. 3425 as enacted into law
24 by section 1000(a)(5) of Public Law 106–113,
25 \$20,000,000, to remain available until September 30,

1 2009: *Provided*, That not less than \$20,000,000 of the
2 funds appropriated under this heading shall be made avail-
3 able to carry out the provisions of part V of the Foreign
4 Assistance Act of 1961: *Provided further*, That amounts
5 paid to the HIPC Trust Fund may be used only to fund
6 debt reduction under the enhanced HIPC initiative by—

- 7 (1) the Inter-American Development Bank;
8 (2) the African Development Fund;
9 (3) the African Development Bank; and
10 (4) the Central American Bank for Economic

11 Integration:

12 *Provided further*, That funds may not be paid to the HIPC
13 Trust Fund for the benefit of any country if the Secretary
14 of State has credible evidence that the government of such
15 country is engaged in a consistent pattern of gross viola-
16 tions of internationally recognized human rights or in mili-
17 tary or civil conflict that undermines its ability to develop
18 and implement measures to alleviate poverty and to devote
19 adequate human and financial resources to that end: *Pro-*
20 *vided further*, That on the basis of final appropriations,
21 the Secretary of the Treasury shall consult with the Com-
22 mittees on Appropriations concerning which countries and
23 international financial institutions are expected to benefit
24 from a United States contribution to the HIPC Trust
25 Fund during the fiscal year: *Provided further*, That the

1 Secretary of the Treasury shall inform the Committees on
2 Appropriations not less than 15 days in advance of the
3 signature of an agreement by the United States to make
4 payments to the HIPC Trust Fund of amounts for such
5 countries and institutions: *Provided further*, That the Sec-
6 retary of the Treasury may disburse funds designated for
7 debt reduction through the HIPC Trust Fund only for the
8 benefit of countries that—

9 (1) have committed, for a period of 24 months,
10 not to accept new market-rate loans from the inter-
11 national financial institution receiving debt repay-
12 ment as a result of such disbursement, other than
13 loans made by such institutions to export-oriented
14 commercial projects that generate foreign exchange
15 which are generally referred to as “enclave” loans;
16 and

17 (2) have documented and demonstrated their
18 commitment to redirect their budgetary resources
19 from international debt repayments to programs to
20 alleviate poverty and promote economic growth that
21 are additional to or expand upon those previously
22 available for such purposes:

23 *Provided further*, That any limitation of subsection (e) of
24 section 411 of the Agricultural Trade Development and
25 Assistance Act of 1954 shall not apply to funds appro-

1 priated under this heading: *Provided further*, That none
 2 of the funds made available under this heading in this or
 3 any other appropriations Act shall be made available for
 4 Sudan or Burma unless the Secretary of the Treasury de-
 5 termines and notifies the Committees on Appropriations
 6 that a democratically elected government has taken office.

7 TITLE III—MILITARY ASSISTANCE

8 FUNDS APPROPRIATED TO THE PRESIDENT

9 INTERNATIONAL MILITARY EDUCATION AND TRAINING

10 For necessary expenses to carry out the provisions
 11 of section 541 of the Foreign Assistance Act of 1961,
 12 \$88,000,000, of which up to \$3,000,000 may remain
 13 available until expended: *Provided*, That the civilian per-
 14 sonnel for whom military education and training may be
 15 provided under this heading may include civilians who are
 16 not members of a government whose participation would
 17 contribute to improved civil-military relations, civilian con-
 18 trol of the military, or respect for human rights.

19 FOREIGN MILITARY FINANCING PROGRAM

20 (INCLUDING TRANSFER OF FUNDS)

21 For expenses necessary for grants to enable the
 22 President to carry out the provisions of section 23 of the
 23 Arms Export Control Act, \$4,454,900,000: *Provided*,
 24 That of the funds appropriated under this heading, not
 25 less than \$2,340,000,000 shall be available for grants only

1 for Israel, and not less than \$1,300,000,000 shall be made
2 available for grants only for Egypt: *Provided further*, That
3 the funds appropriated by this paragraph for Israel shall
4 be disbursed within 30 days of the enactment of this Act:
5 *Provided further*, That to the extent that the Government
6 of Israel requests that funds be used for such purposes,
7 grants made available for Israel by this paragraph shall,
8 as agreed by Israel and the United States, be available
9 for advanced weapons systems, of which not less than
10 \$610,000,000 shall be available for the procurement in
11 Israel of defense articles and defense services, including
12 research and development: *Provided further*, That of the
13 funds appropriated by this paragraph, \$216,000,000 shall
14 be made available for assistance for Jordan: *Provided fur-*
15 *ther*, That funds appropriated or otherwise made available
16 by this paragraph shall be nonrepayable notwithstanding
17 any requirement in section 23 of the Arms Export Control
18 Act: *Provided further*, That funds made available under
19 this paragraph shall be obligated upon apportionment in
20 accordance with paragraph (5)(C) of title 31, United
21 States Code, section 1501(a).

22 None of the funds made available under this heading
23 shall be available to finance the procurement of defense
24 articles, defense services, or design and construction serv-
25 ices that are not sold by the United States Government

1 under the Arms Export Control Act unless the foreign
2 country proposing to make such procurements has first
3 signed an agreement with the United States Government
4 specifying the conditions under which such procurements
5 may be financed with such funds: *Provided*, That all coun-
6 try and funding level increases in allocations shall be sub-
7 mitted through the regular notification procedures of sec-
8 tion 515 of this Act: *Provided further*, That none of the
9 funds appropriated under this heading shall be available
10 for assistance for Sudan and Guatemala: *Provided further*,
11 That none of the funds appropriated under this heading
12 may be made available for assistance for Haiti except pur-
13 suant to the regular notification procedures of the Com-
14 mittees on Appropriations: *Provided further*, That funds
15 made available under this heading may be used, notwith-
16 standing any other provision of law, for demining, the
17 clearance of unexploded ordnance, and related activities,
18 and may include activities implemented through non-
19 governmental and international organizations: *Provided*
20 *further*, That only those countries for which assistance was
21 justified for the “Foreign Military Sales Financing Pro-
22 gram” in the fiscal year 1989 congressional presentation
23 for security assistance programs may utilize funds made
24 available under this heading for procurement of defense
25 articles, defense services or design and construction serv-

1 ices that are not sold by the United States Government
2 under the Arms Export Control Act: *Provided further*,
3 That funds appropriated under this heading shall be ex-
4 pended at the minimum rate necessary to make timely
5 payment for defense articles and services: *Provided fur-*
6 *ther*, That of the funds appropriated under this heading,
7 \$90,000,000 shall be available for Colombia and that with-
8 in these funds, the Department of Defense should ensure
9 sufficient resources are provided for the acquisition of ad-
10 ditional aircraft for the Colombian Navy's maritime sur-
11 veillance mission: *Provided further*, That not more than
12 \$42,500,000 of the funds appropriated under this heading
13 may be obligated for necessary expenses, including the
14 purchase of passenger motor vehicles for replacement only
15 for use outside of the United States, for the general costs
16 of administering military assistance and sales: *Provided*
17 *further*, That not more than \$359,000,000 of funds real-
18 ized pursuant to section 21(e)(1)(A) of the Arms Export
19 Control Act may be obligated for expenses incurred by the
20 Department of Defense during fiscal year 2007 pursuant
21 to section 43(b) of the Arms Export Control Act, except
22 that this limitation may be exceeded only through the reg-
23 ular notification procedures of the Committees on Appro-
24 priations: *Provided further*, That foreign military financing
25 program funds estimated to be outlaid for Egypt during

1 fiscal year 2007 shall be transferred to an interest bearing
2 account for Egypt in the Federal Reserve Bank of New
3 York within 30 days of enactment of this Act.

4 PEACEKEEPING OPERATIONS

5 For necessary expenses to carry out the provisions
6 of section 551 of the Foreign Assistance Act of 1961,
7 \$170,000,000: *Provided*, That none of the funds appro-
8 priated under this heading shall be obligated or expended
9 except as provided through the regular notification proce-
10 dures of the Committees on Appropriations.

11 TITLE IV—MULTILATERAL ECONOMIC

12 ASSISTANCE

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 INTERNATIONAL FINANCIAL INSTITUTIONS

15 GLOBAL ENVIRONMENT FACILITY

16 For the United States contribution for the Global En-
17 vironment Facility, \$56,250,000 to the International
18 Bank for Reconstruction and Development as trustee for
19 the Global Environment Facility (GEF), by the Secretary
20 of the Treasury, to remain available until expended.

21 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT

22 ASSOCIATION

23 For payment to the International Development Asso-
24 ciation by the Secretary of the Treasury, \$950,000,000,
25 to remain available until expended.

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

3 For payment to the Enterprise for the Americas Mul-
4 tilateral Investment Fund by the Secretary of the Treas-
5 ury, for the United States contribution to the fund,
6 \$23,000,000, to remain available until expended.

7 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

8 For the United States contribution by the Secretary
9 of the Treasury to the increase in resources of the Asian
10 Development Fund, as authorized by the Asian Develop-
11 ment Bank Act, as amended, \$115,250,000, to remain
12 available until expended.

13 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

14 For payment to the African Development Bank by
15 the Secretary of the Treasury, \$5,018,000, for the United
16 States paid-in share of the increase in capital stock, to
17 remain available until expended.

18 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

19 The United States Governor of the African Develop-
20 ment Bank may subscribe without fiscal year limitation
21 for the callable capital portion of the United States share
22 of such capital stock in an amount not to exceed
23 \$78,622,000.

1 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

2 For the United States contribution by the Secretary
3 of the Treasury to the increase in resources of the African
4 Development Fund, \$135,700,000, to remain available
5 until expended.

6 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
7 AGRICULTURAL DEVELOPMENT

8 For the United States contribution by the Secretary
9 of the Treasury to increase the resources of the Inter-
10 national Fund for Agricultural Development,
11 \$18,000,000, to remain available until expended.

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,
15 and of section 2 of the United Nations Environment Pro-
16 gram Participation Act of 1973, \$327,570,000: *Provided*,
17 That none of the funds appropriated under this heading
18 may be made available to the International Atomic En-
19 ergy Agency (IAEA): *Provided further*, That section
20 307(a) of the Foreign Assistance Act shall not apply to
21 contributions to the United Nations Democracy Fund.

1 TITLE V—GENERAL PROVISIONS

2 COMPENSATION FOR UNITED STATES EXECUTIVE

3 DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS

4 SEC. 501. (a) No funds appropriated by this Act may
5 be made as payment to any international financial institu-
6 tion while the United States Executive Director to such
7 institution is compensated by the institution at a rate
8 which, together with whatever compensation such Director
9 receives from the United States, is in excess of the rate
10 provided for an individual occupying a position at level IV
11 of the Executive Schedule under section 5315 of title 5,
12 United States Code, or while any alternate United States
13 Director to such institution is compensated by the institu-
14 tion at a rate in excess of the rate provided for an indi-
15 vidual occupying a position at level V of the Executive
16 Schedule under section 5316 of title 5, United States
17 Code.

18 (b) For purposes of this section “international finan-
19 cial institutions” are: the International Bank for Recon-
20 struction and Development, the Inter-American Develop-
21 ment Bank, the Asian Development Bank, the Asian De-
22 velopment Fund, the African Development Bank, the Afri-
23 can Development Fund, the International Monetary Fund,
24 the North American Development Bank, and the Euro-
25 pean Bank for Reconstruction and Development.

1 RESTRICTIONS ON VOLUNTARY CONTRIBUTIONS TO
2 UNITED NATIONS AGENCIES

3 SEC. 502. None of the funds appropriated by this Act
4 may be made available to pay any voluntary contribution
5 of the United States to the United Nations (including the
6 United Nations Development Program) if the United Na-
7 tions implements or imposes any taxation on any United
8 States persons.

9 LIMITATION ON RESIDENCE EXPENSES

10 SEC. 503. Of the funds appropriated or made avail-
11 able pursuant to this Act, not to exceed \$100,500 shall
12 be for official residence expenses of the United States
13 Agency for International Development during the current
14 fiscal year: *Provided*, That appropriate steps shall be
15 taken to assure that, to the maximum extent possible,
16 United States-owned foreign currencies are utilized in lieu
17 of dollars.

18 UNOBLIGATED BALANCES REPORT

19 SEC. 504. Any Department or Agency to which funds
20 are appropriated or otherwise made available by this Act
21 shall provide to the Committees on Appropriations a quar-
22 terly accounting by program, project, and activity of the
23 funds received by such Department or Agency in this fiscal
24 year or any previous fiscal year that remain unobligated
25 and unexpended.

1 LIMITATION ON REPRESENTATIONAL ALLOWANCES

2 SEC. 505. Of the funds appropriated or made avail-
3 able pursuant to this Act, not to exceed \$250,000 shall
4 be available for representation and entertainment allow-
5 ances, of which not to exceed \$2,500 shall be available
6 for entertainment allowances, for the United States Agen-
7 cy for International Development during the current fiscal
8 year: *Provided*, That no such entertainment funds may be
9 used for the purposes listed in section 548 of this Act:
10 *Provided further*, That appropriate steps shall be taken to
11 assure that, to the maximum extent possible, United
12 States-owned foreign currencies are utilized in lieu of dol-
13 lars: *Provided further*, That of the funds made available
14 by this Act for general costs of administering military as-
15 sistance and sales under the heading “Foreign Military
16 Financing Program”, not to exceed \$4,000 shall be avail-
17 able for entertainment expenses and not to exceed
18 \$130,000 shall be available for representation allowances:
19 *Provided further*, That of the funds made available by this
20 Act under the heading “International Military Education
21 and Training”, not to exceed \$55,000 shall be available
22 for entertainment allowances: *Provided further*, That of
23 the funds made available by this Act for the Inter-Amer-
24 ican Foundation, not to exceed \$2,000 shall be available
25 for entertainment and representation allowances: *Provided*

1 *further*, That of the funds made available by this Act for
2 the Peace Corps, not to exceed a total of \$4,000 shall be
3 available for entertainment expenses: *Provided further*,
4 That of the funds made available by this Act under the
5 heading “Trade and Development Agency”, not to exceed
6 \$4,000 shall be available for representation and entertain-
7 ment allowances: *Provided further*, That of the funds made
8 available by this Act under the heading “Millennium Chal-
9 lenge Corporation”, not to exceed \$115,000 shall be avail-
10 able for representation and entertainment allowances.

11 PROHIBITION ON TAXATION OF UNITED STATES

12 ASSISTANCE

13 SEC. 506. (a) PROHIBITION ON TAXATION.—None of
14 the funds appropriated by this Act may be made available
15 to provide assistance for a foreign country under a new
16 bilateral agreement governing the terms and conditions
17 under which such assistance is to be provided unless such
18 agreement includes a provision stating that assistance pro-
19 vided by the United States shall be exempt from taxation,
20 or reimbursed, by the foreign government, and the Sec-
21 retary of State shall expeditiously seek to negotiate
22 amendments to existing bilateral agreements, as nec-
23 essary, to conform with this requirement.

24 (b) REIMBURSEMENT OF FOREIGN TAXES.—An
25 amount equivalent to 200 percent of the total taxes as-
26 sessed during fiscal year 2007 on funds appropriated by

1 this Act by a foreign government or entity against com-
2 modities financed under United States assistance pro-
3 grams for which funds are appropriated by this Act, either
4 directly or through grantees, contractors and subcontrac-
5 tors shall be withheld from obligation from funds appro-
6 priated for assistance for fiscal year 2008 and allocated
7 for the central government of such country and for the
8 West Bank and Gaza Program to the extent that the Sec-
9 retary of State certifies and reports in writing to the Com-
10 mittees on Appropriations that such taxes have not been
11 reimbursed to the Government of the United States.

12 (c) DE MINIMIS EXCEPTION.—Foreign taxes of a de
13 minimis nature shall not be subject to the provisions of
14 subsection (b).

15 (d) REPROGRAMMING OF FUNDS.—Funds withheld
16 from obligation for each country or entity pursuant to sub-
17 section (b) shall be reprogrammed for assistance to coun-
18 tries which do not assess taxes on United States assistance
19 or which have an effective arrangement that is providing
20 substantial reimbursement of such taxes.

21 (e) DETERMINATIONS.—

22 (1) The provisions of this section shall not
23 apply to any country or entity the Secretary of State
24 determines—

1 (A) does not assess taxes on United States
2 assistance or which has an effective arrange-
3 ment that is providing substantial reimburse-
4 ment of such taxes; or

5 (B) the foreign policy interests of the
6 United States outweigh the policy of this sec-
7 tion to ensure that United States assistance is
8 not subject to taxation.

9 (2) The Secretary of State shall consult with
10 the Committees on Appropriations at least 15 days
11 prior to exercising the authority of this subsection
12 with regard to any country or entity.

13 (f) IMPLEMENTATION.—The Secretary of State shall
14 issue rules, regulations, or policy guidance, as appropriate,
15 to implement the prohibition against the taxation of assist-
16 ance contained in this section.

17 (g) DEFINITIONS.—As used in this section—

18 (1) the terms “taxes” and “taxation” refer to
19 value added taxes and customs duties imposed on
20 commodities financed with United States assistance
21 for programs for which funds are appropriated by
22 this Act; and

23 (2) the term “bilateral agreement” refers to a
24 framework bilateral agreement between the Govern-
25 ment of the United States and the government of

1 the country receiving assistance that describes the
2 privileges and immunities applicable to United
3 States foreign assistance for such country generally,
4 or an individual agreement between the Government
5 of the United States and such government that de-
6 scribes, among other things, the treatment for tax
7 purposes that will be accorded the United States as-
8 sistance provided under that agreement.

9 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
10 COUNTRIES

11 SEC. 507. None of the funds appropriated or other-
12 wise made available pursuant to this Act shall be obligated
13 or expended to finance directly any assistance or repara-
14 tions to Cuba, Libya, North Korea, Iran, or Syria: *Pro-*
15 *vided*, That for purposes of this section, the prohibition
16 on obligations or expenditures shall include direct loans,
17 credits, insurance and guarantees of the Export-Import
18 Bank or its agents: *Provided further*, That for purposes
19 of this section, the prohibition shall not include activities
20 of the Overseas Private Investment Corporation in Libya:
21 *Provided further*, That the prohibition shall not include di-
22 rect loans, credits, insurance and guarantees made avail-
23 able by the Export-Import Bank or its agents for or in
24 Libya.

MILITARY COUPS

1
2 SEC. 508. None of the funds appropriated or other-
3 wise made available pursuant to this Act shall be obligated
4 or expended to finance directly any assistance to the gov-
5 ernment of any country whose duly elected head of govern-
6 ment is deposed by military coup or decree: *Provided*, That
7 assistance may be resumed to such government if the
8 President determines and certifies to the Committees on
9 Appropriations that subsequent to the termination of as-
10 sistance a democratically elected government has taken of-
11 fice: *Provided further*, That the provisions of this section
12 shall not apply to assistance to promote democratic elec-
13 tions or public participation in democratic processes: *Pro-*
14 *vided further*, That funds made available pursuant to the
15 previous provisos shall be subject to the regular notifica-
16 tion procedures of the Committees on Appropriations.

TRANSFERS

17
18 SEC. 509. (a)(1) LIMITATION ON TRANSFERS BE-
19 TWEEN AGENCIES.—None of the funds made available by
20 this Act may be transferred to any department, agency,
21 or instrumentality of the United States Government, ex-
22 cept pursuant to a transfer made by, or transfer authority
23 provided in, this Act or any other appropriation Act.

24 (2) Notwithstanding paragraph (1), in addition to
25 transfers made by, or authorized elsewhere in, this Act,
26 funds appropriated by this Act to carry out the purposes

1 of the Foreign Assistance Act of 1961 may be allocated
2 or transferred to agencies of the United States Govern-
3 ment pursuant to the provisions of sections 109, 610, and
4 632 of the Foreign Assistance Act of 1961.

5 (b) TRANSFERS BETWEEN ACCOUNTS.—None of the
6 funds made available by this Act may be obligated under
7 an appropriation account to which they were not appro-
8 priated, except for transfers specifically provided for in
9 this Act, unless the President, not less than 5 days prior
10 to the exercise of any authority contained in the Foreign
11 Assistance Act of 1961 to transfer funds, consults with
12 and provides a written policy justification to the Commit-
13 tees on Appropriations of the House of Representatives
14 and the Senate.

15 (c) AUDIT OF INTER-AGENCY TRANSFERS.—Any
16 agreement for the transfer or allocation of funds appro-
17 priated by this Act, or prior Acts, entered into between
18 the United States Agency for International Development
19 and another agency of the United States Government
20 under the authority of section 632(a) of the Foreign As-
21 sistance Act of 1961 or any comparable provision of law,
22 shall expressly provide that the Office of the Inspector
23 General for the agency receiving the transfer or allocation
24 of such funds shall perform periodic program and financial
25 audits of the use of such funds: *Provided*, That funds

1 transferred under such authority may be made available
2 for the cost of such audits.

3 COMMERCIAL LEASING OF DEFENSE ARTICLES

4 SEC. 510. Notwithstanding any other provision of
5 law, and subject to the regular notification procedures of
6 the Committees on Appropriations, the authority of sec-
7 tion 23(a) of the Arms Export Control Act may be used
8 to provide financing to Israel, Egypt and NATO and
9 major non-NATO allies for the procurement by leasing
10 (including leasing with an option to purchase) of defense
11 articles from United States commercial suppliers, not in-
12 cluding Major Defense Equipment (other than helicopters
13 and other types of aircraft having possible civilian applica-
14 tion), if the President determines that there are compel-
15 ling foreign policy or national security reasons for those
16 defense articles being provided by commercial lease rather
17 than by government-to-government sale under such Act.

18 AVAILABILITY OF FUNDS

19 SEC. 511. No part of any appropriation contained in
20 this Act shall remain available for obligation after the ex-
21 piration of the current fiscal year unless expressly so pro-
22 vided in this Act: *Provided*, That funds appropriated for
23 the purposes of chapters 1, 8, 11, and 12 of part I, section
24 667, chapters 4, 6, 8, and 9 of part II of the Foreign
25 Assistance Act of 1961, section 23 of the Arms Export
26 Control Act, and funds provided under the heading “As-

1 sistance for Eastern Europe and the Baltic States”, shall
2 remain available for an additional 4 years from the date
3 on which the availability of such funds would otherwise
4 have expired, if such funds are initially obligated before
5 the expiration of their respective periods of availability
6 contained in this Act: *Provided further*, That, notwith-
7 standing any other provision of this Act, any funds made
8 available for the purposes of chapter 1 of part I and chap-
9 ter 4 of part II of the Foreign Assistance Act of 1961
10 which are allocated or obligated for cash disbursements
11 in order to address balance of payments or economic policy
12 reform objectives, shall remain available until expended.

13 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

14 SEC. 512. No part of any appropriation contained in
15 this Act shall be used to furnish assistance to the govern-
16 ment of any country which is in default during a period
17 in excess of 1 calendar year in payment to the United
18 States of principal or interest on any loan made to the
19 government of such country by the United States pursuant
20 to a program for which funds are appropriated under this
21 Act unless the President determines, following consulta-
22 tions with the Committees on Appropriations, that assist-
23 ance to such country is in the national interest of the
24 United States.

COMMERCE AND TRADE

1
2 SEC. 513. (a) None of the funds appropriated or
3 made available pursuant to this Act for direct assistance
4 and none of the funds otherwise made available pursuant
5 to this Act to the Export-Import Bank and the Overseas
6 Private Investment Corporation shall be obligated or ex-
7 pended to finance any loan, any assistance or any other
8 financial commitments for establishing or expanding pro-
9 duction of any commodity for export by any country other
10 than the United States, if the commodity is likely to be
11 in surplus on world markets at the time the resulting pro-
12 ductive capacity is expected to become operative and if the
13 assistance will cause substantial injury to United States
14 producers of the same, similar, or competing commodity:
15 *Provided*, That such prohibition shall not apply to the Ex-
16 port-Import Bank if in the judgment of its Board of Direc-
17 tors the benefits to industry and employment in the
18 United States are likely to outweigh the injury to United
19 States producers of the same, similar, or competing com-
20 modity, and the Chairman of the Board so notifies the
21 Committees on Appropriations.

22 (b) None of the funds appropriated by this or any
23 other Act to carry out chapter 1 of part I of the Foreign
24 Assistance Act of 1961 shall be available for any testing
25 or breeding feasibility study, variety improvement or intro-

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

SEC. 514. The Secretary of the Treasury shall instruct the United States Executive Directors of the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Inter-American Development Bank, the International Monetary Fund, the Asian Development Bank, the Inter-American Investment Corporation, the North American Development Bank, the European Bank for Reconstruction and Development, the African Development Bank, and the African Development Fund to use the voice and vote of the United States to oppose any assistance by these institutions, using funds appropriated or made available pursuant to this Act, for

1 the production or extraction of any commodity or mineral
2 for export, if it is in surplus on world markets and if the
3 assistance will cause substantial injury to United States
4 producers of the same, similar, or competing commodity.

5 REPROGRAMMING NOTIFICATIONS AND TRANSFER
6 GUIDELINES

7 SEC. 515. (a) None of the funds made available in
8 this Act or in prior Acts making appropriations for foreign
9 operations, export financing, and related programs, from
10 any accounts in the Treasury of the United States derived
11 by the collection of currency reflows or other offsetting
12 collections, or made available by transfer, may be used to
13 finance an activity, program, or project specifically denied
14 funding by Congress in this Act.

15 (b) None of the funds made available in this Act or
16 in prior Acts making appropriations for foreign oper-
17 ations, export financing, and related programs, from any
18 accounts in the Treasury of the United States derived by
19 the collection of currency reflows or other offsetting collec-
20 tions, or made available by transfer, may be used to ini-
21 tiate a new or terminate an existing activity, program, or
22 project not previously justified without prior notification
23 of the Committees on Appropriations.

24 (c) For the purposes of providing the executive
25 branch with the necessary administrative flexibility, none

1 of the funds made available under this Act for “Child Sur-
2 vival and Health Programs Fund”, “Development Assist-
3 ance”, “International Organizations and Programs”,
4 “Trade and Development Agency”, “International Nar-
5 cotics Control and Law Enforcement”, “Andean
6 Counterdrug Initiative”, “Assistance for Eastern Europe
7 and the Baltic States”, “Assistance for the Independent
8 States of the Former Soviet Union”, “Economic Support
9 Fund”, “Global HIV/AIDS Initiative”, “Peacekeeping
10 Operations”, “Capital Investment Fund”, “Operating Ex-
11 penses of the United States Agency for International De-
12 velopment”, “Operating Expenses of the United States
13 Agency for International Development Office of Inspector
14 General”, “Nonproliferation, Anti-terrorism, Demining
15 and Related Programs”, “Millennium Challenge Corpora-
16 tion” (by country only), “Foreign Military Financing Pro-
17 gram”, “International Military Education and Training”,
18 “Peace Corps”, and “Migration and Refugee Assistance”,
19 shall be available for obligation for activities, programs,
20 projects, type of materiel assistance, countries, or other
21 operations not justified or in excess of the amount justi-
22 fied to the Committees on Appropriations for obligation
23 under any of these specific headings unless the Commit-
24 tees on Appropriations of both Houses of Congress are
25 notified 15 days in advance: *Provided*, That the President

1 shall not enter into any commitment of funds appropriated
2 for the purposes of section 23 of the Arms Export Control
3 Act for the provision of major defense equipment, other
4 than conventional ammunition, or other major defense
5 items defined to be aircraft, ships, missiles, or combat ve-
6 hicles, not previously justified to Congress or 20 percent
7 in excess of the quantities justified to Congress unless the
8 Committees on Appropriations are notified 15 days in ad-
9 vance of such commitment: *Provided further*, That this
10 paragraph shall not apply to any reprogramming for an
11 activity, program, or project for which funds are appro-
12 priated under title II or title III of this Act of less than
13 10 percent of the amount previously justified to the Con-
14 gress for obligation for such activity, program, or project
15 for the current fiscal year.

16 (d) The requirements of this section or any similar
17 provision of this Act or any other Act, including any prior
18 Act requiring notification in accordance with the regular
19 notification procedures of the Committees on Appropria-
20 tions, may be waived if failure to do so would pose a sub-
21 stantial risk to human health or welfare: *Provided*, That
22 in case of any such waiver, notification to the Congress,
23 or the appropriate congressional committees, shall be pro-
24 vided as early as practicable, but in no event later than
25 3 days after taking the action to which such notification

1 requirement was applicable, in the context of the cir-
2 cumstances necessitating such waiver: *Provided further*,
3 That any notification provided pursuant to such a waiver
4 shall contain an explanation of the emergency cir-
5 cumstances.

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

8 SEC. 516. Subject to the regular notification proce-
9 dures of the Committees on Appropriations, funds appro-
10 priated under this Act or any previously enacted Act mak-
11 ing appropriations for foreign operations, export financ-
12 ing, and related programs, which are returned or not made
13 available for organizations and programs because of the
14 implementation of section 307(a) of the Foreign Assist-
15 ance Act of 1961, shall remain available for obligation
16 until September 30, 2008.

17 INDEPENDENT STATES OF THE FORMER SOVIET UNION

18 SEC. 517. (a) None of the funds appropriated under
19 the heading “Assistance for the Independent States of the
20 Former Soviet Union” shall be made available for assist-
21 ance for a government of an Independent State of the
22 former Soviet Union if that government directs any action
23 in violation of the territorial integrity or national sov-
24 ereignty of any other Independent State of the former So-
25 viet Union, such as those violations included in the Hel-
26 sinki Final Act: *Provided*, That such funds may be made

1 available without regard to the restriction in this sub-
2 section if the President determines that to do so is in the
3 national security interest of the United States.

4 (b) None of the funds appropriated under the heading
5 “Assistance for the Independent States of the Former So-
6 viet Union” shall be made available for any state to en-
7 hance its military capability: *Provided*, That this restric-
8 tion does not apply to demilitarization, demining or non-
9 proliferation programs.

10 (c) Funds appropriated under the heading “Assist-
11 ance for the Independent States of the Former Soviet
12 Union” for the Russian Federation, Armenia, and
13 Uzbekistan shall be subject to the regular notification pro-
14 cedures of the Committees on Appropriations.

15 (d) Funds made available in this Act for assistance
16 for the Independent States of the former Soviet Union
17 shall be subject to the provisions of section 117 (relating
18 to environment and natural resources) of the Foreign As-
19 sistance Act of 1961.

20 (e) In issuing new task orders, entering into con-
21 tracts, or making grants, with funds appropriated in this
22 Act or prior appropriations Acts under the heading “As-
23 sistance for the Independent States of the Former Soviet
24 Union” and under comparable headings in prior appro-
25 priations Acts, for projects or activities that have as one

1 of their primary purposes the fostering of private sector
2 development, the Coordinator for United States Assistance
3 to Europe and Eurasia and the implementing agency shall
4 encourage the participation of and give significant weight
5 to contractors and grantees who propose investing a sig-
6 nificant amount of their own resources (including volun-
7 teer services and in-kind contributions) in such projects
8 and activities.

9 PROHIBITION ON FUNDING FOR ABORTIONS AND
10 INVOLUNTARY STERILIZATION

11 SEC. 518. None of the funds made available to carry
12 out part I of the Foreign Assistance Act of 1961, as
13 amended, may be used to pay for the performance of abor-
14 tions as a method of family planning or to motivate or
15 coerce any person to practice abortions. None of the funds
16 made available to carry out part I of the Foreign Assist-
17 ance Act of 1961, as amended, may be used to pay for
18 the performance of involuntary sterilization as a method
19 of family planning or to coerce or provide any financial
20 incentive to any person to undergo sterilizations. None of
21 the funds made available to carry out part I of the Foreign
22 Assistance Act of 1961, as amended, may be used to pay
23 for any biomedical research which relates in whole or in
24 part, to methods of, or the performance of, abortions or
25 involuntary sterilization as a means of family planning.
26 None of the funds made available to carry out part I of

1 the Foreign Assistance Act of 1961, as amended, may be
2 obligated or expended for any country or organization if
3 the President certifies that the use of these funds by any
4 such country or organization would violate any of the
5 above provisions related to abortions and involuntary steri-
6 lizations.

7 EXPORT FINANCING TRANSFER AUTHORITIES

8 SEC. 519. Not to exceed 5 percent of any appropria-
9 tion other than for administrative expenses made available
10 for fiscal year 2007, for programs under title I of this
11 Act may be transferred between such appropriations for
12 use for any of the purposes, programs, and activities for
13 which the funds in such receiving account may be used,
14 but no such appropriation, except as otherwise specifically
15 provided, shall be increased by more than 25 percent by
16 any such transfer: *Provided*, That the exercise of such au-
17 thority shall be subject to the regular notification proce-
18 dures of the Committees on Appropriations.

19 SPECIAL NOTIFICATION REQUIREMENTS

20 SEC. 520. None of the funds appropriated by this Act
21 shall be obligated or expended for assistance for Liberia,
22 Serbia, Sudan, Zimbabwe, Pakistan, or Cambodia except
23 as provided through the regular notification procedures of
24 the Committees on Appropriations.

1 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

2 SEC. 521. For the purpose of this Act “program,
3 project, and activity” shall be defined at the appropria-
4 tions Act account level and shall include all appropriations
5 and authorizations Acts earmarks, ceilings, and limita-
6 tions with the exception that for the following accounts:
7 Economic Support Fund and Foreign Military Financing
8 Program, “program, project, and activity” shall also be
9 considered to include country, regional, and central pro-
10 gram level funding within each such account; for the devel-
11 opment assistance accounts of the United States Agency
12 for International Development “program, project, and ac-
13 tivity” shall also be considered to include central, country,
14 regional, and program level funding, either as: (1) justified
15 to the Congress; or (2) allocated by the executive branch
16 in accordance with a report, to be provided to the Commit-
17 tees on Appropriations within 30 days of the enactment
18 of this Act, as required by section 653(a) of the Foreign
19 Assistance Act of 1961.

20 CHILD SURVIVAL AND HEALTH ACTIVITIES

21 SEC. 522. Up to \$13,500,000 of the funds made
22 available by this Act for assistance under the heading
23 “Child Survival and Health Programs Fund”, may be
24 used to reimburse United States Government agencies,
25 agencies of State governments, institutions of higher
26 learning, and private and voluntary organizations for the

1 full cost of individuals (including for the personal services
2 of such individuals) detailed or assigned to, or contracted
3 by, as the case may be, the United States Agency for
4 International Development for the purpose of carrying out
5 activities under that heading: *Provided*, That up to
6 \$3,500,000 of the funds made available by this Act for
7 assistance under the heading “Development Assistance”
8 may be used to reimburse such agencies, institutions, and
9 organizations for such costs of such individuals carrying
10 out other development assistance activities: *Provided fur-*
11 *ther*, That funds appropriated by titles II and III of this
12 Act that are made available for assistance for child sur-
13 vival activities or disease programs including activities re-
14 lating to research on, and the prevention, treatment and
15 control of, HIV/AIDS may be made available notwith-
16 standing any other provision of law except for the provi-
17 sions under the heading “Child Survival and Health Pro-
18 grams Fund” and the United States Leadership Against
19 HIV/AIDS, Tuberculosis, and Malaria Act of 2003 (117
20 Stat. 711; 22 U.S.C. 7601 et seq.), as amended.

21 AFGHANISTAN

22 SEC. 523. Of the funds appropriated by titles II and
23 III of this Act, not less than \$931,400,000 should be made
24 available for humanitarian, reconstruction, and related as-
25 sistance for Afghanistan: *Provided*, That of the funds
26 made available pursuant to this section, \$3,000,000

1 should be made available for reforestation activities: *Pro-*
2 *vided further*, That funds made available pursuant to the
3 previous proviso should be matched, to the maximum ex-
4 tent possible, with contributions from American and Af-
5 ghan businesses: *Provided further*, That of the funds allo-
6 cated for assistance for Afghanistan from this Act and
7 other Acts making appropriations for foreign operations,
8 export financing, and related programs for fiscal year
9 2007, not less than \$50,000,000 should be made available
10 to support programs that directly address the needs of Af-
11 ghan women and girls.

12 NOTIFICATION ON EXCESS DEFENSE EQUIPMENT

13 SEC. 524. Prior to providing excess Department of
14 Defense articles in accordance with section 516(a) of the
15 Foreign Assistance Act of 1961, the Department of De-
16 fense shall notify the Committees on Appropriations to the
17 same extent and under the same conditions as are other
18 committees pursuant to subsection (f) of that section: *Pro-*
19 *vided*, That before issuing a letter of offer to sell excess
20 defense articles under the Arms Export Control Act, the
21 Department of Defense shall notify the Committees on
22 Appropriations in accordance with the regular notification
23 procedures of such Committees if such defense articles are
24 significant military equipment (as defined in section 47(9)
25 of the Arms Export Control Act) or are valued (in terms
26 of original acquisition cost) at \$7,000,000 or more, or if

1 notification is required elsewhere in this Act for the use
2 of appropriated funds for specific countries that would re-
3 ceive such excess defense articles: *Provided further*, That
4 such Committees shall also be informed of the original ac-
5 quisition cost of such defense articles.

6 GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS, AND
7 MALARIA

8 SEC. 525. (a) Notwithstanding any other provision
9 of this Act, 25 percent of the funds that are appropriated
10 by this Act for a contribution to support the Global Fund
11 to Fight AIDS, Tuberculosis and Malaria (the “Global
12 Fund”) shall be withheld from obligation to the Global
13 Fund until the Secretary of State certifies to the Commit-
14 tees on Appropriations that the Global Fund—

15 (1) has clear progress indicators upon which to
16 determine the release of incremental disbursements;

17 (2) is releasing such incremental disbursements
18 only if progress is being made based on those indica-
19 tors; and

20 (3) is providing support and oversight to coun-
21 try-level entities, such as country coordinating mech-
22 anisms, principal recipients, and local Fund agents,
23 to enable them to fulfill their mandates.

24 (b) The Secretary of State may waive subsection (a)
25 if the Secretary determines and reports to the Committees

1 on Appropriations that such waiver is important to the
2 national interest of the United States.

3 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST
4 COUNTRIES

5 SEC. 526. (a) Funds appropriated for bilateral assist-
6 ance under any heading of this Act and funds appro-
7 priated under any such heading in a provision of law en-
8 acted prior to the enactment of this Act, shall not be made
9 available to any country which the President determines—

10 (1) grants sanctuary from prosecution to any
11 individual or group which has committed an act of
12 international terrorism; or

13 (2) otherwise supports international terrorism.

14 (b) The President may waive the application of sub-
15 section (a) to a country if the President determines that
16 national security or humanitarian reasons justify such
17 waiver. The President shall publish each waiver in the
18 Federal Register and, at least 15 days before the waiver
19 takes effect, shall notify the Committees on Appropria-
20 tions of the waiver (including the justification for the waiv-
21 er) in accordance with the regular notification procedures
22 of the Committees on Appropriations.

23 DEBT-FOR-DEVELOPMENT

24 SEC. 527. In order to enhance the continued partici-
25 pation of nongovernmental organizations in debt-for-devel-
26 opment and debt-for-nature exchanges, a nongovern-

1 mental organization which is a grantee or contractor of
2 the United States Agency for International Development
3 may place in interest bearing accounts local currencies
4 which accrue to that organization as a result of economic
5 assistance provided under title II of this Act and, subject
6 to the regular notification procedures of the Committees
7 on Appropriations, any interest earned on such investment
8 shall be used for the purpose for which the assistance was
9 provided to that organization.

10 SEPARATE ACCOUNTS

11 SEC. 528. (a) SEPARATE ACCOUNTS FOR LOCAL
12 CURRENCIES.—

13 (1) If assistance is furnished to the government
14 of a foreign country under chapters 1 and 10 of part
15 I or chapter 4 of part II of the Foreign Assistance
16 Act of 1961 under agreements which result in the
17 generation of local currencies of that country, the
18 Administrator of the United States Agency for
19 International Development shall—

20 (A) require that local currencies be depos-
21 ited in a separate account established by that
22 government;

23 (B) enter into an agreement with that gov-
24 ernment which sets forth—

25 (i) the amount of the local currencies
26 to be generated; and

1 (ii) the terms and conditions under
2 which the currencies so deposited may be
3 utilized, consistent with this section; and

4 (C) establish by agreement with that gov-
5 ernment the responsibilities of the United
6 States Agency for International Development
7 and that government to monitor and account
8 for deposits into and disbursements from the
9 separate account.

10 (2) USES OF LOCAL CURRENCIES.—As may be
11 agreed upon with the foreign government, local cur-
12 rencies deposited in a separate account pursuant to
13 subsection (a), or an equivalent amount of local cur-
14 rencies, shall be used only—

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

18 (i) project and sector assistance activi-
19 ties; or

20 (ii) debt and deficit financing; or

21 (B) for the administrative requirements of
22 the United States Government.

23 (3) PROGRAMMING ACCOUNTABILITY.—The
24 United States Agency for International Development
25 shall take all necessary steps to ensure that the

1 equivalent of the local currencies disbursed pursuant
2 to subsection (a)(2)(A) from the separate account
3 established pursuant to subsection (a)(1) are used
4 for the purposes agreed upon pursuant to subsection
5 (a)(2).

6 (4) TERMINATION OF ASSISTANCE PRO-
7 GRAMS.—Upon termination of assistance to a coun-
8 try under chapter 1 or 10 of part I or chapter 4 of
9 part II (as the case may be), any unencumbered bal-
10 ances of funds which remain in a separate account
11 established pursuant to subsection (a) shall be dis-
12 posed of for such purposes as may be agreed to by
13 the government of that country and the United
14 States Government.

15 (5) REPORTING REQUIREMENT.—The Adminis-
16 trator of the United States Agency for International
17 Development shall report on an annual basis as part
18 of the justification documents submitted to the Com-
19 mittees on Appropriations on the use of local cur-
20 rencies for the administrative requirements of the
21 United States Government as authorized in sub-
22 section (a)(2)(B), and such report shall include the
23 amount of local currency (and United States dollar
24 equivalent) used and/or to be used for such purpose
25 in each applicable country.

1 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

2 (1) If assistance is made available to the gov-
3 ernment of a foreign country, under chapter 1 or 10
4 of part I or chapter 4 of part II of the Foreign As-
5 sistance Act of 1961, as cash transfer assistance or
6 as nonproject sector assistance, that country shall be
7 required to maintain such funds in a separate ac-
8 count and not commingle them with any other
9 funds.

10 (2) APPLICABILITY OF OTHER PROVISIONS OF
11 LAW.—Such funds may be obligated and expended
12 notwithstanding provisions of law which are incon-
13 sistent with the nature of this assistance including
14 provisions which are referenced in the Joint Explan-
15 atory Statement of the Committee of Conference ac-
16 companying House Joint Resolution 648 (House Re-
17 port No. 98–1159).

18 (3) NOTIFICATION.—At least 15 days prior to
19 obligating any such cash transfer or nonproject sec-
20 tor assistance, the President shall submit a notifica-
21 tion through the regular notification procedures of
22 the Committees on Appropriations, which shall in-
23 clude a detailed description of how the funds pro-
24 posed to be made available will be used, with a dis-
25 cussion of the United States interests that will be

1 served by the assistance (including, as appropriate,
2 a description of the economic policy reforms that will
3 be promoted by such assistance).

4 (4) EXEMPTION.—Nonproject sector assistance
5 funds may be exempt from the requirements of sub-
6 section (b)(1) only through the notification proce-
7 dures of the Committees on Appropriations.

8 ENTERPRISE FUND RESTRICTIONS

9 SEC. 529. (a) Prior to the distribution of any assets
10 resulting from any liquidation, dissolution, or winding up
11 of an Enterprise Fund, in whole or in part, the President
12 shall submit to the Committees on Appropriations, in ac-
13 cordance with the regular notification procedures of the
14 Committees on Appropriations, a plan for the distribution
15 of the assets of the Enterprise Fund.

16 (b) Funds made available by this Act for Enterprise
17 Funds shall be expended at the minimum rate necessary
18 to make timely payment for projects and activities.

19 FINANCIAL MARKET ASSISTANCE IN TRANSITION

20 COUNTRIES

21 SEC. 530. Of the funds appropriated in Title II of
22 this Act, not less than \$40,000,000 should be made avail-
23 able for building capital markets and financial systems in
24 countries in transition, of which not less than \$20,000,000
25 should be designated for not-for-profit organizations that
26 mobilize volunteers with experience in the financial sector.

1 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
2 FOUNDATION AND AFRICAN DEVELOPMENT FOUNDATION

3 SEC. 531. Unless expressly provided to the contrary,
4 provisions of this or any other Act, including provisions
5 contained in prior Acts authorizing or making appropria-
6 tions for foreign operations, export financing, and related
7 programs, shall not be construed to prohibit activities au-
8 thorized by or conducted under the Peace Corps Act, the
9 Inter-American Foundation Act or the African Develop-
10 ment Foundation Act. The agency shall promptly report
11 to the Committees on Appropriations whenever it is con-
12 ducting activities or is proposing to conduct activities in
13 a country for which assistance is prohibited.

14 IMPACT ON JOBS IN THE UNITED STATES

15 SEC. 532. None of the funds appropriated by this Act
16 may be obligated or expended to provide—

17 (1) any financial incentive to a business enter-
18 prise currently located in the United States for the
19 purpose of inducing such an enterprise to relocate
20 outside the United States if such incentive or in-
21 ducement is likely to reduce the number of employ-
22 ees of such business enterprise in the United States
23 because United States production is being replaced
24 by such enterprise outside the United States; or

25 (2) assistance for any program, project, or ac-
26 tivity that contributes to the violation of internation-

1 ally recognized workers rights, as defined in section
2 507(4) of the Trade Act of 1974, of workers in the
3 recipient country, including any designated zone or
4 area in that country: *Provided*, That the application
5 of section 507(4)(D) and (E) of such Act should be
6 commensurate with the level of development of the
7 recipient country and sector, and shall not preclude
8 assistance for the informal sector in such country,
9 micro and small-scale enterprise, and smallholder
10 agriculture.

11 SPECIAL AUTHORITIES

12 SEC. 533. (a) AFGHANISTAN, IRAQ, PAKISTAN, LEB-
13 ANON, MONTENEGRO, VICTIMS OF WAR, DISPLACED
14 CHILDREN, AND DISPLACED BURMESE.—Funds appro-
15 priated by this Act that are made available for assistance
16 for Afghanistan may be made available notwithstanding
17 section 512 of this Act or any similar provision of law and
18 section 660 of the Foreign Assistance Act of 1961, and
19 funds appropriated in titles I and II of this Act that are
20 made available for Iraq, Lebanon, Montenegro, Pakistan,
21 and for victims of war, displaced children, and displaced
22 Burmese, and to assist victims of trafficking in persons
23 and, subject to the regular notification procedures of the
24 Committees on Appropriations, to combat such traf-
25 ficking, may be made available notwithstanding any other
26 provision of law.

1 (b) TROPICAL FORESTRY AND BIODIVERSITY CON-
2 SERVATION ACTIVITIES.—Funds appropriated by this Act
3 to carry out the provisions of sections 103 through 106,
4 and chapter 4 of part II, of the Foreign Assistance Act
5 of 1961 may be used, notwithstanding any other provision
6 of law, for the purpose of supporting tropical forestry and
7 biodiversity conservation activities and energy programs
8 aimed at reducing greenhouse gas emissions: *Provided*,
9 That such assistance shall be subject to sections 116,
10 502B, and 620A of the Foreign Assistance Act of 1961.

11 (c) PERSONAL SERVICES CONTRACTORS.—Funds ap-
12 propriated by this Act to carry out chapter 1 of part I,
13 chapter 4 of part II, and section 667 of the Foreign As-
14 sistance Act of 1961, and title II of the Agricultural Trade
15 Development and Assistance Act of 1954, may be used
16 by the United States Agency for International Develop-
17 ment to employ up to 25 personal services contractors in
18 the United States, notwithstanding any other provision of
19 law, for the purpose of providing direct, interim support
20 for new or expanded overseas programs and activities
21 managed by the agency until permanent direct hire per-
22 sonnel are hired and trained: *Provided*, That not more
23 than 10 of such contractors shall be assigned to any bu-
24 reau or office: *Provided further*, That such funds appro-
25 priated to carry out title II of the Agricultural Trade De-

1 velopment and Assistance Act of 1954, may be made avail-
2 able only for personal services contractors assigned to the
3 Office of Food for Peace.

4 (d)(1) WAIVER.—The President may waive the provi-
5 sions of section 1003 of Public Law 100–204 if the Presi-
6 dent determines and certifies in writing to the Speaker
7 of the House of Representatives and the President pro
8 tempore of the Senate that it is important to the national
9 security interests of the United States.

10 (2) PERIOD OF APPLICATION OF WAIVER.—Any
11 waiver pursuant to paragraph (1) shall be effective for no
12 more than a period of 6 months at a time and shall not
13 apply beyond 12 months after the enactment of this Act.

14 (e) SMALL BUSINESS.—In entering into multiple
15 award indefinite-quantity contracts with funds appro-
16 priated by this Act, the United States Agency for Inter-
17 national Development may provide an exception to the fair
18 opportunity process for placing task orders under such
19 contracts when the order is placed with any category of
20 small or small disadvantaged business.

21 (f) RECONSTITUTING CIVILIAN POLICE AUTHOR-
22 ITY.—In providing assistance with funds appropriated by
23 this Act under section 660(b)(6) of the Foreign Assistance
24 Act of 1961, support for a nation emerging from insta-
25 bility may be deemed to mean support for regional, dis-

1 triet, municipal, or other sub-national entity emerging
2 from instability, as well as a nation emerging from insta-
3 bility.

4 (g) WORLD FOOD PROGRAM.—Of the funds managed
5 by the Bureau for Democracy, Conflict, and Humanitarian
6 Assistance of the United States Agency for International
7 Development, from this or any other Act, not less than
8 \$10,000,000 shall be made available as a general contribu-
9 tion to the World Food Program, notwithstanding any
10 other provision of law.

11 (h) UNIFIED CAMPAIGN.—Funds transferred pursu-
12 ant to the authority contained in the fifth proviso under
13 the heading “Foreign Military Financing Program” in di-
14 vision E of Public Law 108–7 may be made available for
15 helicopters, training, and other assistance for the Colom-
16 bian Armed Forces for such things as pipeline security
17 and interdiction, notwithstanding the limitation to security
18 for the Cano Limon pipeline in such proviso.

19 (i) EXTENSION OF AUTHORITY.—

20 (1) With respect to funds appropriated by this
21 Act that are available for assistance for Pakistan,
22 the President may waive the prohibition on assist-
23 ance contained in section 508 of this Act subject to
24 the requirements contained in section 1(b) of Public
25 Law 107–57, as amended, for a determination and

1 certification, and consultation, by the President
2 prior to the exercise of such waiver authority.

3 (2) Section 512 of this Act and section 620(q)
4 of the Foreign Assistance Act of 1961 shall not
5 apply with respect to assistance for Pakistan from
6 funds appropriated by this Act.

7 (3) Notwithstanding the date contained in sec-
8 tion 6 of Public Law 107–57, as amended, the provi-
9 sions of sections 2 and 4 of that Act shall remain
10 in effect through the current fiscal year.

11 (j) MIDDLE EAST FOUNDATION.—Of the funds ap-
12 propriated by this Act under the heading “Economic Sup-
13 port Fund” that are available for the Middle East Part-
14 nership Initiative, up to \$35,000,000 may be made avail-
15 able, including as an endowment, notwithstanding any
16 other provision of law and following consultations with the
17 Committees on Appropriations, to establish and operate
18 a Middle East Foundation, or any other similar entity,
19 whose purposes include to support democracy, governance,
20 human rights, and the rule of law: *Provided*, That such
21 funds may be made available to the Foundation only to
22 the extent that the Foundation has commitments from
23 sources other than the United States Government to at
24 least match the funds provided under the authority of this
25 subsection: *Provided further*, That provisions contained in

1 section 201 of the Support for East European Democracy
2 (SEED) Act of 1989 (excluding the authorizations of ap-
3 propriations provided in subsection (b) of that section)
4 shall be deemed to apply to any such foundation or similar
5 entity referred to under this subsection, and to funds
6 made available to such entity, in order to enable it to pro-
7 vide assistance for purposes of this section: *Provided fur-*
8 *ther*, That prior to the initial obligation of funds for any
9 such foundation or similar entity pursuant to the authori-
10 ties of this subsection, other than for administrative sup-
11 port, the Secretary of State shall take steps to ensure, on
12 an ongoing basis, that any such funds made available pur-
13 suant to such authorities are not provided to or through
14 any individual or group that the management of the foun-
15 dation or similar entity knows or has reason to believe,
16 advocates, plans, sponsors, or otherwise engages in ter-
17 rorist activities: *Provided further*, That section 530 of this
18 Act shall apply to any such foundation or similar entity
19 established pursuant to this subsection: *Provided further*,
20 That the authority of the Foundation, or any similar enti-
21 ty, to provide assistance shall cease to be effective on Sep-
22 tember 30, 2010.

23 ARAB LEAGUE BOYCOTT OF ISRAEL

24 SEC. 534. It is the sense of the Congress that—

25 (1) the Arab League boycott of Israel, and the
26 secondary boycott of American firms that have com-

1 mercial ties with Israel, is an impediment to peace
2 in the region and to United States investment and
3 trade in the Middle East and North Africa;

4 (2) the Arab League boycott, which was regret-
5 tably reinstated in 1997, should be immediately and
6 publicly terminated, and the Central Office for the
7 Boycott of Israel immediately disbanded;

8 (3) all Arab League states should normalize re-
9 lations with their neighbor Israel;

10 (4) the President and the Secretary of State
11 should continue to vigorously oppose the Arab
12 League boycott of Israel and find concrete steps to
13 demonstrate that opposition by, for example, taking
14 into consideration the participation of any recipient
15 country in the boycott when determining to sell
16 weapons to said country; and

17 (5) the President should report to Congress an-
18 nually on specific steps being taken by the United
19 States to encourage Arab League states to normalize
20 their relations with Israel to bring about the termi-
21 nation of the Arab League boycott of Israel, includ-
22 ing those to encourage allies and trading partners of
23 the United States to enact laws prohibiting busi-
24 nesses from complying with the boycott and penal-
25 izing businesses that do comply.

SEC. 535. (a) ASSISTANCE THROUGH NONGOVERN-

MENTAL ORGANIZATIONS.—Restrictions contained in this or any other Act with respect to assistance for a country shall not be construed to restrict assistance in support of programs of nongovernmental organizations from funds appropriated by this Act to carry out the provisions of chapters 1, 10, 11, and 12 of part I and chapter 4 of part II of the Foreign Assistance Act of 1961, and from funds appropriated under the heading “Assistance for Eastern Europe and the Baltic States”: *Provided*, That before using the authority of this subsection to furnish assistance in support of programs of nongovernmental organizations, the President shall notify the Committees on Appropriations under the regular notification procedures of those committees, including a description of the program to be assisted, the assistance to be provided, and the reasons for furnishing such assistance: *Provided further*, That nothing in this subsection shall be construed to alter any existing statutory prohibitions against abortion or involuntary sterilizations contained in this or any other Act.

(b) PUBLIC LAW 480.—During fiscal year 2007, re-

tions contained in this or any other Act with respect

assistance for a country shall not be construed to re-

1 strict assistance under the Agricultural Trade Develop-
 2 ment and Assistance Act of 1954: *Provided*, That none
 3 of the funds appropriated to carry out title I of such Act
 4 and made available pursuant to this subsection may be
 5 obligated or expended except as provided through the reg-
 6 ular notification procedures of the Committees on Appro-
 7 priations.

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

9 (1) with respect to section 620A of the Foreign
 10 Assistance Act of 1961 or any comparable provision
 11 of law prohibiting assistance to countries that sup-
 12 port international terrorism; or

13 (2) with respect to section 116 of the Foreign
 14 Assistance Act of 1961 or any comparable provision
 15 of law prohibiting assistance to the government of a
 16 country that violates internationally recognized
 17 human rights.

18 RESERVATIONS OF FUNDS

19 SEC. 536. (a) Funds appropriated by this Act which
 20 are specifically designated may be reprogrammed for other
 21 programs within the same account notwithstanding the
 22 designation if compliance with the designation is made im-
 23 possible by operation of any provision of this or any other
 24 Act: *Provided*, That any such reprogramming shall be sub-
 25 ject to the regular notification procedures of the Commit-
 26 tees on Appropriations: *Provided further*, That assistance

1 that is reprogrammed pursuant to this subsection shall be
2 made available under the same terms and conditions as
3 originally provided.

4 (b) In addition to the authority contained in sub-
5 section (a), the original period of availability of funds ap-
6 propriated by this Act and administered by the United
7 States Agency for International Development that are spe-
8 cifically designated for particular programs or activities by
9 this or any other Act shall be extended for an additional
10 fiscal year if the Administrator of such agency determines
11 and reports promptly to the Committees on Appropria-
12 tions that the termination of assistance to a country or
13 a significant change in circumstances makes it unlikely
14 that such designated funds can be obligated during the
15 original period of availability: *Provided*, That such des-
16 ignated funds that are continued available for an addi-
17 tional fiscal year shall be obligated only for the purpose
18 of such designation.

19 CEILINGS AND DESIGNATED FUNDING LEVELS

20 SEC. 537. Ceilings and specifically designated fund-
21 ing levels contained in this Act shall not be applicable to
22 funds or authorities appropriated or otherwise made avail-
23 able by any subsequent Act unless such Act specifically
24 so directs.

1 PROHIBITION ON PUBLICITY OR PROPAGANDA

2 SEC. 538. No part of any appropriation contained in
3 this Act shall be used for publicity or propaganda purposes
4 within the United States not authorized before the date
5 of the enactment of this Act by the Congress: *Provided*,
6 That not to exceed \$25,000 may be made available to
7 carry out the provisions of section 316 of Public Law 96–
8 533.

9 PROHIBITION OF PAYMENTS TO UNITED NATIONS

10 MEMBERS

11 SEC. 539. None of the funds appropriated or made
12 available pursuant to this Act for carrying out the Foreign
13 Assistance Act of 1961, may be used to pay in whole or
14 in part any assessments, arrearages, or dues of any mem-
15 ber of the United Nations or, from funds appropriated by
16 this Act to carry out chapter 1 of part I of the Foreign
17 Assistance Act of 1961, the costs for participation of an-
18 other country's delegation at international conferences
19 held under the auspices of multilateral or international or-
20 ganizations.

21 NONGOVERNMENTAL ORGANIZATIONS—DOCUMENTATION

22 SEC. 540. None of the funds appropriated or made
23 available pursuant to this Act shall be available to a non-
24 governmental organization which fails to provide upon
25 timely request any document, file, or record necessary to

1 the auditing requirements of the United States Agency for
2 International Development.

3 PROHIBITION ON ASSISTANCE TO FOREIGN GOVERN-
4 MENTS THAT EXPORT LETHAL MILITARY EQUIP-
5 MENT TO COUNTRIES SUPPORTING INTERNATIONAL
6 TERRORISM

7 SEC. 541. (a) None of the funds appropriated or oth-
8 erwise made available by this Act may be available to any
9 foreign government which provides lethal military equip-
10 ment to a country the government of which the Secretary
11 of State has determined is a terrorist government for pur-
12 poses of section 6(j) of the Export Administration Act of
13 1979. The prohibition under this section with respect to
14 a foreign government shall terminate 12 months after that
15 government ceases to provide such military equipment.
16 This section applies with respect to lethal military equip-
17 ment provided under a contract entered into after October
18 1, 1997.

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

23 (c) Whenever the waiver authority of subsection (b)
24 is exercised, the President shall submit to the appropriate
25 congressional committees a report with respect to the fur-
26 nishing of such assistance. Any such report shall include

1 a detailed explanation of the assistance to be provided, in-
2 cluding the estimated dollar amount of such assistance,
3 and an explanation of how the assistance furthers United
4 States national interests.

5 WITHHOLDING OF ASSISTANCE FOR PARKING FINES AND
6 REAL PROPERTY TAXES OWED BY FOREIGN COUNTRIES

7 SEC. 542. (a) Subject to subsection (c), of the funds
8 appropriated by this Act that are made available for as-
9 sistance for a foreign country, an amount equal to 110
10 percent of the total amount of the unpaid fully adjudicated
11 parking fines and penalties and unpaid property taxes
12 owed by the central government of such country shall be
13 withheld from obligation for assistance for the central gov-
14 ernment of such country until the Secretary of State sub-
15 mits a certification to the appropriate congressional com-
16 mittees stating that such parking fines and penalties and
17 unpaid property taxes are fully paid.

18 (b) Funds withheld from obligation pursuant to sub-
19 section (a) may be made available for other programs or
20 activities funded by this Act, after consultation with and
21 subject to the regular notification procedures of the appro-
22 priate congressional committees, provided that no such
23 funds shall be made available for assistance for the central
24 government of a foreign country that has not paid the
25 total amount of the fully adjudicated parking fines and
26 penalties and unpaid property taxes owed by such country.

1 (c) Subsection (a) shall not include amounts that
2 have been withheld under any other provision of law.

3 (d)(1) The Secretary of State may waive the require-
4 ments set forth in subsection (a) with respect to parking
5 fines and penalties no sooner than 60 days from the date
6 of enactment of this Act, or at any time with respect to
7 a particular country, if the Secretary determines that it
8 is in the national interests of the United States to do so.

9 (2) The Secretary of State may waive the require-
10 ments set forth in subsection (a) with respect to the un-
11 paid property taxes if the Secretary of State determines
12 that it is in the national interests of the United States
13 to do so.

14 (e) Not later than 6 months after the initial exercise
15 of the waiver authority in subsection (d), the Secretary
16 of State, after consultations with the City of New York,
17 shall submit a report to the Committees on Appropriations
18 describing a strategy, including a timetable and steps cur-
19 rently being taken, to collect the parking fines and pen-
20 alties and unpaid property taxes and interest owed by na-
21 tions receiving foreign assistance under this Act.

22 (f) In this section:

23 (1) The term “appropriate congressional com-
24 mittees” means the Committee on Appropriations of

1 the Senate and the Committee on Appropriations of
2 the House of Representatives.

3 (2) The term “fully adjudicated” includes cir-
4 cumstances in which the person to whom the vehicle
5 is registered—

6 (A)(i) has not responded to the parking
7 violation summons; or

8 (ii) has not followed the appropriate adju-
9 dication procedure to challenge the summons;
10 and

11 (B) the period of time for payment of or
12 challenge to the summons has lapsed.

13 (3) The term “parking fines and penalties”
14 means parking fines and penalties—

15 (A) owed to—

16 (i) the District of Columbia; or

17 (ii) New York, New York; and

18 (B) incurred during the period April 1,
19 1997, through September 30, 2006.

20 (4) The term “unpaid property taxes” means
21 the amount of unpaid taxes and interest determined
22 to be owed by a foreign country on real property in
23 the District of Columbia or New York, New York in
24 a court order or judgment entered against such

1 country by a court of the United States or any State
2 or subdivision thereof.

3 LIMITATION ON ASSISTANCE FOR THE PLO FOR THE
4 WEST BANK AND GAZA

5 SEC. 543. None of the funds appropriated by this Act
6 may be obligated for assistance for the Palestine Libera-
7 tion Organization (PLO) for the West Bank and Gaza un-
8 less the President has exercised the authority under sec-
9 tion 604(a) of the Middle East Peace Facilitation Act of
10 1995 (title VI of Public Law 104–107) or any other legis-
11 lation to suspend or make inapplicable section 307 of the
12 Foreign Assistance Act of 1961 and that suspension is
13 still in effect: *Provided*, That if the President fails to make
14 the certification under section 604(b)(2) of the Middle
15 East Peace Facilitation Act of 1995 or to suspend the pro-
16 hibition under other legislation, funds appropriated by this
17 Act may not be obligated for assistance for the Palestine
18 Liberation Organization for the West Bank and Gaza.

19 WAR CRIMES TRIBUNALS DRAWDOWN

20 SEC. 544. If the President determines that doing so
21 will contribute to a just resolution of charges regarding
22 genocide or other violations of international humanitarian
23 law, the President may direct a drawdown pursuant to sec-
24 tion 552(c) of the Foreign Assistance Act of 1961 of up
25 to \$30,000,000 of commodities and services for the United
26 Nations War Crimes Tribunal established with regard to

1 the former Yugoslavia by the United Nations Security
2 Council or such other tribunals or commissions as the
3 Council may establish or authorize to deal with such viola-
4 tions, without regard to the ceiling limitation contained
5 in paragraph (2) thereof: *Provided*, That the determina-
6 tion required under this section shall be in lieu of any de-
7 terminations otherwise required under section 552(c): *Pro-*
8 *vided further*, That the drawdown made under this section
9 for any tribunal shall not be construed as an endorsement
10 or precedent for the establishment of any standing or per-
11 manent international criminal tribunal or court: *Provided*
12 *further*, That funds made available for tribunals other
13 than Yugoslavia, Rwanda, or the Special Court for Sierra
14 Leone shall be made available subject to the regular notifi-
15 cation procedures of the Committees on Appropriations.

16 LANDMINES

17 SEC. 545. Notwithstanding any other provision of
18 law, demining equipment available to the United States
19 Agency for International Development and the Depart-
20 ment of State and used in support of the clearance of
21 landmines and unexploded ordnance for humanitarian
22 purposes may be disposed of on a grant basis in foreign
23 countries, subject to such terms and conditions as the
24 President may prescribe.

1 RESTRICTIONS CONCERNING THE PALESTINIAN
2 AUTHORITY

3 SEC. 546. 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 re-
11 striction shall not apply to the acquisition of additional
12 space for the existing Consulate General in Jerusalem:
13 *Provided further*, That meetings between officers and em-
14 ployees of the United States and officials of the Pales-
15 tinian Authority, or any successor Palestinian governing
16 entity provided for in the Israel-PLO Declaration of Prin-
17 ciples, for the purpose of conducting official United States
18 Government business with such authority should continue
19 to take place in locations other than Jerusalem. As has
20 been true in the past, officers and employees of the United
21 States Government may continue to meet in Jerusalem on
22 other subjects with Palestinians (including those who now
23 occupy positions in the Palestinian Authority), have social
24 contacts, and have incidental discussions.

1 PROHIBITION OF PAYMENT OF CERTAIN EXPENSES

2 SEC. 547. None of the funds appropriated or other-
3 wise made available by this Act under the heading “Inter-
4 national Military Education and Training” or “Foreign
5 Military Financing Program” for Informational Program
6 activities or under the headings “Child Survival and
7 Health Programs Fund”, “Development Assistance”, and
8 “Economic Support Fund” may be obligated or expended
9 to pay for—

10 (1) alcoholic beverages; or

11 (2) entertainment expenses for activities that
12 are substantially of a recreational character, includ-
13 ing but not limited to entrance fees at sporting
14 events, theatrical and musical productions, and
15 amusement parks.

16 HAITI

17 SEC. 548. (a) The Government of Haiti shall be eligi-
18 ble to purchase defense articles and services under the
19 Arms Export Control Act (22 U.S.C. 2751 et seq.), for
20 the Coast Guard.

21 (b) None of the funds made available in this Act
22 under the heading “International Narcotics Control and
23 Law Enforcement” may be used to transfer excess weap-
24 ons, ammunition or other lethal property of an agency of
25 the United States Government to the Government of Haiti
26 for use by the Haitian National Police until the Secretary

1 of State certifies to the Committees on Appropriations
2 that: (1) the United Nations Mission in Haiti
3 (MINUSTAH) has carried out the vetting of the senior
4 levels of the Haitian National Police and has ensured that
5 those credibly alleged to have committed serious crimes,
6 including drug trafficking and human rights violations,
7 have been suspended; and (2) the Haitian National Gov-
8 ernment is cooperating in a reform and restructuring plan
9 for the Haitian National Police and the reform of the judi-
10 cial system as called for in United Nations Security Coun-
11 cil Resolution 1608 adopted on June 22, 2005.

12 LIMITATION ON ASSISTANCE TO THE PALESTINIAN

13 AUTHORITY

14 SEC. 549. (a) PROHIBITION OF FUNDS.—None of the
15 funds appropriated by this Act to carry out the provisions
16 of chapter 4 of part II of the Foreign Assistance Act of
17 1961 may be obligated or expended with respect to pro-
18 viding funds to the Palestinian Authority.

19 (b) WAIVER.—The prohibition included in subsection
20 (a) shall not apply if the President certifies in writing to
21 the Speaker of the House of Representatives and the
22 President pro tempore of the Senate that waiving such
23 prohibition is important to the national security interests
24 of the United States.

25 (c) PERIOD OF APPLICATION OF WAIVER.—Any
26 waiver pursuant to subsection (b) shall be effective for no

1 more than a period of 6 months at a time and shall not
2 apply beyond 12 months after the enactment of this Act.

3 (d) REPORT.—Whenever the waiver authority pursu-
4 ant to subsection (b) is exercised, the President shall sub-
5 mit a report to the Committees on Appropriations detail-
6 ing the steps the Palestinian Authority has taken to arrest
7 terrorists, confiscate weapons and dismantle the terrorist
8 infrastructure. The report shall also include a description
9 of how funds will be spent and the accounting procedures
10 in place to ensure that they are properly disbursed.

11 LIMITATION ON ASSISTANCE TO SECURITY FORCES

12 SEC. 550. None of the funds made available by this
13 Act may be provided to any unit of the security forces
14 of a foreign country if the Secretary of State has credible
15 evidence that such unit has committed gross violations of
16 human rights, unless the Secretary determines and reports
17 to the Committees on Appropriations that the government
18 of such country is taking effective measures to bring the
19 responsible members of the security forces unit to justice:
20 *Provided*, That nothing in this section shall be construed
21 to withhold funds made available by this Act from any
22 unit of the security forces of a foreign country not credibly
23 alleged to be involved in gross violations of human rights:
24 *Provided further*, That in the event that funds are withheld
25 from any unit pursuant to this section, the Secretary of
26 State shall promptly inform the foreign government of the

1 basis for such action and shall, to the maximum extent
2 practicable, assist the foreign government in taking effec-
3 tive measures to bring the responsible members of the se-
4 curity forces to justice.

5 FOREIGN MILITARY TRAINING REPORT

6 SEC. 551. The annual foreign military training report
7 required by section 656 of the Foreign Assistance Act of
8 1961 shall be submitted by the Secretary of Defense and
9 the Secretary of State to the Committees on Appropria-
10 tions of the House of Representatives and the Senate by
11 the date specified in that section.

12 AUTHORIZATION REQUIREMENT

13 SEC. 552. Funds appropriated by this Act, except
14 funds appropriated under the headings “Trade and Devel-
15 opment Agency”, “Overseas Private Investment Corpora-
16 tion”, and “Global HIV/AIDS Initiative”, may be obli-
17 gated and expended notwithstanding section 10 of Public
18 Law 91–672 and section 15 of the State Department
19 Basic Authorities Act of 1956.

20 CAMBODIA

21 SEC. 553. The Secretary of the Treasury should in-
22 struct the United States executive directors of the inter-
23 national financial institutions to use the voice and vote
24 of the United States to oppose loans to the Central Gov-
25 ernment of Cambodia, except loans to meet basic human
26 needs.

PALESTINIAN STATEHOOD

SEC. 554. (a) LIMITATION ON ASSISTANCE.—None of the funds appropriated by this Act may be provided to support a Palestinian state unless the Secretary of State determines and certifies to the appropriate congressional committees that—

(1) a new leadership of a Palestinian governing entity has been democratically elected through credible and competitive elections;

(2) the elected governing entity of a new Palestinian state—

(A) has demonstrated a firm commitment to peaceful co-existence with the State of Israel;

(B) is taking appropriate measures to counter terrorism and terrorist financing in the West Bank and Gaza, including the dismantling of terrorist infrastructures;

(C) is establishing a new Palestinian security entity that is cooperative with appropriate Israeli and other appropriate security organizations; and

(3) the Palestinian Authority (or the governing body of a new Palestinian state) is working with other countries in the region to vigorously pursue efforts to establish a just, lasting, and comprehensive

1 peace in the Middle East that will enable Israel and
2 an independent Palestinian state to exist within the
3 context of full and normal relationships, which
4 should include—

5 (A) termination of all claims or states of
6 belligerency;

7 (B) respect for and acknowledgement of
8 the sovereignty, territorial integrity, and polit-
9 ical independence of every state in the area
10 through measures including the establishment
11 of demilitarized zones;

12 (C) their right to live in peace within se-
13 cure and recognized boundaries free from
14 threats or acts of force;

15 (D) freedom of navigation through inter-
16 national waterways in the area; and

17 (E) a framework for achieving a just set-
18 tlement of the refugee problem.

19 (b) SENSE OF CONGRESS.—It is the sense of Con-
20 gress that the newly-elected governing entity should enact
21 a constitution assuring the rule of law, an independent ju-
22 diciary, and respect for human rights for its citizens, and
23 should enact other laws and regulations assuring trans-
24 parent and accountable governance.

1 (c) WAIVER.—The President may waive subsection
 2 (a) if he determines that it is vital to the national security
 3 interests of the United States to do so.

4 (d) EXEMPTION.—The restriction in subsection (a)
 5 shall not apply to assistance intended to help reform the
 6 Palestinian Authority and affiliated institutions, or a
 7 newly-elected governing entity, in order to help meet the
 8 requirements of subsection (a), consistent with the provi-
 9 sions of section 550 of this Act (“Limitation on Assistance
 10 to the Palestinian Authority”).

11 COLOMBIA

12 SEC. 555. (a) DETERMINATION AND CERTIFICATION
 13 REQUIRED.—Funds appropriated by this Act that are
 14 available for assistance for the Colombian Armed Forces,
 15 may be made available as follows:

16 (1) Up to 75 percent of such funds may be obli-
 17 gated prior to a determination and certification by
 18 the Secretary of State pursuant to paragraph (2).

19 (2) Up to 12.5 percent of such funds may be
 20 obligated only after the Secretary of State certifies
 21 and reports to the appropriate congressional com-
 22 mittees that:

23 (A) The Commander General of the Co-
 24 lombian Armed Forces is suspending from the
 25 Armed Forces those members, of whatever rank
 26 who, according to the Minister of Defense or

1 the Procuraduria General de la Nacion, have
2 been credibly alleged to have committed gross
3 violations of human rights, including extra-judi-
4 cial killings, or to have aided or abetted para-
5 military organizations.

6 (B) The Colombian Government is vigor-
7 ously investigating and prosecuting those mem-
8 bers of the Colombian Armed Forces, of what-
9 ever rank, who have been credibly alleged to
10 have committed gross violations of human
11 rights, including extra-judicial killings, or to
12 have aided or abetted paramilitary organiza-
13 tions, and is promptly punishing those members
14 of the Colombian Armed Forces found to have
15 committed such violations of human rights or to
16 have aided or abetted paramilitary organiza-
17 tions.

18 (C) The Colombian Armed Forces have
19 made substantial progress in cooperating with
20 civilian prosecutors and judicial authorities in
21 such cases (including providing requested infor-
22 mation, such as the identity of persons sus-
23 pended from the Armed Forces and the nature
24 and cause of the suspension, and access to wit-

1 nesses, relevant military documents, and other
2 requested information).

3 (D) The Colombian Armed Forces have
4 made substantial progress in severing links (in-
5 cluding denying access to military intelligence,
6 vehicles, and other equipment or supplies, and
7 ceasing other forms of active or tacit coopera-
8 tion) at the command, battalion, and brigade
9 levels, with paramilitary organizations, espe-
10 cially in regions where these organizations have
11 a significant presence.

12 (E) The Colombian Government is disman-
13 tling paramilitary leadership and financial net-
14 works by arresting commanders and financial
15 backers, especially in regions where these net-
16 works have a significant presence.

17 (F) The Colombian Government is taking
18 effective steps to ensure that the Colombian
19 Armed Forces are not violating the land and
20 property rights of Colombia's indigenous com-
21 munities.

22 (3) The balance of such funds may be obligated
23 after July 31, 2007, if the Secretary of State cer-
24 tifies and reports to the appropriate congressional
25 committees, after such date, that the Colombian

1 Armed Forces are continuing to meet the conditions
2 contained in paragraph (2) and are conducting vig-
3 orous operations to restore government authority
4 and respect for human rights in areas under the ef-
5 fective control of paramilitary and guerrilla organi-
6 zations.

7 (b) CONGRESSIONAL NOTIFICATION.—Funds made
8 available by this Act for the Colombian Armed Forces
9 shall be subject to the regular notification procedures of
10 the Committees on Appropriations.

11 (c) CONSULTATIVE PROCESS.—Not later than 60
12 days after the date of enactment of this Act, and every
13 90 days thereafter until September 30, 2008, the Sec-
14 retary of State shall consult with internationally recog-
15 nized human rights organizations regarding progress in
16 meeting the conditions contained in subsection (a).

17 (d) DEFINITIONS.—In this section:

18 (1) AIDED OR ABETTED.—The term “aided or
19 abetted” means to provide any support to para-
20 military groups, including taking actions which
21 allow, facilitate, or otherwise foster the activities of
22 such groups.

23 (2) PARAMILITARY GROUPS.—The term “para-
24 military groups” means illegal self-defense groups
25 and illegal security cooperatives.

1 ILLEGAL ARMED GROUP

2 SEC. 556. (a) DENIAL OF VISAS TO SUPPORTERS OF
3 COLOMBIAN ILLEGAL ARMED GROUPS.—Subject to sub-
4 section (b), the Secretary of State shall not issue a visa
5 to any alien who the Secretary determines, based on cred-
6 ible evidence—

7 (1) has willfully provided any support to the
8 Revolutionary Armed Forces of Colombia (FARC),
9 the National Liberation Army (ELN), or the United
10 Self-Defense Forces of Colombia (AUC), including
11 taking actions or failing to take actions which allow,
12 facilitate, or otherwise foster the activities of such
13 groups; or

14 (2) has committed, ordered, incited, assisted, or
15 otherwise participated in the commission of gross
16 violations of human rights, including extra-judicial
17 killings, in Colombia.

18 (b) WAIVER.—Subsection (a) shall not apply if the
19 Secretary of State determines and certifies to the appro-
20 priate congressional committees, on a case-by-case basis,
21 that the issuance of a visa to the alien is necessary to
22 support the peace process in Colombia or for urgent hu-
23 manitarian reasons.

1 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
2 BROADCASTING CORPORATION

3 SEC. 557. None of the funds appropriated or other-
4 wise made available by this Act may be used to provide
5 equipment, technical support, consulting services, or any
6 other form of assistance to the Palestinian Broadcasting
7 Corporation.

8 WEST BANK AND GAZA PROGRAM

9 SEC. 558. (a) PROHIBITION.—None of the funds ap-
10 propriated by this Act for assistance under the West Bank
11 and Gaza program may be made available for the purpose
12 of recognizing or otherwise honoring individuals who com-
13 mit, or have committed, acts of terrorism.

14 (b) AUDITS.—

15 (1) The Administrator of the United States
16 Agency for International Development shall ensure
17 that Federal or non-Federal audits of all contractors
18 and grantees, and significant subcontractors and
19 subgrantees, under the West Bank and Gaza Pro-
20 gram, are conducted at least on an annual basis to
21 ensure, among other things, compliance with this
22 section.

23 (2) Of the funds appropriated by this Act up to
24 \$1,000,000 may be used by the Office of the Inspec-
25 tor General of the United States Agency for Inter-
26 national Development for audits, inspections, and

1 other activities in furtherance of the requirements of
2 this subsection.

3 (c) The Comptroller General of the United States
4 shall conduct an audit and an investigation of the treat-
5 ment, handling, and uses of all funds for the bilateral
6 West Bank and Gaza Program in fiscal year 2006 under
7 the heading “Economic Support Fund”. The audit shall
8 address—

9 (1) the extent to which such Program complies
10 with the requirements of subsection (a), and

11 (2) an examination of all programs, projects,
12 and activities carried out under such Program, in-
13 cluding both obligations and expenditures.

14 (d) Not later than 180 days after enactment of this
15 Act, the Secretary of State shall submit a report to the
16 Committees on Appropriations updating the report con-
17 tained in section 2106 of chapter 2 of title II of Public
18 Law 109–13.

19 CONTRIBUTIONS TO UNITED NATIONS POPULATION FUND

20 SEC. 559. (a) LIMITATIONS ON AMOUNT OF CON-
21 TRIBUTION.—Of the amounts made available under
22 “International Organizations and Programs” and “Child
23 Survival and Health Programs Fund” for fiscal year
24 2007, \$34,000,000 shall be made available for the United
25 Nations Population Fund (hereafter in this section re-
26 ferred to as the “UNFPA”): *Provided*, That of this

1 amount, not less than \$22,275,000 shall be derived from
2 funds appropriated under the heading “International Or-
3 ganizations and Programs”.

4 (b) AVAILABILITY OF FUNDS.—Funds appropriated
5 under the heading “International Organizations and Pro-
6 grams” in this Act that are available for UNFPA, that
7 are not made available for UNFPA because of the oper-
8 ation of any provision of law, shall be transferred to
9 “Child Survival and Health Programs Fund” and shall
10 be made available for family planning, maternal, and re-
11 productive health activities, subject to the regular notifica-
12 tion procedures of the Committees on Appropriations.

13 (c) PROHIBITION ON USE OF FUNDS IN CHINA.—
14 None of the funds made available under “International
15 Organizations and Programs” may be made available for
16 the UNFPA for a country program in the People’s Repub-
17 lic of China.

18 (d) CONDITIONS ON AVAILABILITY OF FUNDS.—
19 Amounts made available under “International Organiza-
20 tions and Programs” for fiscal year 2007 for the UNFPA
21 may not be made available to UNFPA unless—

22 (1) the UNFPA maintains amounts made avail-
23 able to the UNFPA under this section in an account
24 separate from other accounts of the UNFPA;

1 (2) the UNFPA does not commingle amounts
2 made available to the UNFPA under this section
3 with other sums; and

4 (3) the UNFPA does not fund abortions.

5 WAR CRIMINALS

6 SEC. 560. (a)(1) None of the funds appropriated or
7 otherwise made available pursuant to this Act may be
8 made available for assistance, and the Secretary of the
9 Treasury shall instruct the United States executive direc-
10 tors to the international financial institutions to vote
11 against any new project involving the extension by such
12 institutions of any financial or technical assistance, to any
13 country, entity, or municipality whose competent authori-
14 ties have failed, as determined by the Secretary of State,
15 to take necessary and significant steps to implement its
16 international legal obligations to apprehend and transfer
17 to the International Criminal Tribunal for the former
18 Yugoslavia (the “Tribunal”) all persons in their territory
19 who have been indicted by the Tribunal and to otherwise
20 cooperate with the Tribunal.

21 (2) The provisions of this subsection shall not apply
22 to humanitarian assistance or assistance for democratiza-
23 tion.

24 (b) The provisions of subsection (a) shall apply unless
25 the Secretary of State determines and reports to the ap-

1 appropriate congressional committees that the competent au-
2 thorities of such country, entity, or municipality are—

3 (1) cooperating with the Tribunal, including ac-
4 cess for investigators to archives and witnesses, the
5 provision of documents, and the surrender and
6 transfer of indictees or assistance in their apprehen-
7 sion; and

8 (2) are acting consistently with the Dayton Ac-
9 cords.

10 (c) Not less than 10 days before any vote in an inter-
11 national financial institution regarding the extension of
12 any new project involving financial or technical assistance
13 or grants to any country or entity described in subsection
14 (a), the Secretary of the Treasury, in consultation with
15 the Secretary of State, shall provide to the Committees
16 on Appropriations a written justification for the proposed
17 assistance, including an explanation of the United States
18 position regarding any such vote, as well as a description
19 of the location of the proposed assistance by municipality,
20 its purpose, and its intended beneficiaries.

21 (d) In carrying out this section, the Secretary of
22 State, the Administrator of the United States Agency for
23 International Development, and the Secretary of the
24 Treasury shall consult with representatives of human
25 rights organizations and all government agencies with rel-

1 evant information to help prevent indicted war criminals
2 from benefiting from any financial or technical assistance
3 or grants provided to any country or entity described in
4 subsection (a).

5 (e) The Secretary of State may waive the application
6 of subsection (a) with respect to projects within a country,
7 entity, or municipality upon a written determination to the
8 Committees on Appropriations that such assistance di-
9 rectly supports the implementation of the Dayton Accords.

10 (f) DEFINITIONS.—As used in this section:

11 (1) COUNTRY.—The term “country” means
12 Bosnia and Herzegovina, Croatia and Serbia.

13 (2) ENTITY.—The term “entity” refers to the
14 Federation of Bosnia and Herzegovina, Kosovo,
15 Montenegro and the Republika Srpska.

16 (3) MUNICIPALITY.—The term “municipality”
17 means a city, town or other subdivision within a
18 country or entity as defined herein.

19 (4) DAYTON ACCORDS.—The term “Dayton Ac-
20 cords” means the General Framework Agreement
21 for Peace in Bosnia and Herzegovina, together with
22 annexes relating thereto, done at Dayton, November
23 10 through 16, 1995.

24 USER FEES

25 SEC. 561. The Secretary of the Treasury shall in-
26 struct the United States Executive Director at each inter-

1 national financial institution (as defined in section
2 1701(c)(2) of the International Financial Institutions Act)
3 and the International Monetary Fund to oppose any loan,
4 grant, strategy or policy of these institutions that would
5 require user fees or service charges on poor people for pri-
6 mary education or primary healthcare, including preven-
7 tion and treatment efforts for HIV/AIDS, malaria, tuber-
8 culosis, and infant, child, and maternal well-being, in con-
9 nection with the institutions' financing programs.

10 FUNDING FOR SERBIA

11 SEC. 562. (a) Funds appropriated by this Act may
12 be made available for assistance for the central Govern-
13 ment of Serbia after May 31, 2007, if the President has
14 made the determination and certification contained in sub-
15 section (c).

16 (b) After May 31, 2007, the Secretary of the Treas-
17 ury should instruct the United States executive directors
18 to the international financial institutions to support loans
19 and assistance to the Government of Serbia and Monte-
20 negro subject to the conditions in subsection (c): *Provided*,
21 That section 576 of the Foreign Operations, Export Fi-
22 nancing, and Related Programs Appropriations Act, 1997,
23 as amended, shall not apply to the provision of loans and
24 assistance to the Government of Serbia and Montenegro
25 through international financial institutions.

1 (c) The determination and certification referred to in
2 subsection (a) is a determination by the President and a
3 certification to the Committees on Appropriations that the
4 Government of Serbia and Montenegro is—

5 (1) cooperating with the International Criminal
6 Tribunal for the former Yugoslavia including access
7 for investigators, the provision of documents, and
8 the surrender and transfer of indictees or assistance
9 in their apprehension, including Ratko Mladic;

10 (2) taking steps that are consistent with the
11 Dayton Accords to end Serbian financial, political,
12 security and other support which has served to
13 maintain separate Republika Srpska institutions;
14 and

15 (3) taking steps to implement policies which re-
16 flect a respect for minority rights and the rule of
17 law.

18 (d) This section shall not apply to Montenegro,
19 Kosovo, humanitarian assistance or assistance to promote
20 democracy.

21 COMMUNITY-BASED POLICE ASSISTANCE

22 SEC. 563. (a) AUTHORITY.—Funds made available
23 by this Act to carry out the provisions of chapter 1 of
24 part I and chapter 4 of part II of the Foreign Assistance
25 Act of 1961, may be used, notwithstanding section 660
26 of that Act, to enhance the effectiveness and account-

1 ability of civilian police authority through training and
2 technical assistance in human rights, the rule of law, stra-
3 tegic planning, and through assistance to foster civilian
4 police roles that support democratic governance including
5 assistance for programs to prevent conflict, respond to dis-
6 asters, address gender-based violence, and foster improved
7 police relations with the communities they serve.

8 (b) NOTIFICATION.—Assistance provided under sub-
9 section (a) shall be subject to prior consultation with, and
10 the regular notification procedures of, the Committees on
11 Appropriations.

12 SPECIAL DEBT RELIEF FOR THE POOREST

13 SEC. 564. (a) AUTHORITY TO REDUCE DEBT.—The
14 President may reduce amounts owed to the United States
15 (or any agency of the United States) by an eligible country
16 as a result of—

17 (1) guarantees issued under sections 221 and
18 222 of the Foreign Assistance Act of 1961; or

19 (2) credits extended or guarantees issued under
20 the Arms Export Control Act.

21 (b) LIMITATIONS.—

22 (1) The authority provided by subsection (a)
23 may be exercised only to implement multilateral offi-
24 cial debt relief and referendum agreements, com-
25 monly referred to as “Paris Club Agreed Minutes”.

1 (2) The authority provided by subsection (a)
2 may be exercised only in such amounts or to such
3 extent as is provided in advance by appropriations
4 Acts.

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

12 (c) CONDITIONS.—The authority provided by sub-
13 section (a) may be exercised only with respect to a country
14 whose government—

15 (1) does not have an excessive level of military
16 expenditures;

17 (2) has not repeatedly provided support for acts
18 of international terrorism;

19 (3) is not failing to cooperate on international
20 narcotics control matters;

21 (4) (including its military or other security
22 forces) does not engage in a consistent pattern of
23 gross violations of internationally recognized human
24 rights; and

1 (5) is not ineligible for assistance because of the
2 application of section 527 of the Foreign Relations
3 Authorization Act, Fiscal Years 1994 and 1995.

4 (d) AVAILABILITY OF FUNDS.—The authority pro-
5 vided by subsection (a) may be used only with regard to
6 the funds appropriated by this Act under the heading
7 “Debt Restructuring”.

8 (e) CERTAIN PROHIBITIONS INAPPLICABLE.—A re-
9 duction of debt pursuant to subsection (a) shall not be
10 considered assistance for the purposes of any provision of
11 law limiting assistance to a country. The authority pro-
12 vided by subsection (a) may be exercised notwithstanding
13 section 620(r) of the Foreign Assistance Act of 1961 or
14 section 321 of the International Development and Food
15 Assistance Act of 1975.

16 AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES
17 SEC. 565. (a) LOANS ELIGIBLE FOR SALE, REDUC-
18 TION, OR CANCELLATION.—

19 (1) AUTHORITY TO SELL, REDUCE, OR CANCEL
20 CERTAIN LOANS.—Notwithstanding any other provi-
21 sion of law, the President may, in accordance with
22 this section, sell to any eligible purchaser any
23 concessional loan or portion thereof made before
24 January 1, 1995, pursuant to the Foreign Assist-
25 ance Act of 1961, to the government of any eligible

1 country as defined in section 702(6) of that Act or
2 on receipt of payment from an eligible purchaser, re-
3 duce or cancel such loan or portion thereof, only for
4 the purpose of facilitating—

5 (A) debt-for-equity swaps, debt-for-develop-
6 ment swaps, or debt-for-nature swaps; or

7 (B) a debt buyback by an eligible country
8 of its own qualified debt, only if the eligible
9 country uses an additional amount of the local
10 currency of the eligible country, equal to not
11 less than 40 percent of the price paid for such
12 debt by such eligible country, or the difference
13 between the price paid for such debt and the
14 face value of such debt, to support activities
15 that link conservation and sustainable use of
16 natural resources with local community develop-
17 ment, and child survival and other child devel-
18 opment, in a manner consistent with sections
19 707 through 710 of the Foreign Assistance Act
20 of 1961, if the sale, reduction, or cancellation
21 would not contravene any term or condition of
22 any prior agreement relating to such loan.

23 (2) TERMS AND CONDITIONS.—Notwithstanding
24 any other provision of law, the President shall, in ac-
25 cordance with this section, establish the terms and

1 conditions under which loans may be sold, reduced,
2 or canceled pursuant to this section.

3 (3) ADMINISTRATION.—The Facility, as defined
4 in section 702(8) of the Foreign Assistance Act of
5 1961, shall notify the administrator of the agency
6 primarily responsible for administering part I of the
7 Foreign Assistance Act of 1961 of purchasers that
8 the President has determined to be eligible, and
9 shall direct such agency to carry out the sale, reduc-
10 tion, or cancellation of a loan pursuant to this sec-
11 tion. Such agency shall make adjustment in its ac-
12 counts to reflect the sale, reduction, or cancellation.

13 (4) LIMITATION.—The authorities of this sub-
14 section shall be available only to the extent that ap-
15 propriations for the cost of the modification, as de-
16 fined in section 502 of the Congressional Budget Act
17 of 1974, are made in advance.

18 (b) DEPOSIT OF PROCEEDS.—The proceeds from the
19 sale, reduction, or cancellation of any loan sold, reduced,
20 or canceled pursuant to this section shall be deposited in
21 the United States Government account or accounts estab-
22 lished for the repayment of such loan.

23 (c) ELIGIBLE PURCHASERS.—A loan may be sold
24 pursuant to subsection (a)(1)(A) only to a purchaser who
25 presents plans satisfactory to the President for using the

1 loan for the purpose of engaging in debt-for-equity swaps,
2 debt-for-development swaps, or debt-for-nature swaps.

3 (d) DEBTOR CONSULTATIONS.—Before the sale to
4 any eligible purchaser, or any reduction or cancellation
5 pursuant to this section, of any loan made to an eligible
6 country, the President should consult with the country
7 concerning the amount of loans to be sold, reduced, or
8 canceled and their uses for debt-for-equity swaps, debt-
9 for-development swaps, or debt-for-nature swaps.

10 (e) AVAILABILITY OF FUNDS.—The authority pro-
11 vided by subsection (a) may be used only with regard to
12 funds appropriated by this Act under the heading “Debt
13 Restructuring”.

14 BASIC EDUCATION

15 SEC. 566. Of the funds appropriated by title II of
16 this Act, not less than \$550,000,000 shall be made avail-
17 able for basic education.

18 RECONCILIATION PROGRAMS

19 SEC. 567. Of the funds appropriated under the head-
20 ing “Economic Support Fund”, not less than \$15,000,000
21 should be made available to support reconciliation pro-
22 grams and activities which bring together individuals of
23 different ethnic, religious, and political backgrounds from
24 areas of civil conflict and war.

SUDAN

SEC. 568. (a) LIMITATION ON ASSISTANCE.—Subject to subsection (b):

(1) Notwithstanding section 501(a) of the International Malaria Control Act of 2000 (Public Law 106–570) or any other provision of law, none of the funds appropriated by this Act may be made available for assistance for the Government of Sudan.

(2) None of the funds appropriated by this Act may be made available for the cost, as defined in section 502, of the Congressional Budget Act of 1974, of modifying loans and loan guarantees held by the Government of Sudan, including the cost of selling, reducing, or canceling amounts owed to the United States, and modifying concessional loans, guarantees, and credit agreements.

(b) Subsection (a) shall not apply if the Secretary of State determines and certifies to the Committees on Appropriations that—

(1) the Government of Sudan has taken significant steps to disarm and disband government-supported militia groups in the Darfur region;

(2) the Government of Sudan and all government-supported militia groups are honoring their

1 ceasefire commitments made in the Darfur Peace
2 Agreement; and

3 (3) the Government of Sudan is allowing
4 unimpeded access to Darfur to humanitarian aid or-
5 ganizations, the human rights investigation and hu-
6 manitarian teams of the United Nations, including
7 protection officers, and an international monitoring
8 team that is based in Darfur and that has the sup-
9 port of the United States.

10 (c) EXCEPTIONS.—The provisions of subsection (b)
11 shall not apply to—

12 (1) humanitarian assistance;

13 (2) assistance for Darfur and for areas outside
14 the control of the Government of Sudan; and

15 (3) assistance to support implementation of the
16 Comprehensive Peace Agreement or the Darfur
17 Peace Agreement.

18 (d) DEFINITIONS.—For the purposes of this Act and
19 section 501 of Public Law 106–570, the terms “Govern-
20 ment of Sudan”, “areas outside of control of the Govern-
21 ment of Sudan”, and “area in Sudan outside of control
22 of the Government of Sudan” shall have the same meaning
23 and application as was the case immediately prior to June
24 5, 2004, and, Southern Kordofan/Nuba Mountains State,

1 Blue Nile State and Abyei shall be deemed “areas outside
2 of control of the Government of Sudan”.

3 EXCESS DEFENSE ARTICLES FOR CENTRAL AND SOUTH
4 EUROPEAN COUNTRIES AND CERTAIN OTHER COUNTRIES

5 SEC. 569. Notwithstanding section 516(e) of the For-
6 eign Assistance Act of 1961 (22 U.S.C. 2321j(e)), during
7 fiscal year 2007, funds available to the Department of De-
8 fense may be expended for crating, packing, handling, and
9 transportation of excess defense articles transferred under
10 the authority of section 516 of such Act to Albania, Af-
11 ghanistan, Bulgaria, Croatia, Estonia, Former Yugo-
12 slavian Republic of Macedonia, Georgia, India, Iraq,
13 Kazakhstan, Kyrgyzstan, Latvia, Lithuania, Moldova,
14 Mongolia, Pakistan, Romania, Slovakia, Tajikistan,
15 Turkmenistan, and Ukraine.

16 CUBA

17 SEC. 570. None of the funds appropriated by this Act
18 under the heading “International Narcotics Control and
19 Law Enforcement” may be made available for assistance
20 to the Government of Cuba.

21 GENDER-BASED VIOLENCE

22 SEC. 571. Programs funded under titles II and III
23 of this Act that provide training for foreign police, judicial,
24 and military officials, shall include, where appropriate,
25 programs and activities that address gender-based vio-
26 lence.

1 LIMITATION ON ECONOMIC SUPPORT FUND ASSISTANCE
2 FOR CERTAIN FOREIGN GOVERNMENTS THAT ARE
3 PARTIES TO THE INTERNATIONAL CRIMINAL COURT

4 SEC. 572. (a) None of the funds made available in
5 this Act in title II under the heading “Economic Support
6 Fund” may be used to provide assistance to the govern-
7 ment of a country that is a party to the International
8 Criminal Court and has not entered into an agreement
9 with the United States pursuant to Article 98 of the Rome
10 Statute preventing the International Criminal Court from
11 proceeding against United States personnel present in
12 such country.

13 (b) The President may, with prior notice to Congress,
14 waive the prohibition of subsection (a) with respect to a
15 North Atlantic Treaty Organization (“NATO”) member
16 country, a major non-NATO ally (including Australia,
17 Egypt, Israel, Japan, Jordan, Argentina, the Republic of
18 Korea, and New Zealand), Taiwan, or such other country
19 as he may determine if he determines and reports to the
20 appropriate congressional committees that it is important
21 to the national interests of the United States to waive such
22 prohibition.

23 (c) The President may, with prior notice to Congress,
24 waive the prohibition of subsection (a) with respect to a
25 particular country if he determines and reports to the ap-

1 appropriate congressional committees that such country has
2 entered into an agreement with the United States pursu-
3 ant to Article 98 of the Rome Statute preventing the
4 International Criminal Court from proceeding against
5 United States personnel present in such country.

6 (d) The prohibition of this section shall not apply to
7 countries otherwise eligible for assistance under the Mil-
8 lennium Challenge Act of 2003, notwithstanding section
9 606(a)(2)(B) of such Act.

10 TIBET

11 SEC. 573. (a) The Secretary of the Treasury should
12 instruct the United States executive director to each inter-
13 national financial institution to use the voice and vote of
14 the United States to support projects in Tibet if such
15 projects do not provide incentives for the migration and
16 settlement of non-Tibetans into Tibet or facilitate the
17 transfer of ownership of Tibetan land and natural re-
18 sources to non-Tibetans; are based on a thorough needs-
19 assessment; foster self-sufficiency of the Tibetan people
20 and respect Tibetan culture and traditions; and are sub-
21 ject to effective monitoring.

22 (b) Notwithstanding any other provision of law, not
23 less than \$4,000,000 of the funds appropriated by this
24 Act under the heading “Economic Support Fund” should
25 be made available to nongovernmental organizations to

1 support activities which preserve cultural traditions and
2 promote sustainable development and environmental con-
3 servation in Tibetan communities in the Tibetan Autono-
4 mous Region and in other Tibetan communities in China,
5 and not less than \$250,000 should be made available to
6 the National Endowment for Democracy for human rights
7 and democracy programs relating to Tibet.

8 WESTERN HEMISPHERE

9 SEC. 574. (a) Of the funds appropriated by this Act
10 under the headings “Child Survival and Health Programs
11 Fund” and “Development Assistance”, not less than the
12 amount of funds initially allocated pursuant to section
13 653(a) of the Foreign Assistance Act of 1961 for fiscal
14 year 2006 should be made available for El Salvador, Gua-
15 temala, Nicaragua and Honduras.

16 (b) In addition to the amounts requested under the
17 heading “Economic Support Fund” for assistance for
18 Nicaragua and Guatemala in fiscal year 2007, not less
19 than \$1,500,000 should be made available for electoral as-
20 sistance, media and civil society programs, and activities
21 to combat corruption and strengthen democracy in Nica-
22 ragua, and not less than \$1,500,000 should be made avail-
23 able for programs and activities to combat organized
24 crime, crimes of violence specifically targeting women, and
25 corruption in Guatemala.

1 (c) Funds made available pursuant to subsection (b)
2 shall be subject to prior consultation with the Committees
3 on Appropriations.

4 (d) Of the funds appropriated in title II of this Act,
5 not less than the amount of funds initially allocated pursu-
6 ant to section 653(a) of the Foreign Assistance Act of
7 1961 for fiscal year 2006 in the aggregate for countries
8 of the Western Hemisphere should be made available for
9 such purposes in this bill.

10 UNITED STATES AGENCY FOR INTERNATIONAL
11 DEVELOPMENT MANAGEMENT
12 (INCLUDING TRANSFER OF FUNDS)

13 SEC. 575. (a) AUTHORITY.—Up to \$81,000,000 of
14 the funds made available in this Act to carry out the provi-
15 sions of part I of the Foreign Assistance Act of 1961, in-
16 cluding funds appropriated under the heading “Assistance
17 for Eastern Europe and the Baltic States”, may be used
18 by the United States Agency for International Develop-
19 ment (USAID) to hire and employ individuals in the
20 United States and overseas on a limited appointment basis
21 pursuant to the authority of sections 308 and 309 of the
22 Foreign Service Act of 1980.

23 (b) RESTRICTIONS.—

24 (1) The number of individuals hired in any fis-
25 cal year pursuant to the authority contained in sub-
26 section (a) may not exceed 175.

1 (2) The authority to hire individuals contained
2 in subsection (a) shall expire on September 30,
3 2008.

4 (c) CONDITIONS.—The authority of subsection (a)
5 may only be used to the extent that an equivalent number
6 of positions that are filled by personal services contractors
7 or other nondirect-hire employees of USAID, who are
8 compensated with funds appropriated to carry out part I
9 of the Foreign Assistance Act of 1961, including funds
10 appropriated under the heading “Assistance for Eastern
11 Europe and the Baltic States”, are eliminated.

12 (d) PRIORITY SECTORS.—In exercising the authority
13 of this section, primary emphasis shall be placed on ena-
14 bling USAID to meet personnel positions in technical skill
15 areas currently encumbered by contractor or other non-
16 direct-hire personnel.

17 (e) CONSULTATIONS.—The USAID Administrator
18 shall consult with the Committees on Appropriations at
19 least on a quarterly basis concerning the implementation
20 of this section.

21 (f) PROGRAM ACCOUNT CHARGED.—The account
22 charged for the cost of an individual hired and employed
23 under the authority of this section shall be the account
24 to which such individual’s responsibilities primarily relate.
25 Funds made available to carry out this section may be

1 transferred to and merged and consolidated with funds ap-
2 propriated for “Operating Expenses of the United States
3 Agency for International Development”.

4 (g) MANAGEMENT REFORM PILOT.—Of the funds
5 made available in subsection (a), USAID may use, in addi-
6 tion to funds otherwise available for such purposes, up to
7 \$10,000,000 to fund overseas support costs of members
8 of the Foreign Service with a Foreign Service rank of four
9 or below: *Provided*, That such authority is only used to
10 reduce USAID’s reliance on overseas personal services
11 contractors or other nondirect-hire employees com-
12 pensated with funds appropriated to carry out part I of
13 the Foreign Assistance Act of 1961, including funds ap-
14 propriated under the heading “Assistance for Eastern Eu-
15 rope and the Baltic States”.

16 (h) DISASTER SURGE CAPACITY.—Funds appro-
17 priated by this Act to carry out part I of the Foreign As-
18 sistance Act of 1961, including funds appropriated under
19 the heading “Assistance for Eastern Europe and the Bal-
20 tic States”, may be used, in addition to funds otherwise
21 available for such purposes, for the cost (including the
22 support costs) of individuals detailed to or employed by
23 the United States Agency for International Development
24 whose primary responsibility is to carry out programs in
25 response to natural disasters.

RESCISSIONS

1

2 SEC. 576. (a) Of the funds provided in title IV of
3 Public Law 109–102, under the heading “Funds Appro-
4 priated to the President, International Financial Institu-
5 tions, Contribution to the International Development As-
6 sociation”, \$188,100,000 is hereby rescinded.

7 (b) Of the funds appropriated in Public Law 109–
8 102 under the heading “Economic Support Fund” that
9 are available for assistance and under such heading in
10 prior Acts making appropriations for foreign operations,
11 export financing, and related programs, \$200,000,000 are
12 hereby rescinded: *Provided*, That such amount shall be de-
13 rived only from funds not yet expended for cash transfer
14 assistance.

15 LIMITATION ON FUNDS RELATING TO ATTENDANCE OF
16 FEDERAL EMPLOYEES AT CONFERENCES OCCURRING
17 OUTSIDE THE UNITED STATES

18 SEC. 577. None of the funds made available in this
19 Act may be used to send or otherwise pay for the attend-
20 ance of more than 50 employees of agencies or depart-
21 ments of the United States Government who are stationed
22 in the United States, at any single international con-
23 ference occurring outside the United States, unless the
24 Secretary of State determines that such attendance is in
25 the national interest: *Provided*, That for purposes of this
26 section the term “international conference” shall mean a

1 conference attended by representatives of the United
2 States Government and representatives of foreign govern-
3 ments, international organizations, or nongovernmental
4 organizations.

5 LIMITATION ON ASSISTANCE TO FOREIGN COUNTRIES

6 THAT REFUSE TO EXTRADITE TO THE UNITED
7 STATES ANY INDIVIDUAL ACCUSED IN THE UNITED
8 STATES OF KILLING A LAW ENFORCEMENT OFFICER

9 SEC. 578. None of the funds made available in this
10 Act for the Department of State may be used to provide
11 assistance to the central government of a country which
12 has notified the Department of State of its refusal to ex-
13 tradite to the United States any individual indicted in the
14 United States for killing a law enforcement officer, as
15 specified in a United States extradition request.

16 INTERNATIONAL MONETARY FUND BUDGET AND HIRING
17 CEILINGS

18 SEC. 579. The Secretary of the Treasury shall in-
19 struct the United States Executive Director at the Inter-
20 national Monetary Fund to use the voice of the United
21 States to ensure that any loan, project, agreement, memo-
22 randum, instrument, plan or other program of the Inter-
23 national Monetary Fund does not penalize countries for
24 increased government spending on healthcare or education
25 by exempting such increases from national budget caps or

1 restraints, hiring or wage bill ceilings or other limits im-
2 posed by the International Monetary Fund.

3 GOVERNMENTS THAT HAVE FAILED TO PERMIT CERTAIN
4 EXTRADITIONS

5 SEC. 580. None of the funds made available in this
6 Act for the Department of State, other than funds pro-
7 vided under the heading “International Narcotics Control
8 and Law Enforcement”, may be used to provide assistance
9 to the central government of a country with which the
10 United States has an extradition treaty and which govern-
11 ment has notified the Department of State of its refusal
12 to extradite to the United States any individual charged
13 with a criminal offense for which the maximum penalty
14 is life imprisonment without the possibility of parole.

15 REPORTING REQUIREMENT

16 SEC. 581. The Secretary of State shall provide the
17 Committees on Appropriations, not later than April 1,
18 2007, and for each fiscal quarter, a report in writing on
19 the uses of funds made available under the headings “For-
20 eign Military Financing Program”, “International Mili-
21 tary Education and Training”, and “Peacekeeping Oper-
22 ations”: *Provided*, That such report shall include a de-
23 scription of the obligation and expenditure of funds, and
24 the specific country in receipt of, and the use or purpose
25 of the assistance provided by such funds.

1 ASSISTANCE FOR DEMOBILIZATION AND DISARMAMENT
2 OF FORMER IRREGULAR COMBATANTS IN COLOMBIA

3 SEC. 582. (a) AVAILABILITY OF FUNDS.—Of the
4 funds appropriated in this Act, up to \$20,000,000 may
5 be made available in fiscal year 2007 for assistance for
6 the demobilization and disarmament of former members
7 of foreign terrorist organizations (FTOs) in Colombia,
8 specifically the United Self-Defense Forces of Colombia
9 (AUC), the Revolutionary Armed Forces of Colombia
10 (FARC) and the National Liberation Army (ELN), if the
11 Secretary of State makes a certification described in sub-
12 section (b) to the appropriate congressional committees
13 prior to the initial obligation of amounts for such assist-
14 ance for the fiscal year involved.

15 (b) CERTIFICATION.—A certification described in this
16 subsection is a certification that—

17 (1) assistance for the fiscal year will be pro-
18 vided only for individuals who have: (A) verifiably
19 renounced and terminated any affiliation or involve-
20 ment with FTOs or other illegal armed groups; and
21 (B) are meeting all the requirements of the Colom-
22 bia Demobilization Program, including having dis-
23 closed their involvement in past crimes and their
24 knowledge of the FTO's structure, financing

1 sources, illegal assets, and the location of kidnapping
2 victims and bodies of the disappeared;

3 (2) the Government of Colombia is providing
4 full cooperation to the Government of the United
5 States to extradite the leaders and members of the
6 FTOs who have been indicted in the United States
7 for murder, kidnapping, narcotics trafficking, and
8 other violations of United States law;

9 (3) the Government of Colombia is imple-
10 menting a concrete and workable framework for dis-
11 mantling the organizational structures of foreign ter-
12 rorist organizations; and

13 (4) funds shall not be made available as cash
14 payments to individuals and are available only for
15 activities under the following categories: verification,
16 reintegration (including training and education), vet-
17 ting, recovery of assets for reparations for victims,
18 and investigations and prosecutions.

19 (c) DEFINITIONS.—In this section:

20 (1) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term “appropriate congressional com-
22 mittees” means—

23 (A) the Committee on Appropriations and
24 the Committee on International Relations of the
25 House of Representatives; and

1 (B) the Committee on Appropriations and
2 the Committee on Foreign Relations of the Sen-
3 ate.

4 (2) FOREIGN TERRORIST ORGANIZATION.—The
5 term “foreign terrorist organization” means an or-
6 ganization designated as a terrorist organization
7 under section 219 of the Immigration and Nation-
8 ality Act.

9 OFFICE OF THE DIRECTOR OF TRADE CAPACITY

10 ENHANCEMENT

11 SEC. 583. The Administrator of the United States
12 Agency for International Development (USAID) shall cre-
13 ate within USAID a new office of Trade Capacity En-
14 hancement and designate a Director of that office: *Pro-*
15 *vided*, That this office shall be responsible for USAID’s
16 trade capacity building programs, coordinating the imple-
17 mentation of all programs developed by the State Depart-
18 ment for trade capacity building and coordinating govern-
19 ment-wide trade capacity building efforts of United States
20 agencies: *Provided further*, That this office shall be respon-
21 sible for ensuring that country strategic plans, as appro-
22 priate, include a trade capacity enhancement strategic
23 goal and monitor the implementation plan for achieving
24 this goal.

1 ENHANCING WOMEN’S ECONOMIC OPPORTUNITIES

2 SEC. 584. (a) SUPPORT FOR WOMEN’S SMALL- AND
3 MEDIUM-SIZED ENTERPRISES IN DEVELOPING COUN-
4 TRIES.

5 (1) IN GENERAL.—When carrying out enter-
6 prise development programs with funds appropriated
7 in “Development Assistance”, “Economic Support
8 Funds”, or otherwise made available in the Act for
9 “Development Assistance”, the Director of Foreign
10 Assistance shall ensure that, where appropriate,
11 such programs, projects, and activities meet the re-
12 quirements of paragraph (2) of this subsection.

13 (2) REQUIREMENTS.—The requirements re-
14 ferred to in paragraph (1) are the following:

15 (A) In coordination with developing coun-
16 try governments and interested individuals and
17 organizations, create or enhance laws, regula-
18 tions, enforcement, and other practices that
19 promote access to banking and financial serv-
20 ices for women-owned small- and medium-sized
21 enterprises, and eliminate or reduce regulatory
22 barriers that may exist in this regard.

23 (B) Promote access to information and
24 communication technologies (ICT) with training

1 in ICT for women-owned small- and medium-
2 sized enterprises.

3 (C) Provide training, through local associa-
4 tions of women-owned enterprises in record
5 keeping, financial and personnel management,
6 international trade, business planning, mar-
7 keting, policy advocacy, and other relevant
8 areas.

9 (D) Provide resources to establish and en-
10 hance local, national, and international net-
11 works and associations of women-owned small-
12 and medium-sized enterprises.

13 (E) Provide incentives for nongovern-
14 mental organizations and regulated financial
15 intermediaries to develop products, services, and
16 marketing and outreach strategies specifically
17 designed to facilitate and promote women's par-
18 ticipation in small and medium-sized business
19 development programs by addressing women's
20 assets, needs, and the barriers they face to par-
21 ticipation in enterprise and financial services.

22 (F) Seek to award contracts to qualified
23 indigenous women-owned small and medium-
24 sized enterprises, including for post-conflict re-
25 construction and to facilitate employment of in-

1 digenous women, including during post-conflict
2 reconstruction in jobs not traditionally under-
3 taken by women.

4 (b) TRADE BENEFITS FOR WOMEN IN DEVELOPING
5 COUNTRIES.—The enterprise development and trade ca-
6 pacity promotion programs administered by the Depart-
7 ment of State and the United States Agency for Inter-
8 national Development shall incorporate the following ob-
9 jectives:

10 (1) Provide training and education to women's
11 civil society, including those organizations rep-
12 resenting poor women, and to women-owned enter-
13 prises and associations of such enterprises, on how
14 to respond to economic opportunities created by
15 trade preference programs, trade agreements, or
16 other policies creating market access, including
17 training on United States market access require-
18 ments and procedures.

19 (2) Provide capacity building for women entre-
20 preneurs, including microentrepreneurs, on produc-
21 tion strategies, quality standards, formation of co-
22 operatives, market research, and market develop-
23 ment.

(5) Provide training to local women's groups in developing countries in order to enhance their ability to collect information and data, formulate proposals, and inform and impact official government negotiators representing their country in international trade negotiations of the needs and priorities of a country's poor, including poor women.

(c) REPORT TO CONGRESS.—Not later than 180 days after the enactment of this Act, the Director of Foreign Assistance shall report to the Committees on Appropriations on the implementation of the provisions of subsections (a) and (b) of this section.

SEC. 585. To authorize United States participation
in, and appropriations for, the United States contribution
to the first replenishment of the resources of the Enter-
prise for the Americas Multilateral Investment Fund, the

1 Inter-American Development Bank Act (22 U.S.C. 283 et
2 seq.) is amended by adding at the end the following:

3 **“SEC. 39. FIRST REPLENISHMENT OF THE RESOURCES OF**
4 **THE ENTERPRISE FOR THE AMERICAS MUL-**
5 **TILATERAL INVESTMENT FUND.**

6 “(a) CONTRIBUTION AUTHORITY.—

7 “(1) IN GENERAL.—The Secretary of the
8 Treasury may contribute on behalf of the United
9 States \$150,000,000 to the first replenishment of
10 the resources of the Enterprise for the Americas
11 Multilateral Investment Fund.

12 “(2) SUBJECT TO APPROPRIATIONS.—The au-
13 thority provided by paragraph (1) may be exercised
14 only to the extent and in the amounts provided for
15 in advance in appropriations Acts.

16 “(b) LIMITATIONS ON AUTHORIZATION OF APPRO-
17 PRIATIONS.—For the United States contribution author-
18 ized by subsection (a), there are authorized to be appro-
19 priated not more than \$150,000,000, without fiscal year
20 limitation, for payment by the Secretary of the Treas-
21 ury.”.

22 **LIMITATION ON FUNDS**

23 SEC. 586. None of the funds made available in this
24 Act may be used in contravention of section 2320(a) of
25 title 18, United States Code.

1 LIMITATION ON INTERNATIONAL NARCOTICS CONTROL
2 AND LAW ENFORCEMENT ASSISTANCE FOR MEXICO

3 SEC. 587. Of the funds appropriated in this Act
4 under the heading “INTERNATIONAL NARCOTICS CON-
5 TROL AND LAW ENFORCEMENT”, not more than
6 \$39,000,000 may be available for assistance for Mexico.

7 ASSISTANCE TO COMBAT TUBERCULOSIS

8 SEC. 588. The amounts otherwise provided by this
9 Act are revised by increasing the amount made available
10 for “CHILD SURVIVAL AND HEALTH PROGRAMS FUND”
11 for programs for the prevention, treatment, control of, and
12 research on tuberculosis, as authorized by section 104B
13 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151b–
14 3), by reducing the amount made available for “OPER-
15 ATING EXPENSES OF THE UNITED STATES AGENCY FOR
16 INTERNATIONAL DEVELOPMENT”, and by reducing the
17 amount made available for “CONTRIBUTION TO THE
18 ASIAN DEVELOPMENT FUND”, by \$10,000,000,
19 \$5,000,000, and \$5,000,000, respectively.

20 PROHIBITION AGAINST DIRECT FUNDING FOR SAUDI
21 ARABIA

22 SEC. 589. None of the funds made available in this
23 Act may be obligated or expended to finance any assist-
24 ance to Saudi Arabia.

1 This Act may be cited as the “Foreign Operations,
2 Export Financing, and Related Programs Appropriations
3 Act, 2007”.

Passed the House of Representatives June 9, 2006.

Attest:

KAREN L. HAAS,

Clerk.