

Calendar No. 480115TH CONGRESS
2^D SESSION**S. 3108****[Report No. 115–282]**

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2019, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 21, 2018

Mr. GRAHAM, from the Committee on Appropriations, reported the following original bill; which was read twice and placed on the calendar

A BILL

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2019, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That the following sums are appropriated, out of any
4 money in the Treasury not otherwise appropriated, for the
5 Department of State, foreign operations, and related pro-
6 grams for the fiscal year ending September 30, 2019, and
7 for other purposes, namely:

1 TITLE I
2 DEPARTMENT OF STATE AND RELATED
3 AGENCY
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS

7 For necessary expenses of the Department of State
8 and the Foreign Service not otherwise provided for,
9 \$5,944,440,000, to remain available until September 30,
10 2020, of which up to \$1,441,777,000 may remain avail-
11 able until expended for Worldwide Security Protection:
12 *Provided*, That funds made available under this heading
13 shall be allocated in accordance with paragraphs (1)
14 through (4) as follows:

15 (1) HUMAN RESOURCES.—For necessary ex-
16 penses for training, human resources management,
17 and salaries, including employment without regard
18 to civil service and classification laws of persons on
19 a temporary basis (not to exceed \$700,000), as au-
20 thorized by section 801 of the United States Infor-
21 mation and Educational Exchange Act of 1948,
22 \$2,916,794,000, of which up to \$513,000,000 is for
23 Worldwide Security Protection.

24 (2) OVERSEAS PROGRAMS.—For necessary ex-
25 penses for the regional bureaus of the Department

1 of State and overseas activities as authorized by law,
2 \$1,302,715,000.

3 (3) DIPLOMATIC POLICY AND SUPPORT.—For
4 necessary expenses for the functional bureaus of the
5 Department of State, including representation to
6 certain international organizations in which the
7 United States participates pursuant to treaties rati-
8 fied pursuant to the advice and consent of the Sen-
9 ate or specific Acts of Congress, general administra-
10 tion, and arms control, nonproliferation and disar-
11 mament activities as authorized, \$773,847,000.

12 (4) SECURITY PROGRAMS.—For necessary ex-
13 penses for security activities, \$951,084,000, of which
14 up to \$928,777,000 is for Worldwide Security Pro-
15 tection.

16 (5) FEES AND PAYMENTS COLLECTED.—In ad-
17 dition to amounts otherwise made available under
18 this heading—

19 (A) as authorized by section 810 of the
20 United States Information and Educational Ex-
21 change Act, not to exceed \$5,000,000, to re-
22 main available until expended, may be credited
23 to this appropriation from fees or other pay-
24 ments received from English teaching, library,
25 motion pictures, and publication programs and

1 from fees from educational advising and coun-
2 seling and exchange visitor programs; and

3 (B) not to exceed \$15,000, which shall be
4 derived from reimbursements, surcharges, and
5 fees for use of Blair House facilities.

6 (6) TRANSFER OF FUNDS, REPROGRAMMING,
7 AND OTHER MATTERS.—

8 (A) Notwithstanding any other provision of
9 this Act, funds may be reprogrammed within
10 and between paragraphs (1) through (4) under
11 this heading subject to section 7015 of this Act.

12 (B) Of the amount made available under
13 this heading, not to exceed \$10,000,000 may be
14 transferred to, and merged with, funds made
15 available by this Act under the heading “Emer-
16 gencies in the Diplomatic and Consular Serv-
17 ice”, to be available only for emergency evacu-
18 ations and rewards, as authorized.

19 (C) Funds appropriated under this heading
20 are available for acquisition by exchange or pur-
21 chase of passenger motor vehicles as authorized
22 by law and, pursuant to section 1108(g) of title
23 31, United States Code, for the field examina-
24 tion of programs and activities in the United

1 States funded from any account contained in
2 this title.

3 (D) Funds appropriated under this head-
4 ing that are designated for Worldwide Security
5 Protection shall continue to be made available
6 for support of security-related training at sites
7 in existence prior to the enactment of this Act.

8 (E) Of the funds made available under this
9 heading, \$1,100,000 shall be transferred to,
10 and merged with, funds made available under
11 the heading “Payment to the American Insti-
12 tute in Taiwan”.

13 (7) CLARIFICATION.—For purposes of this Act
14 and other Acts making appropriations for the De-
15 partment of State, foreign operations, and related
16 programs, the “Diplomatic Programs” account shall
17 have the same meaning as the “Diplomatic and Con-
18 sular Programs” account.

19 CAPITAL INVESTMENT FUND

20 For necessary expenses of the Capital Investment
21 Fund, as authorized, \$92,770,000, to remain available
22 until expended.

23 OFFICE OF INSPECTOR GENERAL

24 For necessary expenses of the Office of Inspector
25 General, \$77,629,000, notwithstanding section 209(a)(1)

1 of the Foreign Service Act of 1980 (22 U.S.C.
2 3929(a)(1)), as it relates to post inspections: *Provided*,
3 That of the funds appropriated under this heading,
4 \$11,644,000 may remain available until September 30,
5 2020.

6 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

7 For expenses of educational and cultural exchange
8 programs, as authorized, \$690,585,000, to remain avail-
9 able until expended, of which not less than \$242,400,000
10 shall be for the Fulbright Program and not less than
11 \$112,360,000 shall be for Citizen Exchange Program, in-
12 cluding \$4,125,000 for the Congress-Bundestag Youth
13 Exchange: *Provided*, That fees or other payments received
14 from, or in connection with, English teaching, educational
15 advising and counseling programs, and exchange visitor
16 programs as authorized may be credited to this account,
17 to remain available until expended: *Provided further*, That
18 a portion of the Fulbright awards from the Eurasia and
19 Central Asia regions shall be designated as Edmund S.
20 Muskie Fellowships, following consultation with the Com-
21 mittees on Appropriations: *Provided further*, That any
22 substantive modifications from the prior fiscal year to pro-
23 grams funded by this Act under this heading shall be sub-
24 ject to prior consultation with, and the regular notification
25 procedures of, the Committees on Appropriations.

1 REPRESENTATION EXPENSES

2 For representation expenses as authorized,
3 \$8,030,000.

4 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

5 For expenses, not otherwise provided, to enable the
6 Secretary of State to provide for extraordinary protective
7 services, as authorized, \$30,890,000, to remain available
8 until September 30, 2020.

9 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

10 For necessary expenses for carrying out the Foreign
11 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),
12 preserving, maintaining, repairing, and planning for build-
13 ings that are owned or directly leased by the Department
14 of State, renovating, in addition to funds otherwise avail-
15 able, the Harry S Truman Building, and carrying out the
16 Diplomatic Security Construction Program as authorized,
17 \$790,100,000, to remain available until expended, of
18 which not to exceed \$25,000 may be used for domestic
19 and overseas representation expenses as authorized: *Pro-*
20 *vided*, That none of the funds appropriated by this Act
21 shall be available for acquisition of furniture, furnishings,
22 or generators for other departments and agencies of the
23 United States Government.

24 In addition, for the costs of worldwide security up-
25 grades, acquisition, and construction as authorized,

1 \$1,126,304,000, to remain available until expended: *Pro-*
2 *vided*, That of the funds appropriated under this para-
3 graph in this Act and prior Acts making appropriations
4 for the Department of State, foreign operations, and re-
5 lated programs, not less than \$1,025,304,000 shall be
6 made available for a fiscal year 2019 contribution to the
7 Capital Security Cost Sharing and Maintenance Cost
8 Sharing programs: *Provided further*, That not later than
9 45 days after enactment of this Act, the Secretary of State
10 shall submit to the Committees on Appropriations the pro-
11 posed allocation of funds made available under this head-
12 ing and the actual and anticipated proceeds of sales for
13 all projects in fiscal year 2019.

14 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
15 SERVICE

16 For necessary expenses to enable the Secretary of
17 State to meet unforeseen emergencies arising in the Diplo-
18 matic and Consular Service, as authorized, \$7,885,000, to
19 remain available until expended, of which not to exceed
20 \$1,000,000 may be transferred to, and merged with, funds
21 appropriated by this Act under the heading “Repatriation
22 Loans Program Account”, subject to the same terms and
23 conditions.

INTERNATIONAL ORGANIZATIONS

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

1 For necessary expenses, not otherwise provided for,
2 to meet annual obligations of membership in international
3 multilateral organizations, pursuant to treaties ratified
4 pursuant to the advice and consent of the Senate, conven-
5 tions, or specific Acts of Congress, \$1,344,135,000: *Pro-*
6 *vided*, That the Secretary of State shall, at the time of
7 the submission of the President's budget to Congress
8 under section 1105(a) of title 31, United States Code,
9 transmit to the Committees on Appropriations the most
10 recent biennial budget prepared by the United Nations for
11 the operations of the United Nations: *Provided further*,
12 That the Secretary of State shall notify the Committees
13 on Appropriations at least 15 days in advance (or in an
14 emergency, as far in advance as is practicable) of any
15 United Nations action to increase funding for any United
16 Nations program without identifying an offsetting de-
17 crease elsewhere in the United Nations budget: *Provided*
18 *further*, That not later than June 1, 2019, and 30 days
19 after the end of fiscal year 2019, the Secretary of State
20 shall report to the Committees on Appropriations any
21 credits attributable to the United States, including from
22 the United Nations Tax Equalization Fund, and provide
23 updated fiscal year 2019 and fiscal year 2020 assessment

1 costs including offsets from available credits and updated
2 foreign currency exchange rates: *Provided further*, That
3 any such credits shall only be available for United States
4 assessed contributions to the United Nations regular
5 budget, and the Committees on Appropriations shall be
6 notified when such credits are applied to any assessed con-
7 tribution, including any payment of arrearages: *Provided*
8 *further*, That any notification regarding funds appro-
9 priated or otherwise made available under this heading in
10 this Act or prior Acts making appropriations for the De-
11 partment of State, foreign operations, and related pro-
12 grams submitted pursuant to section 7015 of this Act, sec-
13 tion 34 of the State Department Basic Authorities Act
14 of 1956 (22 U.S.C. 2706), or any operating plan sub-
15 mitted pursuant to section 7076 of this Act, shall include
16 an estimate of all known credits currently attributable to
17 the United States and provide updated assessment costs
18 including offsets from available credits and updated for-
19 eign currency exchange rates: *Provided further*, That any
20 payment of arrearages under this heading shall be directed
21 to activities that are mutually agreed upon by the United
22 States and the respective international organization and
23 shall be subject to the regular notification procedures of
24 the Committees on Appropriations: *Provided further*, That
25 none of the funds appropriated under this heading shall

1 be available for a United States contribution to an inter-
2 national organization for the United States share of inter-
3 est costs made known to the United States Government
4 by such organization for loans incurred on or after Octo-
5 ber 1, 1984, through external borrowings: *Provided fur-*
6 *ther,* That funds appropriated under this heading are
7 made available to pay not less than the full fiscal year
8 2019 United States assessment for each respective inter-
9 national organization.

10 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

11 ACTIVITIES

12 For necessary expenses to pay assessed and other ex-
13 penses of international peacekeeping activities directed to
14 the maintenance or restoration of international peace and
15 security, \$716,425,000, of which 15 percent shall remain
16 available until September 30, 2020: *Provided,* That none
17 of the funds made available by this Act shall be obligated
18 or expended for any new or expanded United Nations
19 peacekeeping mission unless, at least 15 days in advance
20 of voting for such mission in the United Nations Security
21 Council (or in an emergency as far in advance as is prac-
22 ticable), the Committees on Appropriations are notified of:
23 (1) the estimated cost and duration of the mission, the
24 objectives of the mission, the national interest that will
25 be served, and the exit strategy; and (2) the sources of

1 funds, including any reprogrammings or transfers, that
2 will be used to pay the cost of the new or expanded mis-
3 sion, and the estimated cost in future fiscal years: *Pro-*
4 *vided further*, That none of the funds appropriated under
5 this heading may be made available for obligation unless
6 the Secretary of State certifies and reports to the Commit-
7 tees on Appropriations on a peacekeeping mission-by-mis-
8 sion basis that the United Nations is implementing effec-
9 tive policies and procedures to prevent United Nations em-
10 ployees, contractor personnel, and peacekeeping troops
11 serving in such mission from trafficking in persons, ex-
12 ploiting victims of trafficking, or committing acts of sexual
13 exploitation and abuse or other violations of human rights,
14 and to hold accountable individuals who engage in such
15 acts while participating in such mission, including pros-
16 ecution in their home countries and making information
17 about such prosecutions publicly available on the website
18 of the United Nations: *Provided further*, That the Sec-
19 retary of State shall work with the United Nations and
20 foreign governments contributing peacekeeping troops to
21 implement effective vetting procedures to ensure that such
22 troops have not violated human rights: *Provided further*,
23 That funds shall be available for peacekeeping expenses
24 unless the Secretary of State determines that United
25 States manufacturers and suppliers are not being given

1 opportunities to provide equipment, services, and material
2 for United Nations peacekeeping activities equal to those
3 being given to foreign manufacturers and suppliers: *Pro-*
4 *vided further*, That none of the funds appropriated or oth-
5 erwise made available under this heading may be used for
6 any United Nations peacekeeping mission that will involve
7 United States Armed Forces under the command or oper-
8 ational control of a foreign national, unless the President's
9 military advisors have submitted to the President a rec-
10 ommendation that such involvement is in the national in-
11 terest of the United States and the President has sub-
12 mitted to Congress such a recommendation: *Provided fur-*
13 *ther*, That not later than June 1, 2019, and 30 days after
14 the end of fiscal year 2019, the Secretary of State shall
15 report to the Committees on Appropriations any credits
16 attributable to the United States, including those resulting
17 from United Nations peacekeeping missions or the United
18 Nations Tax Equalization Fund, and provide updated fis-
19 cal year 2019 and fiscal year 2020 assessment costs in-
20 cluding offsets from available credits: *Provided further*,
21 That any such credits shall only be available for United
22 States assessed contributions to United Nations peace-
23 keeping missions, and the Committees on Appropriations
24 shall be notified when such credits are applied to any as-
25 sessed contribution, including any payment of arrearages:

1 *Provided further*, That any notification regarding funds
2 appropriated or otherwise made available under this head-
3 ing in this Act or prior Acts making appropriations for
4 the Department of State, foreign operations, and related
5 programs submitted pursuant to section 7015 of this Act,
6 section 34 of the State Department Basic Authorities Act
7 of 1956 (22 U.S.C. 2706), or any operating plan sub-
8 mitted pursuant to section 7076 of this Act, shall include
9 an estimate of all known credits currently attributable to
10 the United States and provide updated assessment costs,
11 including offsets from available credits: *Provided further*,
12 That any payment of arrearages with funds appropriated
13 by this Act shall be subject to the regular notification pro-
14 cedures of the Committees on Appropriations: *Provided*
15 *further*, That the Secretary of State shall work with the
16 United Nations and members of the United Nations Secu-
17 rity Council to evaluate and prioritize peacekeeping mis-
18 sions, and to consider a draw down when mission goals
19 have been substantially achieved.

20 INTERNATIONAL COMMISSIONS

21 For necessary expenses, not otherwise provided for,
22 to meet obligations of the United States arising under
23 treaties, or specific Acts of Congress, as follows:

1 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
2 UNITED STATES AND MEXICO

3 For necessary expenses for the United States Section
4 of the International Boundary and Water Commission,
5 United States and Mexico, and to comply with laws appli-
6 cable to the United States Section, including not to exceed
7 \$6,000 for representation expenses; as follows:

8 SALARIES AND EXPENSES

9 For salaries and expenses, not otherwise provided for,
10 \$48,134,000.

11 CONSTRUCTION

12 For detailed plan preparation and construction of au-
13 thorized projects, \$29,400,000, to remain available until
14 expended, as authorized.

15 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

16 For necessary expenses, not otherwise provided, for
17 the International Joint Commission and the International
18 Boundary Commission, United States and Canada, as au-
19 thorized by treaties between the United States and Can-
20 ada or Great Britain, and the Border Environment Co-
21 operation Commission as authorized by the North Amer-
22 ican Free Trade Agreement Implementation Act (Public
23 Law 103-182), \$13,258,000: *Provided*, That of the
24 amount provided under this heading for the International
25 Joint Commission, up to \$500,000 may remain available

1 until September 30, 2020, and \$9,000 may be made avail-
2 able for representation expenses: *Provided further*, That
3 of the amount provided under this heading for the Inter-
4 national Boundary Commission, \$1,000 may be made
5 available for representation expenses.

6 INTERNATIONAL FISHERIES COMMISSIONS

7 For necessary expenses for international fisheries
8 commissions, not otherwise provided for, as authorized by
9 law, \$50,651,000: *Provided*, That the United States share
10 of such expenses may be advanced to the respective com-
11 missions pursuant to section 3324 of title 31, United
12 States Code.

13 RELATED AGENCY

14 BROADCASTING BOARD OF GOVERNORS

15 INTERNATIONAL BROADCASTING OPERATIONS

16 For necessary expenses to enable the Broadcasting
17 Board of Governors (BBG), as authorized, to carry out
18 international communication activities, and to make and
19 supervise grants for radio, Internet, and television broad-
20 casting to the Middle East, \$804,486,000: *Provided*, That
21 in addition to amounts otherwise available for such pur-
22 poses, up to \$34,508,000 of the amount appropriated
23 under this heading may remain available until expended
24 for satellite transmissions and Internet freedom programs,
25 of which not less than \$13,800,000 shall be for Internet

1 freedom programs: *Provided further*, That of the total
2 amount appropriated under this heading, not to exceed
3 \$35,000 may be used for representation expenses, of
4 which \$10,000 may be used for such expenses within the
5 United States as authorized, and not to exceed \$30,000
6 may be used for representation expenses of Radio Free
7 Europe/Radio Liberty: *Provided further*, That the BBG
8 shall notify the Committees on Appropriations within 15
9 days of any determination by the BBG that any of its
10 broadcast entities, including its grantee organizations,
11 provides an open platform for international terrorists or
12 those who support international terrorism, or is in viola-
13 tion of the principles and standards set forth in sub-
14 sections (a) and (b) of section 303 of the United States
15 International Broadcasting Act of 1994 (22 U.S.C. 6202)
16 or the entity's journalistic code of ethics: *Provided further*,
17 That significant modifications to BBG broadcast hours
18 previously justified to Congress, including changes to
19 transmission platforms (shortwave, medium wave, sat-
20 ellite, Internet, and television), for all BBG language serv-
21 ices shall be subject to the regular notification procedures
22 of the Committees on Appropriations: *Provided further*,
23 That in addition to funds made available under this head-
24 ing, and notwithstanding any other provision of law, up
25 to \$5,000,000 in receipts from advertising and revenue

1 from business ventures, up to \$500,000 in receipts from
2 cooperating international organizations, and up to
3 \$1,000,000 in receipts from privatization efforts of the
4 Voice of America and the International Broadcasting Bu-
5 reau, shall remain available until expended for carrying
6 out authorized purposes.

7 BROADCASTING CAPITAL IMPROVEMENTS

8 For the purchase, rent, construction, repair, preser-
9 vation, and improvement of facilities for radio, television,
10 and digital transmission and reception; the purchase, rent,
11 and installation of necessary equipment for radio, tele-
12 vision, and digital transmission and reception, including
13 to Cuba, as authorized; and physical security worldwide,
14 in addition to amounts otherwise available for such pur-
15 poses, \$9,700,000, to remain available until expended, as
16 authorized.

17 RELATED PROGRAMS

18 THE ASIA FOUNDATION

19 For a grant to The Asia Foundation, as authorized
20 by The Asia Foundation Act (22 U.S.C. 4402),
21 \$17,000,000, to remain available until expended: *Pro-*
22 *vided*, That funds appropriated under this heading shall
23 be apportioned and obligated to the Foundation not later
24 than 45 days after enactment of this Act.

1 UNITED STATES INSTITUTE OF PEACE

2 For necessary expenses of the United States Institute
3 of Peace, as authorized by the United States Institute of
4 Peace Act (22 U.S.C. 4601 et seq.), \$37,884,000, to re-
5 main available until September 30, 2020, which shall not
6 be used for construction activities.

7 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

8 TRUST FUND

9 For necessary expenses of the Center for Middle
10 Eastern-Western Dialogue Trust Fund, as authorized by
11 section 633 of the Departments of Commerce, Justice, and
12 State, the Judiciary, and Related Agencies Appropriations
13 Act, 2004 (22 U.S.C. 2078), the total amount of the inter-
14 est and earnings accruing to such Fund on or before Sep-
15 tember 30, 2019, to remain available until expended.

16 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

17 For necessary expenses of Eisenhower Exchange Fel-
18 lowships, Incorporated, as authorized by sections 4 and
19 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
20 U.S.C. 5204–5205), all interest and earnings accruing to
21 the Eisenhower Exchange Fellowship Program Trust
22 Fund on or before September 30, 2019, to remain avail-
23 able until expended: *Provided*, That none of the funds ap-
24 propriated herein shall be used to pay any salary or other
25 compensation, or to enter into any contract providing for

1 the payment thereof, in excess of the rate authorized by
2 section 5376 of title 5, United States Code; or for pur-
3 poses which are not in accordance with section 200 of title
4 2 of the Code of Federal Regulations, including the re-
5 strictions on compensation for personal services.

6 ISRAELI ARAB SCHOLARSHIP PROGRAM

7 For necessary expenses of the Israeli Arab Scholar-
8 ship Program, as authorized by section 214 of the Foreign
9 Relations Authorization Act, Fiscal Years 1992 and 1993
10 (22 U.S.C. 2452 note), all interest and earnings accruing
11 to the Israeli Arab Scholarship Fund on or before Sep-
12 tember 30, 2019, to remain available until expended.

13 EAST-WEST CENTER

14 To enable the Secretary of State to provide for car-
15 rying out the provisions of the Center for Cultural and
16 Technical Interchange Between East and West Act of
17 1960, by grant to the Center for Cultural and Technical
18 Interchange Between East and West in the State of Ha-
19 waii, \$16,700,000: *Provided*, That funds appropriated
20 under this heading shall be apportioned and obligated to
21 the Center not later than 45 days after enactment of this
22 Act.

23 NATIONAL ENDOWMENT FOR DEMOCRACY

24 For grants made by the Department of State to the
25 National Endowment for Democracy, as authorized by the

1 National Endowment for Democracy Act (22 U.S.C.
2 4412), \$170,000,000, to remain available until expended,
3 of which \$117,500,000 shall be allocated in the traditional
4 and customary manner, including for the core institutes,
5 and \$52,500,000 shall be for democracy programs: *Pro-*
6 *vided*, That funds appropriated under this heading shall
7 be apportioned and obligated to the Endowment not later
8 than 45 days after enactment of this Act.

9 OTHER COMMISSIONS

10 COMMISSION FOR THE PRESERVATION OF AMERICA'S

11 HERITAGE ABROAD

12 SALARIES AND EXPENSES

13 For necessary expenses for the Commission for the
14 Preservation of America's Heritage Abroad, \$675,000, as
15 authorized by chapter 3123 of title 54, United States
16 Code: *Provided*, That the Commission may procure tem-
17 porary, intermittent, and other services notwithstanding
18 paragraph (3) of section 312304(b) of such chapter: *Pro-*
19 *vided further*, That such authority shall terminate on Oc-
20 tober 1, 2019: *Provided further*, That the Commission
21 shall notify the Committees on Appropriations prior to ex-
22 ercising such authority.

1 UNITED STATES COMMISSION ON INTERNATIONAL
2 RELIGIOUS FREEDOM
3 SALARIES AND EXPENSES

4 For necessary expenses for the United States Com-
5 mission on International Religious Freedom (USCIRF),
6 as authorized by title II of the International Religious
7 Freedom Act of 1998 (22 U.S.C. 6431 et seq.),
8 \$4,500,000, to remain available until September 30, 2020,
9 including not more than \$4,000 for representation ex-
10 penses: *Provided*, That prior to the obligation of
11 \$1,000,000 of the funds appropriated under this heading,
12 the Commission shall consult with the appropriate con-
13 gressional committees on the steps taken to implement the
14 recommendations of the Independent Review of USCIRF
15 Mission Effectiveness that was conducted pursuant to the
16 United States Commission on International Religious
17 Freedom Reauthorization Act of 2015 (Public Law 114–
18 71), and such funds shall be subject to the regular notifi-
19 cation procedures of the Committees on Appropriations.

20 COMMISSION ON SECURITY AND COOPERATION IN
21 EUROPE
22 SALARIES AND EXPENSES

23 For necessary expenses of the Commission on Secu-
24 rity and Cooperation in Europe, as authorized by Public
25 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,579,000, includ-

1 ing not more than \$4,000 for representation expenses, to
2 remain available until September 30, 2020.

3 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
4 PEOPLE'S REPUBLIC OF CHINA
5 SALARIES AND EXPENSES

6 For necessary expenses of the Congressional-Execu-
7 tive Commission on the People's Republic of China, as au-
8 thorized by title III of the U.S.-China Relations Act of
9 2000 (22 U.S.C. 6911 et seq.), \$2,000,000, including not
10 more than \$3,000 for representation expenses, to remain
11 available until September 30, 2020.

12 UNITED STATES-CHINA ECONOMIC AND SECURITY
13 REVIEW COMMISSION
14 SALARIES AND EXPENSES

15 For necessary expenses of the United States-China
16 Economic and Security Review Commission, as authorized
17 by section 1238 of the Floyd D. Spence National Defense
18 Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
19 \$3,500,000, including not more than \$4,000 for represen-
20 tation expenses, to remain available until September 30,
21 2020: *Provided*, That the authorities, requirements, limi-
22 tations, and conditions contained in the second through
23 sixth provisos under this heading in the Department of
24 State, Foreign Operations, and Related Programs Appro-
25 priations Act, 2010 (division F of Public Law 111-117)

1 shall continue in effect during fiscal year 2019 and shall
2 apply to funds appropriated under this heading as if in-
3 cluded in this Act.

1 TITLE II
2 UNITED STATES AGENCY FOR INTERNATIONAL
3 DEVELOPMENT
4 FUNDS APPROPRIATED TO THE PRESIDENT
5 OPERATING EXPENSES

6 For necessary expenses to carry out the provisions
7 of section 667 of the Foreign Assistance Act of 1961,
8 \$1,298,914,000, to remain available until September 30,
9 2020: *Provided*, That none of the funds appropriated
10 under this heading and under the heading “Capital Invest-
11 ment Fund” in this title may be made available to finance
12 the construction (including architect and engineering serv-
13 ices), purchase, or long-term lease of offices for use by
14 the United States Agency for International Development,
15 unless the USAID Administrator has identified such pro-
16 posed use of funds in a report submitted to the Commit-
17 tees on Appropriations at least 15 days prior to the obliga-
18 tion of funds for such purposes: *Provided further*, That
19 contracts or agreements entered into with funds appro-
20 priated under this heading may entail commitments for
21 the expenditure of such funds through the following fiscal
22 year: *Provided further*, That the authority of sections 610
23 and 109 of the Foreign Assistance Act of 1961 may be
24 exercised by the Secretary of State to transfer funds ap-
25 propriated to carry out chapter 1 of part I of such Act

1 to “Operating Expenses” in accordance with the provi-
2 sions of those sections: *Provided further*, That of the funds
3 appropriated or made available under this heading, not to
4 exceed \$250,000 may be available for representation and
5 entertainment expenses, of which not to exceed \$5,000
6 may be available for entertainment expenses, and not to
7 exceed \$100,500 shall be for official residence expenses,
8 for USAID during the current fiscal year.

9 CAPITAL INVESTMENT FUND

10 For necessary expenses for overseas construction and
11 related costs, and for the procurement and enhancement
12 of information technology and related capital investments,
13 pursuant to section 667 of the Foreign Assistance Act of
14 1961, \$225,000,000, to remain available until expended:
15 *Provided*, That this amount is in addition to funds other-
16 wise available for such purposes: *Provided further*, That
17 of the funds appropriated under this heading in this Act
18 and prior Acts making appropriations for the Department
19 of State, foreign operations, and related programs, not
20 less than \$220,400,000 shall be made available for a fiscal
21 year 2019 contribution to the Capital Security Cost Shar-
22 ing and Maintenance Cost Sharing programs: *Provided*
23 *further*, That funds appropriated under this heading shall
24 be available subject to the regular notification procedures
25 of the Committees on Appropriations.

1 OFFICE OF INSPECTOR GENERAL

2 For necessary expenses to carry out the provisions
3 of section 667 of the Foreign Assistance Act of 1961,
4 \$73,000,000, of which up to \$10,950,000 may remain
5 available until September 30, 2020, for the Office of In-
6 spector General of the United States Agency for Inter-
7 national Development.

1 TITLE III
2 BILATERAL ECONOMIC ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT

4 For necessary expenses to enable the President to
5 carry out the provisions of the Foreign Assistance Act of
6 1961, and for other purposes, as follows:

7 GLOBAL HEALTH PROGRAMS

8 For necessary expenses to carry out the provisions
9 of chapters 1 and 10 of part I of the Foreign Assistance
10 Act of 1961, for global health activities, in addition to
11 funds otherwise available for such purposes,
12 \$3,072,000,000, to remain available until September 30,
13 2020, and which shall be apportioned directly to the
14 United States Agency for International Development: *Pro-*
15 *vided*, That this amount shall be made available for train-
16 ing, equipment, and technical assistance to build the ca-
17 pacity of public health institutions and organizations in
18 developing countries, and for such activities as: (1) child
19 survival and maternal health programs; (2) immunization
20 and oral rehydration programs; (3) other health, nutrition,
21 water and sanitation programs which directly address the
22 needs of mothers and children, and related education pro-
23 grams; (4) assistance for children displaced or orphaned
24 by causes other than AIDS; (5) programs for the preven-
25 tion, treatment, control of, and research on HIV/AIDS,

1 tuberculosis, polio, malaria, and other infectious diseases
2 including neglected tropical diseases, and for assistance to
3 communities severely affected by HIV/AIDS, including
4 children infected or affected by AIDS; (6) disaster pre-
5 paredness training for health crises; (7) programs to pre-
6 vent, prepare for, and respond to, unanticipated and
7 emerging global health threats; and (8) family planning/
8 reproductive health: *Provided further*, That funds appro-
9 priated under this paragraph may be made available for
10 a United States contribution to the GAVI Alliance: *Pro-*
11 *vided further*, That none of the funds made available in
12 this Act nor any unobligated balances from prior appro-
13 priations Acts may be made available to any organization
14 or program which, as determined by the President of the
15 United States, supports or participates in the manage-
16 ment of a program of coercive abortion or involuntary
17 sterilization: *Provided further*, That any determination
18 made under the previous proviso must be made not later
19 than 6 months after the date of enactment of this Act,
20 and must be accompanied by the evidence and criteria uti-
21 lized to make the determination: *Provided further*, That
22 none of the funds made available under this Act may be
23 used to pay for the performance of abortion as a method
24 of family planning or to motivate or coerce any person
25 to practice abortions: *Provided further*, That nothing in

1 this paragraph shall be construed to alter any existing
2 statutory prohibitions against abortion under section 104
3 of the Foreign Assistance Act of 1961: *Provided further*,
4 That none of the funds made available under this Act may
5 be used to lobby for or against abortion: *Provided further*,
6 That in order to reduce reliance on abortion in developing
7 nations, funds shall be available only to voluntary family
8 planning projects which offer, either directly or through
9 referral to, or information about access to, a broad range
10 of family planning methods and services, and that any
11 such voluntary family planning project shall meet the fol-
12 lowing requirements: (1) service providers or referral
13 agents in the project shall not implement or be subject
14 to quotas, or other numerical targets, of total number of
15 births, number of family planning acceptors, or acceptors
16 of a particular method of family planning (this provision
17 shall not be construed to include the use of quantitative
18 estimates or indicators for budgeting and planning pur-
19 poses); (2) the project shall not include payment of incen-
20 tives, bribes, gratuities, or financial reward to: (A) an indi-
21 vidual in exchange for becoming a family planning accep-
22 tor; or (B) program personnel for achieving a numerical
23 target or quota of total number of births, number of fam-
24 ily planning acceptors, or acceptors of a particular method
25 of family planning; (3) the project shall not deny any right

1 or benefit, including the right of access to participate in
2 any program of general welfare or the right of access to
3 health care, as a consequence of any individual's decision
4 not to accept family planning services; (4) the project shall
5 provide family planning acceptors comprehensible infor-
6 mation on the health benefits and risks of the method cho-
7 sen, including those conditions that might render the use
8 of the method inadvisable and those adverse side effects
9 known to be consequent to the use of the method; and
10 (5) the project shall ensure that experimental contracep-
11 tive drugs and devices and medical procedures are pro-
12 vided only in the context of a scientific study in which
13 participants are advised of potential risks and benefits;
14 and, not less than 60 days after the date on which the
15 USAID Administrator determines that there has been a
16 violation of the requirements contained in paragraph (1),
17 (2), (3), or (5) of this proviso, or a pattern or practice
18 of violations of the requirements contained in paragraph
19 (4) of this proviso, the Administrator shall submit to the
20 Committees on Appropriations a report containing a de-
21 scription of such violation and the corrective action taken
22 by the Agency: *Provided further*, That in awarding grants
23 for natural family planning under section 104 of the For-
24 eign Assistance Act of 1961 no applicant shall be discrimi-
25 nated against because of such applicant's religious or con-

1 scientific commitment to offer only natural family plan-
2 ning; and, additionally, all such applicants shall comply
3 with the requirements of the previous proviso: *Provided*
4 *further*, That for purposes of this or any other Act author-
5 izing or appropriating funds for the Department of State,
6 foreign operations, and related programs, the term “moti-
7 vate”, as it relates to family planning assistance, shall not
8 be construed to prohibit the provision, consistent with
9 local law, of information or counseling about all pregnancy
10 options: *Provided further*, That information provided
11 about the use of condoms as part of projects or activities
12 that are funded from amounts appropriated by this Act
13 shall be medically accurate and shall include the public
14 health benefits and failure rates of such use.

15 In addition, for necessary expenses to carry out the
16 provisions of the Foreign Assistance Act of 1961 for the
17 prevention, treatment, and control of, and research on,
18 HIV/AIDS, \$5,720,000,000, to remain available until
19 September 30, 2023, which shall be apportioned directly
20 to the Department of State: *Provided*, That funds appro-
21 priated under this paragraph may be made available, not-
22 withstanding any other provision of law, except for the
23 United States Leadership Against HIV/AIDS, Tuber-
24 culosis, and Malaria Act of 2003 (Public Law 108–25),
25 for a United States contribution to the Global Fund to

1 Fight AIDS, Tuberculosis and Malaria (Global Fund),
2 and shall be expended at the minimum rate necessary to
3 make timely payment for projects and activities: *Provided*
4 *further*, That the amount of such contribution should be
5 \$1,350,000,000: *Provided further*, That clauses (i) and
6 (vi) of section 202(d)(4)(A) of the United States Leader-
7 ship Against HIV/AIDS, Tuberculosis, and Malaria Act
8 of 2003 (22 U.S.C. 7622) shall be applied with respect
9 to such funds made available for fiscal years 2015 through
10 2019 by substituting “2004” for “2009”: *Provided fur-*
11 *ther*, That up to 5 percent of the aggregate amount of
12 funds made available to the Global Fund in fiscal year
13 2019 may be made available to USAID for technical as-
14 sistance related to the activities of the Global Fund, sub-
15 ject to the regular notification procedures of the Commit-
16 tees on Appropriations: *Provided further*, That of the
17 funds appropriated under this paragraph, up to
18 \$17,000,000 may be made available, in addition to
19 amounts otherwise available for such purposes, for admin-
20 istrative expenses of the Office of the United States Global
21 AIDS Coordinator.

22 DEVELOPMENT ASSISTANCE

23 For necessary expenses to carry out the provisions
24 of sections 103, 105, 106, 214, and sections 251 through
25 255, and chapter 10 of part I of the Foreign Assistance

1 Act of 1961, \$3,000,000,000, to remain available until
2 September 30, 2020.

3 INTERNATIONAL DISASTER ASSISTANCE

4 For necessary expenses to carry out the provisions
5 of section 491 of the Foreign Assistance Act of 1961 for
6 international disaster relief, rehabilitation, and recon-
7 struction assistance, \$3,801,034,000, to remain available
8 until expended: *Provided*, That such funds shall be appor-
9 tioned to the United States Agency for International De-
10 velopment not later than 45 days after enactment of this
11 Act.

12 TRANSITION INITIATIVES

13 For necessary expenses for international disaster re-
14 habilitation and reconstruction assistance administered by
15 the Office of Transition Initiatives, United States Agency
16 for International Development, pursuant to section 491 of
17 the Foreign Assistance Act of 1961, \$30,000,000, to re-
18 main available until expended, to support transition to de-
19 mocracy and long-term development of countries in crisis:
20 *Provided*, That such support may include assistance to de-
21 velop, strengthen, or preserve democratic institutions and
22 processes, revitalize basic infrastructure, and foster the
23 peaceful resolution of conflict: *Provided further*, That the
24 USAID Administrator shall submit a report to the Com-
25 mittees on Appropriations at least 5 days prior to begin-

1 *vided further*, That funds appropriated under this heading
2 may be made available notwithstanding any other provi-
3 sion of law, except sections 7007, 7008, and 7018 of this
4 Act and section 620M of the Foreign Assistance Act of
5 1961: *Provided further*, That funds appropriated under
6 this heading may be used for administrative expenses, in
7 addition to funds otherwise available for such purposes,
8 except that such expenses may not exceed 5 percent of
9 the funds appropriated under this heading: *Provided fur-*
10 *ther*, That funds appropriated under this heading shall be
11 apportioned to USAID not later than 45 days after enact-
12 ment of this Act: *Provided further*, That funds appro-
13 priated under this heading shall be subject to the regular
14 notification procedures of the Committees on Appropria-
15 tions, except that such notifications shall be transmitted
16 at least 5 days prior to the obligation of funds.

17 DEVELOPMENT CREDIT AUTHORITY

18 For the cost of direct loans and loan guarantees pro-
19 vided by the United States Agency for International De-
20 velopment, as authorized by sections 256 and 635 of the
21 Foreign Assistance Act of 1961, up to \$55,000,000 may
22 be derived by transfer from funds appropriated by this Act
23 to carry out part I of such Act and under the heading
24 “Assistance for Europe, Eurasia and Central Asia”: *Pro-*
25 *vided*, That funds provided under this paragraph and

1 funds provided as a gift that are used for purposes of this
2 paragraph pursuant to section 635(d) of the Foreign As-
3 sistance Act of 1961 shall be made available only for
4 micro- and small enterprise programs, urban programs,
5 and other programs which further the purposes of part
6 I of such Act: *Provided further*, That funds provided as
7 a gift that are used for purposes of this paragraph shall
8 be subject to prior consultation with, and the regular noti-
9 fication procedures of, the Committees on Appropriations:
10 *Provided further*, That such costs, including the cost of
11 modifying such direct and guaranteed loans, shall be as
12 defined in section 502 of the Congressional Budget Act
13 of 1974, as amended: *Provided further*, That funds made
14 available by this paragraph may be used for the cost of
15 modifying any such guaranteed loans under this Act or
16 prior Acts making appropriations for the Department of
17 State, foreign operations, and related programs, and funds
18 used for such cost, including if the cost results in a nega-
19 tive subsidy, shall be subject to the regular notification
20 procedures of the Committees on Appropriations: *Provided*
21 *further*, That the provisions of section 107A(d) (relating
22 to general provisions applicable to the Development Credit
23 Authority) of the Foreign Assistance Act of 1961, as con-
24 tained in section 306 of H.R. 1486 as reported by the
25 House Committee on International Relations on May 9,

1 1997, shall be applicable to direct loans and loan guaran-
2 tees provided under this heading, except that the principal
3 amount of loans made or guaranteed under this heading
4 with respect to any single country shall not exceed
5 \$300,000,000: *Provided further*, That these funds are
6 available to subsidize total loan principal, any portion of
7 which is to be guaranteed, of up to \$1,750,000,000.

8 In addition, for administrative expenses to carry out
9 credit programs administered by USAID, \$10,000,000,
10 which may be transferred to, and merged with, funds
11 made available under the heading “Operating Expenses”
12 in title II of this Act: *Provided*, That funds made available
13 under this heading shall remain available until September
14 30, 2021.

15 ECONOMIC SUPPORT FUND

16 For necessary expenses to carry out the provisions
17 of chapter 4 of part II of the Foreign Assistance Act of
18 1961, \$2,853,925,000, to remain available until Sep-
19 tember 30, 2020.

20 DEMOCRACY FUND

21 For necessary expenses to carry out the provisions
22 of the Foreign Assistance Act of 1961 for the promotion
23 of democracy globally, including to carry out the purposes
24 of section 502(b)(3) and (5) of Public Law 98–164 (22
25 U.S.C. 4411), \$165,000,000, to remain available until

1 September 30, 2020, which shall be made available for the
2 Human Rights and Democracy Fund of the Bureau of De-
3 mocracy, Human Rights, and Labor, Department of
4 State: *Provided*, That funds appropriated under this head-
5 ing that are made available to the National Endowment
6 for Democracy and its core institutes are in addition to
7 amounts otherwise available by this Act for such purposes:
8 *Provided further*, That funds appropriated under this
9 paragraph may be used for administrative expenses of the
10 Bureau of Democracy, Human Rights, and Labor, De-
11 partment of State: *Provided further*, That the Assistant
12 Secretary for Democracy, Human Rights, and Labor, De-
13 partment of State, shall consult with the Committees on
14 Appropriations prior to the obligation of funds appro-
15 priated under this paragraph.

16 For an additional amount for such purposes,
17 \$67,795,000, to remain available until September 30,
18 2020, which shall be made available for the Bureau for
19 Democracy, Conflict, and Humanitarian Assistance,
20 United States Agency for International Development.

21 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

22 For necessary expenses to carry out the provisions
23 of the Foreign Assistance Act of 1961, the FREEDOM
24 Support Act (Public Law 102–511), and the Support for
25 Eastern European Democracy (SEED) Act of 1989 (Pub-

1 lie Law 101–179), \$770,334,000, to remain available until
2 September 30, 2020, which shall be available, notwith-
3 standing any other provision of law, except section 7067
4 of this Act, for assistance and related programs for coun-
5 tries identified in section 3 of Public Law 102–511 (22
6 U.S.C. 5801) and section 3(c) of Public Law 101–179 (22
7 U.S.C. 5402), in addition to funds otherwise available for
8 such purposes: *Provided*, That funds appropriated by this
9 Act under the headings “Global Health Programs”, “Eco-
10 nomic Support Fund”, and “International Narcotics Con-
11 trol and Law Enforcement” that are made available for
12 assistance for such countries shall be administered in ac-
13 cordance with the responsibilities of the coordinator des-
14 ignated pursuant to section 102 of Public Law 102–511
15 and section 601 of Public Law 101–179: *Provided further*,
16 That funds appropriated under this heading shall be con-
17 sidered to be economic assistance under the Foreign As-
18 sistance Act of 1961 for purposes of making available the
19 administrative authorities contained in that Act for the
20 use of economic assistance.

21 DEPARTMENT OF STATE

22 MIGRATION AND REFUGEE ASSISTANCE

23 For necessary expenses not otherwise provided for,
24 to enable the Secretary of State to carry out the provisions
25 of section 2(a) and (b) of the Migration and Refugee As-

1 sistance Act of 1962, and other activities to meet refugee
2 and migration needs; salaries and expenses of personnel
3 and dependents as authorized by the Foreign Service Act
4 of 1980; allowances as authorized by sections 5921
5 through 5925 of title 5, United States Code; purchase and
6 hire of passenger motor vehicles; and services as author-
7 ized by section 3109 of title 5, United States Code,
8 \$2,938,024,000, to remain available until expended, of
9 which not less than \$35,000,000 shall be made available
10 to respond to small-scale emergency humanitarian require-
11 ments, and \$5,000,000 shall be made available for refu-
12 gees resettling in Israel.

13 UNITED STATES EMERGENCY REFUGEE AND MIGRATION
14 ASSISTANCE FUND

15 For necessary expenses to carry out the provisions
16 of section 2(c) of the Migration and Refugee Assistance
17 Act of 1962, as amended (22 U.S.C. 2601(c)),
18 \$1,000,000, to remain available until expended: *Provided*,
19 That amounts in excess of the limitation contained in
20 paragraph (2) of such section shall be transferred to, and
21 merged with, funds made available by this Act under the
22 heading “Migration and Refugee Assistance”.

1 INDEPENDENT AGENCIES

2 PEACE CORPS

3 (INCLUDING TRANSFER OF FUNDS)

4 For necessary expenses to carry out the provisions
5 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
6 the purchase of not to exceed five passenger motor vehicles
7 for administrative purposes for use outside of the United
8 States, \$410,000,000, of which \$6,000,000 is for the Of-
9 fice of Inspector General, to remain available until Sep-
10 tember 30, 2020: *Provided*, That the Director of the Peace
11 Corps may transfer to the Foreign Currency Fluctuations
12 Account, as authorized by section 16 of the Peace Corps
13 Act (22 U.S.C. 2515), an amount not to exceed
14 \$5,000,000: *Provided further*, That funds transferred pur-
15 suant to the previous proviso may not be derived from
16 amounts made available for Peace Corps overseas oper-
17 ations: *Provided further*, That of the funds appropriated
18 under this heading, not to exceed \$104,000 may be avail-
19 able for representation expenses, of which not to exceed
20 \$4,000 may be made available for entertainment expenses:
21 *Provided further*, That any decision to open, close, signifi-
22 cantly reduce, or suspend a domestic or overseas office or
23 country program shall be subject to prior consultation
24 with, and the regular notification procedures of, the Com-
25 mittees on Appropriations, except that prior consultation

1 and regular notification procedures may be waived when
2 there is a substantial security risk to volunteers or other
3 Peace Corps personnel, pursuant to section 7015(e) of this
4 Act: *Provided further*, That none of the funds appropriated
5 under this heading shall be used to pay for abortions: *Pro-*
6 *vided further*, That notwithstanding the previous proviso,
7 section 614 of division E of Public Law 113–76 shall
8 apply to funds appropriated under this heading.

9 MILLENNIUM CHALLENGE CORPORATION

10 For necessary expenses to carry out the provisions
11 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701
12 et seq.) (MCA), \$905,000,000, to remain available until
13 expended: *Provided*, That of the funds appropriated under
14 this heading, up to \$105,000,000 may be available for ad-
15 ministrative expenses of the Millennium Challenge Cor-
16 poration: *Provided further*, That section 605(e) of the
17 MCA shall apply to funds appropriated under this head-
18 ing: *Provided further*, That funds appropriated under this
19 heading may be made available for a Millennium Challenge
20 Compact entered into pursuant to section 609 of the MCA
21 only if such Compact obligates, or contains a commitment
22 to obligate subject to the availability of funds and the mu-
23 tual agreement of the parties to the Compact to proceed,
24 the entire amount of the United States Government fund-
25 ing anticipated for the duration of the Compact: *Provided*

1 *further*, That no country should be eligible for a threshold
2 program after such country has completed a country com-
3 pact: *Provided further*, That of the funds appropriated
4 under this heading, not to exceed \$100,000 may be avail-
5 able for representation and entertainment expenses, of
6 which not to exceed \$5,000 may be available for entertain-
7 ment expenses.

8 INTER-AMERICAN FOUNDATION

9 For necessary expenses to carry out the functions of
10 the Inter-American Foundation in accordance with the
11 provisions of section 401 of the Foreign Assistance Act
12 of 1969, \$22,500,000, to remain available until September
13 30, 2020: *Provided*, That of the funds appropriated under
14 this heading, not to exceed \$2,000 may be available for
15 representation expenses.

16 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

17 For necessary expenses to carry out the African De-
18 velopment Foundation Act (title V of Public Law 96-533;
19 22 U.S.C. 290h et seq.), \$30,000,000, to remain available
20 until September 30, 2020, of which not to exceed \$2,000
21 may be available for representation expenses: *Provided*,
22 That funds made available to grantees may be invested
23 pending expenditure for project purposes when authorized
24 by the Board of Directors of the United States African
25 Development Foundation (USADF): *Provided further*,

1 That interest earned shall be used only for the purposes
2 for which the grant was made: *Provided further*, That not-
3 withstanding section 505(a)(2) of the African Develop-
4 ment Foundation Act (22 U.S.C. 290h-3(a)(2)), in excep-
5 tional circumstances the Board of Directors of the
6 USADF may waive the \$250,000 limitation contained in
7 that section with respect to a project and a project may
8 exceed the limitation by up to 10 percent if the increase
9 is due solely to foreign currency fluctuation: *Provided fur-*
10 *ther*, That the USADF shall submit a report to the appro-
11 priate congressional committees after each time such waiv-
12 er authority is exercised: *Provided further*, That the
13 USADF may make rent or lease payments in advance
14 from appropriations available for such purpose for offices,
15 buildings, grounds, and quarters in Africa as may be nec-
16 essary to carry out its functions: *Provided further*, That
17 the USADF may maintain bank accounts outside the
18 United States Treasury and retain any interest earned on
19 such accounts, in furtherance of the purposes of the Afri-
20 can Development Foundation Act: *Provided further*, That
21 the USADF may not withdraw any appropriation from the
22 Treasury prior to the need of spending such funds for pro-
23 gram purposes.

1 DEPARTMENT OF THE TREASURY
2 INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE
3 For necessary expenses to carry out the provisions
4 of section 129 of the Foreign Assistance Act of 1961,
5 \$30,000,000, to remain available until expended: *Pro-*
6 *vided*, That amounts made available under this heading
7 may be made available to contract for services as described
8 in section 129(d)(3)(A) of the Foreign Assistance Act of
9 1961, without regard to the location in which such services
10 are performed.

1 TITLE IV
2 INTERNATIONAL SECURITY ASSISTANCE
3 DEPARTMENT OF STATE
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, \$986,945,000, to re-
8 main available until September 30, 2020: *Provided*, That
9 the Department of State may use the authority of section
10 608 of the Foreign Assistance Act of 1961, without regard
11 to its restrictions, to receive excess property from an agen-
12 cy of the United States Government for the purpose of
13 providing such property to a foreign country or inter-
14 national organization under chapter 8 of part I of such
15 Act, subject to the regular notification procedures of the
16 Committees on Appropriations: *Provided further*, That sec-
17 tion 482(b) of the Foreign Assistance Act of 1961 shall
18 not apply to funds appropriated under this heading, except
19 that any funds made available notwithstanding such sec-
20 tion shall be subject to the regular notification procedures
21 of the Committees on Appropriations: *Provided further*,
22 That funds appropriated under this heading shall be made
23 available to support training and technical assistance for
24 foreign law enforcement, corrections, judges, and other ju-
25 dicial authorities, utilizing regional partners: *Provided fur-*

1 *ther*, That funds made available under this heading that
2 are transferred to another department, agency, or instru-
3 mentality of the United States Government pursuant to
4 section 632(b) of the Foreign Assistance Act of 1961 val-
5 ued in excess of \$5,000,000, and any agreement made
6 pursuant to section 632(a) of such Act, shall be subject
7 to the regular notification procedures of the Committees
8 on Appropriations.

9 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
10 RELATED PROGRAMS

11 For necessary expenses for nonproliferation, anti-ter-
12 rorism, demining and related programs and activities,
13 \$640,080,000, to remain available until September 30,
14 2020, to carry out the provisions of chapter 8 of part II
15 of the Foreign Assistance Act of 1961 for anti-terrorism
16 assistance, chapter 9 of part II of the Foreign Assistance
17 Act of 1961, section 504 of the FREEDOM Support Act,
18 section 23 of the Arms Export Control Act, or the Foreign
19 Assistance Act of 1961 for demining activities, the clear-
20 ance of unexploded ordnance, the destruction of small
21 arms, and related activities, notwithstanding any other
22 provision of law, including activities implemented through
23 nongovernmental and international organizations, and sec-
24 tion 301 of the Foreign Assistance Act of 1961 for a
25 United States contribution to the Comprehensive Nuclear

1 Test Ban Treaty Preparatory Commission, and for a vol-
2 untary contribution to the International Atomic Energy
3 Agency (IAEA): *Provided*, That funds made available
4 under this heading for the Nonproliferation and Disar-
5 mament Fund shall be made available, notwithstanding
6 any other provision of law and subject to prior consulta-
7 tion with, and the regular notification procedures of, the
8 Committees on Appropriations, to promote bilateral and
9 multilateral activities relating to nonproliferation, disar-
10 mament, and weapons destruction, and shall remain avail-
11 able until expended: *Provided further*, That such funds
12 may also be used for such countries other than the Inde-
13 pendent States of the former Soviet Union and inter-
14 national organizations when it is in the national security
15 interest of the United States to do so: *Provided further*,
16 That funds appropriated under this heading may be made
17 available for the IAEA unless the Secretary of State deter-
18 mines that Israel is being denied its right to participate
19 in the activities of that Agency: *Provided further*, That
20 funds made available for conventional weapons destruction
21 programs, including demining and related activities, in ad-
22 dition to funds otherwise available for such purposes, may
23 be used for administrative expenses related to the oper-
24 ation and management of such programs and activities,
25 subject to the regular notification procedures of the Com-

1 mittees on Appropriations: *Provided further*, That funds
2 appropriated under this heading shall be made available
3 for the Counterterrorism Partnerships Fund, as described
4 in section 8003 of the Department of State, Foreign Oper-
5 ations, and Related Programs Appropriations Act, 2018
6 (division K of Public Law 115–141), following prior con-
7 sultation with the Committees on Appropriations.

8 PEACEKEEPING OPERATIONS

9 For necessary expenses to carry out the provisions
10 of section 551 of the Foreign Assistance Act of 1961,
11 \$152,212,000, to remain available until September 30,
12 2020: *Provided*, That funds appropriated under this head-
13 ing may be used, notwithstanding section 660 of such Act,
14 to provide assistance to enhance the capacity of foreign
15 civilian security forces, including gendarmes, to partici-
16 pate in peacekeeping operations: *Provided further*, That of
17 the funds appropriated under this heading, not less than
18 \$31,000,000 shall be made available for a United States
19 contribution to the Multinational Force and Observers
20 mission in the Sinai: *Provided further*, That none of the
21 funds appropriated under this heading shall be obligated
22 except as provided through the regular notification proce-
23 dures of the Committees on Appropriations.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 INTERNATIONAL MILITARY EDUCATION AND TRAINING

3 For necessary expenses to carry out the provisions
4 of section 541 of the Foreign Assistance Act of 1961,
5 \$110,680,000, of which up to \$11,000,000 may remain
6 available until September 30, 2020: *Provided*, That the
7 civilian personnel for whom military education and train-
8 ing may be provided under this heading may include civil-
9 ians who are not members of a government whose partici-
10 pation would contribute to improved civil-military rela-
11 tions, civilian control of the military, or respect for human
12 rights: *Provided further*, That of the funds appropriated
13 under this heading, not to exceed \$55,000 may be avail-
14 able for entertainment expenses.

15 FOREIGN MILITARY FINANCING PROGRAM

16 For necessary expenses for grants to enable the
17 President to carry out the provisions of section 23 of the
18 Arms Export Control Act, \$5,475,613,000: *Provided*,
19 That to expedite the provision of assistance to foreign
20 countries and international organizations, the Secretary of
21 State, following consultation with the Committees on Ap-
22 propriations and subject to the regular notification proce-
23 dures of such Committees, may use the funds appro-
24 priated under this heading to procure defense articles and
25 services to enhance the capacity of foreign security forces:

1 *Provided further*, That of the funds appropriated under
2 this heading, not less than \$3,300,000,000 shall be avail-
3 able for grants only for Israel which shall be disbursed
4 within 30 days of enactment of this Act: *Provided further*,
5 That to the extent that the Government of Israel requests
6 that funds be used for such purposes, grants made avail-
7 able for Israel under this heading shall, as agreed by the
8 United States and Israel, be available for advanced weap-
9 ons systems, of which not less than \$815,300,000 shall
10 be available for the procurement in Israel of defense arti-
11 cles and defense services, including research and develop-
12 ment: *Provided further*, That funds appropriated or other-
13 wise made available under this heading shall be nonrepay-
14 able notwithstanding any requirement in section 23 of the
15 Arms Export Control Act: *Provided further*, That funds
16 made available under this heading shall be obligated upon
17 apportionment in accordance with paragraph (5)(C) of
18 section 1501(a) of title 31, United States Code.

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

1 specifying the conditions under which such procurement
2 may be financed with such funds: *Provided*, That all coun-
3 try and funding level increases in allocations shall be sub-
4 mitted through the regular notification procedures of sec-
5 tion 7015 of this Act: *Provided further*, That funds made
6 available under this heading may be used, notwithstanding
7 any other provision of law, for demining, the clearance of
8 unexploded ordnance, and related activities, and may in-
9 clude activities implemented through nongovernmental
10 and international organizations: *Provided further*, That
11 only those countries for which assistance was justified for
12 the “Foreign Military Sales Financing Program” in the
13 fiscal year 1989 congressional presentation for security as-
14 sistance programs may utilize funds made available under
15 this heading for procurement of defense articles, defense
16 services, or design and construction services that are not
17 sold by the United States Government under the Arms
18 Export Control Act: *Provided further*, That funds appro-
19 priated under this heading shall be expended at the min-
20 imum rate necessary to make timely payment for defense
21 articles and services: *Provided further*, That not more than
22 \$75,000,000 of the funds appropriated under this heading
23 may be obligated for necessary expenses, including the
24 purchase of passenger motor vehicles for replacement only
25 for use outside of the United States, for the general costs

1 of administering military assistance and sales, except that
2 this limitation may be exceeded only through the regular
3 notification procedures of the Committees on Appropria-
4 tions: *Provided further*, That of the funds made available
5 under this heading for general costs of administering mili-
6 tary assistance and sales, not to exceed \$4,000 may be
7 available for entertainment expenses and not to exceed
8 \$130,000 may be available for representation expenses:
9 *Provided further*, That not more than \$950,000,000 of
10 funds realized pursuant to section 21(e)(1)(A) of the Arms
11 Export Control Act may be obligated for expenses incurred
12 by the Department of Defense during fiscal year 2019
13 pursuant to section 43(b) of the Arms Export Control Act,
14 except that this limitation may be exceeded only through
15 the regular notification procedures of the Committees on
16 Appropriations.

1 TITLE V
2 MULTILATERAL ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT
4 INTERNATIONAL ORGANIZATIONS AND PROGRAMS
5 For necessary expenses to carry out the provisions
6 of section 301 of the Foreign Assistance Act of 1961, and
7 of section 2 of the United Nations Environment Program
8 Participation Act of 1973 (Public Law 93–188; 87 Stat.
9 713), \$358,750,000: *Provided*, That section 307(a) of the
10 Foreign Assistance Act of 1961 shall not apply to con-
11 tributions to the United Nations Democracy Fund.

12 INTERNATIONAL FINANCIAL INSTITUTIONS
13 GLOBAL ENVIRONMENT FACILITY
14 For payment to the International Bank for Recon-
15 struction and Development as trustee for the Global Envi-
16 ronment Facility by the Secretary of the Treasury,
17 \$136,563,000, to remain available until expended, which
18 shall be obligated for payment not later than 45 days after
19 enactment of this Act: *Provided*, That such funds are only
20 available for the first installment of the seventh replenish-
21 ment of the Global Environment Facility and to support
22 a multi-year pledge to such replenishment of not less than
23 \$546,252,000.

1 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
2 ASSOCIATION

3 For payment to the International Development Asso-
4 ciation by the Secretary of the Treasury, \$1,097,010,000,
5 to remain available until expended.

6 For an additional amount for payment to the Inter-
7 national Development Association by the Secretary of the
8 Treasury, \$2,000,000, to remain available until expended,
9 of which not less than \$1,500,000 is to support the World
10 Bank Inspection Panel and not less than \$500,000 is to
11 support the Office of the Compliance Advisor Ombuds-
12 man.

13 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

14 For payment to the Asian Development Bank's Asian
15 Development Fund by the Secretary of the Treasury,
16 \$47,395,000, to remain available until expended.

17 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

18 For payment to the African Development Bank by
19 the Secretary of the Treasury for the United States share
20 of the paid-in portion of the increase in capital stock,
21 \$32,417,000, to remain available until expended.

22 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

23 The United States Governor of the African Develop-
24 ment Bank may subscribe without fiscal year limitation
25 to the callable capital portion of the United States share

1 of such capital stock in an amount not to exceed
2 \$507,860,806.

3 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

4 For payment to the African Development Fund by
5 the Secretary of the Treasury, \$171,300,000, to remain
6 available until expended.

7 CONTRIBUTION TO THE INTERNATIONAL FUND FOR

8 AGRICULTURAL DEVELOPMENT

9 For payment to the International Fund for Agricul-
10 tural Development by the Secretary of the Treasury,
11 \$30,000,000, to remain available until expended, which
12 shall be obligated for payment not later than 45 days after
13 enactment of this Act: *Provided*, That such funds shall
14 only be available for the first installment of the eleventh
15 replenishment of the International Fund for Agricultural
16 Development and to support a multiyear pledge of not less
17 than \$90,000,000.

1 TITLE VI
2 EXPORT AND INVESTMENT ASSISTANCE
3 EXPORT-IMPORT BANK OF THE UNITED STATES
4 INSPECTOR GENERAL

5 For necessary expenses of the Office of Inspector
6 General in carrying out the provisions of the Inspector
7 General Act of 1978, as amended, \$5,700,000, of which
8 up to \$855,000 may remain available until September 30,
9 2020.

10 PROGRAM ACCOUNT

11 The Export-Import Bank of the United States is au-
12 thorized to make such expenditures within the limits of
13 funds and borrowing authority available to such corpora-
14 tion, and in accordance with law, and to make such con-
15 tracts and commitments without regard to fiscal year limi-
16 tations, as provided by section 9104 of title 31, United
17 States Code, as may be necessary in carrying out the pro-
18 gram for the current fiscal year for such corporation: *Pro-*
19 *vided*, That none of the funds available during the current
20 fiscal year may be used to make expenditures, contracts,
21 or commitments for the export of nuclear equipment, fuel,
22 or technology to any country, other than a nuclear-weapon
23 state as defined in Article IX of the Treaty on the Non-
24 Proliferation of Nuclear Weapons eligible to receive eco-
25 nomic or military assistance under this Act, that has deto-

1 nated a nuclear explosive after the date of enactment of
2 this Act.

3 ADMINISTRATIVE EXPENSES

4 For administrative expenses to carry out the direct
5 and guaranteed loan and insurance programs, including
6 hire of passenger motor vehicles and services as authorized
7 by section 3109 of title 5, United States Code, and not
8 to exceed \$30,000 for official reception and representation
9 expenses for members of the Board of Directors, not to
10 exceed \$110,000,000, of which up to \$16,500,000 may re-
11 main available until September 30, 2020: *Provided*, That
12 the Export-Import Bank (the Bank) may accept, and use,
13 payment or services provided by transaction participants
14 for legal, financial, or technical services in connection with
15 any transaction for which an application for a loan, guar-
16 antee or insurance commitment has been made: *Provided*
17 *further*, That the Bank shall charge fees for necessary ex-
18 penses (including special services performed on a contract
19 or fee basis, but not including other personal services) in
20 connection with the collection of moneys owed the Bank,
21 repossession or sale of pledged collateral or other assets
22 acquired by the Bank in satisfaction of moneys owed the
23 Bank, or the investigation or appraisal of any property,
24 or the evaluation of the legal, financial, or technical as-
25 pects of any transaction for which an application for a

1 loan, guarantee or insurance commitment has been made,
2 or systems infrastructure directly supporting transactions:
3 *Provided further*, That in addition to other funds appro-
4 priated for administrative expenses, such fees shall be
5 credited to this account for such purposes, to remain avail-
6 able until expended.

7 RECEIPTS COLLECTED

8 Receipts collected pursuant to the Export-Import
9 Bank Act of 1945 (Public Law 79–173) and the Federal
10 Credit Reform Act of 1990, in an amount not to exceed
11 the amount appropriated herein, shall be credited as off-
12 setting collections to this account: *Provided*, That the
13 sums herein appropriated from the General Fund shall be
14 reduced on a dollar-for-dollar basis by such offsetting col-
15 lections so as to result in a final fiscal year appropriation
16 from the General Fund estimated at \$0: *Provided further*,
17 That amounts collected in fiscal year 2019 in excess of
18 obligations, up to \$10,000,000 shall become available on
19 September 1, 2019, and shall remain available until Sep-
20 tember 30, 2022.

21 OVERSEAS PRIVATE INVESTMENT CORPORATION

22 NONCREDIT ACCOUNT

23 The Overseas Private Investment Corporation is au-
24 thorized to make, without regard to fiscal year limitations,
25 as provided by section 9104 of title 31, United States

1 Code, such expenditures and commitments within the lim-
2 its of funds available to it and in accordance with law as
3 may be necessary: *Provided*, That the amount available for
4 administrative expenses to carry out the credit and insur-
5 ance programs (including an amount for official reception
6 and representation expenses which shall not exceed
7 \$35,000) shall not exceed \$79,200,000: *Provided further*,
8 That project-specific transaction costs, including direct
9 and indirect costs incurred in claims settlements, and
10 other direct costs associated with services provided to spe-
11 cific investors or potential investors pursuant to section
12 234 of the Foreign Assistance Act of 1961, shall not be
13 considered administrative expenses for the purposes of this
14 heading.

15 PROGRAM ACCOUNT

16 For the cost of direct and guaranteed loans as au-
17 thorized by section 234 of the Foreign Assistance Act of
18 1961, \$20,000,000, to be derived by transfer from the
19 Overseas Private Investment Corporation Noncredit Ac-
20 count, to remain available until September 30, 2021: *Pro-*
21 *vided*, That such costs, including the cost of modifying
22 such loans, shall be as defined in section 502 of the Con-
23 gressional Budget Act of 1974: *Provided further*, That
24 funds so obligated in fiscal year 2019 remain available for
25 disbursement through 2027; funds obligated in fiscal year

1 2020 remain available for disbursement through 2028;
2 and funds obligated in fiscal year 2021 remain available
3 for disbursement through 2029: *Provided further*, That
4 notwithstanding any other provision of law, the Overseas
5 Private Investment Corporation is authorized to undertake
6 any program authorized by title IV of chapter 2 of part
7 I of the Foreign Assistance Act of 1961 in Iraq: *Provided*
8 *further*, That funds made available pursuant to the au-
9 thority of the previous proviso shall be subject to the reg-
10 ular notification procedures of the Committees on Appro-
11 priations.

12 In addition, such sums as may be necessary for ad-
13 ministrative expenses to carry out the credit program may
14 be derived from amounts available for administrative ex-
15 penses to carry out the credit and insurance programs in
16 the Overseas Private Investment Corporation Noncredit
17 Account and merged with said account.

18 TRADE AND DEVELOPMENT AGENCY

19 For necessary expenses to carry out the provisions
20 of section 661 of the Foreign Assistance Act of 1961,
21 \$79,500,000, to remain available until September 30,
22 2020: *Provided*, That of the funds appropriated under this
23 heading, not more than \$5,000 may be available for rep-
24 resentation and entertainment expenses.

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TITLE VII

GENERAL PROVISIONS

ALLOWANCES AND DIFFERENTIALS

SEC. 7001. Funds appropriated under title I of this Act shall be available, except as otherwise provided, for allowances and differentials as authorized by subchapter 59 of title 5, United States Code; for services as authorized by section 3109 of such title and for hire of passenger transportation pursuant to section 1343(b) of title 31, United States Code.

UNOBLIGATED BALANCES REPORT

SEC. 7002. Any department or agency of the United States Government to which funds are appropriated or otherwise made available by this Act shall provide to the Committees on Appropriations a quarterly accounting of cumulative unobligated balances and obligated, but unexpended, balances by program, project, and activity, and Treasury Account Fund Symbol of all funds received by such department or agency in fiscal year 2019 or any previous fiscal year, disaggregated by fiscal year: *Provided*, That the report required by this section shall be submitted not later than 30 days after the end of each fiscal quarter and should specify by account the amount of funds obligated pursuant to bilateral agreements which have not been further sub-obligated.

1 CONSULTING SERVICES

2 SEC. 7003. The expenditure of any appropriation
3 under title I of this Act for any consulting service through
4 procurement contract, pursuant to section 3109 of title
5 5, United States Code, shall be limited to those contracts
6 where such expenditures are a matter of public record and
7 available for public inspection, except where otherwise pro-
8 vided under existing law, or under existing Executive order
9 issued pursuant to existing law.

10 DIPLOMATIC FACILITIES

11 SEC. 7004. (a) CAPITAL SECURITY COST SHARING
12 INFORMATION.—The Secretary of State shall promptly in-
13 form the Committees on Appropriations of each instance
14 in which a Federal department or agency is delinquent in
15 providing the full amount of funding required by section
16 604(e) of the Secure Embassy Construction and Counter-
17 terrorism Act of 1999 (22 U.S.C. 4865 note).

18 (b) EXCEPTION.—Notwithstanding paragraph (2) of
19 section 604(e) of the Secure Embassy Construction and
20 Counterterrorism Act of 1999 (title VI of division A of
21 H.R. 3427, as enacted into law by section 1000(a)(7) of
22 Public Law 106–113 and contained in appendix G of that
23 Act), as amended by section 111 of the Department of
24 State Authorities Act, Fiscal Year 2017 (Public Law 114–
25 323), a project to construct a facility of the United States

1 may include office space or other accommodations for
2 members of the United States Marine Corps.

3 (c) NEW DIPLOMATIC FACILITIES.—For the pur-
4 poses of calculating the fiscal year 2019 costs of providing
5 new United States diplomatic facilities in accordance with
6 section 604(e) of the Secure Embassy Construction and
7 Counterterrorism Act of 1999 (22 U.S.C. 4865 note), the
8 Secretary of State, in consultation with the Director of
9 the Office of Management and Budget, shall determine the
10 annual program level and agency shares in a manner that
11 is proportional to the contribution of the Department of
12 State for this purpose.

13 (d) CONSULTATION AND NOTIFICATION.—Funds ap-
14 propriated by this Act and prior Acts making appropria-
15 tions for the Department of State, foreign operations, and
16 related programs, which may be made available for the
17 acquisition of property or award of construction contracts
18 for overseas United States diplomatic facilities during fis-
19 cal year 2019, shall be subject to prior consultation with,
20 and the regular notification procedures of, the Committees
21 on Appropriations: *Provided*, That notifications pursuant
22 to this subsection shall include the information enumer-
23 ated under the heading “Embassy Security, Construction,
24 and Maintenance” in House Report 115–253 and Senate
25 Report 114–290: *Provided further*, That any such notifica-

1 tion for a new diplomatic facility justified to the Commit-
2 tees on Appropriations in the Congressional Budget Jus-
3 tification, Department of State, Foreign Operations, and
4 Related Programs, Fiscal Year 2019, or not previously
5 justified to such Committees, shall also include confirma-
6 tion that the Department of State has completed the req-
7 uisite value engineering studies required pursuant to OMB
8 Circular A-131, Value Engineering December 31, 2013
9 and the Bureau of Overseas Building Operations Policy
10 and Procedure Directive, P&PD, Cost 02: Value Engineer-
11 ing.

12 (e) INTERIM AND TEMPORARY FACILITIES
13 ABROAD.—

14 (1) SECURITY VULNERABILITIES.—Funds ap-
15 propriated by this Act under the heading “Embassy
16 Security, Construction, and Maintenance” may be
17 made available, following consultation with the ap-
18 propriate congressional committees, to address secu-
19 rity vulnerabilities at interim and temporary United
20 States diplomatic facilities abroad, including physical
21 security upgrades and local guard staffing, except
22 that the amount of funds made available for such
23 purposes from this Act and prior Acts making ap-
24 propriations for the Department of State, foreign

1 operations, and related programs shall be a min-
2 imum of \$25,000,000.

3 (2) CONSULTATION.—Notwithstanding any
4 other provision of law, the opening, closure, or any
5 significant modification to an interim or temporary
6 United States diplomatic facility shall be subject to
7 prior consultation with the appropriate congressional
8 committees and the regular notification procedures
9 of the Committees on Appropriations, except that
10 such consultation and notification may be waived if
11 there is a security risk to personnel.

12 (f) TRANSFER OF FUNDS AUTHORITY.—Funds ap-
13 propriated under the heading “Diplomatic Programs”, in-
14 cluding for Worldwide Security Protection, and under the
15 heading “Embassy Security, Construction, and Mainte-
16 nance” in this Act may be transferred to, and merged
17 with, funds appropriated under such headings if the Sec-
18 retary of State determines and reports to the Committees
19 on Appropriations that to do so is necessary to implement
20 the recommendations of the Benghazi Accountability Re-
21 view Board, or to prevent or respond to security situations
22 and requirements, following consultation with, and subject
23 to the regular notification procedures of, such Committees:
24 *Provided*, That such transfer authority is in addition to

1 any transfer authority otherwise available under any other
2 provision of law.

3 (g) SOFT TARGETS.—Funds appropriated by this Act
4 under the heading “Embassy Security, Construction, and
5 Maintenance” may be made available for security up-
6 grades to soft targets, including schools, recreational fa-
7 cilities, and residences used by United States diplomatic
8 personnel and their dependents, except that the amount
9 made available for such purposes shall be a minimum of
10 \$10,000,000.

11 (h) SECURE RESUPPLY AND MAINTENANCE.—The
12 Secretary of State may not grant final approval for the
13 construction of a new facility or substantial construction
14 to improve or expand an existing facility in the United
15 States by or for the Government of the People’s Republic
16 of China until the Secretary certifies and reports to the
17 appropriate congressional committees that an agreement
18 has been concluded between the Governments of the
19 United States and the People’s Republic of China that
20 permits secure resupply, maintenance, and new construc-
21 tion of United States Government facilities in the People’s
22 Republic of China.

23 (i) NEW EMBASSY COMPOUND KINSHASA.—Of the
24 funds appropriated by this Act under the heading “Peace-
25 keeping Operations” that are made available for the cen-

1 tral Government of the Democratic Republic of the Congo,
2 25 percent shall be withheld from obligation until the Sec-
3 retary of State certifies and reports to the Committees on
4 Appropriations that such Government has fully vacated
5 the property purchased by the United States in Kinshasa
6 for the construction of a New Embassy Compound.

7 PERSONNEL ACTIONS

8 SEC. 7005. Any costs incurred by a department or
9 agency funded under title I of this Act resulting from per-
10 sonnel actions taken in response to funding reductions in-
11 cluded in this Act shall be absorbed within the total budg-
12 etary resources available under title I to such department
13 or agency: *Provided*, That the authority to transfer funds
14 between appropriations accounts as may be necessary to
15 carry out this section is provided in addition to authorities
16 included elsewhere in this Act: *Provided further*, That use
17 of funds to carry out this section shall be treated as a
18 reprogramming of funds under section 7015 of this Act.

19 DEPARTMENT OF STATE MANAGEMENT

20 SEC. 7006. (a) FINANCIAL SYSTEMS IMPROVE-
21 MENT.—Funds appropriated by this Act for the operations
22 of the Department of State under the headings “Diplo-
23 matic Programs” and “Capital Investment Fund” shall be
24 made available to implement the recommendations con-
25 tained in the Foreign Assistance Data Review Findings

1 Report (FADR) and the Office of Inspector General (OIG)
2 report entitled “Department Financial Systems Are Insuf-
3 ficient to Track and Report on Foreign Assistance
4 Funds”: *Provided*, That not later than 45 days after en-
5 actment of this Act, the Secretary of State shall submit
6 to the Committees on Appropriations an update to the
7 plan required under section 7006 of the Department of
8 State, Foreign Operations, and Related Programs Appro-
9 priations Act, 2017 (division J of Public Law 115–31) for
10 implementing the FADR and OIG recommendations: *Pro-*
11 *vided further*, That such funds may not be obligated for
12 enhancements to, or expansions of, the Budget System
13 Modernization Financial System, Central Resource Man-
14 agement System, Joint Financial Management System, or
15 Foreign Assistance Coordination and Tracking System
16 until such updated plan is submitted to the Committees
17 on Appropriations: *Provided further*, That such funds may
18 not be obligated for new, or expansion of existing, ad hoc
19 electronic systems to track commitments, obligations, or
20 expenditures of funds unless the Secretary of State, fol-
21 lowing consultation with the Chief Information Officer of
22 the Department of State, has reviewed and certified that
23 such new system or expansion is consistent with the
24 FADR and OIG recommendations.

1 (b) WORKING CAPITAL FUND.—Funds appropriated
2 by this Act or otherwise made available to the Department
3 of State for payments to the Working Capital Fund may
4 only be used for the service centers included in the Con-
5 gressional Budget Justification, Department of State,
6 Foreign Operations, and Related Programs, Fiscal Year
7 2019: *Provided*, That the amounts for such service centers
8 shall be the amounts included in such budget justification,
9 except as provided in section 7015(b) of this Act: *Provided*
10 *further*, That Federal agency components shall be charged
11 only for their direct usage of each Working Capital Fund
12 service: *Provided further*, That prior to increasing the per-
13 centage charged to Department of State bureaus and of-
14 fices for procurement-related activities, the Secretary of
15 State shall include the proposed increase in the Depart-
16 ment of State budget justification or, at least 60 days
17 prior to the increase, provide the Committees on Appro-
18 priations a justification for such increase, including a de-
19 tailed assessment of the cost and benefit of the services
20 provided by the procurement fee: *Provided further*, That
21 Federal agency components may only pay for Working
22 Capital Fund services that are consistent with the purpose
23 and authorities of such components: *Provided further*,
24 That the Working Capital Fund shall be paid in advance

1 or reimbursed at rates which will return the full cost of
2 each service.

3 (c) CERTIFICATION.—

4 (1) Not later than 45 days after the initial obli-
5 gation of funds appropriated under titles III and IV
6 of this Act that are made available to a Department
7 of State bureau or office with responsibility for the
8 management and oversight of such funds, the Sec-
9 retary of State shall certify and report to the Com-
10 mittees on Appropriations, on an individual bureau
11 or office basis, that such bureau or office is in com-
12 pliance with Department and Federal financial and
13 grants management policies, procedures, and regula-
14 tions, as applicable.

15 (2) When making a certification required by
16 paragraph (1), the Secretary of State shall consider
17 the capacity of a bureau or office to—

18 (A) account for the obligated funds at the
19 country and program level, as appropriate;

20 (B) identify risks and develop mitigation
21 and monitoring plans;

22 (C) establish performance measures and
23 indicators;

24 (D) review activities and performance; and

1 plays a decisive role: *Provided*, That assistance may be re-
 2 sumed to such government if the Secretary of State cer-
 3 tifies and reports to the appropriate congressional commit-
 4 tees that subsequent to the termination of assistance a
 5 democratically elected government has taken office: *Pro-*
 6 *vided further*, That the provisions of this section shall not
 7 apply to assistance to promote democratic elections or
 8 public participation in democratic processes: *Provided fur-*
 9 *ther*, That funds made available pursuant to the previous
 10 provisos shall be subject to the regular notification proce-
 11 dures of the Committees on Appropriations.

12 TRANSFER OF FUNDS AUTHORITY

13 SEC. 7009. (a) DEPARTMENT OF STATE AND BROAD-
 14 CASTING BOARD OF GOVERNORS.—

15 (1) DEPARTMENT OF STATE.—Not to exceed 5
 16 percent of any appropriation made available for the
 17 current fiscal year for the Department of State
 18 under title I of this Act may be transferred between,
 19 and merged with, such appropriations, but no such
 20 appropriation, except as otherwise specifically pro-
 21 vided, shall be increased by more than 10 percent by
 22 any such transfers, and no such transfer may be
 23 made to increase the appropriation under the head-
 24 ing “Representation Expenses”.

1 (2) BROADCASTING BOARD OF GOVERNORS.—
2 Not to exceed 5 percent of any appropriation made
3 available for the current fiscal year for the Broad-
4 casting Board of Governors under title I of this Act
5 may be transferred between, and merged with, such
6 appropriations, but no such appropriation, except as
7 otherwise specifically provided, shall be increased by
8 more than 10 percent by any such transfers.

9 (3) TREATMENT AS REPROGRAMMING.—Any
10 transfer pursuant to this subsection shall be treated
11 as a reprogramming of funds under section 7015 of
12 this Act and shall not be available for obligation or
13 expenditure except in compliance with the proce-
14 dures set forth in that section.

15 (b) TITLE VI AGENCIES.—Not to exceed 5 percent
16 of any appropriation, other than for administrative ex-
17 penses made available for fiscal year 2019, for programs
18 under title VI of this Act may be transferred between such
19 appropriations for use for any of the purposes, programs,
20 and activities for which the funds in such receiving ac-
21 count may be used, but no such appropriation, except as
22 otherwise specifically provided, shall be increased by more
23 than 25 percent by any such transfer: *Provided*, That the
24 exercise of such authority shall be subject to the regular

1 notification procedures of the Committees on Appropria-
2 tions.

3 (c) LIMITATION ON TRANSFERS OF FUNDS BE-
4 TWEEN AGENCIES.—

5 (1) IN GENERAL.—None of the funds made
6 available under titles II through V of this Act may
7 be transferred to any department, agency, or instru-
8 mentality of the United States Government, except
9 pursuant to a transfer made by, or transfer author-
10 ity provided in, this Act or any other appropriations
11 Act.

12 (2) ALLOCATION AND TRANSFERS.—Notwith-
13 standing paragraph (1), in addition to transfers
14 made by, or authorized elsewhere in, this Act, funds
15 appropriated by this Act to carry out the purposes
16 of the Foreign Assistance Act of 1961 may be allo-
17 cated or transferred to agencies of the United States
18 Government pursuant to the provisions of sections
19 109, 610, and 632 of the Foreign Assistance Act of
20 1961.

21 (3) NOTIFICATION.—Any agreement entered
22 into by the United States Agency for International
23 Development or the Department of State with any
24 department, agency, or instrumentality of the United
25 States Government pursuant to section 632(b) of the

1 Foreign Assistance Act of 1961 valued in excess of
2 \$1,000,000 and any agreement made pursuant to
3 section 632(a) of such Act, with funds appropriated
4 by this Act or prior Acts making appropriations for
5 the Department of State, foreign operations, and re-
6 lated programs under the headings “Global Health
7 Programs”, “Development Assistance”, “Economic
8 Support Fund”, and “Assistance for Europe, Eur-
9 asia and Central Asia” shall be subject to the reg-
10 ular notification procedures of the Committees on
11 Appropriations: *Provided*, That the requirement in
12 the previous sentence shall not apply to agreements
13 entered into between USAID and the Department of
14 State.

15 (d) TRANSFER OF FUNDS BETWEEN ACCOUNTS.—
16 None of the funds made available under titles II through
17 V of this Act may be obligated under an appropriations
18 account to which such funds were not appropriated, except
19 for transfers specifically provided for in this Act, unless
20 the President, not less than 5 days prior to the exercise
21 of any authority contained in the Foreign Assistance Act
22 of 1961 to transfer funds, consults with and provides a
23 written policy justification to the Committees on Appro-
24 priations.

1 (e) AUDIT OF INTER-AGENCY TRANSFERS OF
2 FUNDS.—Any agreement for the transfer or allocation of
3 funds appropriated by this Act or prior Acts making ap-
4 propriations for the Department of State, foreign oper-
5 ations and related programs, entered into between the De-
6 partment of State or USAID and another agency of the
7 United States Government under the authority of section
8 632(a) of the Foreign Assistance Act of 1961 or any com-
9 parable provision of law, shall expressly provide that the
10 Inspector General (IG) for the agency receiving the trans-
11 fer or allocation of such funds, or other entity with audit
12 responsibility if the receiving agency does not have an IG,
13 shall perform periodic program and financial audits of the
14 use of such funds and report to the Department of State
15 or USAID, as appropriate, upon completion of such au-
16 dits: *Provided*, That such audits shall be transmitted to
17 the Committees on Appropriations by the Department of
18 State or USAID, as appropriate: *Provided further*, That
19 funds transferred under such authority may be made
20 available for the cost of such audits.

21 PROHIBITION ON CERTAIN OPERATIONAL EXPENSES

22 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
23 funds made available by this Act may be used for first-
24 class travel by employees of United States Government de-
25 partments and agencies funded by this Act in contraven-

1 tion of section 301–10.122 through 301–10.124 of title
2 41, Code of Federal Regulations.

3 (b) COMPUTER NETWORKS.—None of the funds
4 made available by this Act for the operating expenses of
5 any United States Government department or agency may
6 be used to establish or maintain a computer network for
7 use by such department or agency unless such network
8 has filters designed to block access to sexually explicit
9 websites: *Provided*, That nothing in this subsection shall
10 limit the use of funds necessary for any Federal, State,
11 tribal, or local law enforcement agency, or any other entity
12 carrying out the following activities: criminal investiga-
13 tions, prosecutions, and adjudications; administrative dis-
14 cipline; and the monitoring of such websites undertaken
15 as part of official business.

16 AVAILABILITY OF FUNDS

17 SEC. 7011. No part of any appropriation contained
18 in this Act shall remain available for obligation after the
19 expiration of the current fiscal year unless expressly so
20 provided by this Act: *Provided*, That funds appropriated
21 for the purposes of chapters 1 and 8 of part I, section
22 661, chapters 4, 5, 6, 8, and 9 of part II of the Foreign
23 Assistance Act of 1961, section 23 of the Arms Export
24 Control Act, and funds provided under the headings “De-
25 velopment Credit Authority” and “Assistance for Europe,

1 Eurasia and Central Asia” shall remain available for an
2 additional 4 years from the date on which the availability
3 of such funds would otherwise have expired, if such funds
4 are initially obligated before the expiration of their respec-
5 tive periods of availability contained in this Act: *Provided*
6 *further*, That the availability of funds pursuant to the pre-
7 vious proviso shall not be applicable to such funds until
8 the Secretary of State submits the report required under
9 section 7011 of the Department of State, Foreign Oper-
10 ations, and Related Programs Appropriations Act, 2018
11 (division K of Public Law 115–141): *Provided further*,
12 That notwithstanding any other provision of this Act, any
13 funds made available for the purposes of chapter 1 of part
14 I and chapter 4 of part II of the Foreign Assistance Act
15 of 1961 which are allocated or obligated for cash disburse-
16 ments in order to address balance of payments or eco-
17 nomic policy reform objectives, shall remain available for
18 an additional 4 years from the date on which the avail-
19 ability of such funds would otherwise have expired, if such
20 funds are initially allocated or obligated before the expira-
21 tion of their respective periods of availability contained in
22 this Act: *Provided further*, That the Secretary of State
23 shall provide a report to the Committees on Appropria-
24 tions not later than October 30, 2019, detailing by ac-

1 count and source year, the use of this authority during
2 the previous fiscal year.

3 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

4 SEC. 7012. No part of any appropriation provided
5 under titles III through VI in this Act shall be used to
6 furnish assistance to the government of any country which
7 is in default during a period in excess of 1 calendar year
8 in payment to the United States of principal or interest
9 on any loan made to the government of such country by
10 the United States pursuant to a program for which funds
11 are appropriated under this Act unless the President de-
12 termines, following consultation with the Committees on
13 Appropriations, that assistance for such country is in the
14 national interest of the United States.

15 PROHIBITION ON TAXATION OF UNITED STATES

16 ASSISTANCE

17 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
18 of the funds appropriated under titles III through VI of
19 this Act may be made available to provide assistance for
20 a foreign country under a new bilateral agreement gov-
21 erning the terms and conditions under which such assist-
22 ance is to be provided unless such agreement includes a
23 provision stating that assistance provided by the United
24 States shall be exempt from taxation, or reimbursed, by
25 the foreign government, and the Secretary of State and

1 the Administrator of the United States Agency for Inter-
2 national Development shall expeditiously seek to negotiate
3 amendments to existing bilateral agreements, as nec-
4 essary, to conform with this requirement.

5 (b) NOTIFICATION AND REIMBURSEMENT OF FOR-
6 EIGN TAXES.—An amount equivalent to 200 percent of
7 the total taxes assessed during fiscal year 2019 on funds
8 appropriated by this Act and prior Acts making appropria-
9 tions for the Department of State, foreign operations, and
10 related programs by a foreign government or entity
11 against United States assistance programs, either directly
12 or through grantees, contractors, and subcontractors, shall
13 be withheld from obligation from funds appropriated for
14 assistance for fiscal year 2020 and for prior fiscal years
15 and allocated for the central government of such country
16 or for the West Bank and Gaza program, as applicable,
17 if, not later than September 30, 2020, such taxes have
18 not been reimbursed: *Provided*, That the Secretary of
19 State shall report to the Committees on Appropriations
20 by such date on the foreign governments and entities that
21 have not reimbursed such taxes, including any amount of
22 funds withheld pursuant to this subsection.

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

1 (d) REPROGRAMMING OF FUNDS.—Funds withheld
2 from obligation for each foreign government or entity pur-
3 suant to subsection (b) shall be reprogrammed for assist-
4 ance for countries which do not assess taxes on United
5 States assistance or which have an effective arrangement
6 that is providing substantial reimbursement of such taxes,
7 and that can reasonably accommodate such assistance in
8 a programmatically responsible manner.

9 (e) DETERMINATIONS.—

10 (1) IN GENERAL.—The provisions of this sec-
11 tion shall not apply to any foreign government or en-
12 tity that assesses such taxes if the Secretary of
13 State reports to the Committees on Appropriations
14 that—

15 (A) such foreign government or entity has
16 an effective arrangement that is providing sub-
17 stantial reimbursement of such taxes; or

18 (B) the foreign policy interests of the
19 United States outweigh the purpose of this sec-
20 tion to ensure that United States assistance is
21 not subject to taxation.

22 (2) CONSULTATION.—The Secretary of State
23 shall consult with the Committees on Appropriations
24 at least 15 days prior to exercising the authority of

1 this subsection with regard to any foreign govern-
2 ment or entity.

3 (f) IMPLEMENTATION.—The Secretary of State shall
4 issue and update rules, regulations, or policy guidance, as
5 appropriate, to implement the prohibition against the tax-
6 ation of assistance contained in this section.

7 (g) DEFINITIONS.—As used in this section:

8 (1) BILATERAL AGREEMENT.—The term “bilat-
9 eral agreement” refers to a framework bilateral
10 agreement between the Government of the United
11 States and the government of the country receiving
12 assistance that describes the privileges and immuni-
13 ties applicable to United States foreign assistance
14 for such country generally, or an individual agree-
15 ment between the Government of the United States
16 and such government that describes, among other
17 things, the treatment for tax purposes that will be
18 accorded the United States assistance provided
19 under that agreement.

20 (2) TAXES AND TAXATION.—The term “taxes
21 and taxation” shall include value added taxes and
22 customs duties but shall not include individual in-
23 come taxes assessed to local staff.

RESERVATIONS OF FUNDS

1
2 SEC. 7014. (a) REPROGRAMMING.—Funds appro-
3 priated under titles III through VI of this Act which are
4 specifically designated may be reprogrammed for other
5 programs within the same account notwithstanding the
6 designation if compliance with the designation is made im-
7 possible by operation of any provision of this or any other
8 Act: *Provided*, That any such reprogramming shall be sub-
9 ject to the regular notification procedures of the Commit-
10 tees on Appropriations: *Provided further*, That assistance
11 that is reprogrammed pursuant to this subsection shall be
12 made available under the same terms and conditions as
13 originally provided.

14 (b) EXTENSION OF AVAILABILITY.—In addition to
15 the authority contained in subsection (a), the original pe-
16 riod of availability of funds appropriated by this Act and
17 administered by the Department of State or the United
18 States Agency for International Development that are spe-
19 cifically designated for particular programs or activities by
20 this or any other Act may be extended for an additional
21 fiscal year if the Secretary of State or the USAID Admin-
22 istrator, as appropriate, determines and reports promptly
23 to the Committees on Appropriations that the termination
24 of assistance to a country or a significant change in cir-
25 cumstances makes it unlikely that such designated funds

1 can be obligated during the original period of availability:
 2 *Provided*, That such designated funds that continue to be
 3 available for an additional fiscal year shall be obligated
 4 only for the purpose of such designation.

5 (c) OTHER ACTS.—Ceilings and specifically des-
 6 ignated funding levels contained in this Act shall not be
 7 applicable to funds or authorities appropriated or other-
 8 wise made available by any subsequent Act unless such
 9 Act specifically so directs: *Provided*, That specifically des-
 10 ignated funding levels or minimum funding requirements
 11 contained in any other Act shall not be applicable to funds
 12 appropriated by this Act.

13 NOTIFICATION REQUIREMENTS

14 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
 15 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds
 16 made available in titles I and II of this Act or prior Acts
 17 making appropriations for the Department of State, for-
 18 eign operations, and related programs to the departments
 19 and agencies funded by this Act that remain available for
 20 obligation in fiscal year 2019, or provided from any ac-
 21 counts in the Treasury of the United States derived by
 22 the collection of fees or of currency reflows or other offset-
 23 ting collections, or made available by transfer, to the de-
 24 partments and agencies funded by this Act, shall be avail-
 25 able for obligation to—

- 1 (1) create new programs;
 - 2 (2) suspend or eliminate a program, project, or
3 activity;
 - 4 (3) close, suspend, open, or reopen a mission or
5 post;
 - 6 (4) create, close, reorganize, downsize, or re-
7 name bureaus, centers, or offices; or
 - 8 (5) contract out or privatize any functions or
9 activities presently performed by Federal employees;
- 10 unless previously justified to the Committees on Appro-
11 priations or such Committees are notified 15 days in ad-
12 vance of such obligation.

13 (b) NOTIFICATION OF REPROGRAMMING OF
14 FUNDS.—None of the funds provided under titles I and
15 II of this Act or prior Acts making appropriations for the
16 Department of State, foreign operations, and related pro-
17 grams, to the departments and agencies funded under ti-
18 tles I and II of this Act that remain available for obliga-
19 tion in fiscal year 2019, or provided from any accounts
20 in the Treasury of the United States derived by the collec-
21 tion of fees available to the department and agency funded
22 under title I of this Act, shall be available for obligation
23 or expenditure for activities, programs, or projects
24 through a reprogramming of funds in excess of
25 \$1,000,000 or 10 percent, whichever is less, that—

1 (1) augments or changes existing programs,
2 projects, or activities;

3 (2) relocates an existing office or employees;

4 (3) reduces by 10 percent funding for any exist-
5 ing program, project, or activity, or numbers of per-
6 sonnel by 10 percent as approved by Congress; or

7 (4) results from any general savings, including
8 savings from a reduction in personnel, which would
9 result in a change in existing programs, activities, or
10 projects as approved by Congress;

11 unless the Committees on Appropriations are notified 15
12 days in advance of such reprogramming of funds.

13 (c) NOTIFICATION REQUIREMENT.—None of the
14 funds made available by this Act under the headings
15 “Global Health Programs”, “Development Assistance”,
16 “International Organizations and Programs”, “Trade and
17 Development Agency”, “International Narcotics Control
18 and Law Enforcement”, “Economic Support Fund”, “De-
19 mocracy Fund”, “Assistance for Europe, Eurasia and
20 Central Asia”, “Peacekeeping Operations”, “Non-
21 proliferation, Anti-terrorism, Demining and Related Pro-
22 grams”, “Millennium Challenge Corporation”, “Foreign
23 Military Financing Program”, “International Military
24 Education and Training”, and “Peace Corps”, shall be
25 available for obligation for activities, programs, projects,

1 type of materiel assistance, countries, or other operations
2 not justified or in excess of the amount justified to the
3 Committees on Appropriations for obligation under any of
4 these specific headings unless the Committees on Appro-
5 priations are notified 15 days in advance of such obliga-
6 tion: *Provided*, That the President shall not enter into any
7 commitment of funds appropriated for the purposes of sec-
8 tion 23 of the Arms Export Control Act for the provision
9 of major defense equipment, other than conventional am-
10 munition, or other major defense items defined to be air-
11 craft, ships, missiles, or combat vehicles, not previously
12 justified to Congress or 20 percent in excess of the quan-
13 tities justified to Congress unless the Committees on Ap-
14 propriations are notified 15 days in advance of such com-
15 mitment: *Provided further*, That requirements of this sub-
16 section or any similar provision of this or any other Act
17 shall not apply to any reprogramming for an activity, pro-
18 gram, or project for which funds are appropriated under
19 titles III through VI of this Act of less than 10 percent
20 of the amount previously justified to Congress for obliga-
21 tion for such activity, program, or project for the current
22 fiscal year: *Provided further*, That any notification sub-
23 mitted pursuant to subsection (f) of this section shall in-
24 clude information (if known on the date of transmittal of
25 such notification) on the use of notwithstanding authority:

1 *Provided further*, That if subsequent to the notification of
2 assistance it becomes necessary to rely on notwithstanding
3 authority, the Committees on Appropriations should be in-
4 formed at the earliest opportunity and to the extent prac-
5 ticable.

6 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
7 FUNDING NOTIFICATIONS.—

8 (1) PROGRAMS.—None of the funds appro-
9 priated by this Act or prior Acts making appropria-
10 tions for the Department of State, foreign oper-
11 ations, and related programs may be made available
12 to support or continue any program initially funded
13 under any authority of title 10, United States Code,
14 or any Act making or authorizing appropriations for
15 the Department of Defense, unless the Secretary of
16 State, in consultation with the Secretary of Defense
17 and in accordance with the regular notification pro-
18 cedures of the Committees on Appropriations, sub-
19 mits a justification to such Committees that includes
20 a description of, and the estimated costs associated
21 with, the support or continuation of such program.

22 (2) FUNDING.—Notwithstanding any other pro-
23 vision of law, funds transferred by the Department
24 of Defense to the Department of State and the
25 United States Agency for International Development

1 for assistance for foreign countries and international
2 organizations shall be subject to the regular notifica-
3 tion procedures of the Committees on Appropria-
4 tions.

5 (3) NOTIFICATION ON EXCESS DEFENSE EQUIP-
6 MENT.—Prior to providing excess Department of
7 Defense articles in accordance with section 516(a) of
8 the Foreign Assistance Act of 1961, the Department
9 of Defense shall notify the Committees on Appro-
10 priations to the same extent and under the same
11 conditions as other committees pursuant to sub-
12 section (f) of that section: *Provided*, That before
13 issuing a letter of offer to sell excess defense articles
14 under the Arms Export Control Act, the Department
15 of Defense shall notify the Committees on Appro-
16 priations in accordance with the regular notification
17 procedures of such Committees if such defense arti-
18 cles are significant military equipment (as defined in
19 section 47(9) of the Arms Export Control Act) or
20 are valued (in terms of original acquisition cost) at
21 \$7,000,000 or more, or if notification is required
22 elsewhere in this Act for the use of appropriated
23 funds for specific countries that would receive such
24 excess defense articles: *Provided further*, That such

1 Committees shall also be informed of the original ac-
2 quisition cost of such defense articles.

3 (e) WAIVER.—The requirements of this section or
4 any similar provision of this Act or any other Act, includ-
5 ing any prior Act requiring notification in accordance with
6 the regular notification procedures of the Committees on
7 Appropriations, may be waived if failure to do so would
8 pose a substantial risk to human health or welfare: *Pro-*
9 *vided*, That in case of any such waiver, notification to the
10 Committees on Appropriations shall be provided as early
11 as practicable, but in no event later than 3 days after tak-
12 ing the action to which such notification requirement was
13 applicable, in the context of the circumstances necessi-
14 tating such waiver: *Provided further*, That any notification
15 provided pursuant to such a waiver shall contain an expla-
16 nation of the emergency circumstances.

17 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
18 of the funds appropriated under titles III through VI of
19 this Act may be obligated or expended for assistance for
20 Afghanistan, Bahrain, Burma, Cambodia, Colombia,
21 Cuba, Egypt, El Salvador, Ethiopia, Guatemala, Haiti,
22 Honduras, Iran, Iraq, Lebanon, Libya, Mexico, Pakistan,
23 Philippines, the Russian Federation, Somalia, South
24 Sudan, Sri Lanka, Sudan, Syria, Uzbekistan, Venezuela,
25 Yemen, and Zimbabwe except as provided through the reg-

1 ular notification procedures of the Committees on Appro-
2 priations.

3 (g) TRUST FUNDS.—Funds appropriated or other-
4 wise made available in title III of this Act and prior Acts
5 making funds available for the Department of State, for-
6 eign operations, and related programs that are made avail-
7 able for a trust fund held by an international financial
8 institution shall be subject to the regular notification pro-
9 cedures of the Committees on Appropriations.

10 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
11 MENT.—

12 (1) DIPLOMATIC PROGRAMS.—Funds appro-
13 priated under title I of this Act under the heading
14 “Diplomatic Programs” that are made available for
15 a pilot program for lateral entry into the Foreign
16 Service shall be subject to prior consultation with,
17 and the regular notification procedures of, the Com-
18 mittees on Appropriations.

19 (2) OTHER PROGRAMS.—Funds appropriated by
20 this Act that are made available for the following
21 programs and activities shall be subject to the reg-
22 ular notification procedures of the Committees on
23 Appropriations—

24 (A) The Global Engagement Center, except
25 that the Secretary of State shall consult with

1 the appropriate congressional committees prior
2 to submitting such notification;

3 (B) The Power Africa initiative, or any
4 successor program;

5 (C) Community-based police assistance
6 conducted pursuant to the authority of section
7 7049(a)(1) of this Act;

8 (D) Programs to counter foreign fighters
9 and extremist organizations, pursuant to sec-
10 tion 7069(a) of this Act;

11 (E) The Relief and Recovery Fund;

12 (F) The Counterterrorism Partnerships
13 Fund;

14 (G) The Indo-Pacific Strategy;

15 (H) The Global Security Contingency
16 Fund; and

17 (I) Programs to end modern slavery.

18 (i) WITHHOLDING OF FUNDS.—Funds appropriated
19 by this Act under titles III and IV that are withheld from
20 obligation or otherwise not programmed as a result of ap-
21 plication of a provision of law in this or any other Act
22 shall, if reprogrammed, be subject to the regular notifica-
23 tion procedures of the Committees on Appropriations.

24 (j) REQUIREMENT TO INFORM, COORDINATE, AND
25 CONSULT.—

1 (1) The Secretary of State shall promptly in-
2 form the appropriate congressional committees of
3 each instance in which funds appropriated by this
4 Act for assistance for Iraq, Libya, Somalia, Syria,
5 the Counterterrorism Partnership Fund, the Relief
6 and Recovery Fund, or programs to counter extre-
7 mism and foreign fighters abroad, have been di-
8 verted or destroyed, to include the type and amount
9 of assistance, a description of the incident and par-
10 ties involved, and an explanation of the response of
11 the Department of State or USAID, as appropriate:
12 *Provided*, That the Secretary shall ensure such
13 funds are coordinated with, and complement, the
14 programs of other United States Government de-
15 partments and agencies and international partners
16 in such countries and on such activities.

17 (2) The Secretary of State shall consult with
18 the Committees on Appropriations at least seven
19 days prior to informing a government of, or pub-
20 lically announcing a decision on, the suspension of
21 assistance to a country or a territory, including as
22 a result of an interagency review of such assistance,
23 from funds appropriated by this Act or prior Acts
24 making appropriations for the Department of State,
25 foreign operations, and related programs.

1 DOCUMENT REQUESTS, RECORDS MANAGEMENT, AND
2 RELATED CYBERSECURITY PROTECTIONS

3 SEC. 7016. (a) REQUESTS FOR DOCUMENTS.—None
4 of the funds appropriated or made available pursuant to
5 titles III through VI of this Act shall be available to a
6 nongovernmental organization, including any contractor,
7 which fails to provide upon timely request any document,
8 file, or record necessary to the auditing requirements of
9 the Department of State and the United States Agency
10 for International Development.

11 (b) RECORDS MANAGEMENT AND RELATED
12 CYBERSECURITY PROTECTIONS.—

13 (1) LIMITATION.—None of the funds appro-
14 priated by this Act under the headings “Diplomatic
15 Programs” and “Capital Investment Fund” in title
16 I, and “Operating Expenses” and “Capital Invest-
17 ment Fund” in title II that are made available to
18 the Department of State and USAID may be made
19 available to support the use or establishment of
20 email accounts or email servers created outside the
21 .gov domain or not fitted for automated records
22 management as part of a Federal government
23 records management program in contravention of
24 the Presidential and Federal Records Act Amend-
25 ments of 2014 (Public Law 113–187).

1 (2) DIRECTIVES.—The Secretary of State and
2 USAID Administrator shall—

3 (A) regularly review and update the poli-
4 cies, directives, and oversight necessary to com-
5 ply with Federal statutes, regulations, and pres-
6 idential executive orders and memoranda con-
7 cerning the preservation of all records made or
8 received in the conduct of official business, in-
9 cluding record emails, instant messaging, and
10 other online tools;

11 (B) use funds appropriated by this Act
12 under the headings “Diplomatic Programs” and
13 “Capital Investment Fund” in title I, and “Op-
14 erating Expenses” and “Capital Investment
15 Fund” in title II, as appropriate, to improve
16 Federal records management pursuant to the
17 Federal Records Act (44 U.S.C. Chapters 21,
18 29, 31, and 33) and other applicable Federal
19 records management statutes, regulations, or
20 policies for the Department of State and
21 USAID;

22 (C) direct departing employees that all
23 Federal records generated by such employees,
24 including senior officials, belong to the Federal
25 Government;

1 (D) improve the response time for identi-
2 fying and retrieving Federal records, including
3 requests made pursuant to section 552 of title
4 5, United States Code (commonly known as the
5 “Freedom of Information Act”); and

6 (E) strengthen cyber security measures to
7 mitigate vulnerabilities, including those result-
8 ing from the use of personal email accounts or
9 servers outside the .gov domain, improve the
10 process to identify and remove inactive user ac-
11 counts, update and enforce guidance related to
12 the control of national security information, and
13 implement the recommendations of the applica-
14 ble reports of the cognizant Office of Inspector
15 General.

16 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

17 SEC. 7017. If the President makes a determination
18 not to comply with any provision of this Act on constitu-
19 tional grounds, the head of the relevant Federal agency
20 shall notify the Committees on Appropriations in writing
21 within 5 days of such determination, the basis for such
22 determination and any resulting changes to program and
23 policy.

1 PROHIBITION ON FUNDING FOR ABORTIONS AND
2 INVOLUNTARY STERILIZATION

3 SEC. 7018. None of the funds made available to carry
4 out part I of the Foreign Assistance Act of 1961, as
5 amended, may be used to pay for the performance of abor-
6 tions as a method of family planning or to motivate or
7 coerce any person to practice abortions. None of the funds
8 made available to carry out part I of the Foreign Assist-
9 ance Act of 1961, as amended, may be used to pay for
10 the performance of involuntary sterilization as a method
11 of family planning or to coerce or provide any financial
12 incentive to any person to undergo sterilizations. None of
13 the funds made available to carry out part I of the Foreign
14 Assistance Act of 1961, as amended, may be used to pay
15 for any biomedical research which relates in whole or in
16 part, to methods of, or the performance of, abortions or
17 involuntary sterilization as a means of family planning.
18 None of the funds made available to carry out part I of
19 the Foreign Assistance Act of 1961, as amended, may be
20 obligated or expended for any country or organization if
21 the President certifies that the use of these funds by any
22 such country or organization would violate any of the
23 above provisions related to abortions and involuntary steri-
24 lizations.

1 ALLOCATIONS AND REPORTS

2 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
3 subsection (b), funds appropriated by this Act under titles
4 III through V shall be made available in the amounts spe-
5 cifically designated in the respective tables included in the
6 report accompanying this Act: *Provided*, That such des-
7 ignated amounts for foreign countries and international
8 organizations shall serve as the amounts for such coun-
9 tries and international organizations transmitted to Con-
10 gress in the report required by section 653(a) of the For-
11 eign Assistance Act of 1961.

12 (b) AUTHORIZED DEVIATIONS.—Unless otherwise
13 provided for by this Act, the Secretary of State and the
14 Administrator of the United States Agency for Inter-
15 national Development, as applicable, may only deviate up
16 to 5 percent from the amounts specifically designated in
17 the respective tables included in the report accompanying
18 this Act: *Provided*, That such percentage may be exceeded
19 only to respond to significant, exigent, or unforeseen
20 events, or to address other exceptional circumstances di-
21 rectly related to the national interest: *Provided further*,
22 That deviations pursuant to the previous proviso shall be
23 subject to prior consultation with, and the regular notifica-
24 tion procedures of, the Committees on Appropriations.

1 (c) LIMITATION.—For specifically designated
2 amounts that are included, pursuant to subsection (a), in
3 the report required by section 653(a) of the Foreign As-
4 sistance Act of 1961, no deviations authorized by sub-
5 section (b) may take place until submission of such report.

6 (d) EXCEPTIONS.—Subsections (a) and (b) shall not
7 apply to—

8 (1) amounts designated for “International Mili-
9 tary Education and Training” in the respective ta-
10 bles included in the report accompanying this Act;

11 (2) funds for which the initial period of avail-
12 ability has expired;

13 (3) amounts designated by this Act as min-
14 imum or maximum funding requirements;

15 (4) funds made available for a country pursuant
16 to section 7043(e) of this Act; and

17 (5) funds made available by this Act under the
18 heading “Foreign Military Financing Program” that
19 are made available for assistance for Pakistan.

20 (e) REPORTS.—The Secretary of State and the
21 USAID Administrator, as appropriate, shall submit the
22 reports required, in the manner described, in the report
23 accompanying this Act.

1 REPRESENTATION AND ENTERTAINMENT EXPENSES

2 SEC. 7020. (a) USES OF FUNDS.—Each Federal de-
3 partment, agency, or entity funded in titles I or II of this
4 Act, and the Department of the Treasury and independent
5 agencies funded in titles III or VI of this Act, shall take
6 steps to ensure that domestic and overseas representation
7 and entertainment expenses further official agency busi-
8 ness and United States foreign policy interests, and—

9 (1) are primarily for fostering relations outside
10 of the Executive Branch;

11 (2) are principally for meals and events of a
12 protocol nature;

13 (3) are not for employee-only events; and

14 (4) do not include activities that are substan-
15 tially of a recreational character.

16 (b) LIMITATIONS.—None of the funds appropriated
17 or otherwise made available by this Act under the head-
18 ings “International Military Education and Training” or
19 “Foreign Military Financing Program” for Informational
20 Program activities or under the headings “Global Health
21 Programs”, “Development Assistance”, “Economic Sup-
22 port Fund”, and “Assistance for Europe, Eurasia and
23 Central Asia” may be obligated or expended to pay for—

24 (1) alcoholic beverages; or

1 (2) entertainment expenses for activities that
2 are substantially of a recreational character, includ-
3 ing entrance fees at sporting events, theatrical and
4 musical productions, and amusement parks.

5 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

6 SUPPORTING INTERNATIONAL TERRORISM

7 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
8 PORTS.—

9 (1) PROHIBITION.—None of the funds appro-
10 priated or otherwise made available under titles III
11 through VI of this Act may be made available to any
12 foreign government which provides lethal military
13 equipment to a country the government of which the
14 Secretary of State has determined supports inter-
15 national terrorism for purposes of section 6(j) of the
16 Export Administration Act of 1979 as continued in
17 effect pursuant to the International Emergency Eco-
18 nomic Powers Act: *Provided*, That the prohibition
19 under this section with respect to a foreign govern-
20 ment shall terminate 12 months after that govern-
21 ment ceases to provide such military equipment:
22 *Provided further*, That this section applies with re-
23 spect to lethal military equipment provided under a
24 contract entered into after October 1, 1997.

1 (2) DETERMINATION.—Assistance restricted by
2 paragraph (1) or any other similar provision of law,
3 may be furnished if the President determines that to
4 do so is important to the national interest of the
5 United States.

6 (3) REPORT.—Whenever the President makes a
7 determination pursuant to paragraph (2), the Presi-
8 dent shall submit to the Committees on Appropria-
9 tions a report with respect to the furnishing of such
10 assistance, including a detailed explanation of the
11 assistance to be provided, the estimated dollar
12 amount of such assistance, and an explanation of
13 how the assistance furthers United States national
14 interest.

15 (b) BILATERAL ASSISTANCE.—

16 (1) LIMITATIONS.—Funds appropriated for bi-
17 lateral assistance in titles III through VI of this Act
18 and funds appropriated under any such title in prior
19 Acts making appropriations for the Department of
20 State, foreign operations, and related programs,
21 shall not be made available to any foreign govern-
22 ment which the President determines—

23 (A) grants sanctuary from prosecution to
24 any individual or group which has committed
25 an act of international terrorism;

1 (B) otherwise supports international ter-
2 rorism; or

3 (C) is controlled by an organization des-
4 igned as a terrorist organization under sec-
5 tion 219 of the Immigration and Nationality
6 Act (8 U.S.C. 1189).

7 (2) WAIVER.—The President may waive the ap-
8 plication of paragraph (1) to a government if the
9 President determines that national security or hu-
10 manitarian reasons justify such waiver: *Provided*,
11 That the President shall publish each such waiver in
12 the Federal Register and, at least 15 days before the
13 waiver takes effect, shall notify the Committees on
14 Appropriations of the waiver (including the justifica-
15 tion for the waiver) in accordance with the regular
16 notification procedures of the Committees on Appro-
17 priations.

18 AUTHORIZATION REQUIREMENTS

19 SEC. 7022. Funds appropriated by this Act, except
20 funds appropriated under the heading “Trade and Devel-
21 opment Agency”, may be obligated and expended notwith-
22 standing section 10 of Public Law 91–672 (22 U.S.C.
23 2412), section 15 of the State Department Basic Authori-
24 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
25 eign Relations Authorization Act, Fiscal Years 1994 and

1 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
2 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

3 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

4 SEC. 7023. For the purpose of titles II through VI
5 of this Act “program, project, and activity” shall be de-
6 fined at the appropriations Act account level and shall in-
7 clude all appropriations and authorizations Acts funding
8 directives, ceilings, and limitations with the exception that
9 for the following accounts: “Economic Support Fund”,
10 “Assistance for Europe, Eurasia and Central Asia”, and
11 “Foreign Military Financing Program”, “program,
12 project, and activity” shall also be considered to include
13 country, regional, and central program level funding with-
14 in each such account; and for the development assistance
15 accounts of the United States Agency for International
16 Development, “program, project, and activity” shall also
17 be considered to include central, country, regional, and
18 program level funding, either as—

19 (1) justified to Congress; or

20 (2) allocated by the Executive Branch in ac-
21 cordance with a report, to be provided to the Com-
22 mittees on Appropriations within 30 days after en-
23 actment of this Act, as required by section 653(a)
24 of the Foreign Assistance Act of 1961 or as modi-
25 fied pursuant to section 7019 of this Act.

1 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
2 FOUNDATION AND UNITED STATES AFRICAN DEVEL-
3 OPMENT FOUNDATION

4 SEC. 7024. Unless expressly provided to the contrary,
5 provisions of this or any other Act, including provisions
6 contained in prior Acts authorizing or making appropria-
7 tions for the Department of State, foreign operations, and
8 related programs, shall not be construed to prohibit activi-
9 ties authorized by or conducted under the Peace Corps
10 Act, the Inter-American Foundation Act or the African
11 Development Foundation Act: *Provided*, That prior to con-
12 ducting activities in a country for which assistance is pro-
13 hibited, the agency shall consult with the Committees on
14 Appropriations and report to such Committees within 15
15 days of taking such action.

16 COMMERCE, TRADE AND SURPLUS COMMODITIES

17 SEC. 7025. (a) WORLD MARKETS.—None of the
18 funds appropriated or made available pursuant to titles
19 III through VI of this Act for direct assistance and none
20 of the funds otherwise made available to the Export-Im-
21 port Bank and the Overseas Private Investment Corpora-
22 tion shall be obligated or expended to finance any loan,
23 any assistance, or any other financial commitments for es-
24 tablishing or expanding production of any commodity for
25 export by any country other than the United States, if

1 the commodity is likely to be in surplus on world markets
2 at the time the resulting productive capacity is expected
3 to become operative and if the assistance will cause sub-
4 stantial injury to United States producers of the same,
5 similar, or competing commodity: *Provided*, That such
6 prohibition shall not apply to the Export-Import Bank if
7 in the judgment of its Board of Directors the benefits to
8 industry and employment in the United States are likely
9 to outweigh the injury to United States producers of the
10 same, similar, or competing commodity, and the Chairman
11 of the Board so notifies the Committees on Appropria-
12 tions: *Provided further*, That this subsection shall not pro-
13 hibit—

14 (1) activities in a country that is eligible for as-
15 sistance from the International Development Asso-
16 ciation, is not eligible for assistance from the Inter-
17 national Bank for Reconstruction and Development,
18 and does not export on a consistent basis the agri-
19 cultural commodity with respect to which assistance
20 is furnished; or

21 (2) activities in a country the President deter-
22 mines is recovering from widespread conflict, a hu-
23 manitarian crisis, or a complex emergency.

24 (b) EXPORTS.—None of the funds appropriated by
25 this or any other Act to carry out chapter 1 of part I

1 of the Foreign Assistance Act of 1961 shall be available
2 for any testing or breeding feasibility study, variety im-
3 provement or introduction, consultancy, publication, con-
4 ference, or training in connection with the growth or pro-
5 duction in a foreign country of an agricultural commodity
6 for export which would compete with a similar commodity
7 grown or produced in the United States: *Provided*, That
8 this subsection shall not prohibit—

9 (1) activities designed to increase food security
10 in developing countries where such activities will not
11 have a significant impact on the export of agricul-
12 tural commodities of the United States;

13 (2) research activities intended primarily to
14 benefit United States producers;

15 (3) activities in a country that is eligible for as-
16 sistance from the International Development Asso-
17 ciation, is not eligible for assistance from the Inter-
18 national Bank for Reconstruction and Development,
19 and does not export on a consistent basis the agri-
20 cultural commodity with respect to which assistance
21 is furnished; or

22 (4) activities in a country the President deter-
23 mines is recovering from widespread conflict, a hu-
24 manitarian crisis, or a complex emergency.

1 (i) the amount of the local currencies
2 to be generated; and

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

6 (C) establish by agreement with that gov-
7 ernment the responsibilities of USAID and that
8 government to monitor and account for deposits
9 into and disbursements from the separate ac-
10 count.

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

16 (A) to carry out chapter 1 or 10 of part
17 I or chapter 4 of part II of the Foreign Assist-
18 ance Act of 1961 (as the case may be), for such
19 purposes as—

20 (i) project and sector assistance activi-
21 ties; or

22 (ii) debt and deficit financing; or

23 (B) for the administrative requirements of
24 the United States Government.

1 (3) PROGRAMMING ACCOUNTABILITY.—USAID
2 shall take all necessary steps to ensure that the
3 equivalent of the local currencies disbursed pursuant
4 to subsection (a)(2)(A) from the separate account
5 established pursuant to subsection (a)(1) are used
6 for the purposes agreed upon pursuant to subsection
7 (a)(2).

8 (4) TERMINATION OF ASSISTANCE PRO-
9 GRAMS.—Upon termination of assistance to a coun-
10 try under chapter 1 or 10 of part I or chapter 4 of
11 part II of the Foreign Assistance Act of 1961 (as
12 the case may be), any unencumbered balances of
13 funds which remain in a separate account estab-
14 lished pursuant to subsection (a) shall be disposed of
15 for such purposes as may be agreed to by the gov-
16 ernment of that country and the United States Gov-
17 ernment.

18 (5) REPORT.—The USAID Administrator shall
19 report as part of the congressional budget justifica-
20 tion submitted to the Committees on Appropriations
21 on the use of local currencies for the administrative
22 requirements of the United States Government as
23 authorized in subsection (a)(2)(B), and such report
24 shall include the amount of local currency (and

1 United States dollar equivalent) used or to be used
2 for such purpose in each applicable country.

3 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

4 (1) IN GENERAL.—If assistance is made avail-
5 able to the government of a foreign country, under
6 chapter 1 or 10 of part I or chapter 4 of part II of
7 the Foreign Assistance Act of 1961, as cash transfer
8 assistance or as nonproject sector assistance, that
9 country shall be required to maintain such funds in
10 a separate account and not commingle with any
11 other funds.

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

20 (3) NOTIFICATION.—At least 15 days prior to
21 obligating any such cash transfer or nonproject sec-
22 tor assistance, the President shall submit a notifica-
23 tion through the regular notification procedures of
24 the Committees on Appropriations, which shall in-
25 clude a detailed description of how the funds pro-

1 posed to be made available will be used, with a dis-
2 cussion of the United States interests that will be
3 served by such assistance (including, as appropriate,
4 a description of the economic policy reforms that will
5 be promoted by such assistance).

6 (4) EXEMPTION.—Nonproject sector assistance
7 funds may be exempt from the requirements of para-
8 graph (1) only through the regular notification pro-
9 cedures of the Committees on Appropriations.

10 ELIGIBILITY FOR ASSISTANCE

11 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
12 MENTAL ORGANIZATIONS.—Restrictions contained in this
13 or any other Act with respect to assistance for a country
14 shall not be construed to restrict assistance in support of
15 programs of nongovernmental organizations from funds
16 appropriated by this Act to carry out the provisions of
17 chapters 1, 10, 11, and 12 of part I and chapter 4 of
18 part II of the Foreign Assistance Act of 1961 and from
19 funds appropriated under the heading “Assistance for Eu-
20 rope, Eurasia and Central Asia”: *Provided*, That before
21 using the authority of this subsection to furnish assistance
22 in support of programs of nongovernmental organizations,
23 the President shall notify the Committees on Appropria-
24 tions pursuant to the regular notification procedures, in-
25 cluding a description of the program to be assisted, the

1 assistance to be provided, and the reasons for furnishing
2 such assistance: *Provided further*, That nothing in this
3 subsection shall be construed to alter any existing statu-
4 tory prohibitions against abortion or involuntary steriliza-
5 tions contained in this or any other Act.

6 (b) PUBLIC LAW 480.—During fiscal year 2019, re-
7 strictions contained in this or any other Act with respect
8 to assistance for a country shall not be construed to re-
9 strict assistance under the Food for Peace Act (Public
10 Law 83–480; 7 U.S.C. 1721 et seq.): *Provided*, That none
11 of the funds appropriated to carry out title I of such Act
12 and made available pursuant to this subsection may be
13 obligated or expended except as provided through the reg-
14 ular notification procedures of the Committees on Appro-
15 priations.

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

17 (1) with respect to section 620A of the Foreign
18 Assistance Act of 1961 or any comparable provision
19 of law prohibiting assistance to countries that sup-
20 port international terrorism; or

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

1 LOCAL COMPETITION

2 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
3 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
4 priated by this Act that are made available to the United
5 States Agency for International Development may only be
6 made available for limited competitions through local enti-
7 ties if—

8 (1) prior to the determination to limit competi-
9 tion to local entities, USAID has—

10 (A) assessed the level of local capacity to
11 effectively implement, manage, and account for
12 programs included in such competition; and

13 (B) documented the written results of the
14 assessment and decisions made; and

15 (2) prior to making an award after limiting
16 competition to local entities—

17 (A) each successful local entity has been
18 determined to be responsible in accordance with
19 USAID guidelines; and

20 (B) effective monitoring and evaluation
21 systems are in place to ensure that award fund-
22 ing is used for its intended purposes; and

23 (3) no level of acceptable fraud is assumed.

24 (b) REPORT.—In addition to the requirements of sub-
25 section (a)(1), the USAID Administrator shall report to

1 the appropriate congressional committees not later than
2 45 days after the end of fiscal year 2019 on all awards
3 subject to limited or no competition for local entities: *Pro-*
4 *vided*, That such report shall be posted on the USAID
5 website: *Provided further*, That the requirements of this
6 subsection shall only apply to awards in excess of
7 \$3,000,000 and sole source awards to local entities in ex-
8 cess of \$2,000,000.

9 (c) EXTENSION OF PROCUREMENT AUTHORITY.—
10 Section 7077 of the Department of State, Foreign Oper-
11 ations, and Related Programs Appropriations Act, 2012
12 (division I of Public Law 112–74) shall continue in effect
13 during fiscal year 2019.

14 INTERNATIONAL FINANCIAL INSTITUTIONS

15 SEC. 7029. (a) EVALUATIONS AND REPORT.—The
16 Secretary of the Treasury shall instruct the United States
17 executive director of each international financial institu-
18 tion to seek to require that such institution adopts and
19 implements a publicly available policy, including the stra-
20 tegic use of peer reviews and external experts, to conduct
21 independent, in-depth evaluations of the effectiveness of
22 at least 25 percent of all loans, grants, programs, and sig-
23 nificant analytical non-lending activities in advancing the
24 institution’s goals of reducing poverty and promoting equi-
25 table economic growth, consistent with relevant safe-

1 guards, to ensure that decisions to support such loans,
2 grants, programs, and activities are based on accurate
3 data and objective analysis: *Provided*, That not later than
4 45 days after enactment of this Act, the Secretary shall
5 submit a report to the Committees on Appropriations on
6 steps taken in fiscal year 2018 by the United States execu-
7 tive directors and the international financial institutions
8 consistent with this subsection compared to the previous
9 fiscal year.

10 (b) SAFEGUARDS.—

11 (1) The Secretary of the Treasury shall instruct
12 the United States Executive Director of the Inter-
13 national Bank for Reconstruction and Development
14 and the International Development Association to
15 vote against any loan, grant, policy, or strategy if
16 such institution has adopted and is implementing
17 any social or environmental safeguard relevant to
18 such loan, grant, policy, or strategy that provides
19 less protection than World Bank safeguards in effect
20 on September 30, 2015.

21 (2) The Secretary of the Treasury should in-
22 struct the United States executive director of each
23 international financial institution to vote against
24 loans or other financing for projects unless such
25 projects—

1 (A) provide for accountability and trans-
2 parency, including the collection, verification
3 and publication of beneficial ownership informa-
4 tion related to extractive industries and on-site
5 monitoring during the life of the project;

6 (B) will be developed and carried out in ac-
7 cordance with best practices regarding environ-
8 mental conservation; cultural protection; and
9 empowerment of local populations, including
10 free, prior and informed consent of affected in-
11 digenous communities;

12 (C) do not provide incentives for, or facili-
13 tate, forced displacement; and

14 (D) do not partner with or otherwise in-
15 volve enterprises owned or controlled by the
16 armed forces.

17 (e) COMPENSATION.—None of the funds appro-
18 priated under title V of this Act may be made as payment
19 to any international financial institution while the United
20 States executive director to such institution is com-
21 pensated by the institution at a rate which, together with
22 whatever compensation such executive director receives
23 from the United States, is in excess of the rate provided
24 for an individual occupying a position at level IV of the
25 Executive Schedule under section 5315 of title 5, United

1 States Code, or while any alternate United States execu-
2 tive director to such institution is compensated by the in-
3 stitution at a rate in excess of the rate provided for an
4 individual occupying a position at level V of the Executive
5 Schedule under section 5316 of title 5, United States
6 Code.

7 (d) HUMAN RIGHTS.—The Secretary of the Treasury
8 shall instruct the United States executive director of each
9 international financial institution to promote human
10 rights due diligence and risk management, as appropriate,
11 in connection with any loan, grant, policy, or strategy of
12 such institution in accordance with the criteria specified
13 under this subsection in the report accompanying this Act:
14 *Provided*, That prior to voting on any such loan, grant,
15 policy, or strategy the executive director shall consult with
16 the Assistant Secretary for Democracy, Human Rights,
17 and Labor, Department of State, if the executive director
18 has reason to believe that such loan, grant, policy, or
19 strategy could result in forced displacement or other viola-
20 tion of human rights.

21 (e) FRAUD AND CORRUPTION.—The Secretary of the
22 Treasury shall instruct the United States executive direc-
23 tor of each international financial institution to promote
24 in loan, grant, and other financing agreements improve-
25 ments in borrowing countries' financial management and

1 judicial capacity to investigate, prosecute, and punish
2 fraud and corruption.

3 (f) BENEFICIAL OWNERSHIP INFORMATION.—The
4 Secretary of the Treasury shall instruct the United States
5 executive director of each international financial institu-
6 tion to seek to require that such institution collects,
7 verifies, and publishes, to the maximum extent practicable,
8 beneficial ownership information (excluding proprietary
9 information) for any corporation or limited liability com-
10 pany, other than a publicly listed company, that receives
11 funds from any such financial institution: *Provided*, That
12 not later than 45 days after enactment of this Act, the
13 Secretary shall submit a report to the Committees on Ap-
14 propriations on steps taken in fiscal year 2018 by the
15 United States executive directors and the international fi-
16 nancial institutions consistent with this subsection com-
17 pared to the previous fiscal year.

18 (g) WHISTLEBLOWER PROTECTIONS.—The Secretary
19 of the Treasury shall instruct the United States executive
20 director of each international financial institution to seek
21 to require that each such institution is effectively imple-
22 menting and enforcing policies and procedures which re-
23 flect best practices for the protection of whistleblowers
24 from retaliation, including best practices for—

- 1 (1) protection against retaliation for internal
2 and lawful public disclosure;
- 3 (2) legal burdens of proof;
- 4 (3) statutes of limitation for reporting retalia-
5 tion;
- 6 (4) access to independent adjudicative bodies,
7 including external arbitration; and
- 8 (5) results that eliminate the effects of proven
9 retaliation.

10 DEBT-FOR-DEVELOPMENT

11 SEC. 7030. In order to enhance the continued partici-
12 pation of nongovernmental organizations in debt-for-devel-
13 opment and debt-for-nature exchanges, a nongovern-
14 mental organization which is a grantee or contractor of
15 the United States Agency for International Development
16 may place in interest bearing accounts local currencies
17 which accrue to that organization as a result of economic
18 assistance provided under title III of this Act and, subject
19 to the regular notification procedures of the Committees
20 on Appropriations, any interest earned on such investment
21 shall be used for the purpose for which the assistance was
22 provided to that organization.

23 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

24 SEC. 7031. (a) LIMITATION ON DIRECT GOVERN-
25 MENT-TO-GOVERNMENT ASSISTANCE.—

1 (1) REQUIREMENTS.—Funds appropriated by
2 this Act may be made available for direct govern-
3 ment-to-government assistance only if—

4 (A)(i) each implementing agency or min-
5 istry to receive assistance has been assessed
6 and is considered to have the systems required
7 to manage such assistance and any identified
8 vulnerabilities or weaknesses of such agency or
9 ministry have been addressed;

10 (ii) the recipient agency or ministry em-
11 ploys and utilizes staff with the necessary tech-
12 nical, financial, and management capabilities;

13 (iii) the recipient agency or ministry has
14 adopted competitive procurement policies and
15 systems;

16 (iv) effective monitoring and evaluation
17 systems are in place to ensure that such assist-
18 ance is used for its intended purposes;

19 (v) no level of acceptable fraud is assumed;
20 and

21 (vi) the government of the recipient coun-
22 try is taking steps to publicly disclose on an an-
23 nual basis its national budget, to include in-
24 come and expenditures, that are in addition to
25 steps taken in the previous calendar year;

1 (B) the recipient government is in compli-
2 ance with the principles set forth in section
3 7013 of this Act;

4 (C) the recipient agency or ministry is not
5 headed or controlled by an organization des-
6 ignated as a foreign terrorist organization
7 under section 219 of the Immigration and Na-
8 tionality Act (8 U.S.C. 1189);

9 (D) the Government of the United States
10 and the government of the recipient country
11 have agreed, in writing, on clear and achievable
12 objectives for the use of such assistance, which
13 should be made available on a cost-reimbursable
14 basis; and

15 (E) the recipient government is taking
16 steps to protect the rights of civil society, in-
17 cluding freedoms of expression, association, and
18 assembly.

19 (2) CONSULTATION AND NOTIFICATION.—In
20 addition to the requirements in paragraph (1), no
21 funds may be made available for direct government-
22 to-government assistance without prior consultation
23 with, and notification of, the Committees on Appro-
24 priations: *Provided*, That such notification shall con-
25 tain an explanation of how the proposed activity

1 meets the requirements of paragraph (1): *Provided*
2 *further*, That the requirements of this paragraph
3 shall only apply to direct government-to-government
4 assistance in excess of \$10,000,000 and all funds
5 available for cash transfer, budget support, and cash
6 payments to individuals.

7 (3) SUSPENSION OF ASSISTANCE.—The Admin-
8 istrator of the United States Agency for Inter-
9 national Development or the Secretary of State, as
10 appropriate, shall suspend any direct government-to-
11 government assistance if the Administrator or the
12 Secretary has credible information of material mis-
13 use of such assistance, unless the Administrator or
14 the Secretary reports to the Committees on Appro-
15 priations that it is in the national interest of the
16 United States to continue such assistance, including
17 a justification, or that such misuse has been appro-
18 priately addressed.

19 (4) SUBMISSION OF INFORMATION.—The Sec-
20 retary of State shall submit to the Committees on
21 Appropriations, concurrent with the fiscal year 2020
22 congressional budget justification materials, amounts
23 planned for assistance described in paragraph (1) by
24 country, proposed funding amount, source of funds,
25 and type of assistance.

1 (5) REPORT.—Not later than 90 days after en-
2 actment of this Act and every 6 months thereafter
3 until September 30, 2020, the USAID Adminis-
4 trator shall submit to the Committees on Appropria-
5 tions a report that—

6 (A) details all assistance described in para-
7 graph (1) provided during the previous 6-month
8 period by country, funding amount, source of
9 funds, and type of such assistance; and

10 (B) the type of procurement instrument or
11 mechanism utilized and whether the assistance
12 was provided on a reimbursable basis.

13 (6) DEBT SERVICE PAYMENT PROHIBITION.—
14 None of the funds made available by this Act may
15 be used by the government of any foreign country
16 for debt service payments owed by any country to
17 any international financial institution.

18 (b) NATIONAL BUDGET AND CONTRACT TRANS-
19 PARENCY.—

20 (1) MINIMUM REQUIREMENTS OF FISCAL
21 TRANSPARENCY.—The Secretary of State shall con-
22 tinue to update and strengthen the “minimum re-
23 quirements of fiscal transparency” for each govern-
24 ment receiving assistance appropriated by this Act,
25 as identified in the report required by section

1 7031(b) of the Department of State, Foreign Oper-
2 ations, and Related Programs Appropriations Act,
3 2014 (division K of Public Law 113–76).

4 (2) DEFINITION.—For purposes of paragraph
5 (1), “minimum requirements of fiscal transparency”
6 are requirements consistent with those in subsection
7 (a)(1), and the public disclosure of national budget
8 documentation (to include receipts and expenditures
9 by ministry) and government contracts and licenses
10 for natural resource extraction (to include bidding
11 and concession allocation practices).

12 (3) DETERMINATION AND REPORT.—For each
13 government identified pursuant to paragraph (1),
14 the Secretary of State, not later than 180 days after
15 enactment of this Act, shall make or update any de-
16 termination of “significant progress” or “no signifi-
17 cant progress” in meeting the minimum require-
18 ments of fiscal transparency, and make such deter-
19 minations publicly available in an annual “Fiscal
20 Transparency Report” to be posted on the Depart-
21 ment of State website: *Provided*, That the Secretary
22 shall identify the significant progress made by each
23 such government to publicly disclose national budget
24 documentation, contracts, and licenses which are ad-
25 ditional to such information disclosed in previous fis-

1 cal years, and include specific recommendations of
2 short- and long-term steps such government should
3 take to improve fiscal transparency: *Provided fur-*
4 *ther*, That the annual report shall include a detailed
5 description of how funds appropriated by this Act
6 are being used to improve fiscal transparency, and
7 identify benchmarks for measuring progress.

8 (4) ASSISTANCE.—Funds appropriated under
9 title III of this Act shall be made available for pro-
10 grams and activities to assist governments identified
11 pursuant to paragraph (1) to improve budget trans-
12 parency and to support civil society organizations in
13 such countries that promote budget transparency:
14 *Provided*, That such sums shall be in addition to
15 funds otherwise available for such purposes: *Pro-*
16 *vided further*, That a description of the uses of such
17 funds shall be included in the annual “Fiscal Trans-
18 parency Report” required by paragraph (3).

19 (c) ANTI-KLEPTOCRACY AND HUMAN RIGHTS.—

20 (1) INELIGIBILITY.—

21 (A) Officials of foreign governments and
22 their immediate family members about whom
23 the Secretary of State has credible information
24 have been involved in significant corruption, in-
25 cluding corruption related to the extraction of

1 natural resources, or a gross violation of human
2 rights shall be ineligible for entry into the
3 United States.

4 (B) The Secretary shall also publicly or
5 privately designate or identify officials of for-
6 eign governments and their immediate family
7 members about whom the Secretary has such
8 credible information without regard to whether
9 the individual has applied for a visa.

10 (2) EXCEPTION.—Individuals shall not be ineli-
11 gible if entry into the United States would further
12 important United States law enforcement objectives
13 or is necessary to permit the United States to fulfill
14 its obligations under the United Nations Head-
15 quarters Agreement: *Provided*, That nothing in
16 paragraph (1) shall be construed to derogate from
17 United States Government obligations under applica-
18 ble international agreements.

19 (3) WAIVER.—The Secretary may waive the ap-
20 plication of paragraph (1) with respect to an indi-
21 vidual, and only if the Secretary determines that the
22 waiver would serve a compelling national interest or
23 that the circumstances which caused the individual
24 to be ineligible have changed sufficiently.

1 (4) REPORT.—Not later than 6 months after
2 enactment of this Act, the Secretary of State shall
3 submit a report, including a classified annex if nec-
4 essary, to the Committees on Appropriations and the
5 Committees on the Judiciary describing the informa-
6 tion related to corruption or violation of human
7 rights concerning each of the individuals found ineli-
8 gible in the previous 12 months pursuant to para-
9 graph (1)(A) as well as the individuals who the Sec-
10 retary designated or identified pursuant to para-
11 graph (1)(B), or who would be ineligible but for the
12 application of paragraph (2), a list of any waivers
13 provided under paragraph (3), and the justification
14 for each waiver.

15 (5) POSTING OF REPORT.—Any unclassified
16 portion of the report required under paragraph (4)
17 shall be posted on the Department of State website.

18 (6) CLARIFICATION.—For purposes of para-
19 graphs (1)(B), (4), and (5), the records of the De-
20 partment of State and of diplomatic and consular of-
21 fices of the United States pertaining to the issuance
22 or refusal of visas or permits to enter the United
23 States shall not be considered confidential.

24 (d) EXTRACTION OF NATURAL RESOURCES.—

1 (1) ASSISTANCE.—Funds appropriated by this
2 Act shall be made available to promote and support
3 transparency and accountability of expenditures and
4 revenues related to the extraction of natural re-
5 sources, including by strengthening implementation
6 and monitoring of the Extractive Industries Trans-
7 parency Initiative, implementing and enforcing sec-
8 tion 8204 of the Food, Conservation, and Energy
9 Act of 2008 (Public Law 110–246; 122 Stat. 2052)
10 and the amendments made by such section, and to
11 prevent the sale of conflict diamonds, and provide
12 technical assistance to promote independent audit
13 mechanisms and support civil society participation in
14 natural resource management.

15 (2) UNITED STATES POLICY.—

16 (A) The Secretary of the Treasury shall in-
17 form the management of the international fi-
18 nancial institutions, and post on the Depart-
19 ment of the Treasury website, that it is the pol-
20 icy of the United States to vote against any as-
21 sistance by such institutions (including any
22 loan, credit, grant, or guarantee) to any coun-
23 try for the extraction and export of a natural
24 resource if the government of such country has
25 in place laws, regulations, or procedures to pre-

1 vent or limit the public disclosure of company
2 payments as required by United States law, and
3 unless such government has adopted laws, regu-
4 lations, or procedures in the sector in which as-
5 sistance is being considered for—

6 (i) accurately accounting for and pub-
7 lic disclosure of payments to the host gov-
8 ernment by companies involved in the ex-
9 traction and export of natural resources;

10 (ii) the independent auditing of ac-
11 counts receiving such payments and public
12 disclosure of the findings of such audits;
13 and

14 (iii) public disclosure of such docu-
15 ments as Host Government Agreements,
16 Concession Agreements, and bidding docu-
17 ments, allowing in any such dissemination
18 or disclosure for the redaction of, or excep-
19 tions for, information that is commercially
20 proprietary or that would create competi-
21 tive disadvantage.

22 (B) The requirements of subparagraph (A)
23 shall not apply to assistance for the purpose of
24 building the capacity of such government to
25 meet the requirements of this subparagraph.

1 (e) FOREIGN ASSISTANCE WEBSITE.—Funds appro-
2 priated by this Act under titles I and II, and funds made
3 available for any independent agency in title III, as appro-
4 priate, shall be made available to support the provision
5 of additional information on United States Government
6 foreign assistance on the Department of State foreign as-
7 sistance website: *Provided*, That all Federal agencies fund-
8 ed under this Act shall provide such information on for-
9 eign assistance, upon request, to the Department of State.

10 DEMOCRACY PROGRAMS

11 SEC. 7032. (a) FUNDING.—

12 (1) IN GENERAL.—Of the funds appropriated
13 by this Act under the headings “Development As-
14 sistance”, “Economic Support Fund”, “Democracy
15 Fund”, “Assistance for Europe, Eurasia and Cen-
16 tral Asia”, and “International Narcotics Control and
17 Law Enforcement”, not less than \$2,400,000,000
18 shall be made available for democracy programs.

19 (2) PROGRAMS.—Of the funds made available
20 for democracy programs under the headings “Eco-
21 nomic Support Fund”, “Assistance for Europe, Eur-
22 asia and Central Asia”, and “International Nar-
23 cotics Control and Law Enforcement” pursuant to
24 paragraph (1), not less than \$89,540,000 shall be
25 made available to the Bureau of Democracy, Human

1 Rights, and Labor, Department of State, at not less
2 than the amounts specified in the table under this
3 section in the report accompanying this Act.

4 (b) AUTHORITY.—Funds made available by this Act
5 for democracy programs may be made available notwith-
6 standing any other provision of law, and with regard to
7 the National Endowment for Democracy, any regulation.

8 (c) DEFINITION OF DEMOCRACY PROGRAMS.—For
9 purposes of funds appropriated by this Act, the term “de-
10 mocracy programs” means programs that support good
11 governance, credible and competitive elections, freedom of
12 expression, association, assembly, and religion, human
13 rights, labor rights, independent media, and the rule of
14 law, and that otherwise strengthen the capacity of demo-
15 cratic political parties, governments, nongovernmental or-
16 ganizations and institutions, and citizens to support the
17 development of democratic states, and institutions that are
18 responsive and accountable to citizens.

19 (d) RESTRICTION ON PRIOR APPROVAL.—With re-
20 spect to the provision of assistance for democracy pro-
21 grams in this Act, the organizations implementing such
22 assistance, the specific nature of that assistance, and the
23 participants in such programs shall not be subject to the
24 prior approval by the government of any foreign country:
25 *Provided*, That the Secretary of State, in coordination

1 with the USAID Administrator, shall report to the Com-
2 mittees on Appropriations, not later than 120 days after
3 enactment of this Act, detailing steps taken by the Depart-
4 ment of State and USAID to comply with the require-
5 ments of this subsection.

6 (e) CONTINUATION OF CURRENT PRACTICES.—
7 USAID shall continue to implement civil society and polit-
8 ical competition and consensus building programs abroad
9 with funds appropriated by this Act in a manner that rec-
10 ognizes the unique benefits of grants and cooperative
11 agreements in implementing such programs: *Provided*,
12 That nothing in this paragraph shall be construed to af-
13 fect the ability of any entity, including United States small
14 businesses, from competing for proposals for USAID-
15 funded civil society and political competition and con-
16 sensus building programs.

17 (f) INFORMING THE NATIONAL ENDOWMENT FOR
18 DEMOCRACY.—The Assistant Secretary for Democracy,
19 Human Rights, and Labor, Department of State, and the
20 Assistant Administrator for Democracy, Conflict, and Hu-
21 manitarian Assistance, USAID, shall regularly inform the
22 National Endowment for Democracy of democracy pro-
23 grams that are planned and supported by funds made
24 available by this Act and prior Acts making appropriations

1 for the Department of State, foreign operations, and re-
2 lated programs.

3 (g) PROTECTION OF CIVIL SOCIETY ACTIVISTS AND
4 JOURNALISTS.—Of the funds appropriated by this Act
5 under the headings “Economic Support Fund” and “De-
6 mocracy Fund”, not less than \$15,000,000 shall be made
7 available for the Human Rights Defenders Fund to sup-
8 port and protect civil society activists who have been
9 threatened, harassed, or attacked, consistent with the ac-
10 tion plan required by section 7032(i)(1) of the Depart-
11 ment of State, Foreign Operations, and Related Programs
12 Appropriations Act, 2018 (division K of Public Law 115-
13 141): *Provided*, That such funds may only be made avail-
14 able following consultation with the Committees on Appro-
15 priations: *Provided further*, That such funds shall be allo-
16 cated to, and administered by, the Bureau of Democracy,
17 Human Rights, and Labor, Department of State, in con-
18 sultation, as appropriate, with relevant bureaus and of-
19 fices of the Department of State and USAID, and are in
20 addition to amounts otherwise made available for such
21 purposes.

22 INTERNATIONAL RELIGIOUS FREEDOM

23 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
24 DOM OFFICE AND SPECIAL ENVOY TO PROMOTE RELI-
25 GIOUS FREEDOM.—

1 (1) OPERATIONS.—Funds appropriated by this
2 Act under the heading “Diplomatic Programs” shall
3 be made available for the Office of International Re-
4 ligious Freedom, Bureau of Democracy, Human
5 Rights, and Labor, Department of State, and the
6 Special Envoy to Promote Religious Freedom of Re-
7 ligious Minorities in the Near East and South Cen-
8 tral Asia, as authorized in the Near East and South
9 Central Asia Religious Freedom Act of 2014 (Public
10 Law 113–161), including for support staff at not
11 less than the amounts specified for such offices in
12 the table under such heading in the report accom-
13 panying this Act.

14 (2) CURRICULUM.—Funds appropriated under
15 the heading “Diplomatic Programs” and designated
16 for the Office of International Religious Freedom
17 shall be made available for the development and im-
18 plementation of an international religious freedom
19 curriculum in accordance with section 708(a)(2) of
20 the Foreign Service Act of 1980 (22 U.S.C.
21 4028(a)(2)).

22 (b) ASSISTANCE.—

23 (1) INTERNATIONAL RELIGIOUS FREEDOM PRO-
24 GRAMS.—Of the funds appropriated by this Act
25 under the heading “Democracy Fund” and available

1 for the Human Rights and Democracy Fund, not
2 less than \$10,000,000 shall be made available for
3 international religious freedom programs: *Provided*,
4 That the Ambassador-at-Large for International Re-
5 ligious Freedom shall consult with the Committees
6 on Appropriations on the uses of such funds.

7 (2) PROTECTION AND INVESTIGATION PRO-
8 GRAMS.—Of the funds appropriated by this Act
9 under the heading “Economic Support Fund”, not
10 less than \$10,000,000 shall be made available for
11 programs to protect vulnerable and persecuted reli-
12 gious minorities: *Provided*, That a portion of such
13 funds shall be made available for programs to inves-
14 tigate the persecution of such minorities by govern-
15 ments and non-state actors and for the public dis-
16 semination of information collected on such persecu-
17 tion, including on the Department of State website.

18 (3) HUMANITARIAN PROGRAMS.—Funds appro-
19 priated by this Act under the headings “Inter-
20 national Disaster Assistance” and “Migration and
21 Refugee Assistance” shall be made available for hu-
22 manitarian assistance for vulnerable and persecuted
23 religious minorities, including victims of genocide
24 designated by the Secretary of State and other

1 groups that have suffered crimes against humanity
2 and ethnic cleansing, to—

3 (A) facilitate the implementation of an im-
4 mediate, coordinated, and sustained response to
5 provide humanitarian assistance;

6 (B) enhance protection of conflict victims,
7 including those facing a dire humanitarian cri-
8 sis and severe persecution because of their faith
9 or ethnicity; and

10 (C) improve access to secure locations for
11 obtaining humanitarian and resettlement serv-
12 ices.

13 (4) TRANSITIONAL JUSTICE, RECONCILIATION,
14 AND REINTEGRATION PROGRAMS.—Of the funds ap-
15 propriated by this Act that are made available for
16 the Relief and Recovery Fund, not less than
17 \$5,000,000 shall be made available to support tran-
18 sitional justice, reconciliation, and reintegration pro-
19 grams for vulnerable and persecuted religious mi-
20 norities, including in the Middle East and North Af-
21 rica regions: *Provided*, That such funds shall be
22 matched, to the maximum extent practicable, from
23 sources other than the United States Government.

24 (5) RESPONSIBILITY FOR FUNDS.—Funds made
25 available by paragraphs (1) and (2) shall be the re-

1 ing to implement recommendations of the Atrocities Pre-
2 vention Board: *Provided*, That the Under Secretary for Ci-
3 vilian Security, Democracy, and Human Rights, Depart-
4 ment of State, shall be responsible for providing the stra-
5 tegic policy direction for, and policy oversight of, funds
6 made available pursuant to this subsection to the Bureaus
7 of International Narcotics and Law Enforcement Affairs
8 and Democracy, Human Rights, and Labor, Department
9 of State: *Provided further*, That funds made available pur-
10 suant to this subsection are in addition to amounts other-
11 wise made available for such purposes: *Provided further*,
12 That such funds shall be subject to the regular notification
13 procedures of the Committees on Appropriations.

14 (c) WORLD FOOD PROGRAMME.—Funds managed by
15 the Bureau for Democracy, Conflict, and Humanitarian
16 Assistance, United States Agency for International Devel-
17 opment, from this or any other Act, may be made available
18 as a general contribution to the World Food Programme,
19 notwithstanding any other provision of law.

20 (d) DIRECTIVES AND AUTHORITIES.—

21 (1) RESEARCH AND TRAINING.—Funds appro-
22 priated by this Act under the heading “Assistance
23 for Europe, Eurasia and Central Asia” shall be
24 made available to carry out the Program for Re-
25 search and Training on Eastern Europe and the

1 Independent States of the Former Soviet Union as
2 authorized by the Soviet-Eastern European Research
3 and Training Act of 1983 (22 U.S.C. 4501 et seq.).

4 (2) GENOCIDE VICTIMS MEMORIAL SITES.—
5 Funds appropriated by this Act and prior Acts mak-
6 ing appropriations for the Department of State, for-
7 eign operations, and related programs under the
8 headings “Economic Support Fund” and “Assist-
9 ance for Europe, Eurasia and Central Asia” may be
10 made available as contributions to establish and
11 maintain memorial sites of genocide, subject to the
12 regular notification procedures of the Committees on
13 Appropriations.

14 (3) ADDITIONAL AUTHORITIES.—Of the
15 amounts made available by title I of this Act under
16 the heading “Diplomatic Programs”, up to \$500,000
17 may be made available for grants pursuant to sec-
18 tion 504 of the Foreign Relations Authorization Act,
19 Fiscal Year 1979 (22 U.S.C. 2656d), including to
20 facilitate collaboration with indigenous communities,
21 and up to \$1,000,000 may be made available for
22 grants to carry out the activities of the Cultural An-
23 tiquities Task Force.

24 (4) INNOVATION.—The USAID Administrator
25 may use funds appropriated by this Act under title

1 III to make innovation incentive awards: *Provided*,
2 That each individual award may not exceed
3 \$100,000: *Provided further*, That no more than 10
4 such awards may be made during fiscal year 2019:
5 *Provided further*, That for purposes of this para-
6 graph the term “innovation incentive award” means
7 the provision of funding on a competitive basis
8 that—

9 (A) encourages and rewards the develop-
10 ment of solutions for a particular, well-defined
11 problem related to the alleviation of poverty; or

12 (B) helps identify and promote a broad
13 range of ideas and practices facilitating further
14 development of an idea or practice by third par-
15 ties.

16 (5) EXCHANGE VISITOR PROGRAM.—None of
17 the funds made available by this Act may be used
18 to modify the Exchange Visitor Program adminis-
19 tered by the Department of State to implement the
20 Mutual Educational and Cultural Exchange Act of
21 1961, as amended, (Public Law 87–256; 22 U.S.C.
22 2451 et seq.), except through the formal rulemaking
23 process pursuant to the Administrative Procedure
24 Act and notwithstanding the exceptions to such rule-
25 making process in such Act: *Provided*, That funds

1 made available for such purpose shall only be made
2 available after consultation with, and subject to the
3 regular notification procedures of, the Committees
4 on Appropriations, regarding how any proposed
5 modification would affect the public diplomacy goals
6 of, and the estimated economic impact on, the
7 United States.

8 (6) REPORT.—The report required by section
9 502(d) of the Intelligence Authorization Act for Fis-
10 cal Year 2017 (division N of Public Law 115–31; 22
11 U.S.C. 254a note) shall be provided to the Commit-
12 tees on Appropriations.

13 (7) PRIVATE SECTOR PARTNERSHIPS.—Of the
14 funds appropriated by this Act under the headings
15 “Global Health Programs”, “Development Assist-
16 ance”, and “Economic Support Fund” that are
17 made available for private sector partnerships, up to
18 \$100,000,000 may remain available until September
19 30, 2022: *Provided*, That funds made available pur-
20 suant to this paragraph may be reprogrammed after
21 September 30, 2021 for other purposes following
22 prior consultation with, and the regular notification
23 procedures of, the Committees on Appropriations.

24 (e) PARTNER VETTING.—Prior to initiating a partner
25 vetting program, or making significant changes to the

1 scope of an existing partner vetting program, the Sec-
2 retary of State and USAID Administrator, as appropriate,
3 shall consult with the Committees on Appropriations: *Pro-*
4 *vided*, That USAID partner vetting shall be considered to
5 meet any other requirement to establish, maintain, or im-
6 plement a partner vetting or similar program.

7 (f) CONTINGENCIES AND EVACUATIONS.—

8 (1) During fiscal year 2019, the President may
9 use up to \$125,000,000 under the authority of sec-
10 tion 451 of the Foreign Assistance Act of 1961, not-
11 withstanding any other provision of law.

12 (2) Of the unobligated balances from amounts
13 available for Worldwide Security Protection under
14 the “Diplomatic and Consular Programs” heading in
15 the Security Assistance Appropriations Act, 2017
16 (division B of Public Law 114–254), up to
17 \$301,200,000 may be used to develop and imple-
18 ment emergency evacuation contingency plans: *Pro-*
19 *vided*, That such amounts are designated by the
20 Congress for Overseas Contingency Operations/Glob-
21 al War on Terrorism pursuant to section
22 251(b)(2)(A)(ii) of the Balanced Budget and Emer-
23 gency Deficit Control Act of 1985: *Provided further*,
24 That funds made available by this paragraph shall
25 be subject to prior consultation with, and the regular

1 notification procedures of, the Committees on Ap-
2 propriations.

3 (g) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
4 retary of State should withhold funds appropriated under
5 title III of this Act for assistance for the central govern-
6 ment of any country that is not taking appropriate steps
7 to comply with the Convention on the Civil Aspects of
8 International Child Abductions, done at the Hague on Oc-
9 tober 25, 1980: *Provided*, That the Secretary shall report
10 to the Committees on Appropriations within 15 days of
11 withholding funds under this subsection.

12 (h) CULTURAL PRESERVATION PROJECT DETER-
13 MINATION.—None of the funds appropriated in titles I and
14 III of this Act may be used for the preservation of reli-
15 gious sites unless the Secretary of State or the USAID
16 Administrator, as appropriate, determines and reports to
17 the Committees on Appropriations that such sites are his-
18 torically, artistically, or culturally significant, that the
19 purpose of the project is neither to advance nor to inhibit
20 the free exercise of religion, and that the project is in the
21 national interest of the United States.

22 (i) TRANSFER OF FUNDS FOR EXTRAORDINARY PRO-
23 TECTION.—The Secretary of State may transfer to, and
24 merge with, funds under the heading “Protection of For-
25 eign Missions and Officials” unobligated balances of ex-

1 pired funds appropriated under the heading “Diplomatic
2 Programs” for fiscal year 2019, except for funds des-
3 ignated for Overseas Contingency Operations/Global War
4 on Terrorism pursuant to section 251(b)(2)(A)(ii) of the
5 Balanced Budget and Emergency Deficit Control Act of
6 1985, at no later than the end of the fifth fiscal year after
7 the last fiscal year for which such funds are available for
8 the purposes for which appropriated: *Provided*, That not
9 more than \$50,000,000 may be transferred.

10 (j) AUTHORITY TO COUNTER EXTREMISM.—Funds
11 made available by this Act under the heading “Economic
12 Support Fund” to counter extremism may be made avail-
13 able notwithstanding any other provision of law restricting
14 assistance to foreign countries, except sections 502B and
15 620A of the Foreign Assistance Act of 1961: *Provided*,
16 That the use of the authority of this subsection shall be
17 subject to prior consultation with the appropriate congres-
18 sional committees, and the regular notification procedures
19 of the Committees on Appropriations.

20 (k) PROTECTIONS AND REMEDIES FOR EMPLOYEES
21 OF DIPLOMATIC MISSIONS AND INTERNATIONAL ORGANI-
22 ZATIONS.—Section 7034(k) of the Department of State,
23 Foreign Operations, and Related Programs Appropria-
24 tions Act, 2015 (division J of Public Law 113–235) shall
25 continue in effect during fiscal year 2019.

1 (l) EXTENSION OF AUTHORITIES.—

2 (1) PASSPORT FEES.—Section 1(b)(2) of the
3 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
4 shall be applied by substituting “September 30,
5 2019” for “September 30, 2010”.

6 (2) INCENTIVES FOR CRITICAL POSTS.—The
7 authority contained in section 1115(d) of the Sup-
8 plemental Appropriations Act, 2009 (Public Law
9 111–32) shall remain in effect through September
10 30, 2019.

11 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
12 ER.—Section 625(j)(1) of the Foreign Assistance
13 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied
14 by substituting “September 30, 2019” for “October
15 1, 2010” in subparagraph (B).

16 (4) OVERSEAS PAY COMPARABILITY AND LIM-
17 TATION.—

18 (A) Subject to the limitation described in
19 subparagraph (B), the authority provided by
20 section 1113 of the Supplemental Appropria-
21 tions Act, 2009 (Public Law 111–32) shall re-
22 main in effect through September 30, 2019.

23 (B) The authority described in subpara-
24 graph (A) may not be used to pay an eligible
25 member of the Foreign Service (as defined in

1 section 1113(b) of the Supplemental Appropria-
2 tions Act, 2009 (Public Law 111–32)) a local-
3 ity-based comparability payment (stated as a
4 percentage) that exceeds two-thirds of the
5 amount of the locality-based comparability pay-
6 ment (stated as a percentage) that would be
7 payable to such member under section 5304 of
8 title 5, United States Code, if such member’s
9 official duty station were in the District of Co-
10 lumbia.

11 (5) CATEGORICAL ELIGIBILITY.—The Foreign
12 Operations, Export Financing, and Related Pro-
13 grams Appropriations Act, 1990 (Public Law 101–
14 167) is amended—

15 (A) in section 599D (8 U.S.C. 1157
16 note)—

17 (i) in subsection (b)(3), by striking
18 “and 2018” and inserting “2018, and
19 2019”; and

20 (ii) in subsection (e), by striking
21 “2018” each place it appears and inserting
22 “2019”; and

23 (B) in section 599E (8 U.S.C. 1255 note)
24 in subsection (b)(2), by striking “2018” and in-
25 serting “2019”.

1 (6) INSPECTOR GENERAL ANNUITANT WAIV-
2 ER.—The authorities provided in section 1015(b) of
3 the Supplemental Appropriations Act, 2010 (Public
4 Law 111–212) shall remain in effect through Sep-
5 tember 30, 2019.

6 (7) ACCOUNTABILITY REVIEW BOARDS.—The
7 authority provided by section 301(a)(3) of the Omni-
8 bus Diplomatic Security and Antiterrorism Act of
9 1986 (22 U.S.C. 4831(a)(3)) shall remain in effect
10 for facilities in Afghanistan through September 30,
11 2019, except that the notification and reporting re-
12 quirements contained in such section shall include
13 the Committees on Appropriations.

14 (8) SPECIAL INSPECTOR GENERAL FOR AF-
15 GHANISTAN RECONSTRUCTION COMPETITIVE STA-
16 TUS.—Notwithstanding any other provision of law,
17 any employee of the Special Inspector General for
18 Afghanistan Reconstruction (SIGAR) who completes
19 at least 12 months of continuous service after the
20 date of enactment of this Act or who is employed on
21 the date on which SIGAR terminates, whichever oc-
22 curs first, shall acquire competitive status for ap-
23 pointment to any position in the competitive service
24 for which the employee possesses the required quali-
25 fications.

1 (9) TRANSFER OF BALANCES.—Section 7081(h)
2 of the Department of State, Foreign Operations, and
3 Related Programs Appropriations Act, 2017 (divi-
4 sion J of Public Law 115–31) shall continue in ef-
5 fect during fiscal year 2019.

6 (m) MONITORING AND EVALUATION.—Funds appro-
7 priated by this Act that are available for monitoring and
8 evaluation of assistance under the headings “Development
9 Assistance”, “International Disaster Assistance” and
10 “Migration and Refugee Assistance” shall, as appropriate,
11 be made available for the regular collection of feedback
12 obtained directly from beneficiaries on the quality and rel-
13 evance of such assistance: *Provided*, That the Department
14 of State and USAID shall establish procedures for imple-
15 menting partners that receive funds under such headings
16 for regularly collecting and responding to such feedback,
17 informing the Department of State and USAID of such
18 procedures, and reporting to the Department of State and
19 USAID on actions taken in response to the feedback re-
20 ceived: *Provided further*, That the Department of State
21 and USAID shall regularly conduct oversight to ensure
22 that such feedback is regularly collected and used by im-
23 plementing partners to maximize the cost-effectiveness
24 and utility of such assistance.

1 (n) HIV/AIDS WORKING CAPITAL FUND.—Funds
2 available in the HIV/AIDS Working Capital Fund estab-
3 lished pursuant to section 525(b)(1) of the Foreign Oper-
4 ations, Export Financing, and Related Programs Appro-
5 priations Act, 2005 (Public Law 108–447) may be made
6 available for pharmaceuticals and other products for other
7 global health and child survival activities to the same ex-
8 tent as HIV/AIDS pharmaceuticals and other products,
9 subject to the terms and conditions in such section: *Pro-*
10 *vided*, That the authority in section 525(b)(5) of the For-
11 eign Operations, Export Financing, and Related Programs
12 Appropriation Act, 2005 (Public Law 108–447) shall be
13 exercised by the Assistant Administrator for Global
14 Health, USAID, with respect to funds deposited for such
15 non-HIV/AIDS pharmaceuticals and other products, and
16 shall be subject to the regular notification procedures of
17 the Committees on Appropriations: *Provided further*, That
18 the Secretary of State shall include in the congressional
19 budget justification an accounting of budgetary resources,
20 disbursements, balances, and reimbursements related to
21 such fund.

22 (o) LOANS, CONSULTATION, AND NOTIFICATION.—

23 (1) LOAN GUARANTEES.—Funds appropriated
24 under the headings “Economic Support Fund” and
25 “Assistance for Europe, Eurasia and Central Asia”

1 by this Act and prior Acts making appropriations
2 for the Department of State, foreign operations, and
3 related programs may be made available for the
4 costs, as defined in section 502 of the Congressional
5 Budget Act of 1974, of loan guarantees for Jordan,
6 Tunisia, and Ukraine, which are authorized to be
7 provided: *Provided*, That amounts made available
8 under this paragraph for the costs of such guaran-
9 tees shall not be considered assistance for the pur-
10 poses of provisions of law limiting assistance to a
11 country.

12 (2) DESIGNATION REQUIREMENT.—Funds
13 made available pursuant to paragraph (1) from prior
14 Acts making appropriations for the Department of
15 State, foreign operations, and related programs that
16 were previously designated by the Congress for Over-
17 seas Contingency Operations/Global War on Ter-
18 rorism pursuant to section 251(b)(2)(A)(ii) of the
19 Balanced Budget and Emergency Deficit Control
20 Act of 1985 are designated by the Congress for
21 Overseas Contingency Operations/Global War on
22 Terrorism pursuant to section 251(b)(2)(A)(ii) of
23 such Act.

24 (3) CONSULTATION AND NOTIFICATION.—
25 Funds made available pursuant to the authorities of

1 this subsection shall be subject to prior consultation
2 with the appropriate congressional committees, and
3 subject to the regular notification procedures of the
4 Committees on Appropriations.

5 (p) LOCAL WORKS.—

6 (1) Of the funds appropriated by this Act under
7 the headings “Development Assistance”, “Economic
8 Support Fund”, and “Assistance for Europe, Eur-
9 asia and Central Asia”, not less than \$50,000,000
10 shall be made available for Local Works pursuant to
11 section 7080 of the Department of State, Foreign
12 Operations, and Related Programs Appropriations
13 Act, 2015 (division J of Public Law 113–235),
14 which may remain available until September 30,
15 2023.

16 (2) For the purposes of section 7080 of the De-
17 partment of State, Foreign Operations, and Related
18 Programs Appropriations Act, 2015 (division J of
19 Public Law 113–235), “eligible entities” shall be de-
20 fined as small local, international, and United
21 States-based nongovernmental organizations, edu-
22 cational institutions, and other small entities that
23 have received less than a total of \$5,000,000 from
24 USAID over the previous 5 fiscal years: *Provided*,
25 That departments or centers of such educational in-

1 stitutions may be considered individually in deter-
2 mining such eligibility.

3 (3) Not later than 45 days after enactment of
4 this Act, the USAID Administrator shall post on the
5 USAID website—

6 (A) a description, with illustrative exam-
7 ples, of how Local Works is used to promote lo-
8 cally owned and led development efforts that
9 have as their primary goal the sustainability of
10 results;

11 (B) the criteria for qualifying for Local
12 Works funding;

13 (C) simple guidance for submitting pro-
14 posals for Local Works funding, including unso-
15 licited proposals; and

16 (D) a copy of the report and strategy re-
17 quired under the heading “Local Sustainability
18 Awards Program” in Senate Report 115–152,
19 which shall be retitled “Local Works”.

20 (q) DEPARTMENT OF STATE INSPECTOR GENERAL
21 WAIVER AUTHORITY.—The Inspector General of the De-
22 partment of State may waive the provisions of subsections
23 (a) through (d) of section 824 of the Foreign Service Act
24 of 1980 (22 U.S.C. 4064) on a case-by-case basis for an
25 annuitant reemployed by the Inspector General on a tem-

1 porary basis, subject to the same constraints and in the
2 same manner by which the Secretary of State may exercise
3 such waiver authority pursuant to subsection (g) of such
4 section.

5 (r) DEFINITIONS.—

6 (1) APPROPRIATE CONGRESSIONAL COMMIT-
7 TEES.—Unless otherwise defined in this Act, for
8 purposes of this Act the term “appropriate congress-
9 sional committees” means the Committees on Appro-
10 priations and Foreign Relations of the Senate and
11 the Committees on Appropriations and Foreign Af-
12 fairs of the House of Representatives.

13 (2) FUNDS APPROPRIATED BY THIS ACT AND
14 PRIOR ACTS.—Unless otherwise defined in this Act,
15 for purposes of this Act the term “funds appro-
16 priated by this Act and prior Acts making appro-
17 priations for the Department of State, foreign oper-
18 ations, and related programs” means funds that re-
19 main available for obligation, and have not expired.

20 (3) INTERNATIONAL FINANCIAL INSTITU-
21 TIONS.—In this Act “international financial institu-
22 tions” means the International Bank for Recon-
23 struction and Development, the International Devel-
24 opment Association, the International Finance Cor-
25 poration, the Inter-American Development Bank, the

1 International Monetary Fund, the Asian Develop-
2 ment Bank, the Asian Development Fund, the Inter-
3 American Investment Corporation, the North Amer-
4 ican Development Bank, the European Bank for Re-
5 construction and Development, the African Develop-
6 ment Bank, the African Development Fund, and the
7 Multilateral Investment Guarantee Agency.

8 (4) HUMANITARIAN ASSISTANCE.—For pur-
9 poses of funds appropriated by this Act and prior
10 Acts making appropriations for the Department of
11 State, foreign operations, and related programs that
12 are made available for assistance for Afghanistan,
13 Iraq, Libya, Syria, and Yemen, the term “humani-
14 tarian assistance” includes creating conditions where
15 locally legitimate authorities and systems can peace-
16 ably manage conflict and prevent violence.

17 (5) SOUTHERN KORDOFAN REFERENCE.—Any
18 reference to Southern Kordofan in this or any other
19 Act making appropriations for the Department of
20 State, foreign operations, and related programs shall
21 be deemed to include portions of Western Kordofan
22 that were previously part of Southern Kordofan
23 prior to the 2013 division of Southern Kordofan.

1 (6) USAID.—In this Act, the term “USAID”
2 means the United States Agency for International
3 Development.

4 (7) SPEND PLAN.—In this Act, the term
5 “spend plan” means a plan for the uses of funds ap-
6 propriated for a particular entity, country, program,
7 purpose, or account and which shall include, at a
8 minimum, a description of—

9 (A) realistic and sustainable goals, criteria
10 for measuring progress, and a timeline for
11 achieving such goals;

12 (B) amounts and sources of funds by ac-
13 count;

14 (C) how such funds will complement other
15 ongoing or planned programs; and

16 (D) implementing partners, to the max-
17 imum extent practicable.

18 (8) STABILIZATION ASSISTANCE.—In this Act,
19 the term “stabilization assistance” has the same
20 meaning as defined by the Stabilization Assistance
21 Review in “A Framework for Maximizing the Effec-
22 tiveness of U.S. Government Efforts to Stabilize
23 Conflict-Affected Areas, 2018”.

24 ARAB LEAGUE BOYCOTT OF ISRAEL
25 SEC. 7035. It is the sense of the Congress that—

1 (1) the Arab League boycott of Israel, and the
2 secondary boycott of American firms that have com-
3 mercial ties with Israel, is an impediment to peace
4 in the region and to United States investment and
5 trade in the Middle East and North Africa;

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

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

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

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

1 nesses from complying with the boycott and penal-
2 izing businesses that do comply.

3 PALESTINIAN STATEHOOD

4 SEC. 7036. (a) LIMITATION ON ASSISTANCE.—None
5 of the funds appropriated under titles III through VI of
6 this Act may be provided to support a Palestinian state
7 unless the Secretary of State determines and certifies to
8 the appropriate congressional committees that—

9 (1) the governing entity of a new Palestinian
10 state—

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

14 (B) is taking appropriate measures to
15 counter terrorism and terrorist financing in the
16 West Bank and Gaza, including the dismantling
17 of terrorist infrastructures, and is cooperating
18 with appropriate Israeli and other appropriate
19 security organizations; and

20 (2) the Palestinian Authority (or the governing
21 entity of a new Palestinian state) is working with
22 other countries in the region to vigorously pursue ef-
23 forts to establish a just, lasting, and comprehensive
24 peace in the Middle East that will enable Israel and
25 an independent Palestinian state to exist within the

1 context of full and normal relationships, which
2 should include—

3 (A) termination of all claims or states of
4 belligerency;

5 (B) respect for and acknowledgment of the
6 sovereignty, territorial integrity, and political
7 independence of every state in the area through
8 measures including the establishment of demili-
9 tarized zones;

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

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

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

17 (b) SENSE OF CONGRESS.—It is the sense of Con-
18 gress that the governing entity should enact a constitution
19 assuring the rule of law, an independent judiciary, and
20 respect for human rights for its citizens, and should enact
21 other laws and regulations assuring transparent and ac-
22 countable governance.

23 (c) WAIVER.—The President may waive subsection
24 (a) if the President determines that it is important to the
25 national security interest of the United States to do so.

1 (d) EXEMPTION.—The restriction in subsection (a)
2 shall not apply to assistance intended to help reform the
3 Palestinian Authority and affiliated institutions, or the
4 governing entity, in order to help meet the requirements
5 of subsection (a), consistent with the provisions of section
6 7040 of this Act (“Limitation on Assistance for the Pales-
7 tinian Authority”).

8 RESTRICTIONS CONCERNING THE PALESTINIAN
9 AUTHORITY

10 SEC. 7037. None of the funds appropriated under ti-
11 tles II through VI of this Act may be obligated or ex-
12 pended to create in any part of Jerusalem a new office
13 of any department or agency of the United States Govern-
14 ment for the purpose of conducting official United States
15 Government business with the Palestinian Authority over
16 Gaza and Jericho or any successor Palestinian governing
17 entity provided for in the Israel-PLO Declaration of Prin-
18 ciples: *Provided*, That this restriction shall not apply to
19 the acquisition of additional space for the existing Con-
20 sulate General in Jerusalem: *Provided further*, That meet-
21 ings between officers and employees of the United States
22 and officials of the Palestinian Authority, or any successor
23 Palestinian governing entity provided for in the Israel-
24 PLO Declaration of Principles, for the purpose of con-
25 ducting official United States Government business with

1 such authority should continue to take place in locations
2 other than Jerusalem: *Provided further*, That as has been
3 true in the past, officers and employees of the United
4 States Government may continue to meet in Jerusalem on
5 other subjects with Palestinians (including those who now
6 occupy positions in the Palestinian Authority), have social
7 contacts, and have incidental discussions.

8 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
9 BROADCASTING CORPORATION

10 SEC. 7038. None of the funds appropriated or other-
11 wise made available by this Act may be used to provide
12 equipment, technical support, consulting services, or any
13 other form of assistance to the Palestinian Broadcasting
14 Corporation.

15 ASSISTANCE FOR THE WEST BANK AND GAZA

16 SEC. 7039. (a) OVERSIGHT.—For fiscal year 2019,
17 30 days prior to the initial obligation of funds for the bi-
18 lateral West Bank and Gaza Program, the Secretary of
19 State shall certify to the Committees on Appropriations
20 that procedures have been established to assure the Comp-
21 troller General of the United States will have access to
22 appropriate United States financial information in order
23 to review the uses of United States assistance for the Pro-
24 gram funded under the heading “Economic Support
25 Fund” for the West Bank and Gaza.

1 (b) VETTING.—Prior to the obligation of funds ap-
2 propriated by this Act under the heading “Economic Sup-
3 port Fund” for assistance for the West Bank and Gaza,
4 the Secretary of State shall take all appropriate steps to
5 ensure that such assistance is not provided to or through
6 any individual, private or government entity, or edu-
7 cational institution that the Secretary knows or has reason
8 to believe advocates, plans, sponsors, engages in, or has
9 engaged in, terrorist activity nor, with respect to private
10 entities or educational institutions, those that have as a
11 principal officer of the entity’s governing board or gov-
12 erning board of trustees any individual that has been de-
13 termined to be involved in, or advocating terrorist activity
14 or determined to be a member of a designated foreign ter-
15 rorist organization: *Provided*, That the Secretary of State
16 shall, as appropriate, establish procedures specifying the
17 steps to be taken in carrying out this subsection and shall
18 terminate assistance to any individual, entity, or edu-
19 cational institution which the Secretary has determined to
20 be involved in or advocating terrorist activity.

21 (c) PROHIBITION.—

22 (1) RECOGNITION OF ACTS OF TERRORISM.—
23 None of the funds appropriated under titles III
24 through VI of this Act for assistance under the West

1 Bank and Gaza Program may be made available
2 for—

3 (A) the purpose of recognizing or otherwise
4 honoring individuals who commit, or have com-
5 mitted acts of terrorism; and

6 (B) any educational institution located in
7 the West Bank or Gaza that is named after an
8 individual who the Secretary of State deter-
9 mines has committed an act of terrorism.

10 (2) SECURITY ASSISTANCE AND REPORTING RE-
11 QUIREMENT.—Notwithstanding any other provision
12 of law, none of the funds made available by this or
13 prior appropriations Acts, including funds made
14 available by transfer, may be made available for obli-
15 gation for security assistance for the West Bank and
16 Gaza until the Secretary of State reports to the
17 Committees on Appropriations on the benchmarks
18 that have been established for security assistance for
19 the West Bank and Gaza and reports on the extent
20 of Palestinian compliance with such benchmarks.

21 (d) OVERSIGHT BY THE UNITED STATES AGENCY
22 FOR INTERNATIONAL DEVELOPMENT.—

23 (1) The Administrator of the United States
24 Agency for International Development shall ensure
25 that Federal or non-Federal audits of all contractors

1 and grantees, and significant subcontractors and
2 sub-grantees, under the West Bank and Gaza Pro-
3 gram, are conducted at least on an annual basis to
4 ensure, among other things, compliance with this
5 section.

6 (2) Of the funds appropriated by this Act, up
7 to \$1,000,000 may be used by the Office of Inspec-
8 tor General of the United States Agency for Inter-
9 national Development for audits, investigations, and
10 other activities in furtherance of the requirements of
11 this subsection: *Provided*, That such funds are in ad-
12 dition to funds otherwise available for such pur-
13 poses.

14 (e) COMPTROLLER GENERAL OF THE UNITED
15 STATES AUDIT.—Subsequent to the certification specified
16 in subsection (a), the Comptroller General of the United
17 States shall conduct an audit and an investigation of the
18 treatment, handling, and uses of all funds for the bilateral
19 West Bank and Gaza Program, including all funds pro-
20 vided as cash transfer assistance, in fiscal year 2019
21 under the heading “Economic Support Fund”, and such
22 audit shall address—

23 (1) the extent to which such Program complies
24 with the requirements of subsections (b) and (c);
25 and

1 (d) REPORT.—Whenever the waiver authority pursu-
2 ant to subsection (b) is exercised, the President shall sub-
3 mit a report to the Committees on Appropriations detail-
4 ing the justification for the waiver, the purposes for which
5 the funds will be spent, and the accounting procedures in
6 place to ensure that the funds are properly disbursed: *Pro-*
7 *vided*, That the report shall also detail the steps the Pales-
8 tinian Authority has taken to arrest terrorists, confiscate
9 weapons and dismantle the terrorist infrastructure.

10 (e) CERTIFICATION.—If the President exercises the
11 waiver authority under subsection (b), the Secretary of
12 State must certify and report to the Committees on Ap-
13 propriations prior to the obligation of funds that the Pal-
14 estinian Authority has established a single treasury ac-
15 count for all Palestinian Authority financing and all fi-
16 nancing mechanisms flow through this account, no parallel
17 financing mechanisms exist outside of the Palestinian Au-
18 thority treasury account, and there is a single comprehen-
19 sive civil service roster and payroll, and the Palestinian
20 Authority is acting to counter incitement of violence
21 against Israelis and is supporting activities aimed at pro-
22 moting peace, coexistence, and security cooperation with
23 Israel.

24 (f) PROHIBITION TO HAMAS AND THE PALESTINE
25 LIBERATION ORGANIZATION.—

1 (1) None of the funds appropriated in titles III
2 through VI of this Act may be obligated for salaries
3 of personnel of the Palestinian Authority located in
4 Gaza or may be obligated or expended for assistance
5 to Hamas or any entity effectively controlled by
6 Hamas, any power-sharing government of which
7 Hamas is a member, or that results from an agree-
8 ment with Hamas and over which Hamas exercises
9 undue influence.

10 (2) Notwithstanding the limitation of paragraph
11 (1), assistance may be provided to a power-sharing
12 government only if the President certifies and re-
13 ports to the Committees on Appropriations that such
14 government, including all of its ministers or such
15 equivalent, has publicly accepted and is complying
16 with the principles contained in section 620K(b)(1)
17 (A) and (B) of the Foreign Assistance Act of 1961,
18 as amended.

19 (3) The President may exercise the authority in
20 section 620K(e) of the Foreign Assistance Act of
21 1961, as added by the Palestinian Anti-Terrorism
22 Act of 2006 (Public Law 109–446) with respect to
23 this subsection.

24 (4) Whenever the certification pursuant to
25 paragraph (2) is exercised, the Secretary of State

1 shall submit a report to the Committees on Appro-
2 priations within 120 days of the certification and
3 every quarter thereafter on whether such govern-
4 ment, including all of its ministers or such equiva-
5 lent are continuing to comply with the principles
6 contained in section 620K(b)(1) (A) and (B) of the
7 Foreign Assistance Act of 1961, as amended: *Pro-*
8 *vided*, That the report shall also detail the amount,
9 purposes and delivery mechanisms for any assistance
10 provided pursuant to the abovementioned certifi-
11 cation and a full accounting of any direct support of
12 such government.

13 (5) None of the funds appropriated under titles
14 III through VI of this Act may be obligated for as-
15 sistance for the Palestine Liberation Organization.

16 MIDDLE EAST AND NORTH AFRICA

17 SEC. 7041. (a) EGYPT.—

18 (1) CERTIFICATION AND REPORT.—Funds ap-
19 propriated by this Act that are available for assist-
20 ance for Egypt may be made available notwith-
21 standing any other provision of law restricting as-
22 sistance for Egypt, except for this subsection and
23 section 620M of the Foreign Assistance Act of 1961,
24 and may only be made available for assistance for
25 the Government of Egypt if the Secretary of State

1 certifies and reports to the Committees on Appro-
2 priations that such government is—

3 (A) sustaining the strategic relationship
4 with the United States; and

5 (B) meeting its obligations under the 1979
6 Egypt-Israel Peace Treaty.

7 (2) ECONOMIC SUPPORT FUND.—

8 (A) FUNDING.—Of the funds appropriated
9 by this Act under the heading “Economic Sup-
10 port Fund”, up to \$75,000,000 may be made
11 available for assistance for Egypt, of which not
12 less than \$35,000,000 should be made available
13 for higher education programs including not
14 less than \$15,000,000 for scholarships for
15 Egyptian students with high financial need to
16 attend not-for-profit institutions of higher edu-
17 cation: *Provided*, That such funds shall be made
18 available for democracy programs, and for de-
19 velopment programs in the Sinai: *Provided fur-*
20 *ther*, That such funds may not be made avail-
21 able for cash transfer assistance or budget sup-
22 port unless the Secretary of State certifies and
23 reports to the appropriate congressional com-
24 mittees that the Government of Egypt is taking
25 consistent and effective steps to stabilize the

1 economy and implement market-based economic
2 reforms.

3 (B) WITHHOLDING.—The Secretary of
4 State shall withhold from obligation funds ap-
5 propriated by this Act under the heading “Eco-
6 nomic Support Fund” for assistance for Egypt,
7 an amount of such funds that the Secretary de-
8 termines to be equivalent to that expended by
9 the United States Government for bail, and by
10 nongovernmental organizations for legal and
11 court fees, associated with democracy-related
12 trials in Egypt until the Secretary certifies and
13 reports to the Committees on Appropriations
14 that the Government of Egypt has dismissed
15 the convictions issued by the Cairo Criminal
16 Court on June 4, 2013, in “Public Prosecution
17 Case No. 1110 for the Year 2012”, and has not
18 subjected the defendants to further prosecution
19 or if convicted they have been granted full par-
20 dons.

21 (C) LIMITATION.—None of the funds ap-
22 propriated by this Act and prior Acts making
23 appropriations for the Department of State,
24 foreign operations, and related programs under
25 the heading “Economic Support Fund” may be

1 made available for a contribution, voluntary or
2 otherwise, to the “Civil Associations and Foun-
3 dations Support Fund”, or any similar fund, es-
4 tablished pursuant to Law 70 on Associations
5 and Other Foundations Working in the Field of
6 Civil Work published in the Official Gazette of
7 Egypt on May 29, 2017.

8 (3) FOREIGN MILITARY FINANCING PRO-
9 GRAM.—

10 (A) CERTIFICATION.—Of the funds appro-
11 priated by this Act under the heading “Foreign
12 Military Financing Program”, up to
13 \$1,000,000,000, to remain available until Sep-
14 tember 30, 2020, may be made available for as-
15 sistance for Egypt: *Provided*, That such funds
16 may be transferred to an interest bearing ac-
17 count in the Federal Reserve Bank of New
18 York, following consultation with the Commit-
19 tees on Appropriations: *Provided further*, That
20 \$300,000,000 of such funds shall be withheld
21 from obligation until the Secretary of State cer-
22 tifies and reports to the Committees on Appro-
23 priations that the Government of Egypt is tak-
24 ing sustained and effective steps, which are in

1 addition to steps taken during the previous cal-
2 endar year for such purposes, to—

3 (i) advance democracy and human
4 rights in Egypt, including to govern demo-
5 cratically and protect religious minorities
6 and the rights of women;

7 (ii) implement reforms that protect
8 freedoms of expression, association, and
9 peaceful assembly, including the ability of
10 civil society organizations, human rights
11 defenders, and the media to function with-
12 out interference;

13 (iii) release political prisoners and
14 provide other detainees with due process of
15 law;

16 (iv) hold Egyptian security forces ac-
17 countable, including officers credibly al-
18 leged to have violated human rights;

19 (v) investigate and prosecute cases of
20 extrajudicial killings and forced disappear-
21 ances;

22 (vi) provide regular access for United
23 States officials to monitor such assistance
24 in all areas where the assistance is used;
25 and

1 (vii) comply with United Nations Se-
2 curity Council Resolution 2270 and other
3 such resolutions regarding North Korea:

4 *Provided further*, That the certification require-
5 ment of this paragraph shall not apply to funds
6 appropriated by this Act under such heading
7 for counterterrorism, border security, and non-
8 proliferation programs for Egypt.

9 (B) WAIVER.—The Secretary of State may
10 waive the certification requirement in subpara-
11 graph (A) if the Secretary determines and re-
12 ports to the Committees on Appropriations that
13 to do so is important to the national security
14 interest of the United States, and submits a re-
15 port to such Committees containing a detailed
16 justification for the use of such waiver and the
17 reasons why any of the requirements of sub-
18 paragraph (A) cannot be met: *Provided*, That
19 the report required by this paragraph shall be
20 submitted in unclassified form, but may be ac-
21 companied by a classified annex.

22 (4) OVERSIGHT REQUIREMENT.—The Secretary
23 of State shall take all practicable steps to ensure
24 that mechanisms are in place for monitoring, over-

1 sight, and control of funds made available by this
2 subsection for assistance for Egypt.

3 (5) REPORT.—Not later than 30 days after en-
4 actment of this Act, the Secretary of State shall sub-
5 mit a report to the appropriate congressional com-
6 mittees assessing the efforts by the Government of
7 Egypt to provide fair compensation to American cit-
8 izen April Corely for injuries and losses sustained
9 during an attack by Egyptian armed forces on her
10 tour group on September 13, 2015.

11 (b) IRAN.—

12 (1) FUNDING.—Funds appropriated by this Act
13 under the headings “Diplomatic Programs”, “Eco-
14 nomic Support Fund”, and “Nonproliferation, Anti-
15 terrorism, Demining and Related Programs” shall
16 be used by the Secretary of State—

17 (A) to support the United States policy to
18 prevent Iran from achieving the capability to
19 produce or otherwise obtain a nuclear weapon;

20 (B) to support an expeditious response to
21 any violation of United Nations Security Coun-
22 cil Resolutions or other efforts that advance
23 Iran’s nuclear program;

24 (C) to support the implementation and en-
25 forcement of sanctions against Iran for support

1 of nuclear weapons development, terrorism,
2 human rights abuses, and ballistic missile and
3 weapons proliferation; and

4 (D) for democracy programs for Iran, to
5 be administered by the Assistant Secretary for
6 Near Eastern Affairs, Department of State, in
7 consultation with the Assistant Secretary for
8 Democracy, Human Rights, and Labor, Depart-
9 ment of State.

10 (2) CONTINUATION OF PROHIBITION.—The
11 terms and conditions of section 7041(c)(2) of the
12 Department of State, Foreign Operations, and Re-
13 lated Programs Appropriations Act, 2012 (division I
14 of Public Law 112–74) shall continue in effect dur-
15 ing fiscal year 2019.

16 (3) REPORT.—The Secretary of State shall sub-
17 mit to the Committees on Appropriations the semi-
18 annual report required by section 135 of the Atomic
19 Energy Act of 1954 (42 U.S.C. 2160e(d)(4)), as
20 added by section 2 of the Iran Nuclear Agreement
21 Review Act of 2015 (Public Law 114–17).

22 (c) IRAQ.—Funds appropriated under titles III and
23 IV of this Act shall be made available for assistance for
24 Iraq for—

1 (1) bilateral economic assistance and inter-
2 national security assistance, including for the Marla
3 Ruzicka Iraqi War Victims Fund;

4 (2) stabilization assistance at not less than the
5 amounts specified for such purpose in the table
6 under this subsection in the report accompanying
7 this Act;

8 (3) humanitarian assistance, including in the
9 Kurdistan Region of Iraq; and

10 (4) programs to protect and assist religious and
11 ethnic minority populations in Iraq.

12 (d) JORDAN.—Of the funds appropriated by this Act
13 under titles III and IV, not less than \$1,525,000,000 shall
14 be made available for assistance for Jordan, of which: not
15 less than \$1,082,400,000 shall be made available under
16 the heading “Economic Support Fund”, of which not less
17 than \$745,100,000 shall be made available for budget sup-
18 port for the Government of Jordan; and not less than
19 \$425,000,000 shall be made available under the heading
20 “Foreign Military Financing Program”.

21 (e) LEBANON.—

22 (1) LIMITATION.—None of the funds appro-
23 priated by this Act may be made available for the
24 Lebanese Internal Security Forces (ISF) or the Leb-
25 anese Armed Forces (LAF) if the ISF or the LAF

1 is controlled by a foreign terrorist organization, as
2 designated pursuant to section 219 of the Immigra-
3 tion and Nationality Act (8 U.S.C. 1189).

4 (2) CONSULTATION.—Funds appropriated by
5 this Act under the headings “International Narcotics
6 Control and Law Enforcement” and “Foreign Mili-
7 tary Financing Program” that are available for as-
8 sistance for Lebanon may be made available for pro-
9 grams and equipment for the ISF and the LAF to
10 address security and stability requirements in areas
11 affected by the conflict in Syria, following consulta-
12 tion with the appropriate congressional committees.

13 (3) ECONOMIC SUPPORT FUND.—Funds appro-
14 priated by this Act under the heading “Economic
15 Support Fund” that are available for assistance for
16 Lebanon may be made available notwithstanding
17 section 1224 of the Foreign Relations Authorization
18 Act, Fiscal Year 2003 (Public Law 107–228; 22
19 U.S.C. 2346 note).

20 (4) FOREIGN MILITARY FINANCING PRO-
21 GRAM.—In addition to the activities described in
22 paragraph (2), funds appropriated by this Act under
23 the heading “Foreign Military Financing Program”
24 for assistance for Lebanon may be made available
25 only to professionalize the LAF and to strengthen

1 border security and combat terrorism, including
2 training and equipping the LAF to secure Lebanon's
3 borders, interdicting arms shipments, preventing the
4 use of Lebanon as a safe haven for terrorist groups,
5 and to implement United Nations Security Council
6 Resolution 1701: *Provided*, That funds may not be
7 obligated for assistance for the LAF until the Sec-
8 retary of State submits to the Committees on Appro-
9 priations a spend plan, including actions to be taken
10 to ensure equipment provided to the LAF is only
11 used for the intended purposes, except such plan
12 may not be considered as meeting the notification
13 requirements under section 7015 of this Act or
14 under section 634A of the Foreign Assistance Act of
15 1961, and shall be submitted not later than Sep-
16 tember 1, 2019: *Provided further*, That any notifica-
17 tion submitted pursuant to such sections shall in-
18 clude any funds specifically intended for lethal mili-
19 tary equipment.

20 (f) LIBYA.—

21 (1) ASSISTANCE.—Of the funds appropriated
22 under titles III and IV of this Act, not less than
23 \$30,000,000 shall be made available for stabilization
24 assistance, including border security: *Provided*, That
25 the limitation on the uses of funds for certain infra-

1 structure projects in section 7041(f)(2) of the De-
2 partment of State, Foreign Operations, and Related
3 Programs Appropriations Act, 2014 (division K of
4 Public Law 113–76) shall apply to such funds.

5 (2) COOPERATION ON THE SEPTEMBER 2012 AT-
6 TACK ON UNITED STATES PERSONNEL AND FACILI-
7 TIES.—None of the funds appropriated by this Act
8 may be made available for assistance for the central
9 Government of Libya unless the Secretary of State
10 certifies and reports to the Committees on Appro-
11 priations that such government is cooperating with
12 United States Government efforts to investigate and
13 bring to justice those responsible for the attack on
14 United States personnel and facilities in Benghazi,
15 Libya in September 2012: *Provided*, That the limita-
16 tion in this paragraph shall not apply to funds made
17 available for the purpose of protecting United States
18 Government personnel or facilities.

19 (g) MOROCCO.—Funds appropriated by this Act
20 under the heading “Foreign Military Financing Program”
21 that are available for assistance for Morocco may only be
22 used for the purposes requested in the Congressional
23 Budget Justification, Foreign Operations, Fiscal Year
24 2017.

25 (h) SYRIA.—

1 (1) NON-LETHAL ASSISTANCE.—Funds appro-
2 priated by this Act under the headings “Economic
3 Support Fund”, “International Narcotics Control
4 and Law Enforcement”, and “Peacekeeping Oper-
5 ations” shall be made available, notwithstanding any
6 other provision of law, for non-lethal assistance for
7 Syria, of which not less than \$150,000,000, to re-
8 main available until expended, shall be made avail-
9 able for stabilization assistance.

10 (2) SYRIAN ORGANIZATIONS.—Funds appro-
11 priated by this Act that are made available for as-
12 sistance for Syria shall be made available, on an
13 open and competitive basis, to continue to strength-
14 en the capability of Syrian civil society organizations
15 to address the immediate and long-term needs of the
16 Syrian people in Syria in a manner that supports
17 the sustainability of such organizations in imple-
18 menting Syrian-led humanitarian and development
19 programs: *Provided*, That funds made available by
20 this paragraph shall be administered by the Bureau
21 for Democracy, Human Rights, and Labor, Depart-
22 ment of State.

23 (3) LIMITATION.—None of the funds appro-
24 priated by this Act for assistance for Syria may be
25 made available for a project or activity that supports

1 or otherwise legitimizes the Government of Iran, for-
2 eign terrorist organizations (as designated pursuant
3 to section 219 of the Immigration and Nationality
4 Act (8 U.S.C. 1189)), or a proxy of Iran in Syria.

5 (4) CONSULTATION AND NOTIFICATION.—

6 Funds made available pursuant to this subsection
7 may only be made available following consultation
8 with the appropriate congressional committees, and
9 shall be subject to the regular notification proce-
10 dures of the Committees on Appropriations.

11 (i) TUNISIA.—Of the funds appropriated under titles
12 III and IV of this Act, not less than \$165,400,000 shall
13 be made available for assistance for Tunisia.

14 (j) WEST BANK AND GAZA.—

15 (1) REPORT ON ASSISTANCE.—Prior to the ini-
16 tial obligation of funds made available by this Act
17 under the heading “Economic Support Fund” for
18 assistance for the West Bank and Gaza, the Sec-
19 retary of State shall report to the Committees on
20 Appropriations that the purpose of such assistance
21 is to—

22 (A) advance Middle East peace;

23 (B) improve security in the region;

24 (C) continue support for transparent and
25 accountable government institutions;

- 1 (D) promote a private sector economy; or
2 (E) address urgent humanitarian needs.

3 (2) LIMITATIONS.—

4 (A)(i) None of the funds appropriated
5 under the heading “Economic Support Fund”
6 in this Act may be made available for assistance
7 for the Palestinian Authority, if after the date
8 of enactment of this Act—

9 (I) the Palestinians obtain the same
10 standing as member states or full member-
11 ship as a state in the United Nations or
12 any specialized agency thereof outside an
13 agreement negotiated between Israel and
14 the Palestinians; or

15 (II) the Palestinians initiate an Inter-
16 national Criminal Court (ICC) judicially
17 authorized investigation, or actively sup-
18 port such an investigation, that subjects
19 Israeli nationals to an investigation for al-
20 leged crimes against Palestinians.

21 (ii) The Secretary of State may waive the
22 restriction in clause (i) of this subparagraph re-
23 sulting from the application of subclause (I) of
24 such clause if the Secretary certifies to the
25 Committees on Appropriations that to do so is

1 in the national security interest of the United
2 States, and submits a report to such Commit-
3 tees detailing how the waiver and the continu-
4 ation of assistance would assist in furthering
5 Middle East peace.

6 (B)(i) The President may waive the provi-
7 sions of section 1003(1) and (2) of the Foreign
8 Relations Authorization Act, Fiscal Years 1988
9 and 1989 (Public Law 100–204) if the Presi-
10 dent determines and certifies in writing to the
11 Speaker of the House of Representatives, the
12 President pro tempore of the Senate, and the
13 appropriate congressional committees that it is
14 important to the national security interest of
15 the United States or the conduct of diplomacy:
16 *Provided*, That such waiver shall be effective for
17 no more than a period of six months at a time.

18 (ii) Upon written certification to the
19 Speaker of the House of Representatives, the
20 President pro tempore of the Senate, and the
21 appropriate congressional committees, the
22 President may waive the provisions of section
23 1003(3) of Public Law 100–204.

24 (3) PRIVATE SECTOR PARTNERSHIP PRO-
25 GRAMS.—

1 (A) ASSISTANCE.—Of the funds appro-
2 priated by this Act under the heading “Eco-
3 nomic Support Fund” not less than
4 \$50,000,000 shall be made available, following
5 consultation with the Committees on Appropria-
6 tions, for assistance for the West Bank and
7 Gaza to—

8 (i) promote the integration of the Pal-
9 estinian economy into the international
10 business system through private sector en-
11 gagement between Palestinian entre-
12 preneurs and businesses and the private
13 sector in the United States, Europe, and
14 the Middle East; and

15 (ii) support exchanges, cooperation,
16 dialogue, shared community-building, and
17 reconciliation between Palestinians and
18 Israelis.

19 (B) ADMINISTRATION OF FUNDS.—Funds
20 made available pursuant to subparagraph (A)
21 shall be administered by the United States
22 Agency for International Development, and may
23 be made available for a Palestinian Partnership
24 Fund to be established and managed by
25 USAID: *Provided*, That the USAID Adminis-

1 trator shall seek additional contributions for
2 such Fund from other international donors, in-
3 cluding from the Middle East.

4 (C) LIMITATIONS.—None of the funds
5 made available pursuant to subparagraph (A)
6 may be made available for—

7 (i) assistance for the Palestinian Au-
8 thority; and

9 (ii) assistance for any individual or
10 group that the USAID Administrator, in
11 consultation with the heads of relevant
12 Federal agencies, determines to be involved
13 in, or advocating, terrorist activity or a
14 member of a foreign terrorist organization,
15 as designated pursuant to section 219 of
16 the Immigration and Nationality Act (8
17 U.S.C. 1189).

18 (4) SECURITY REPORT.—The reporting require-
19 ments in section 1404 of the Supplemental Appro-
20 propriations Act, 2008 (Public Law 110–252) shall
21 apply to funds made available by this Act, including
22 a description of modifications, if any, to the security
23 strategy of the Palestinian Authority.

24 (5) OBLIGATIONS AND DISBURSEMENTS.—Not
25 later than 45 days after enactment of this Act, the

1 Secretary of State shall submit to the appropriate
2 congressional committees a report detailing assist-
3 ance for the West Bank and Gaza appropriated in
4 prior Acts making appropriations for the Depart-
5 ment of State, foreign operations, and related pro-
6 grams by fiscal year, account, and program that are
7 withheld from obligation or disbursement, the spe-
8 cific reason for such withholding, and the impact of
9 such withholding on the welfare of the Palestinian
10 people and the national interests of the United
11 States, Israel, and Jordan: *Provided*, That such re-
12 port shall also include a description of any policy re-
13 view on assistance for the West Bank and Gaza un-
14 dertaken by the Department of State, USAID, or
15 any other Federal entity, including the date on
16 which the review was initiated, the participants in
17 the review, any consultations by such participants
18 with foreign or nongovernmental entities, and the
19 findings of the review, if concluded.

20 (k) WESTERN SAHARA.—Funds appropriated under
21 title III of this Act shall be made available for assistance
22 for the Western Sahara: *Provided*, That not later than 90
23 days after enactment of this Act and prior to the obliga-
24 tion of such funds, the Secretary of State, in consultation
25 with the USAID Administrator, shall consult with the

1 Committees on Appropriations on the planned uses of such
2 funds: *Provided further*, That nothing in this Act shall be
3 construed to change the policy of the United States to sup-
4 port the United Nations-led process to monitor the
5 ceasefire and bring about a peaceful, sustainable, and mu-
6 tually agreed upon solution for the Western Sahara.

7 (l) YEMEN.—Of the funds appropriated by this Act
8 under the heading “Economic Support Fund”, not less
9 than \$15,000,000 shall be made available for stabilization
10 assistance for Yemen.

11 AFRICA

12 SEC. 7042. (a) AFRICAN GREAT LAKES REGION AS-
13 SISTANCE RESTRICTION.—Funds appropriated by this Act
14 under the heading “International Military Education and
15 Training” for the central government of a country in the
16 African Great Lakes region may be made available only
17 for Expanded International Military Education and Train-
18 ing and professional military education until the Secretary
19 of State determines and reports to the Committees on Ap-
20 propriations that such government is not facilitating or
21 otherwise participating in destabilizing activities in a
22 neighboring country, including aiding and abetting armed
23 groups.

24 (b) CENTRAL AFRICAN REPUBLIC.—Funds made
25 available by this Act for assistance for the Central African

1 Republic shall be made available for reconciliation and
2 peacebuilding programs, including activities to promote
3 inter-faith dialogue at the national and local levels, and
4 for programs to prevent crimes against humanity.

5 (c) ETHIOPIA.—

6 (1) FORCED EVICTIONS.—Funds appropriated
7 by this Act for assistance for Ethiopia may not be
8 made available for any activity that supports forced
9 evictions.

10 (2) CONSULTATION.—Programs and activities
11 to improve livelihoods shall include prior consulta-
12 tion with, and the participation of, affected commu-
13 nities, including in the South Omo and Gambella re-
14 gions.

15 (d) LAKE CHAD BASIN COUNTRIES.—

16 (1) ASSISTANCE.—Funds appropriated under
17 titles III and IV of this Act shall be made available,
18 following consultation with the Committees on Ap-
19 propriations, for assistance for Cameroon, Chad,
20 Niger, and Nigeria for—

21 (A) democracy, development, and global
22 health programs;

23 (B) assistance for individuals who are tar-
24 geted by foreign terrorist organizations, includ-

1 ing Boko Haram, consistent with the provisions
2 of section 7059 of this Act;

3 (C) assistance for individuals displaced by
4 violent conflict; and

5 (D) counterterrorism programs.

6 (2) PERSONNEL.—Funds appropriated under
7 the headings “Operating Expenses” in title II and
8 “Development Assistance” and “Economic Support
9 Fund” in title III of this Act and prior Acts making
10 appropriations for the Department of State, foreign
11 operations, and related programs shall be made
12 available to increase the number of United States
13 Agency for International Development personnel, in-
14 cluding contractors, in Cameroon, Chad, and Niger,
15 including to establish or increase the size of each re-
16 spective USAID mission, as applicable, to effectively
17 manage democracy and development programs made
18 available pursuant to this Act: *Provided*, That not
19 later than 180 days after enactment of this Act, the
20 USAID Administrator, in consultation with the Sec-
21 retary of State, shall submit a report to the appro-
22 priate congressional committees detailing steps taken
23 as of such date, and steps planned to be taken, to
24 increase the presence of USAID personnel, including

1 United States Direct Hire personnel, in Cameroon,
2 Chad, and Niger.

3 (e) COUNTER LORD’S RESISTANCE ARMY.—Of the
4 funds appropriated by this Act under the heading “Eco-
5 nomic Support Fund”, not less than \$10,000,000 shall be
6 made available for programs and activities in areas af-
7 fected by the Lord’s Resistance Army (LRA) consistent
8 with the goals of the Lord’s Resistance Army Disar-
9 mament and Northern Uganda Recovery Act of 2009
10 (Public Law 111–172), including to improve physical ac-
11 cess, telecommunications infrastructure, and early-warn-
12 ing mechanisms and to support the disarmament, demobi-
13 lization, and reintegration of former LRA combatants, es-
14 pecially child soldiers.

15 (f) SOUTH SUDAN.—Funds appropriated by this Act
16 that are made available for assistance for the central Gov-
17 ernment of South Sudan may only be made available, fol-
18 lowing consultation with the Committees on Appropria-
19 tions, for—

20 (1) humanitarian assistance;

21 (2) assistance to support South Sudan peace
22 negotiations or to advance or implement a peace
23 agreement; and

24 (3) assistance to support implementation of
25 outstanding issues of the Comprehensive Peace

1 Agreement and mutual arrangements related to such
2 agreement:

3 *Provided*, That funds appropriated by this Act for assist-
4 ance for South Sudan that are made available for
5 peacebuilding and conflict mitigation shall be made avail-
6 able at not less than the fiscal year 2017 levels: *Provided*
7 *further*, That prior to the initial obligation of funds made
8 available pursuant to paragraphs (2) and (3), the Sec-
9 retary of State shall consult with the Committees on Ap-
10 propriations on the intended uses of such funds and steps
11 taken by such government to advance or implement a
12 peace agreement.

13 (g) SUDAN.—

14 (1) LIMITATIONS.—

15 (A) ASSISTANCE.—Notwithstanding any
16 other provision of law, none of the funds appro-
17 priated by this Act may be made available for
18 assistance for the Government of Sudan.

19 (B) LOANS.—None of the funds appro-
20 priated by this Act may be made available for
21 the cost, as defined in section 502 of the Con-
22 gressional Budget Act of 1974, of modifying
23 loans and loan guarantees held by the Govern-
24 ment of Sudan, including the cost of selling, re-
25 ducing, or canceling amounts owed to the

1 United States, and modifying concessional
2 loans, guarantees, and credit agreements.

3 (2) EXCLUSIONS.—The limitations of para-
4 graph (1) shall not apply to—

5 (A) humanitarian assistance;

6 (B) assistance for democracy programs;

7 (C) assistance for the Darfur region,
8 Southern Kordofan State, Blue Nile State,
9 other marginalized areas and populations in
10 Sudan, and Abyei; and

11 (D) assistance to support implementation
12 of outstanding issues of the Comprehensive
13 Peace Agreement, mutual arrangements related
14 to post-referendum issues associated with such
15 Agreement, or any other internationally recog-
16 nized viable peace agreement in Sudan.

17 (h) ZIMBABWE.—Funds appropriated by this Act
18 shall be made available for assistance for Zimbabwe fol-
19 lowing consultation with the appropriate congressional
20 committees: *Provided*, That such funds may only be made
21 available for assistance for the central Government of
22 Zimbabwe if the Secretary of State certifies and reports
23 to such committees that such Government has—

1 (1) restored the rule of law, including respect
2 for ownership and title to property, and freedoms of
3 expression, association, and assembly;

4 (2) taken steps to publicly disclose revenues
5 from the extraction of natural resources; and

6 (3) held free and fair presidential and par-
7 liamentary elections:

8 *Provided further*, That the limitation of the previous pro-
9 viso shall not apply to funds made available for health and
10 education programs.

11 EAST ASIA AND THE PACIFIC

12 SEC. 7043. (a) BURMA.—

13 (1) BILATERAL ECONOMIC ASSISTANCE.—

14 (A) ECONOMIC SUPPORT FUND.—Funds
15 appropriated by this Act under the heading
16 “Economic Support Fund” for assistance for
17 Burma may be made available notwithstanding
18 any other provision of law, except for this sub-
19 section, and following consultation with the ap-
20 propriate congressional committees.

21 (B) USES.—Funds appropriated under
22 title III of this Act for assistance for Burma—

23 (i) shall be made available to
24 strengthen civil society organizations in

1 Burma and for programs to strengthen
2 independent media;

3 (ii) shall be made available for com-
4 munity-based organizations operating in
5 Thailand to provide food, medical, and
6 other humanitarian assistance to internally
7 displaced persons in eastern Burma, in ad-
8 dition to assistance for Burmese refugees
9 from funds appropriated by this Act under
10 the heading “Migration and Refugee As-
11 sistance”;

12 (iii) shall be made available for pro-
13 grams to promote ethnic and religious tol-
14 erance and to combat gender-based vio-
15 lence, including in Rakhine, Shan, Kachin,
16 and Karen states;

17 (iv) shall be made available to pro-
18 mote rural economic development in
19 Burma, including through microfinance
20 programs;

21 (v) shall be made available to increase
22 opportunities for foreign direct investment
23 by strengthening the rule of law, trans-
24 parency, and accountability;

1 (vi) shall be made available for pro-
2 grams to investigate and document allega-
3 tions of ethnic cleansing and other gross
4 violations of human rights committed
5 against the Rohingya people in Rakhine
6 state: *Provided*, That such funds shall be
7 made available for civil society organiza-
8 tions in Bangladesh and Burma for such
9 purposes: *Provided further*, That prior to
10 the obligation of such funds, the Assistant
11 Secretary for Democracy, Human Rights,
12 and Labor, Department of State, shall en-
13 sure the establishment of a standard docu-
14 mentation format and documentation pro-
15 cedures for use by such organizations, and
16 shall identify an appropriate repository for
17 such information: *Provided further*, That
18 such sums shall be in addition to funds
19 otherwise made available for such pur-
20 poses;

21 (vii) shall be made available for pro-
22 grams to investigate and document allega-
23 tions of gross violations of human rights
24 committed in Burma, particularly in areas
25 of conflict: *Provided*, That such funds shall

1 be made available for civil society and
2 international organizations, including those
3 in countries bordering Burma;

4 (viii) may not be made available to
5 any individual or organization if the Sec-
6 retary of State has credible information
7 that such individual or organization has
8 committed a gross violation of human
9 rights, including against Rohingya and
10 other minority groups, or that advocates
11 violence against ethnic or religious groups
12 or individuals in Burma;

13 (ix) may not be made available to any
14 organization or entity controlled by the
15 armed forces of Burma;

16 (x) may be made available for ethnic
17 groups and civil society in Burma to help
18 sustain ceasefire agreements and further
19 prospects for reconciliation and peace,
20 which may include support to representa-
21 tives of ethnic armed groups for this pur-
22 pose; and

23 (xi) may only be made available for
24 programs to support the return of
25 Rohingya, Karen, and other refugees and

1 internally displaced persons to their loca-
2 tions of origin or preference in Burma if
3 such returns are voluntary and consistent
4 with international law.

5 (2) INTERNATIONAL SECURITY ASSISTANCE.—

6 None of the funds appropriated by this Act under
7 the headings “International Military Education and
8 Training” and “Foreign Military Financing Pro-
9 gram” may be made available for assistance for
10 Burma: *Provided*, That the Department of State
11 may continue consultations with the armed forces of
12 Burma only on human rights and disaster response
13 in a manner consistent with the prior fiscal year,
14 and following consultation with the appropriate con-
15 gressional committees.

16 (3) CERTIFICATION AND WAIVER.—

17 (A) Notwithstanding any provision of this
18 subsection, of the funds appropriated by this
19 Act under the heading “Economic Support
20 Fund” that are made available for assistance
21 for Burma, 15 percent may not be obligated
22 until the Secretary of State certifies and reports
23 to the Committees on Appropriations that the
24 Government of Burma—

1 (i) has terminated military coopera-
2 tion with North Korea;

3 (ii) is respecting human rights and
4 the rule of law, including the arrest and
5 prosecution of journalists;

6 (iii) is revising, updating, or repealing
7 colonial-era and other oppressive laws that
8 are used in such prosecutions, including
9 the Unlawful Associations Act; and

10 (iv) is credibly investigating the mur-
11 der of U Ko Ni, and is taking steps to pro-
12 tect and defend the security and safety of
13 other activists.

14 (B) The Secretary of State may waive the
15 requirements of this paragraph if the Secretary
16 determines and reports to the Committees on
17 Appropriations that do so is in the national in-
18 terest.

19 (4) PROGRAMS, POSITION, AND RESPONSIBIL-
20 ITIES.—

21 (A) Any new program or activity in Burma
22 initiated in fiscal year 2019 shall be subject to
23 prior consultation with the appropriate congres-
24 sional committees.

1 (B) Section 7043(b)(7) of the Department
2 of State, Foreign Operations, and Related Pro-
3 grams Appropriations Act, 2015 (division J of
4 Public Law 113–235) shall continue in effect
5 during fiscal year 2019.

6 (C) The United States Chief of Mission in
7 Burma, in consultation with the Assistant Sec-
8 retary for Democracy, Human Rights, and
9 Labor, Department of State, shall be respon-
10 sible for democracy and human rights programs
11 in Burma.

12 (b) CAMBODIA.—

13 (1) ASSISTANCE.—

14 (A) None of the funds appropriated by this
15 Act that are made available for assistance for
16 the Government of Cambodia may be obligated
17 or expended unless the Secretary of State cer-
18 tifies and reports to the Committees on Appro-
19 priations that such Government is taking effec-
20 tive steps to—

21 (i) strengthen regional security and
22 stability, particularly regarding territorial
23 disputes in the South China Sea and the
24 enforcement of international sanctions with
25 respect to North Korea; and

1 (ii) respect the rights and responsibil-
2 ities enshrined in the Constitution of the
3 Kingdom of Cambodia as enacted in 1993,
4 including through the—

5 (I) restoration of the civil and
6 political rights of the opposition Cam-
7 bodia National Rescue Party, media,
8 and civil society organizations;

9 (II) restoration of all elected offi-
10 cials to their elected offices; and

11 (III) release of all political pris-
12 oners, including journalists, civil soci-
13 ety activists, and members of the op-
14 position political party.

15 (B) Funds appropriated under title III of
16 this Act for assistance for Cambodia shall be
17 made available for—

18 (i) democracy programs, including re-
19 search and education programs associated
20 with the Khmer Rouge in Cambodia, ex-
21 cept that no funds for such purposes may
22 be made available to the Extraordinary
23 Chambers in the Court of Cambodia; and

1 (ii) programs in the Khmer language
2 to counter the influence of the People’s Re-
3 public of China in Cambodia.

4 (C) Section 307(a) of the Foreign Assist-
5 ance Act of 1961 shall be deemed to apply to
6 funds appropriated by this Act and made avail-
7 able for assistance for Cambodia, except the
8 Secretary of State may waive the requirement
9 of this paragraph if the Secretary certifies and
10 reports to the Committees on Appropriations
11 that the Government of Cambodia has held free
12 and fair elections.

13 (2) VISA RESTRICTION.—Funds appropriated
14 under title I of this Act shall be made available to
15 continue to implement the policy announced by the
16 Department of State on December 6, 2017, to re-
17 strict the issuance of visas to enter the United
18 States to individuals involved in undermining democ-
19 racy in Cambodia, including the family members of
20 such individuals, as appropriate: *Provided*, That not
21 later than 30 days after enactment of this Act, the
22 Secretary of State shall submit a report to the ap-
23 propriate congressional committees describing the
24 implementation of such policy.

1 (c) INDO-PACIFIC STRATEGY.—Of the funds appro-
2 priated by this Act and prior Acts making appropriations
3 for the Department of State, foreign operations, and re-
4 lated programs, not less than \$160,000,000 shall be made
5 available for democracy; economic governance and trade;
6 natural resource security, energy, and governance; and,
7 law enforcement and security programs to support the im-
8 plementation of the Indo-Pacific Strategy, as follows—

9 (1) \$65,000,000 under the heading “Develop-
10 ment Assistance”;

11 (2) \$50,000,000 under the heading “Economic
12 Support Fund”;

13 (3) \$30,000,000 under the heading “Inter-
14 national Narcotics Control and Law Enforcement”;
15 and

16 (4) \$15,000,000 under the heading “Foreign
17 Military Financing Program”;

18 *Provided*, That such funds are in addition to amounts oth-
19 erwise made available for such purposes.

20 (d) LAOS.—Of the funds appropriated by this Act
21 under the heading “Nonproliferation, Anti-terrorism,
22 Demining and Related Programs”, not less than
23 \$40,000,000 shall be made available to continue to clear
24 unexploded ordnance in Laos.

25 (e) NORTH KOREA.—

1 (1) CYBERSECURITY.—None of the funds ap-
2 propriated by this Act and prior Acts making appro-
3 priations for the Department of State, foreign oper-
4 ations, and related programs may be made available
5 for assistance for the central government of a coun-
6 try the Secretary of State determines and reports to
7 the appropriate congressional committees engages in
8 significant transactions contributing materially to
9 the malicious cyber-intrusion capabilities of the Gov-
10 ernment of North Korea: *Provided*, That the Sec-
11 retary of State shall submit the report required by
12 section 209 of the North Korea Sanctions and Policy
13 Enhancement Act of 2016 (Public Law 114–122; 22
14 U.S.C. 9229), as amended, to the Committees on
15 Appropriations in the manner described in subpara-
16 graph (2)(A) of such section: *Provided further*, That
17 the Secretary of State may waive the application of
18 the restriction in this paragraph with respect to as-
19 sistance for the central government of a country if
20 the Secretary determines and reports to the appro-
21 priate congressional committees that to do so is im-
22 portant to the national security interest of the
23 United States, including a description of such inter-
24 est served.

1 (2) BROADCASTS.—Funds appropriated by this
2 Act under the heading “International Broadcasting
3 Operations” shall be made available to maintain
4 broadcasting hours into North Korea at levels not
5 less than the prior fiscal year.

6 (3) REFUGEES.—Funds appropriated by this
7 Act under the heading “Migration and Refugee As-
8 sistance” should be made available for assistance for
9 refugees from North Korea, including protection ac-
10 tivities in the People’s Republic of China and other
11 countries in Asia.

12 (4) HUMAN RIGHTS PROMOTION, DATABASE,
13 AND LIMITATION ON USE OF FUNDS.—

14 (A) HUMAN RIGHTS PROMOTION.—Of the
15 funds appropriated by this Act under the head-
16 ings “Economic Support Fund” and “Democ-
17 racy Fund”, not less than \$8,000,000 shall be
18 made available for the promotion of human
19 rights in North Korea: *Provided*, That such
20 funds shall be administered by the Assistant
21 Secretary for Democracy, Human Rights, and
22 Labor, Department of State: *Provided further*,
23 That the authority of section 7032(b) of this
24 Act shall apply to such funds.

1 (B) DATABASE.—Funds appropriated by
2 this Act under title III shall be made available
3 to maintain a database of prisons and gulags in
4 North Korea, in accordance with section
5 7032(i) of the Department of State, Foreign
6 Operations, and Related Programs Appropria-
7 tions Act, 2014 (division K of Public Law 113–
8 76).

9 (C) LIMITATION.—None of the funds ap-
10 propriated by this Act under the heading “Eco-
11 nomic Support Fund” may be made available
12 for assistance for the Government of North
13 Korea.

14 (f) PEOPLE’S REPUBLIC OF CHINA.—

15 (1) LIMITATION ON USE OF FUNDS.—None of
16 the funds appropriated under the heading “Diplo-
17 matic Programs” in this Act may be obligated or ex-
18 pended for processing licenses for the export of sat-
19 ellites of United States origin (including commercial
20 satellites and satellite components) to the People’s
21 Republic of China (PRC) unless, at least 15 days in
22 advance, the Committees on Appropriations are noti-
23 fied of such proposed action.

24 (2) PEOPLE’S LIBERATION ARMY.—The terms
25 and requirements of section 620(h) of the Foreign

1 Assistance Act of 1961 shall apply to foreign assist-
2 ance projects or activities of the People’s Liberation
3 Army (PLA) of the PRC, to include such projects or
4 activities by any entity that is owned or controlled
5 by, or an affiliate of, the PLA: *Provided*, That none
6 of the funds appropriated or otherwise made avail-
7 able pursuant to this Act may be used to finance
8 any grant, contract, or cooperative agreement with
9 the PLA, or any entity that the Secretary of State
10 has reason to believe is owned or controlled by, or
11 an affiliate of, the PLA.

12 (3) COUNTER INFLUENCE PROGRAMS.—Funds
13 appropriated by this Act for public diplomacy under
14 title I and for assistance under titles III and IV
15 shall be made available to counter the influence of
16 the PRC, in accordance with the strategy required
17 by section 7043(e)(3) of the Department of State,
18 Foreign Operations, and Related Programs Appro-
19 priations Act, 2014 (division K of Public Law 113–
20 76), following consultation with the Committees on
21 Appropriations.

22 (4) AUTHORITY AND NOTIFICATION REQUIRE-
23 MENT.—

24 (A) AUTHORITY.—The uses of funds made
25 available by this Act for the promotion of de-

1 mocracy in the PRC, except for funds made
2 available under subsection (f), shall be the re-
3 sponsibility of the Assistant Secretary for De-
4 mocracy, Human Rights, and Labor, Depart-
5 ment of State.

6 (B) NOTIFICATION.—Funds appropriated
7 by this Act that are made available for trilateral
8 programs conducted with the PRC shall be sub-
9 ject to the regular notification procedures of the
10 Committees on Appropriations.

11 (g) PHILIPPINES.—None of the funds appropriated
12 by this Act under the heading “International Narcotics
13 Control and Law Enforcement” may be made available for
14 counternarcotics assistance for the Philippines, except for
15 drug demand reduction, maritime law enforcement, or
16 transnational interdiction.

17 (h) TIBET.—

18 (1) FINANCING OF PROJECTS IN TIBET.—The
19 Secretary of the Treasury should instruct the United
20 States executive director of each international finan-
21 cial institution to use the voice and vote of the
22 United States to support financing of projects in
23 Tibet if such projects do not provide incentives for
24 the migration and settlement of non-Tibetans into
25 Tibet or facilitate the transfer of ownership of Ti-

1 betan land and natural resources to non-Tibetans,
2 are based on a thorough needs-assessment, foster
3 self-sufficiency of the Tibetan people and respect Ti-
4 betan culture and traditions, and are subject to ef-
5 fective monitoring.

6 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

7 (A) TIBET AUTONOMOUS REGION.—Not-
8 withstanding any other provision of law, of the
9 funds appropriated by this Act under the head-
10 ing “Economic Support Fund”, not less than
11 \$8,000,000 shall be made available to non-
12 governmental organizations to support activities
13 which preserve cultural traditions and promote
14 sustainable development, education, and envi-
15 ronmental conservation in Tibetan communities
16 in the Tibet Autonomous Region and in other
17 Tibetan communities in China.

18 (B) INDIA AND NEPAL.—Of the funds ap-
19 propriated by this Act under the heading “Eco-
20 nomic Support Fund”, not less than
21 \$6,000,000 shall be made available for pro-
22 grams to promote and preserve Tibetan culture,
23 development, and the resilience of Tibetan com-
24 munities in India and Nepal, and to assist in
25 the education and development of the next gen-

1 eration of Tibetan leaders from such commu-
2 nities: *Provided*, That such funds are in addi-
3 tion to amounts made available in subpara-
4 graph (A) for programs inside Tibet.

5 (C) TIBETAN GOVERNANCE.—Of the funds
6 appropriated by this Act under the heading
7 “Economic Support Fund”, not less than
8 \$3,000,000 shall be made available for pro-
9 grams to strengthen the capacity of Tibetan in-
10 stitutions and governance.

11 (i) VIETNAM.—

12 (1) DIOXIN REMEDIATION.—Notwithstanding
13 any other provision of law, of the funds appropriated
14 by this Act under the heading “Economic Support
15 Fund”, not less than \$20,000,000 shall be made
16 available for activities related to the remediation of
17 dioxin contaminated sites in Vietnam and may be
18 made available for assistance for the Government of
19 Vietnam, including the military, for such purposes.

20 (2) HEALTH AND DISABILITY PROGRAMS.—Of
21 the funds appropriated by this Act under the head-
22 ing “Development Assistance”, not less than
23 \$12,500,000 shall be made available for health and
24 disability programs in areas sprayed with Agent Or-
25 ange and otherwise contaminated with dioxin, to as-

1 sist individuals with severe upper or lower body mo-
2 bility impairment or cognitive or developmental dis-
3 abilities.

4 (3) UNEXPLODED ORDNANCE.—Of the funds
5 appropriated by this Act under the heading “Non-
6 proliferation, Anti-terrorism, Demining and Related
7 Programs”, not less than \$15,000,000 shall be made
8 available to clear unexploded ordnance (UXO) in
9 Vietnam, including to conduct UXO surveys.

10 (4) FORENSIC ASSISTANCE.—Of the funds ap-
11 propriated by this Act under the heading “Economic
12 Support Fund” that are made available for assist-
13 ance for Vietnam, not less than \$2,500,000 shall be
14 made available for forensic assistance related to the
15 identification of remains from conflict, regardless of
16 the affiliation of such remains with North or South
17 Vietnam.

18 (5) FULBRIGHT UNIVERSITY VIETNAM.—Of the
19 funds appropriated by this Act under the heading
20 “Educational and Cultural Exchange Programs”
21 and “Economic Support Fund”, not less than
22 \$10,000,000 shall be made available for Fulbright
23 University Vietnam, which shall not be used for con-
24 struction activities.

1 SOUTH AND CENTRAL ASIA

2 SEC. 7044. (a) AFGHANISTAN.—

3 (1) OPERATIONS.—

4 (A) EMBASSY BRANCH OFFICE.—Funds
5 appropriated by this Act and prior Acts making
6 appropriations for the Department of State,
7 foreign operations, and related programs under
8 the heading “Diplomatic Programs” and “Em-
9 bassy Security, Construction, and Maintenance”
10 may be made available to reestablish and main-
11 tain one or more Embassy Branch Offices in
12 Afghanistan, following consultation with the
13 Committees on Appropriations and subject to
14 the regular notification procedures of such
15 Committees.

16 (B) EMBASSY AIR.—The requirements of
17 section 7052(c) of this Act relating to reim-
18 bursement for aircraft use by Federal and non-
19 Federal personnel supporting Department of
20 State and United States Agency for Inter-
21 national Development programs and activities
22 in Afghanistan may include less than full cost
23 recovery if the Secretary of State determines
24 and reports to the Committees on Appropria-
25 tions that such action is important to safeguard

1 the welfare and security of United States per-
2 sonnel in Afghanistan.

3 (2) ASSISTANCE AND TRANSFER OF FUNDS.—

4 Funds appropriated under titles III and IV of this
5 Act shall be made available to implement the South
6 Asia Strategy, the Revised Strategy for United
7 States Engagement in Afghanistan, and the United
8 States Agency for International Development Coun-
9 try Development Cooperation Strategy for Afghani-
10 stan: *Provided*, That funds appropriated by this Act
11 under the heading “Economic Support Fund” that
12 are made available for the Fulbright program for Af-
13 ghanistan shall be transferred to, and merged with,
14 funds appropriated in title I of this Act under the
15 heading “Educational and Cultural Exchange Pro-
16 grams”.

17 (3) OVERSIGHT AND ANTI-CORRUPTION ACTIVI-
18 TIES.—

19 (A) OVERSIGHT.—Of the funds appro-
20 priated by this Act and prior Acts making ap-
21 propriations for the Department of State, for-
22 eign operations, and related programs under
23 the heading “Economic Support Fund” for as-
24 sistance for Afghanistan, up to \$2,800,000 may
25 be transferred to, and merged with, funds ap-

1 appropriated in title II of this Act under the
2 heading “Office of Inspector General” for au-
3 dits, investigations, and other activities for the
4 purposes of conducting effective oversight of as-
5 sistance for Afghanistan: *Provided*, That any
6 such funds transferred are in addition to funds
7 otherwise available for such purposes.

8 (B) ANTI-CORRUPTION ACTIVITIES.—

9 (i) Funds appropriated by this Act
10 that are made available for assistance for
11 Afghanistan may not be made available to
12 any Afghan individual, organization, or
13 government entity if the Secretary of State
14 has credible information that such indi-
15 vidual, organization, or entity is knowingly
16 involved in acts of grand corruption, illicit
17 narcotics production or trafficking, or has
18 committed a gross violation of human
19 rights: *Provided*, That such requirement
20 shall not apply to any United States cit-
21 izen or lawful permanent resident associ-
22 ated with such organization or entity.

23 (ii) The Special Inspector General for
24 Afghanistan Reconstruction shall update
25 the assessment of the implementation of

1 the Afghanistan National Strategy for
2 Combatting Corruption by the Government
3 of Afghanistan, including efforts to pros-
4 ecute individuals alleged to be involved in
5 corrupt or illegal activities.

6 (4) TAXATION.—None of the funds appro-
7 priated by this Act for assistance for Afghanistan
8 may be made available for direct government-to-gov-
9 ernment assistance unless the Secretary of State
10 certifies and reports to the Committees on Appro-
11 priations that—

12 (A) the United States Government and the
13 Government of Afghanistan have in place the
14 agreements necessary to ensure compliance with
15 the principles set forth in section 7013 of this
16 Act; and

17 (B) United States companies and organiza-
18 tions that are implementing United States as-
19 sistance programs in Afghanistan in a manner
20 consistent with United States laws and regula-
21 tions are not subjected by the Government of
22 Afghanistan to taxes or other fees in contraven-
23 tion of the agreements referenced in subpara-
24 graph (A), and are not subjected to retaliation
25 by the Government of Afghanistan for the non-

1 payment of such taxes or fees imposed in the
2 past: *Provided*, That not later than 90 days
3 after enactment of this Act, the Secretary of
4 State shall submit to the Committees on Appro-
5 priations an assessment of the dollar value of
6 improper taxes or fees levied by such govern-
7 ment against such companies and organizations
8 in fiscal year 2018.

9 (5) AUTHORITIES.—

10 (A) Funds appropriated by this Act under
11 title III through VI that are made available for
12 assistance for Afghanistan may be made avail-
13 able—

14 (i) notwithstanding section 7012 of
15 this Act or any similar provision of law
16 and section 660 of the Foreign Assistance
17 Act of 1961;

18 (ii) for reconciliation programs and
19 disarmament, demobilization, and re-
20 integration activities for former combat-
21 ants who have renounced violence against
22 the Government of Afghanistan, including
23 in accordance with section
24 7046(a)(2)(B)(ii) of the Department of
25 State, Foreign Operations, and Related

1 Programs Appropriations Act, 2012 (divi-
2 sion I of Public Law 112–74), except that
3 no such funds may be made available for
4 direct monetary payment to demobilized
5 combatants; and

6 (B) Section 7046(a)(2)(A) of the Depart-
7 ment of State, Foreign Operations, and Related
8 Programs Appropriations Act, 2012 (division I
9 of Public Law 112–74) shall apply to funds ap-
10 propriated by this Act for assistance for Af-
11 ghanistan.

12 (6) PRIOR ACTS.—Funds appropriated by prior
13 Acts making appropriations for the Department of
14 State, foreign operations, and related programs and
15 made available for assistance for Afghanistan shall
16 be made available pursuant to this subsection.

17 (7) AFGHAN ALLIES.—It is the sense of the
18 Senate that the Afghan Special Immigrant Visa pro-
19 gram is important to the national interests of the
20 United States, and that the Department of State
21 should develop a system of prioritization for the
22 processing of Afghan Special Immigrant Visas.

23 (b) NEPAL.—

24 (1) ASSISTANCE.—Of the funds appropriated
25 under titles III and IV of this Act, not less than

1 \$121,730,000 shall be made available for assistance
2 for Nepal, including for earthquake recovery and re-
3 construction programs.

4 (2) FOREIGN MILITARY FINANCING PRO-
5 GRAM.—Funds appropriated by this Act under the
6 heading “Foreign Military Financing Program”
7 shall only be made available for humanitarian and
8 disaster relief and reconstruction activities in Nepal,
9 and in support of international peacekeeping oper-
10 ations: *Provided*, That such funds may only be made
11 available for any additional uses if the Secretary of
12 State certifies and reports to the Committees on Ap-
13 propriations that the Government of Nepal is inves-
14 tigating and prosecuting violations of human rights
15 and the laws of war, and the Nepal Army is cooper-
16 ating fully with civilian judicial authorities in such
17 cases.

18 (c) PAKISTAN.—

19 (1) INTERNATIONAL SECURITY ASSISTANCE.—

20 (A) LIMITATION.—Funds appropriated by
21 this Act under the heading “Foreign Military
22 Financing Program” for assistance for Paki-
23 stan may be made available only to support
24 counterterrorism and counterinsurgency capa-
25 bilities in Pakistan.

1 (B) CONSULTATION.—Not later than 30
2 days after enactment of this Act, and prior to
3 the submission of the report required by section
4 653(a) of the Foreign Assistance Act of 1961,
5 the Secretary of State shall consult with the
6 Committees on Appropriations on the amount
7 of funds appropriated by this Act under the
8 heading “Foreign Military Financing Program”
9 that is anticipated to be subject to the January
10 2018 policy decision of the United States to
11 suspend security assistance for Pakistan, or any
12 subsequent policy decision affecting such assist-
13 ance: *Provided*, That the Secretary shall
14 promptly inform the appropriate congressional
15 committees in writing of any changes to such
16 policy, the justification for such changes, and
17 the progress made by the Government of Paki-
18 stan in meeting the counterterrorism objectives
19 described under this section in the report ac-
20 companying this Act.

21 (C) REPROGRAMMING.—Funds appro-
22 priated by this Act and prior Acts making ap-
23 propriations for the Department of State, for-
24 eign operations, and related programs under
25 the heading “Foreign Military Financing Pro-

1 gram” for assistance for Pakistan that are
2 withheld from obligation or expenditure by the
3 Department of State may be reprogrammed by
4 the Secretary of State, except that no such
5 funds may be reprogrammed that are required
6 to complete payment on existing and previously
7 approved contracts: *Provided*, That such re-
8 programming shall be subject to the regular no-
9 tification procedures of the Committees on Ap-
10 propriations.

11 (2) BILATERAL ECONOMIC ASSISTANCE RE-
12 PORT.—Prior to the obligation of funds made avail-
13 able by this Act under the heading “Economic Sup-
14 port Fund” for assistance for the central Govern-
15 ment of Pakistan, the Secretary of State shall sub-
16 mit a report to the appropriate congressional com-
17 mittees detailing—

18 (A) the amount of financing and other
19 support, if any, provided by the Government of
20 Pakistan to schools supported by, affiliated
21 with, or run by the Taliban or any domestic or
22 foreign terrorist organization in Pakistan;

23 (B) the extent of cooperation by such gov-
24 ernment in issuing visas in a timely manner for
25 United States visitors, including officials and

1 representatives of nongovernmental organiza-
2 tions, engaged in assistance and security pro-
3 grams in Pakistan;

4 (C) the extent to which such government is
5 providing humanitarian organizations access to
6 detainees, internally displaced persons, and
7 other Pakistani civilians affected by conflict in
8 Pakistan and the region; and

9 (D) the extent to which such government is
10 strengthening democracy in Pakistan.

11 (3) AUTHORITY AND USES OF FUNDS.—

12 (A) Funds appropriated by this Act for as-
13 sistance for Pakistan may be made available
14 notwithstanding any other provision of law, ex-
15 cept for section 620M of the Foreign Assistance
16 Act of 1961.

17 (B) Funds appropriated by this Act for as-
18 sistance for Pakistan that are made available
19 for infrastructure projects shall be implemented
20 in a manner consistent with section 507(6) of
21 the Trade Act of 1974 (19 U.S.C. 2467(6)).

22 (C) The authorities and directives of sec-
23 tion 7044(d)(4) of the Department of State,
24 Foreign Operations, and Related Programs Ap-
25 propriations Act, 2015 (division J of Public

1 Law 113–235) regarding scholarships for
2 women shall apply to funds appropriated by
3 this Act for assistance for Pakistan, following
4 consultation with the Committees on Appropria-
5 tions.

6 (D) Funds appropriated by this Act under
7 the headings “Economic Support Fund” and
8 “Nonproliferation, Anti-terrorism, Demining
9 and Related Programs” that are made available
10 for assistance for Pakistan shall be made avail-
11 able to interdict precursor materials from Paki-
12 stan to Afghanistan that are used to manufac-
13 ture improvised explosive devices and for agri-
14 culture extension programs that encourage al-
15 ternative fertilizer use among Pakistani farmers
16 to decrease the dual use of fertilizer in the
17 manufacturing of improvised explosive devices.

18 (E) Of the funds appropriated by this Act
19 under the heading “International Narcotics
20 Control and Law Enforcement” that are made
21 available for assistance for Pakistan, not less
22 than \$15,000,000 shall be made available for
23 border security programs in Pakistan, following
24 consultation with the Committees on Appropria-
25 tions.

1 (F) Of the funds appropriated by this Act
2 under the heading “Economic Support Fund”
3 that are made available for assistance for Paki-
4 stan, not less than \$19,500,000 shall be trans-
5 ferred to, and merged with, funds made avail-
6 able in title I of this Act under the heading
7 “Educational and Cultural Exchange Pro-
8 grams” for the Fulbright program for Pakistan:
9 *Provided*, That such transfer and merge shall
10 take place not later than 45 days after enact-
11 ment of this Act.

12 (4) WITHHOLDING.—Of the funds appropriated
13 under titles III and IV of this Act that are made
14 available for assistance for Pakistan, \$33,000,000
15 shall be withheld from obligation until the Secretary
16 of State reports to the Committees on Appropria-
17 tions that Dr. Shakil Afridi has been released from
18 prison and cleared of all charges relating to the as-
19 sistance provided to the United States in locating
20 Osama bin Laden.

21 (5) PROHIBITION ON ENTRY.—Section 7031(c)
22 of this Act shall be applied to officials of the Gov-
23 ernment of Pakistan about whom the Secretary of
24 State has credible information have been involved in
25 the wrongful imprisonment of Aasiya Noreen, known

1 as Asia Bibi, who was sentenced to death for alleg-
2 edly violating Pakistani blasphemy laws.

3 (d) SRI LANKA.—

4 (1) BILATERAL ECONOMIC ASSISTANCE.—Of
5 the funds appropriated under title III of this Act,
6 not less than \$35,000,000 shall be made available
7 for assistance for Sri Lanka for economic develop-
8 ment and democracy programs, particularly in areas
9 recovering from ethnic and religious conflict: *Pro-*
10 *vided*, That such funds shall be made available for
11 programs to assist in the identification and resolu-
12 tion of cases of missing persons.

13 (2) CERTIFICATION.—Funds appropriated by
14 this Act for assistance for the central Government of
15 Sri Lanka, except for funds made available for hu-
16 manitarian assistance and victims of trauma, may be
17 made available only if the Secretary of State certifies
18 and reports to the Committees on Appropriations
19 that the Government of Sri Lanka is—

20 (A) repealing laws that do not comply with
21 international standards for arrest and detention
22 by security forces, and ensuring that any suc-
23 cessor legislation meets such standards;

24 (B) increasing accountability and trans-
25 parency in governance;

1 (C) investigating allegations of arbitrary
2 arrest and torture, and supporting a credible
3 justice mechanism in compliance with United
4 Nations Human Rights Council Resolution (A/
5 HCR/RES/30/1) of October 2015;

6 (D) returning military occupied lands in
7 former conflict zones to their rightful owners or
8 compensating those whose land was confiscated
9 without due process, and which is in addition to
10 steps taken during the previous calendar year;

11 (E) establishing a functioning office of
12 missing persons and assisting its investigations
13 of cases of missing persons from Sri Lanka's
14 internal armed conflicts with the cooperation of
15 the armed forces of Sri Lanka; and

16 (F) substantially reducing the presence of
17 the armed forces in former conflict zones and
18 implementing a plan for restructuring the
19 armed forces to adopt a peacetime role that
20 contributes to post-conflict reconciliation and
21 regional security.

22 (3) INTERNATIONAL SECURITY ASSISTANCE.—

23 Funds appropriated under title IV of this Act that
24 are available for assistance for Sri Lanka shall be
25 subject to the following conditions—

1 (A) funds under the heading “Foreign
2 Military Financing Program” may only be
3 made available for programs to support human-
4 itarian and disaster response preparedness and
5 maritime security, including professionalization
6 and training for the navy and coast guard; and

7 (B) funds under the heading “Peace-
8 keeping Operations” may only be made avail-
9 able for training and equipment related to
10 international peacekeeping operations and im-
11 provements to peacekeeping-related facilities,
12 and only if the Government of Sri Lanka is tak-
13 ing effective steps to bring to justice Sri
14 Lankan peacekeeping troops who have engaged
15 in sexual exploitation and abuse.

16 (e) REGIONAL PROGRAMS.—

17 (1) CROSS BORDER PROGRAMS.—Funds appro-
18 priated by this Act under the heading “Economic
19 Support Fund” for assistance for Afghanistan and
20 Pakistan may be provided, notwithstanding any
21 other provision of law that restricts assistance to
22 foreign countries, for cross border stabilization and
23 development programs between Afghanistan and
24 Pakistan, or between either country and the Central
25 Asian countries.

1 (2) SECURITY AND JUSTICE PROGRAMS.—
2 Funds appropriated by this Act that are made avail-
3 able for assistance for countries in South and Cen-
4 tral Asia shall be made available to accelerate the re-
5 cruitment and enhance the retention and profes-
6 sionalism of women in the judiciary, police, and
7 other security forces.

8 LATIN AMERICA AND THE CARIBBEAN

9 SEC. 7045. (a) CENTRAL AMERICA.—Of the funds
10 appropriated under titles III and IV of this Act,
11 \$515,465,000 should be made available for assistance for
12 countries in Central America to implement the United
13 States Strategy for Engagement in Central America: *Pro-*
14 *vided*, That such funds shall be provided under the same
15 terms and conditions contained in section 7045(a) of the
16 Department of State, Foreign Operations, and Related
17 Programs Appropriations Act, 2018 (division K of Public
18 Law 115–141), except that—

19 (1) no funds shall be made available for the
20 Award for Extraordinary Progress; and

21 (2) the funding limitation of this subsection and
22 similar limitations in prior Acts making appropria-
23 tions for the Department of State, foreign oper-
24 ations, and related programs shall not apply to
25 funds made available for humanitarian, food secu-

1 rity, and anti-corruption programs for countries in
2 Central America.

3 (b) COLOMBIA.—Of the funds appropriated under ti-
4 tles III and IV of this Act, not less than \$391,253,000
5 shall be made available for assistance for Colombia: *Pro-*
6 *vided*, That such funds shall be provided under the same
7 terms and conditions contained in section 7045(b) of the
8 Department of State, Foreign Operations, and Related
9 Programs Appropriations Act, 2018 (division K of Public
10 Law 115–141).

11 (c) CUBA.—Of the funds appropriated by this Act
12 under the heading “Economic Support Fund”, not less
13 than \$15,000,000 shall be made available for democracy
14 programs for Cuba.

15 (d) HAITI.—The Government of Haiti shall be eligi-
16 ble to purchase defense articles and services under the
17 Arms Export Control Act (22 U.S.C. 2751 et seq.) for
18 the Coast Guard.

19 (e) MEXICO.—Of the funds appropriated by this Act
20 under the heading “Economic Support Fund” that are
21 made available for assistance for Mexico, not less than
22 \$18,000,000 shall be transferred to, and merged with,
23 funds appropriated by this Act under the heading “Migra-
24 tion and Refugee Assistance” and made available to proc-
25 ess the asylum applications of Central Americans in Mex-

1 ico: *Provided*, That of such funds, not less than
2 \$3,000,000 shall be made available for assistance to im-
3 prove the capacity of the Comisión Mexicana de Ayuda
4 a Refugiados to process such applications: *Provided fur-*
5 *ther*, That not less than 30 days after enactment of this
6 Act, the Assistant Secretary for the Bureau of Population,
7 Refugees, and Migration, Department of State, shall con-
8 sult with the Committees on Appropriations on the uses
9 of such funds.

10 (f) VENEZUELA.—Of the funds appropriated by this
11 Act under the heading “Economic Support Fund”, not
12 less than \$20,000,000 shall be made available for pro-
13 grams to promote democracy and the rule of law in Ven-
14 ezuela.

15 EUROPE AND EURASIA

16 SEC. 7046. (a) ASSISTANCE.—

17 (1) GEORGIA.—Of the funds appropriated by
18 this Act under titles III and IV, not less than
19 \$125,325,000 shall be made available for assistance
20 for Georgia.

21 (2) UKRAINE.—Of the funds appropriated by
22 this Act under titles III and IV, not less than
23 \$425,700,000 shall be made available for assistance
24 for Ukraine.

1 (b) LIMITATION.—None of the funds appropriated by
2 this Act may be made available for assistance for a govern-
3 ment of an Independent State of the former Soviet Union
4 if such government directs any action in violation of the
5 territorial integrity or national sovereignty of any other
6 Independent State of the former Soviet Union, such as
7 those violations included in the Helsinki Final Act: *Pro-*
8 *vided*, That except as otherwise provided in section
9 7067(a) of this Act, funds may be made available without
10 regard to the restriction in this subsection if the President
11 determines that to do so is in the national security interest
12 of the United States: *Provided further*, That prior to exe-
13 cuting the authority contained in the previous proviso, the
14 Secretary of State shall consult with the Committees on
15 Appropriations on how such assistance supports the na-
16 tional security interest of the United States.

17 (c) SECTION 907 OF THE FREEDOM SUPPORT
18 ACT.—Section 907 of the FREEDOM Support Act (22
19 U.S.C. 5812 note) shall not apply to—

20 (1) activities to support democracy or assist-
21 ance under title V of the FREEDOM Support Act
22 (22 U.S.C. 5851 et seq.) and section 1424 of the
23 Defense Against Weapons of Mass Destruction Act
24 of 1996 (50 U.S.C. 2333) or non-proliferation as-
25 sistance;

1 (2) any assistance provided by the Trade and
2 Development Agency under section 661 of the For-
3 eign Assistance Act of 1961 (22 U.S.C. 2421);

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 (22
11 U.S.C. 2191 et seq.);

12 (5) any financing provided under the Export-
13 Import Bank Act of 1945 (Public Law 79–173); or

14 (6) humanitarian assistance.

15 (d) TURKEY.—

16 (1) PROLONGED DETENTION OF UNITED
17 STATES CITIZENS IN TURKEY.—The Secretary of
18 State shall identify senior officials of the Govern-
19 ment of Turkey with respect to whom the Secretary
20 has credible information are knowingly responsible
21 for the wrongful or unlawful prolonged detention of
22 citizens or nationals of the United States currently
23 held in Turkey: *Provided*, That the Secretary may
24 not issue to any such officials a visa to enter the
25 United States: *Provided further*, That the restriction

1 in this paragraph shall not apply to individuals de-
2 scribed in section 7031(c)(2) of this Act: *Provided*
3 *further*, That the Secretary may waive the applica-
4 tion of this paragraph if the Secretary determines
5 and reports to the appropriate congressional com-
6 mittees that to do so is in the national interest or
7 that the circumstances which caused the individual
8 or individuals to be denied a visa have sufficiently
9 changed: *Provided further*, That not later than 90
10 days after enactment of this Act, the Secretary of
11 State shall submit to the appropriate congressional
12 committees the report regarding Americans held
13 under wrongful or unlawful prolonged detention in
14 Turkey under this heading in the report accom-
15 panying this Act, in classified form if necessary.

16 (2) TURKISH PRESIDENTIAL PROTECTION DI-
17 RECTORATE.—None of the funds made available by
18 this Act may be used to facilitate or support the sale
19 of defense articles or defense services to the Turkish
20 Presidential Protection Directorate (TPPD) under
21 chapter 2 of the Arms Export Control Act (22
22 U.S.C. 2761 et seq.), unless the Secretary of State
23 determines and reports to the appropriate congres-
24 sional committees that members of the TPPD that
25 are named in the July 17, 2017 indictment by the

1 Superior Court of the District of Columbia, and
2 against whom charges are pending, have returned to
3 the United States to stand trial in connection with
4 the offenses contained in such indictment or have
5 otherwise been brought to justice: *Provided*, That
6 the limitation in this paragraph shall not apply to
7 the use of fund made available by this Act for bor-
8 der security purposes, for North Atlantic Treaty Or-
9 ganization or coalition operations, or to enhance the
10 protection of United States officials and facilities in
11 Turkey.

12 (3) RESTRICTION ON FUNDS.—None of the
13 funds appropriated or otherwise made available by
14 this Act and prior Acts making appropriations for
15 the Department of State, foreign operations, and re-
16 lated programs, may be made available to transfer,
17 or to facilitate the transfer of, F-35 aircraft to Tur-
18 key, including any defense articles or services related
19 to such aircraft, until the Secretary of State certifies
20 to the appropriate congressional committees that the
21 Government of Turkey is not purchasing the S-400
22 missile defense system from Russia and will not ac-
23 cept the delivery of such system.

WAR CRIMES TRIBUNALS

1
2 SEC. 7047. (a) If the President determines that doing
3 so will contribute to a just resolution of charges regarding
4 genocide or other violations of international humanitarian
5 law, the President may direct a drawdown pursuant to sec-
6 tion 552(c) of the Foreign Assistance Act of 1961 of up
7 to \$30,000,000 of commodities and services for the United
8 Nations War Crimes Tribunal established with regard to
9 the former Yugoslavia by the United Nations Security
10 Council or such other tribunals or commissions as the
11 Council may establish or authorize to deal with such viola-
12 tions, without regard to the ceiling limitation contained
13 in paragraph (2) thereof: *Provided*, That the determina-
14 tion required under this section shall be in lieu of any de-
15 terminations otherwise required under section 552(c): *Pro-*
16 *vided further*, That funds made available pursuant to this
17 section shall be made available subject to the regular noti-
18 fication procedures of the Committees on Appropriations.

19 (b) None of the funds appropriated by this Act may
20 be made available for a United States contribution to the
21 International Criminal Court: *Provided*, That funds may
22 be made available for technical assistance, training, assist-
23 ance for victims, protection of witnesses, and law enforce-
24 ment support related to international investigations, ap-
25 prehensions, prosecutions, and adjudications of genocide,

1 crimes against humanity, and war crimes: *Provided fur-*
2 *ther*, That the previous proviso shall not apply to Amer-
3 ican service members and other United States citizens or
4 nationals, or to nationals of the North Atlantic Treaty Or-
5 ganization (NATO) or major non-NATO allies initially
6 designated pursuant to section 517(b) of the Foreign As-
7 sistance Act of 1961.

8 UNITED NATIONS

9 SEC. 7048. (a) TRANSPARENCY AND ACCOUNT-
10 ABILITY.—

11 (1) RESTRICTIONS.—Of the funds appropriated
12 by this Act under the headings “Contributions to
13 International Organizations” and “International Or-
14 ganizations and Programs” that are available for
15 contributions to the United Nations (including the
16 Department of Peacekeeping Operations), any
17 United Nations agency, or the Organization of
18 American States, 15 percent may not be obligated
19 for such organization, department, or agency until
20 the Secretary of State determines and reports to the
21 Committees on Appropriations that the organization,
22 department, or agency is—

23 (A) posting on a publicly available website,
24 consistent with privacy regulations and due
25 process, regular financial and programmatic au-

1 dits of such organization, department, or agen-
2 cy, and providing the United States Govern-
3 ment with necessary access to such financial
4 and performance audits;

5 (B) effectively implementing and enforcing
6 policies and procedures which reflect best prac-
7 tices for the protection of whistleblowers from
8 retaliation, including best practices for—

9 (i) protection against retaliation for
10 internal and lawful public disclosures;

11 (ii) legal burdens of proof;

12 (iii) statutes of limitation for report-
13 ing retaliation;

14 (iv) access to independent adjudicative
15 bodies, including external arbitration; and

16 (v) results that eliminate the effects of
17 proven retaliation; and

18 (C) effectively implementing and enforcing
19 policies and procedures on the appropriate use
20 of travel funds, including restrictions on first
21 class and business class travel.

22 (2) WAIVER.—The restrictions imposed by or
23 pursuant to paragraph (1) may be waived on a case-
24 by-case basis if the Secretary of State determines
25 and reports to the Committees on Appropriations

1 that such waiver is necessary to prevent or respond
2 to a humanitarian crisis.

3 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
4 TIONS AND ORGANIZATIONS.—

5 (1) RESTRICTIONS ON UNITED STATES DELEGA-
6 TIONS.—None of the funds made available by this
7 Act may be used to pay expenses for any United
8 States delegation to any specialized agency, body, or
9 commission of the United Nations if such agency,
10 body, or commission is chaired or presided over by
11 a country, the government of which the Secretary of
12 State has determined, for purposes of section 6(j)(1)
13 of the Export Administration Act of 1979 as contin-
14 ued in effect pursuant to the International Emer-
15 gency Economic Powers Act (50 U.S.C. App.
16 2405(j)(1)), supports international terrorism.

17 (2) RESTRICTIONS ON CONTRIBUTIONS.—None
18 of the funds made available by this Act may be used
19 by the Secretary of State as a contribution to any
20 organization, agency, commission, or program within
21 the United Nations system if such organization,
22 agency, commission, or program is chaired or pre-
23 sided over by a country the government of which the
24 Secretary of State has determined, for purposes of
25 section 620A of the Foreign Assistance Act of 1961,

1 section 40 of the Arms Export Control Act, section
2 6(j)(1) of the Export Administration Act of 1979, or
3 any other provision of law, is a government that has
4 repeatedly provided support for acts of international
5 terrorism.

6 (3) WAIVER.—The Secretary of State may
7 waive the restriction in this subsection if the Sec-
8 retary determines and reports to the Committees on
9 Appropriations that to do so is in the national inter-
10 est of the United States, including a description of
11 the national interest served.

12 (c) UNITED NATIONS RELIEF AND WORKS AGEN-
13 CY.—Not later than 45 days after enactment of this Act,
14 the Secretary of State shall submit a report in writing to
15 the Committees on Appropriations on whether UNRWA
16 is—

17 (1) utilizing Operations Support Officers in the
18 West Bank, Gaza, and other fields of operation to
19 inspect UNRWA installations and reporting any in-
20 appropriate use;

21 (2) acting promptly to address any staff or ben-
22 efitary violation of its own policies (including the
23 policies on neutrality and impartiality of employees)
24 and the legal requirements under section 301(c) of
25 the Foreign Assistance Act of 1961;

1 (3) implementing procedures to maintain the
2 neutrality of its facilities, including implementing a
3 no-weapons policy, and conducting regular inspec-
4 tions of its installations, to ensure they are only
5 used for humanitarian or other appropriate pur-
6 poses;

7 (4) taking necessary and appropriate measures
8 to ensure it is operating in compliance with the con-
9 ditions of section 301(c) of the Foreign Assistance
10 Act of 1961 and continuing regular reporting to the
11 Department of State on actions it has taken to en-
12 sure conformance with such conditions;

13 (5) taking steps to ensure the content of all
14 educational materials currently taught in UNRWA-
15 administered schools and summer camps is con-
16 sistent with the values of human rights, dignity, and
17 tolerance and does not induce incitement;

18 (6) not engaging in operations with financial in-
19 stitutions or related entities in violation of relevant
20 United States law, and is taking steps to improve
21 the financial transparency of the organization; and

22 (7) in compliance with the United Nations
23 Board of Auditors' biennial audit requirements and
24 is implementing in a timely fashion the Board's rec-
25 ommendations.

1 (d) PROHIBITION OF PAYMENTS TO UNITED NA-
2 TIONS MEMBERS.—None of the funds appropriated or
3 made available pursuant to titles III through VI of this
4 Act for carrying out the Foreign Assistance Act of 1961,
5 may be used to pay in whole or in part any assessments,
6 arrearages, or dues of any member of the United Nations
7 or, from funds appropriated by this Act to carry out chap-
8 ter 1 of part I of the Foreign Assistance Act of 1961,
9 the costs for participation of another country’s delegation
10 at international conferences held under the auspices of
11 multilateral or international organizations.

12 (e) REPORT.—Not later than 45 days after enact-
13 ment of this Act, the Secretary of State shall submit a
14 report to the Committees on Appropriations detailing the
15 amount of funds available for obligation or expenditure in
16 fiscal year 2019 for contributions to any organization, de-
17 partment, agency, or program within the United Nations
18 system or any international program that are withheld
19 from obligation or expenditure due to any provision of law:
20 *Provided*, That the Secretary shall update such report
21 each time additional funds are withheld by operation of
22 any provision of law: *Provided further*, That the re-
23 programming of any withheld funds identified in such re-
24 port, including updates thereof, shall be subject to prior

1 consultation with, and the regular notification procedures
2 of, the Committees on Appropriations.

3 (f) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
4 KEEPING OPERATIONS.—

5 (1) IN GENERAL.—Funds appropriated by this
6 Act shall be made available to implement section
7 301 of the Department of State Authorities Act,
8 Fiscal Year 2017 (Public Law 114–323).

9 (2) WITHHOLDING OF FUNDS.—The Secretary
10 of State should withhold assistance to any unit of
11 the security forces of a foreign country if the Sec-
12 retary has credible information that such unit has
13 engaged in sexual exploitation or abuse, including
14 while serving in a United Nations peacekeeping op-
15 eration, until the Secretary determines that the gov-
16 ernment of such country is taking effective steps to
17 hold the responsible members of such unit account-
18 able and to prevent future incidents: *Provided*, That
19 the Secretary shall promptly notify the government
20 of each country subject to any withholding of assist-
21 ance pursuant to this paragraph, and shall notify
22 the appropriate congressional committees of such
23 withholding not later than 10 days after a deter-
24 mination to withhold such assistance is made: *Pro-*
25 *vided further*, That the Secretary shall, to the max-

1 imum extent practicable, assist such government in
2 bringing the responsible members of such unit to
3 justice.

4 (g) **ADDITIONAL AVAILABILITY.**—Funds appro-
5 priated under titles I and V of this Act which are returned
6 or not made available due to the implementation of sub-
7 section (a) or the second proviso under the heading “Con-
8 tributions for International Peacekeeping Activities” of
9 such title shall remain available for obligation until Sep-
10 tember 30, 2020.

11 (h) **NATIONAL SECURITY INTEREST WITH-**
12 **HOLDING.**—

13 (1) **WITHHOLDING.**—The Secretary of State
14 shall withhold 5 percent of the funds appropriated
15 by this Act under the heading “Contributions to
16 International Organizations” for a specialized agen-
17 cy or other entity of the United Nations if the Sec-
18 retary, in consultation with the United States Am-
19 bassador to the United Nations, determines and re-
20 ports to the Committees on Appropriations that such
21 agency or entity has taken an official action that is
22 against the national security interest of the United
23 States or an ally of the United States, including
24 Israel.

1 (2) RELEASE OF FUNDS.—The Secretary of
2 State, in consultation with the United States Am-
3 bassador to the United Nations, may release funds
4 withheld pursuant to paragraph (1) if the Secretary
5 determines and reports to the Committees on Appro-
6 priations that such agency or entity is taking steps
7 to address the action that resulted in the with-
8 holding of such funds.

9 (3) REPROGRAMMING.—Should the Secretary of
10 State be unable to make a determination pursuant
11 to paragraph (2) regarding the release of withheld
12 funds, such funds may be reprogrammed for other
13 purposes under the heading “Contributions to Inter-
14 national Organizations”.

15 (4) WAIVER.—The Secretary of State, following
16 consultation with the Committees on Appropriations,
17 may waive the requirements of this subsection if the
18 Secretary determines that to do so in the national
19 interest.

20 (i) LIMITATION ON AVAILABILITY OF FUNDS FOR
21 INTERNATIONAL ORGANIZATIONS AND PROGRAMS.—Sub-
22 ject to the regular notification procedures of the Commit-
23 tees on Appropriations, funds appropriated under titles I
24 and III through V of this Act, which are returned or not
25 made available for organizations and programs because of

1 the implementation of section 307(a) of the Foreign As-
2 sistance Act of 1961, shall remain available for obligation
3 until September 30, 2020: *Provided*, That the requirement
4 to withhold funds for programs in Burma under section
5 307(a) of the Foreign Assistance Act of 1961 shall not
6 apply to funds appropriated by this Act.

7 LAW ENFORCEMENT AND SECURITY

8 SEC. 7049. (a) ASSISTANCE.—

9 (1) COMMUNITY-BASED POLICE ASSISTANCE.—

10 Funds made available under titles III and IV of this
11 Act to carry out the provisions of chapter 1 of part
12 I and chapters 4 and 6 of part II of the Foreign As-
13 sistance Act of 1961, may be used, notwithstanding
14 section 660 of that Act, to enhance the effectiveness
15 and accountability of civilian police authority
16 through training and technical assistance in human
17 rights, the rule of law, anti-corruption, strategic
18 planning, and through assistance to foster civilian
19 police roles that support democratic governance, in-
20 cluding assistance for programs to prevent conflict,
21 respond to disasters, address gender-based violence,
22 and foster improved police relations with the com-
23 munities they serve.

24 (2) COMBAT CASUALTY CARE.—

1 (A) Consistent with the objectives of the
2 Foreign Assistance Act of 1961 and the Arms
3 Export Control Act, funds appropriated by this
4 Act under the headings “Peacekeeping Oper-
5 ations” and “Foreign Military Financing Pro-
6 gram” shall be made available for combat cas-
7 ualty training and equipment.

8 (B) The Secretary of State shall offer com-
9 bat casualty care training and equipment as a
10 component of any package of lethal assistance
11 funded by this Act with funds appropriated
12 under the headings “Peacekeeping Operations”
13 and “Foreign Military Financing Program”:
14 *Provided*, That the requirement of this subpara-
15 graph shall apply to a country in conflict, un-
16 less the Secretary determines that such country
17 has in place, to the maximum extent prac-
18 ticable, functioning combat casualty care treat-
19 ment and equipment that meets or exceeds the
20 standards recommended by the Committee on
21 Tactical Combat Casualty Care: *Provided fur-*
22 *ther*, That any such training and equipment for
23 combat casualty care shall be made available
24 through an open and transparent process.

25 (3) FORENSIC ASSISTANCE.—

1 (A) Of the funds appropriated by this Act
2 under the heading “Economic Support Fund”,
3 not less than \$10,000,000 shall be made avail-
4 able for forensic anthropology assistance related
5 to the exhumation and identification of victims
6 of war crimes, crimes against humanity, and
7 genocide, which shall be administered by the
8 Assistant Secretary for Democracy, Human
9 Rights, and Labor, Department of State: *Pro-*
10 *vided*, That such funds shall be in addition to
11 funds made available by this Act and prior Acts
12 making appropriations for the Department of
13 State, foreign operations, and related programs
14 for assistance for countries.

15 (B) Of the funds appropriated by this Act
16 under the heading “International Narcotics
17 Control and Law Enforcement”, not less than
18 \$2,000,000 shall be made available for DNA fo-
19 rensic technology programs to combat human
20 trafficking in Central America and Mexico.

21 (4) FOREIGN MILITARY SALES AND FOREIGN
22 MILITARY FINANCING PROGRAM.—Funds appro-
23 priated by this Act under the heading “Foreign Mili-
24 tary Financing Program” for the general costs of
25 administering military assistance and sales shall be

1 made available to increase the efficiency and effec-
2 tiveness of programs authorized by Chapter 2 of the
3 Arms Export Control Act: *Provided*, That prior to
4 the obligation of funds for such purposes, the Sec-
5 retary of State shall consult with the Committees on
6 Appropriations.

7 (5) TRAINING RELATED TO INTERNATIONAL
8 HUMANITARIAN LAW.—Funds appropriated by this
9 Act under the headings “Foreign Military Financing
10 Program” and “Peacekeeping Operations” that are
11 made available for lethal assistance shall include an
12 offer by the Secretary of State for training related
13 to the requirements of international humanitarian
14 law as a component of such assistance, except that
15 this paragraph shall not apply to a country that—

16 (A) is a member of the North Atlantic
17 Treaty Organization (NATO);

18 (B) is a major non-NATO ally initially
19 designated pursuant to section 517(b) of the
20 Foreign Assistance Act of 1961; or

21 (C) the Secretary of State determines is
22 complying with international humanitarian law.

23 (6) SECURITY FORCE PROFESSIONALIZATION.—
24 Of the funds appropriated by this Act under the
25 headings “International Narcotics Control and Law

1 Enforcement” and “Peacekeeping Operations”, not
2 less than \$15,000,000 shall be made available to in-
3 crease the capacity of foreign security forces to oper-
4 ate in accordance with appropriate standards for
5 human rights and the protection of civilians: *Pro-*
6 *vided*, That such funds shall be made available to in-
7 crease partner capacity to collect, track, and analyze
8 civilian casualty data caused by such operations, in-
9 cluding to apply lessons learned to future operations,
10 and to enhance investigate capacity and transparent
11 accountability mechanisms: *Provided further*, That
12 such funds shall be subject to prior consultation with
13 the Committees on Appropriations.

14 (b) AUTHORITIES.—

15 (1) RECONSTITUTING CIVILIAN POLICE AU-
16 THORITY.—In providing assistance with funds ap-
17 propriated by this Act under section 660(b)(6) of
18 the Foreign Assistance Act of 1961, support for a
19 nation emerging from instability may be deemed to
20 mean support for regional, district, municipal, or
21 other sub-national entity emerging from instability,
22 as well as a nation emerging from instability.

23 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
24 INTEGRATION.—Section 7034(d) of the Department
25 of State, Foreign Operations, and Related Programs

1 Appropriations Act, 2015 (division J of Public Law
2 113–235) shall continue in effect during fiscal year
3 2019.

4 (3) INTERNATIONAL PRISON CONDITIONS.—
5 Section 7065 of the Department of State, Foreign
6 Operations, and Related Programs Appropriations
7 Act, 2015 (division J of Public Law 113–235) shall
8 continue in effect during fiscal year 2019: *Provided*,
9 That of the funds appropriated by this Act under
10 the heading “International Narcotics Control and
11 Law Enforcement”, not less than \$5,000,000 shall
12 be made available to implement such section.

13 (4) EXTENSION OF WAR RESERVES STOCKPILE
14 AUTHORITY.—

15 (A) Section 12001(d) of the Department of
16 Defense Appropriations Act, 2005 (Public Law
17 108–287; 118 Stat. 1011) is amended by strik-
18 ing “2019” and inserting “2020”.

19 (B) Section 514(b)(2)(A) of the Foreign
20 Assistance Act of 1961 (22 U.S.C.
21 2321h(b)(2)(A)) is amended by striking “and
22 2019” and inserting “2019, and 2020”.

23 (5) PUBLIC DISCLOSURE.—For the purposes of
24 funds appropriated by this Act and prior Acts mak-
25 ing appropriations for the Department of State, for-

1 eign operations, and related programs that are made
2 available for assistance for units of foreign security
3 forces, the term “to the maximum extent prac-
4 ticable” in section 620M(d)(7) of the Foreign Assist-
5 ance Act of 1961 (22 U.S.C. 2378d) means that the
6 identify of such units shall be made publicly avail-
7 able unless such disclosure would endanger the safe-
8 ty of human sources or reveal sensitive intelligence
9 sources and methods.

10 (c) LIMITATIONS.—

11 (1) CHILD SOLDIERS.—Funds appropriated by
12 this Act should not be used to support any military
13 training or operations that include child soldiers.

14 (2) LANDMINES AND CLUSTER MUNITIONS.—

15 (A) LANDMINES.—Notwithstanding any
16 other provision of law, demining equipment
17 available to the United States Agency for Inter-
18 national Development and the Department of
19 State and used in support of the clearance of
20 landmines and unexploded ordnance for human-
21 itarian purposes may be disposed of on a grant
22 basis in foreign countries, subject to such terms
23 and conditions as the Secretary of State may
24 prescribe.

1 (B) CLUSTER MUNITIONS.—No military
2 assistance shall be furnished for cluster muni-
3 tions, no defense export license for cluster mu-
4 nitions may be issued, and no cluster munitions
5 or cluster munitions technology shall be sold or
6 transferred, unless—

7 (i) the submunitions of the cluster
8 munitions, after arming, do not result in
9 more than 1 percent unexploded ordnance
10 across the range of intended operational
11 environments, and the agreement applica-
12 ble to the assistance, transfer, or sale of
13 such cluster munitions or cluster munitions
14 technology specifies that the cluster muni-
15 tions will only be used against clearly de-
16 fined military targets and will not be used
17 where civilians are known to be present or
18 in areas normally inhabited by civilians; or

19 (ii) such assistance, license, sale, or
20 transfer is for the purpose of demilitarizing
21 or permanently disposing of such cluster
22 munitions.

23 (3) CROWD CONTROL ITEMS.—Funds appro-
24 priated by this Act should not be used for tear gas,
25 small arms, lights weapons, ammunition, or other

1 items for crowd control purposes for foreign security
2 forces that use excessive force to repress peaceful ex-
3 pression, association, or assembly in countries that
4 the Secretary of State determines are undemocratic
5 or are undergoing democratic transitions.

6 (d) REPORTS.—

7 (1) VETTING REPORT.—

8 (A) IN GENERAL.—Not later than 90 days
9 after enactment of this Act, the Secretary of
10 State shall submit a report to the appropriate
11 congressional committees on foreign assistance
12 cases submitted for vetting for purposes of sec-
13 tion 620M of the Foreign Assistance Act of
14 1961 during the preceding fiscal year, includ-
15 ing—

16 (i) the total number of cases sub-
17 mitted, approved, suspended, or rejected
18 for human rights reasons; and

19 (ii) for cases rejected, a description of
20 the steps taken to assist the foreign gov-
21 ernment in taking effective measures to
22 bring the responsible members of the secu-
23 rity forces to justice, in accordance with
24 section 620M(c) of the Foreign Assistance
25 Act of 1961.

1 (B) FORM.—The report required by this
2 paragraph shall be submitted in unclassified
3 form, but may be accompanied by a classified
4 annex.

5 (2) ANNUAL FOREIGN MILITARY TRAINING RE-
6 PORT.—For the purposes of implementing section
7 656 of the Foreign Assistance Act of 1961, the term
8 “military training provided to foreign military per-
9 sonnel by the Department of Defense and the De-
10 partment of State” shall be deemed to include all
11 military training provided by foreign governments
12 with funds appropriated to the Department of De-
13 fense or the Department of State, except for train-
14 ing provided by the government of a country des-
15 ignated by section 517(b) of such Act as a major
16 non-NATO ally.

17 DISABILITY PROGRAMS

18 SEC. 7050. (a) ASSISTANCE.—Funds appropriated by
19 this Act under the heading “Economic Support Fund”
20 shall be made available for programs and activities admin-
21 istered by the United States Agency for International De-
22 velopment to address the needs and protect and promote
23 the rights of people with disabilities in developing coun-
24 tries, including initiatives that focus on independent living,
25 economic self-sufficiency, advocacy, education, employ-

1 ment, transportation, sports, and integration of individ-
2 uals with disabilities, including for the cost of translation.

3 (b) MANAGEMENT, OVERSIGHT, AND TECHNICAL
4 SUPPORT.—Of the funds made available pursuant to this
5 section, 5 percent may be used for USAID for manage-
6 ment, oversight, and technical support.

7 INTERNATIONAL CONFERENCES

8 SEC. 7051. None of the funds made available in this
9 Act may be used to send or otherwise pay for the attend-
10 ance of more than 50 employees of agencies or depart-
11 ments of the United States Government who are stationed
12 in the United States, at any single international con-
13 ference occurring outside the United States, unless the
14 Secretary of State reports to the Committees on Appro-
15 priations at least 5 days in advance that such attendance
16 is important to the national interest: *Provided*, That for
17 purposes of this section the term “international con-
18 ference” shall mean a conference attended by representa-
19 tives of the United States Government and of foreign gov-
20 ernments, international organizations, or nongovern-
21 mental organizations.

22 AIRCRAFT TRANSFER, COORDINATION, AND USE

23 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
24 standing any other provision of law or regulation, aircraft
25 procured with funds appropriated by this Act and prior

1 Acts making appropriations for the Department of State,
2 foreign operations, and related programs under the head-
3 ings “Diplomatic Programs”, “International Narcotics
4 Control and Law Enforcement”, “Andean Counterdrug
5 Initiative”, and “Andean Counterdrug Programs” may be
6 used for any other program and in any region.

7 (b) PROPERTY DISPOSAL.—The authority provided
8 in subsection (a) shall apply only after the Secretary of
9 State determines and reports to the Committees on Appro-
10 priations that the equipment is no longer required to meet
11 programmatic purposes in the designated country or re-
12 gion: *Provided*, That any such transfer shall be subject
13 to prior consultation with, and the regular notification
14 procedures of, the Committees on Appropriations.

15 (c) AIRCRAFT COORDINATION.—

16 (1) AUTHORITY.—The uses of aircraft pur-
17 chased or leased by the Department of State and the
18 United States Agency for International Development
19 with funds made available in this Act or prior Acts
20 making appropriations for the Department of State,
21 foreign operations, and related programs shall be co-
22 ordinated under the authority of the appropriate
23 Chief of Mission: *Provided*, That such aircraft may
24 be used to transport, on a reimbursable or non-reim-
25 bursable basis, Federal and non-Federal personnel

1 supporting Department of State and USAID pro-
2 grams and activities: *Provided further*, That official
3 travel for other agencies for other purposes may be
4 supported on a reimbursable basis, or without reim-
5 bursement when traveling on a space available basis:
6 *Provided further*, That funds received by the Depart-
7 ment of State in connection with the use of aircraft
8 owned, leased, or chartered by the Department of
9 State may be credited to the Working Capital Fund
10 of the Department and shall be available for ex-
11 penses related to the purchase, lease, maintenance,
12 chartering, or operation of such aircraft.

13 (2) SCOPE.—The requirement and authorities
14 of this subsection shall only apply to aircraft, the
15 primary purpose of which is the transportation of
16 personnel.

17 (d) AIRCRAFT OPERATIONS AND MAINTENANCE.—
18 To the maximum extent practicable, the costs of oper-
19 ations and maintenance, including fuel, of aircraft funded
20 by this Act shall be borne by the recipient country.

21 PARKING FINES AND REAL PROPERTY TAXES OWED BY
22 FOREIGN GOVERNMENTS

23 SEC. 7053. The terms and conditions of section 7055
24 of the Department of State, Foreign Operations, and Re-
25 lated Programs Appropriations Act, 2010 (division F of

1 Public Law 111–117) shall apply to this Act: *Provided*,
2 That the date “September 30, 2009” in subsection
3 (f)(2)(B) of such section shall be deemed to be “Sep-
4 tember 30, 2018”.

5 ARMS TRADE TREATY

6 SEC. 7054. None of the funds appropriated by this
7 Act may be obligated or expended to implement the Arms
8 Trade Treaty until the Senate approves a resolution of
9 ratification for the Treaty.

10 PROHIBITION ON PUBLICITY OR PROPAGANDA

11 SEC. 7055. No part of any appropriation contained
12 in this Act shall be used for publicity or propaganda pur-
13 poses within the United States not authorized before the
14 date of the enactment of this Act by Congress: *Provided*,
15 That not to exceed \$25,000 may be made available to
16 carry out the provisions of section 316 of the International
17 Security and Development Cooperation Act of 1980 (Pub-
18 lic Law 96–533; 22 U.S.C. 2151a note).

19 COMMERCIAL LEASING OF DEFENSE ARTICLES

20 SEC. 7056. Notwithstanding any other provision of
21 law, and subject to the regular notification procedures of
22 the Committees on Appropriations, the authority of sec-
23 tion 23(a) of the Arms Export Control Act may be used
24 to provide financing to Israel, Egypt, the North Atlantic
25 Treaty Organization (NATO), and major non-NATO allies

1 for the procurement by leasing (including leasing with an
2 option to purchase) of defense articles from United States
3 commercial suppliers, not including Major Defense Equip-
4 ment (other than helicopters and other types of aircraft
5 having possible civilian application), if the President deter-
6 mines that there are compelling foreign policy or national
7 security reason for those defense articles being provided
8 by commercial lease rather than by government-to-govern-
9 ment sale under such Act.

10 UNITED STATES AGENCY FOR INTERNATIONAL
11 DEVELOPMENT MANAGEMENT

12 SEC. 7057. (a) AUTHORITY.—Up to \$93,000,000 of
13 the funds made available in title III of this Act pursuant
14 to or to carry out the provisions of part I of the Foreign
15 Assistance Act of 1961, including funds appropriated
16 under the heading “Assistance for Europe, Eurasia and
17 Central Asia”, may be used by the United States Agency
18 for International Development to hire and employ individ-
19 uals in the United States and overseas on a limited ap-
20 pointment basis pursuant to the authority of sections 308
21 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
22 3948 and 3949).

23 (b) RESTRICTIONS.—

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

4 (2) The authority to hire individuals contained
5 in subsection (a) shall expire on September 30,
6 2020.

7 (c) CONDITIONS.—The authority of subsection (a)
8 should only be used to the extent that an equivalent num-
9 ber of positions that are filled by personal services contrac-
10 tors or other non-direct hire employees of USAID, who
11 are compensated with funds appropriated to carry out part
12 I of the Foreign Assistance Act of 1961, including funds
13 appropriated under the heading “Assistance for Europe,
14 Eurasia and Central Asia”, are eliminated.

15 (d) PROGRAM ACCOUNT CHARGED.—The account
16 charged for the cost of an individual hired and employed
17 under the authority of this section shall be the account
18 to which the responsibilities of such individual primarily
19 relate: *Provided*, That funds made available to carry out
20 this section may be transferred to, and merged with, funds
21 appropriated by this Act in title II under the heading “Op-
22 erating Expenses”.

23 (e) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
24 viduals hired and employed by USAID, with funds made
25 available in this Act or prior Acts making appropriations

1 for the Department of State, foreign operations, and re-
2 lated programs, pursuant to the authority of section 309
3 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
4 be extended for a period of up to 4 years notwithstanding
5 the limitation set forth in such section.

6 (f) DISASTER SURGE CAPACITY.—Funds appro-
7 priated under title III of this Act to carry out part I of
8 the Foreign Assistance Act of 1961, including funds ap-
9 propriated under the heading “Assistance for Europe,
10 Eurasia and Central Asia”, may be used, in addition to
11 funds otherwise available for such purposes, for the cost
12 (including the support costs) of individuals detailed to or
13 employed by USAID whose primary responsibility is to
14 carry out programs in response to natural disasters, or
15 man-made disasters subject to the regular notification
16 procedures of the Committees on Appropriations.

17 (g) PERSONAL SERVICES CONTRACTORS.—Funds ap-
18 propriated by this Act to carry out chapter 1 of part I,
19 chapter 4 of part II, and section 667 of the Foreign As-
20 sistance Act of 1961, and title II of the Food for Peace
21 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
22 used by USAID to employ up to 40 personal services con-
23 tractors in the United States, notwithstanding any other
24 provision of law, for the purpose of providing direct, in-
25 terim support for new or expanded overseas programs and

1 activities managed by the agency until permanent direct
2 hire personnel are hired and trained: *Provided*, That not
3 more than 15 of such contractors shall be assigned to any
4 bureau or office: *Provided further*, That such funds appro-
5 priated to carry out title II of the Food for Peace Act
6 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
7 available only for personal services contractors assigned
8 to the Office of Food for Peace.

9 (h) SMALL BUSINESS.—In entering into multiple
10 award indefinite-quantity contracts with funds appro-
11 priated by this Act, USAID may provide an exception to
12 the fair opportunity process for placing task orders under
13 such contracts when the order is placed with any category
14 of small or small disadvantaged business.

15 (i) SENIOR FOREIGN SERVICE LIMITED APPOINT-
16 MENTS.—Individuals hired pursuant to the authority pro-
17 vided by section 7059(o) of the Department of State, For-
18 eign Operations, and Related Programs Appropriations
19 Act, 2010 (division F of Public Law 111–117) may be
20 assigned to or support programs in Afghanistan or Paki-
21 stan with funds made available in this Act and prior Acts
22 making appropriations for the Department of State, for-
23 eign operations, and related programs.

1 GLOBAL HEALTH ACTIVITIES

2 SEC. 7058. (a) IN GENERAL.—Funds appropriated
3 under titles III and IV of this Act that are made available
4 for global health programs including activities relating to
5 research on, and the prevention, treatment and control of,
6 HIV/AIDS may be made available notwithstanding any
7 other provision of law except for provisions under the
8 heading “Global Health Programs” and the United States
9 Leadership Against HIV/AIDS, Tuberculosis, and Malaria
10 Act of 2003 (117 Stat. 711; 22 U.S.C. 7601 et seq.), as
11 amended: *Provided*, That of the funds appropriated under
12 title III of this Act, not less than \$595,050,000 shall be
13 made available for family planning and reproductive
14 health activities, including in areas where population
15 growth threatens biodiversity and endangered species.

16 (b) GLOBAL FUND.—Of the funds appropriated by
17 this Act that are available for a contribution to the Global
18 Fund to Fight AIDS, Tuberculosis and Malaria (Global
19 Fund), 10 percent should be withheld from obligation until
20 the Secretary of State determines and reports to the Com-
21 mittees on Appropriations that the Global Fund is—

22 (1) maintaining and implementing a policy of
23 transparency, including the authority of the Global
24 Fund Office of the Inspector General (OIG) to pub-
25 lish OIG reports on a public website;

1 (2) providing sufficient resources to maintain
2 an independent OIG that—

3 (A) reports directly to the Board of the
4 Global Fund;

5 (B) maintains a mandate to conduct thor-
6 ough investigations and programmatic audits,
7 free from undue interference; and

8 (C) compiles regular, publicly published
9 audits and investigations of financial, pro-
10 grammatic, and reporting aspects of the Global
11 Fund, its grantees, recipients, sub-recipients,
12 and Local Fund Agents;

13 (3) effectively implementing and enforcing poli-
14 cies and procedures which reflect best practices for
15 the protection of whistleblowers from retaliation, in-
16 cluding best practices for—

17 (A) protection against retaliation for inter-
18 nal and lawful public disclosures;

19 (B) legal burdens of proof;

20 (C) statutes of limitation for reporting re-
21 tialiation;

22 (D) access to independent adjudicative
23 bodies, including external arbitration; and

24 (E) results that eliminate the effects of
25 proven retaliation:

1 *Provided*, That such withholding shall not be in ad-
2 dition to funds that are withheld from the Global
3 Fund in fiscal year 2019 pursuant to the application
4 of any other provision contained in this or any other
5 Act.

6 (c) CONTAGIOUS INFECTIOUS DISEASE OUT-
7 BREAKS.—

8 (1) EXTRAORDINARY MEASURES.—If the Sec-
9 retary of State determines and reports to the Com-
10 mittees on Appropriations that an international in-
11 fectious disease outbreak is sustained, severe, and is
12 spreading internationally, or that it is in the na-
13 tional interest to respond to a Public Health Emer-
14 gency of International Concern, funds appropriated
15 by this Act under the headings “Global Health Pro-
16 grams”, “Development Assistance”, “International
17 Disaster Assistance”, “Complex Crises Fund”,
18 “Economic Support Fund”, “Democracy Fund”,
19 “Assistance for Europe, Eurasia and Central Asia”,
20 “Migration and Refugee Assistance”, and “Millen-
21 nium Challenge Corporation” may be made available
22 to combat such infectious disease or public health
23 emergency, and may be transferred to, and merged
24 with, funds appropriated under such headings for
25 the purposes of this paragraph.

1 (2) CONSULTATION AND NOTIFICATION.—
2 Funds made available by this subsection shall be
3 subject to prior consultation with the appropriate
4 congressional committees, and the regular notifica-
5 tion procedures of the Committees on Appropria-
6 tions.

7 (d) REPURPOSED FUNDS.—

8 (1) USES.—Of the unobligated balances avail-
9 able under the heading “Bilateral Economic Assist-
10 ance” in title IX of the Department of State, For-
11 eign Operations, and Related Programs Appropria-
12 tions Act, 2015 (division J of Public Law 113–
13 235)—

14 (A) \$27,450,000 shall be for programs to
15 accelerate the capabilities of targeted countries
16 to prevent, detect, and respond to infectious
17 disease outbreaks; and

18 (B) the remaining balances shall be made
19 available for the Emergency Reserve Fund es-
20 tablished pursuant to section 7058(c)(1) of the
21 Department of State, Foreign Operations, and
22 Related Programs Appropriations Act, 2017
23 (division J of Public Law 115–31) and shall be
24 made available under the same terms and con-
25 ditions of such section: *Provided*, That the sec-

1 ond proviso of such paragraph is amended by
2 striking “Secretary of State” and inserting in
3 lieu thereof “Administrator of the United
4 States Agency for International Development”.

5 (2) CONSULTATION AND NOTIFICATION.—
6 Funds made available by this subsection shall be
7 subject to prior consultation with, and the regular
8 notification procedures of, the Committees on Ap-
9 propriations.

10 (3) TRANSFER BETWEEN ACCOUNTS.—Funds
11 made available pursuant to this subsection under the
12 headings “Global Health Programs” and “Inter-
13 national Disaster Assistance” may be transferred to,
14 and merged with, funds made available under such
15 headings: *Provided*, That such transfer authority is
16 in addition to any other transfer authority provided
17 by law.

18 (4) DESIGNATION.—The amounts repurposed
19 under this subsection are designated by the Con-
20 gress as an emergency requirement pursuant to sec-
21 tion 251(b)(2)(A)(i) of the Balanced Budget and
22 Emergency Deficit Control Act of 1985 and shall be
23 available only if the President subsequently so des-
24 ignates all such amounts and transmits such des-
25 ignations to the Congress.

1 GENDER EQUALITY

2 SEC. 7059. (a) GENDER EQUALITY.—Funds appro-
3 priated by this Act shall be made available to promote gen-
4 der equality in United States Government diplomatic and
5 development efforts by raising the status, increasing the
6 participation, and protecting the rights of women and girls
7 worldwide.

8 (b) WOMEN’S LEADERSHIP.—Of the funds appro-
9 priated by title III of this Act, not less than \$50,000,000
10 shall be made available for programs specifically designed
11 to increase leadership opportunities for women in coun-
12 tries where women and girls suffer discrimination due to
13 law, policy, or practice, by strengthening protections for
14 women’s political status, expanding women’s participation
15 in political parties and elections, and increasing women’s
16 opportunities for leadership positions in the public and
17 private sectors at the local, provincial, and national levels.

18 (c) GENDER-BASED VIOLENCE.—

19 (1)(A) Of the funds appropriated under titles
20 III and IV of this Act, not less than \$150,000,000
21 shall be made available to implement a multi-year
22 strategy to prevent and respond to gender-based vio-
23 lence in countries where it is common in conflict and
24 non-conflict settings.

1 (B) Funds appropriated under titles III and IV
2 of this Act that are available to train foreign police,
3 judicial, and military personnel, including for inter-
4 national peacekeeping operations, shall address,
5 where appropriate, prevention and response to gen-
6 der-based violence and trafficking in persons, and
7 shall promote the integration of women into the po-
8 lice and other security forces.

9 (2) Department of State and United States
10 Agency for International Development gender pro-
11 grams shall incorporate coordinated efforts to com-
12 bat a variety of forms of gender-based violence, in-
13 cluding child marriage, rape, female genital cutting
14 and mutilation, and domestic violence, among other
15 forms of gender-based violence in conflict and non-
16 conflict settings.

17 (d) WOMEN, PEACE, AND SECURITY.—Funds appro-
18 priated by this Act under the headings “Development As-
19 sistance”, “Economic Support Fund”, “Assistance for Eu-
20 rope, Eurasia and Central Asia”, and “International Nar-
21 cotics Control and Law Enforcement” should be made
22 available to support a multi-year strategy to expand, and
23 improve coordination of, United States Government ef-
24 forts to empower women as equal partners in conflict pre-
25 vention, peace building, transitional processes, and recon-

1 struction efforts in countries affected by conflict or in po-
2 litical transition, and to ensure the equitable provision of
3 relief and recovery assistance to women and girls.

4 (e) WOMEN AND GIRLS AT RISK FROM EXTRE-
5 MISM.—Of the funds appropriated by this Act under the
6 heading “Economic Support Fund”, not less than
7 \$15,000,000 shall be made available to support women
8 and girls who are at risk from extremism and conflict, and
9 for the activities described in section 7059(e)(1) of the De-
10 partment of State, Foreign Operations, and Related Pro-
11 grams Appropriations Act, 2018 (division K of Public Law
12 115–141): *Provided*, That such funds are in addition to
13 amounts otherwise made available by this Act for such
14 purposes, and shall be made available following consulta-
15 tion with, and the regular notification procedures of, the
16 Committees on Appropriations.

17 SECTOR ALLOCATIONS

18 SEC. 7060. (a) BASIC EDUCATION AND HIGHER
19 EDUCATION.—

20 (1) BASIC EDUCATION.—

21 (A) Of the funds appropriated under title
22 III of this Act, up to \$515,000,000 may be
23 made available for assistance for basic edu-
24 cation, and such funds may be made available
25 notwithstanding any other provision of law that

1 restricts assistance to foreign countries: *Pro-*
2 *vided*, That such funds shall also be used for
3 secondary education activities: *Provided further*,
4 That the USAID Administrator, following con-
5 sultation with the Committees on Appropria-
6 tions, may reprogram such funds between coun-
7 tries.

8 (B) If the USAID Administrator deter-
9 mines that any unobligated balances of funds
10 specifically designated for assistance for basic
11 education in prior Acts making appropriations
12 for the Department of State, foreign operations,
13 and related programs are in excess of the ab-
14 sorptive capacity of recipient countries, such
15 funds may be made available for other pro-
16 grams authorized under chapter 1 of part I of
17 the Foreign Assistance Act of 1961, notwith-
18 standing such funding designation: *Provided*,
19 That the authority of the previous proviso shall
20 be subject to prior consultation with, and the
21 regular notification procedures of, the Commit-
22 tees on Appropriations.

23 (C) Of the funds appropriated under title
24 III of this Act for assistance for basic education
25 programs, not less than \$90,000,000 shall be

1 made available for a contribution to multilateral
2 partnerships that support education.

3 (2) HIGHER EDUCATION.—Of the funds appro-
4 priated by title III of this Act, not less than
5 \$235,000,000 shall be made available for assistance
6 for higher education: *Provided*, That such funds may
7 be made available notwithstanding any other provi-
8 sion of law that restricts assistance to foreign coun-
9 tries, and shall be subject to the regular notification
10 procedures of the Committees on Appropriations:
11 *Provided further*, That of such amount, not less than
12 \$35,000,000 shall be made available for human and
13 institutional capacity building partnerships between
14 higher education institutions in the United States
15 and developing countries, of which not less than
16 \$15,000,000 shall be for new partnerships which
17 should be competed and awarded not later than one
18 year after enactment of this Act: *Provided further*,
19 That not later than 45 days after enactment of this
20 Act, the USAID Administrator shall consult with
21 the Committees on Appropriations on the proposed
22 uses of funds for such partnerships.

23 (3) MCCAIN SCHOLARS PROGRAM.—Funds ap-
24 propriated by this Act under the heading “Edu-
25 cational and Cultural Exchange Programs” that are

1 made available for the Benjamin Gilman Inter-
2 national Scholarships Program shall also be made
3 available for the McCain Scholars Program, pursu-
4 ant to section 303 of the International Academic
5 Opportunity Act of 2000 (Public Law 106–309), to
6 include the dependents of active United States mili-
7 tary personnel who are receiving any form of Fed-
8 eral Financial Aid under title IV of the Higher Edu-
9 cation Act of 1965.

10 (b) DEVELOPMENT PROGRAMS.—Of the funds appro-
11 priated by this Act under the heading “Development As-
12 sistance”, not less than \$30,000,000 shall be made avail-
13 able for the American Schools and Hospitals Abroad pro-
14 gram, and not less than \$12,000,000 shall be made avail-
15 able for cooperative development programs of USAID.

16 (c) ENVIRONMENT AND ENERGY PROGRAMS.—

17 (1) IN GENERAL.—Of the funds appropriated
18 under title III of this Act, not less than
19 \$942,563,000 shall be made available for environ-
20 ment and renewable energy programs, of which not
21 less than \$179,000,000 shall be for renewable en-
22 ergy programs and not less than \$177,000,000 shall
23 be for adaptation programs.

24 (2) AUTHORITY AND NOTIFICATION.—

1 (A) Funds appropriated by this Act to
2 carry out the provisions of sections 103 through
3 106, and chapter 4 of part II, of the Foreign
4 Assistance Act of 1961 may be used, notwith-
5 standing any other provision of law, except for
6 the provisions of this subsection, to support en-
7 vironment programs.

8 (B) Funds made available pursuant to this
9 subsection shall be subject to the regular notifi-
10 cation procedures of the Committees on Appro-
11 priations.

12 (3) CONSERVATION PROGRAMS AND LIMITA-
13 TIONS.—

14 (A) Of the funds appropriated under title
15 III of this Act, not less than \$295,000,000
16 shall be made available for biodiversity con-
17 servation programs.

18 (B) Not less than \$90,664,000 of the
19 funds appropriated under titles III and IV of
20 this Act shall be made available to combat the
21 transnational threat of wildlife poaching and
22 trafficking.

23 (C) None of the funds appropriated under
24 title IV of this Act may be made available for
25 training or other assistance for any military

1 unit or personnel that the Secretary of State
2 determines has been credibly alleged to have
3 participated in wildlife poaching or trafficking,
4 unless the Secretary reports to the appropriate
5 congressional committees that to do so is in the
6 national security interest of the United States.

7 (D) Funds appropriated by this Act for
8 biodiversity programs shall not be used to sup-
9 port the expansion of industrial scale logging or
10 any other industrial scale extractive activity
11 into areas that were primary/intact tropical for-
12 ests as of December 30, 2013, and the Sec-
13 retary of the Treasury shall instruct the United
14 States executive directors of each international
15 financial institutions (IFI) to vote against any
16 financing of any such activity.

17 (4) LARGE DAMS.—The Secretary of the Treas-
18 ury shall instruct the United States executive direc-
19 tor of each IFI that it is the policy of the United
20 States to vote in relation to any loan, grant, strat-
21 egy, or policy of such institution to support the con-
22 struction of any large dam consistent with the cri-
23 teria set forth in Senate Report 114–79, while also
24 considering whether the project involves important
25 foreign policy objectives.

1 (5) SUSTAINABLE LANDSCAPES.—Of the funds
2 appropriated under title III of this Act, not less than
3 \$135,000,000 shall be made available for sustainable
4 landscapes programs.

5 (6) STRATEGIES.—The Secretary of State shall
6 submit the strategies in the manner described under
7 this heading in this section in the report accom-
8 panying this Act.

9 (d) FOOD SECURITY AND AGRICULTURAL DEVELOP-
10 MENT.—Of the funds appropriated by title III of this Act,
11 not less than \$1,000,600,000 shall be made available for
12 food security and agricultural development programs to
13 carry out the purposes of the Global Food Security Act
14 of 2016 (Public Law 114–195), of which not less than
15 \$315,960,000 shall be made available for the Bureau for
16 Food Security, USAID, including not less than
17 \$55,000,000 for the Feed the Future Innovation Labs:
18 *Provided*, That funds may be made available for a con-
19 tribution as authorized by section 3202 of the Food, Con-
20 servation, and Energy Act of 2008 (Public Law 110–246),
21 as amended by section 3206 of the Agricultural Act of
22 2014 (Public Law 113–79).

23 (e) MICRO- AND SMALL ENTERPRISES.—Of the
24 funds appropriated by this Act, not less than
25 \$265,000,000 shall be made available to support the devel-

1 opment of, and access to financing for, micro- and small
2 enterprises that benefit the poor, especially women.

3 (f) PROGRAMS TO COMBAT TRAFFICKING IN PER-
4 SONS.—Of the funds appropriated by this Act under the
5 headings “Development Assistance”, “Economic Support
6 Fund”, “Assistance for Europe, Eurasia and Central
7 Asia”, and “International Narcotics Control and Law En-
8 forcement”, not less than \$65,000,000 shall be made
9 available for activities to combat trafficking in persons
10 internationally, of which not less than \$40,000,000 shall
11 be from funds made available under the heading “Inter-
12 national Narcotics Control and Law Enforcement”: *Pro-*
13 *vided*, That funds appropriated by this Act that are made
14 available for programs to end modern slavery shall be in
15 addition to funds made available by this subsection to
16 combat trafficking in persons.

17 (g) RECONCILIATION PROGRAMS.—Of the funds ap-
18 propriated by this Act under the headings “Economic
19 Support Fund” and “Development Assistance”, not less
20 than \$30,000,000 shall be made available to support peo-
21 ple-to-people reconciliation programs which bring together
22 individuals of different ethnic, religious, and political
23 backgrounds from areas of civil strife and war: *Provided*,
24 That the USAID Administrator shall consult with the
25 Committees on Appropriations, prior to the initial obliga-

1 tion of funds, on the uses of such funds, and such funds
2 shall be subject to the regular notification procedures of
3 the Committees on Appropriations: *Provided further*, That
4 to the maximum extent practicable, such funds shall be
5 matched by sources other than the United States Govern-
6 ment: *Provided further*, That such funds shall be adminis-
7 tered by the Office of Conflict Management and Mitiga-
8 tion, USAID.

9 (h) WATER AND SANITATION.—

10 (1) Of the funds appropriated by this Act, not
11 less than \$435,000,000 shall be made available for
12 water supply and sanitation projects pursuant to
13 section 136 of the Foreign Assistance Act of 1961,
14 of which not less than \$195,000,000 shall be for
15 programs in sub-Saharan Africa, and of which not
16 less than \$15,000,000 shall be made available to
17 support initiatives by local communities in devel-
18 oping countries to build and maintain safe latrines.

19 (2) In furtherance of the mandate of the Water
20 for the World Act to provide sustainable access to
21 clean water and sanitation for the world's poorest
22 people and in order to promote transparency and ac-
23 countability, not later than 45 days after enactment
24 of this Act the USAID Administrator shall submit
25 to the appropriate congressional committees the spe-

1 cific weighting of criteria in the WASH Needs Index
2 and an explanation of how it is used to prioritize
3 funding that is proportionate to the needs of a coun-
4 try for water, sanitation, and hygiene projects.

5 OVERSEAS PRIVATE INVESTMENT CORPORATION

6 SEC. 7061. (a) TRANSFER OF FUNDS.—Whenever
7 the President determines that it is in furtherance of the
8 purposes of the Foreign Assistance Act of 1961, up to a
9 total of \$20,000,000 of the funds appropriated under title
10 III of this Act may be transferred to, and merged with,
11 funds appropriated by this Act for the Overseas Private
12 Investment Corporation Program Account, to be subject
13 to the terms and conditions of that account: *Provided*,
14 That such funds shall not be available for administrative
15 expenses of the Overseas Private Investment Corporation:
16 *Provided further*, That designated funding levels in this
17 Act shall not be transferred pursuant to this section: *Pro-*
18 *vided further*, That the exercise of such authority shall be
19 subject to the regular notification procedures of the Com-
20 mittees on Appropriations.

21 (b) AUTHORITY.—Notwithstanding section 235(a)(2)
22 of the Foreign Assistance Act of 1961, the authority of
23 subsections (a) through (c) of section 234 of such Act
24 shall remain in effect until September 30, 2019.

INSPECTORS GENERAL

1
2 SEC. 7062. (a) PROHIBITION ON USE OF FUNDS.—
3 None of the funds appropriated by this Act may be used
4 to deny an Inspector General funded under this Act timely
5 access to any records, documents, or other materials avail-
6 able to the department or agency of the United States
7 Government over which such Inspector General has re-
8 sponsibilities under the Inspector General Act of 1978 (5
9 U.S.C. App.), or to prevent or impede the access of such
10 Inspector General to such records, documents, or other
11 materials, under any provision of law, except a provision
12 of law that expressly refers to such Inspector General and
13 expressly limits the right of access of such Inspector Gen-
14 eral.

15 (b) TIMELY ACCESS.—A department or agency of the
16 United States Government covered by this section shall
17 provide its Inspector General access to all records, docu-
18 ments, and other materials in a timely manner.

19 (c) COMPLIANCE.—Each Inspector General covered
20 by this section shall ensure compliance with statutory limi-
21 tations on disclosure relevant to the information provided
22 by the department or agency over which that Inspector
23 General has responsibilities under the Inspector General
24 Act of 1978 (5 U.S.C. App.).

1 (d) REPORT.—Each Inspector General covered by
2 this section shall report to the Committees on Appropria-
3 tions within 5 calendar days of any failure by any depart-
4 ment or agency of the United States Government to pro-
5 vide its Inspector General access to all requested records,
6 documents, and other materials.

7 INDIVIDUALS DETAINED AT UNITED STATES NAVAL
8 STATION, GUANTÁNAMO BAY, CUBA

9 SEC. 7063. Not later than 5 days after the conclusion
10 of an agreement with a country, including a state with
11 a compact of free association with the United States, to
12 receive by transfer or release individuals detained at
13 United States Naval Station, Guantánamo Bay, Cuba, the
14 Secretary of State shall notify the Committees on Appro-
15 priations in writing of the terms of the agreement, includ-
16 ing whether funds appropriated by this Act or prior Acts
17 making appropriations for the Department of State, for-
18 eign operations, and related programs will be made avail-
19 able for assistance for such country pursuant to such
20 agreement.

21 MULTI-YEAR PLEDGES

22 SEC. 7064. None of the funds appropriated by this
23 Act may be used to make any pledge for future year fund-
24 ing for any multilateral or bilateral program funded in ti-
25 tles III through VI of this Act unless such pledge was—

1 (1) previously justified, including the projected
2 future year costs, in a congressional budget justifica-
3 tion;

4 (2) included in an Act making appropriations
5 for the Department of State, foreign operations, and
6 related programs or previously authorized by an Act
7 of Congress;

8 (3) notified in accordance with the regular noti-
9 fication procedures of the Committees on Appropria-
10 tions, including the projected future year costs; or

11 (4) the subject of prior consultation with the
12 Committees on Appropriations and such consultation
13 was conducted at least 7 days in advance of the
14 pledge.

15 TORTURE AND OTHER CRUEL, INHUMAN, OR DEGRADING
16 TREATMENT OR PUNISHMENT

17 SEC. 7065. (a) LIMITATION.—None of the funds
18 made available by this Act may be used to support or jus-
19 tify the use of torture and other cruel, inhuman, or de-
20 grading treatment or punishment by any official or con-
21 tract employee of the United States Government.

22 (b) ASSISTANCE.—Funds appropriated under titles
23 III and IV of this Act shall be made available, notwith-
24 standing section 660 of the Foreign Assistance Act of
25 1961 and following consultation with the Committees on

1 Appropriations, for assistance to eliminate torture and
2 other cruel, inhuman, or degrading treatment or punish-
3 ment by foreign police, military or other security forces
4 in countries receiving assistance from funds appropriated
5 by this Act.

6 EXTRADITION

7 SEC. 7066. (a) LIMITATION.—None of the funds ap-
8 propriated in this Act may be used to provide assistance
9 (other than funds provided under the headings “Inter-
10 national Disaster Assistance”, “Complex Crises Fund”,
11 “International Narcotics Control and Law Enforcement”,
12 “Migration and Refugee Assistance”, “United States
13 Emergency Refugee and Migration Assistance Fund”, and
14 “Nonproliferation, Anti-terrorism, Demining and Related
15 Assistance”) for the central government of a country
16 which has notified the Department of State of its refusal
17 to extradite to the United States any individual indicted
18 for a criminal offense for which the maximum penalty is
19 life imprisonment without the possibility of parole or for
20 killing a law enforcement officer, as specified in a United
21 States extradition request.

22 (b) CLARIFICATION.—Subsection (a) shall only apply
23 to the central government of a country with which the
24 United States maintains diplomatic relations and with
25 which the United States has an extradition treaty and the

1 government of that country is in violation of the terms
2 and conditions of the treaty.

3 (c) WAIVER.—The Secretary of State may waive the
4 restriction in subsection (a) on a case-by-case basis if the
5 Secretary certifies to the Committees on Appropriations
6 that such waiver is important to the national interest of
7 the United States.

8 COUNTERING RUSSIAN INFLUENCE AND AGGRESSION

9 SEC. 7067. (a) LIMITATION.—None of the funds ap-
10 propriated by this Act may be made available for assist-
11 ance for the central Government of the Russian Federa-
12 tion.

13 (b) ANNEXATION OF CRIMEA.—

14 (1) None of the funds appropriated by this Act
15 may be made available for assistance for the central
16 government of a country that the Secretary of State
17 determines and reports to the Committees on Appro-
18 priations has taken affirmative steps intended to
19 support or be supportive of the Russian Federation
20 annexation of Crimea or other territory in Ukraine:
21 *Provided*, That except as otherwise provided in sub-
22 section (a), the Secretary may waive the restriction
23 on assistance required by this paragraph if the Sec-
24 retary determines and reports to such Committees

1 that to do so is in the national interest of the United
2 States, and includes a justification for such interest.

3 (2) None of the funds appropriated by this Act
4 may be made available for—

5 (A) the implementation of any action or
6 policy that recognizes the sovereignty of the
7 Russian Federation over Crimea or other terri-
8 tory in Ukraine;

9 (B) the facilitation, financing, or guarantee
10 of United States Government investments in
11 Crimea or other territory in Ukraine under the
12 control of Russian-backed separatists, if such
13 activity includes the participation of Russian
14 Government officials, or other Russian owned
15 or controlled financial entities; or

16 (C) assistance for Crimea or other terri-
17 tory in Ukraine under the control of Russian-
18 backed separatists, if such assistance includes
19 the participation of Russian Government offi-
20 cials, or other Russian owned or controlled fi-
21 nancial entities.

22 (3) The Secretary of the Treasury shall instruct
23 the United States executive directors of each inter-
24 national financial institution to vote against any as-
25 sistance by such institution (including any loan,

1 credit, or guarantee) for any program that violates
2 the sovereignty or territorial integrity of Ukraine.

3 (4) The requirements and limitations of this
4 subsection shall cease to be in effect if the Secretary
5 of State determines and reports to the Committees
6 on Appropriations that the Government of Ukraine
7 has reestablished sovereignty over Crimea and other
8 territory in Ukraine under the control of Russian-
9 backed separatists.

10 (c) OCCUPATION OF THE GEORGIAN TERRITORIES OF
11 ABKHAZIA AND TSKHINVALI REGION/SOUTH OSSETIA.—

12 (1) None of the funds appropriated by this Act
13 may be made available for assistance for the central
14 government of a country that the Secretary of State
15 determines and reports to the Committees on Appro-
16 priations has recognized the independence of, or has
17 established diplomatic relations with, the Russian oc-
18 cupied Georgian territories of Abkhazia and
19 Tskhinvali Region/South Ossetia: *Provided*, That the
20 Secretary shall publish on the Department of State
21 website a list of any such central governments in a
22 timely manner: *Provided further*, That the Secretary
23 may waive the restriction on assistance required by
24 this paragraph if the Secretary determines and re-
25 ports to the Committees on Appropriations that to

1 do so is in the national interest of the United States,
2 and includes a justification for such interest.

3 (2) None of the funds appropriated by this Act
4 may be made available to support the Russian occu-
5 pation of the Georgian territories of Abkhazia and
6 Tskhinvali Region/South Ossetia.

7 (3) The Secretary of the Treasury shall instruct
8 the United States executive directors of each inter-
9 national financial institution to vote against any as-
10 sistance by such institution (including any loan,
11 credit, or guarantee) for any program that violates
12 the sovereignty and territorial integrity of Georgia.

13 (d) COUNTERING RUSSIAN INFLUENCE FUND.—

14 (1) Of the funds appropriated by this Act under
15 the headings “Assistance for Europe, Eurasia and
16 Central Asia”, “International Narcotics Control and
17 Law Enforcement”, “International Military Edu-
18 cation and Training”, and “Foreign Military Fi-
19 nancing Program”, not less than \$300,000,000 shall
20 be made available to carry out the purposes of the
21 Countering Russian Influence Fund, as authorized
22 by section 254 of the Countering Russian Influence
23 in Europe and Eurasia Act of 2017 (Public Law
24 115–44; 22 U.S.C. 9543), and programs to enhance
25 the capacity of law enforcement and security forces

1 in countries in Europe and Eurasia and strengthen
2 security cooperation between such countries and the
3 United States and the North Atlantic Treaty Orga-
4 nization, as appropriate.

5 (2) Of the funds appropriated in prior Acts
6 making appropriations for the Department of State,
7 foreign operations, and related programs that are
8 made available for the Countering Russian Influence
9 Fund, not less than the following amounts shall be
10 made available—

11 (A) \$25,000,000 for assistance for
12 Ukraine;

13 (B) \$15,000,000 for the assistance for the
14 Baltic states;

15 (C) \$25,000,000 for assistance for Geor-
16 gia; and

17 (D) \$15,000,000 for assistance for the
18 countries of the Balkan Peninsula:

19 *Provided*, That such funds are in addition to
20 amounts otherwise made available by this Act for
21 such countries.

22 (3) Funds appropriated by this Act and made
23 available for assistance for the Eastern Partnership
24 countries shall be made available to advance the im-
25 plementation of Association Agreements and trade

1 agreements with the European Union, and to reduce
2 their vulnerability to external economic and political
3 pressure from the Russian Federation.

4 (e) DEMOCRACY PROGRAMS.—Funds appropriated by
5 this Act shall be made available to support democracy pro-
6 grams in the Russian Federation, including to promote
7 Internet freedom, and shall also be made available to sup-
8 port the democracy and rule of law strategy required by
9 section 7071(d) of the Department of State, Foreign Op-
10 erations, and Related Programs Appropriations Act, 2014
11 (division K of Public Law 113–76).

12 INTERNATIONAL MONETARY FUND

13 SEC. 7068. (a) EXTENSIONS.—The terms and condi-
14 tions of sections 7086(b) (1) and (2) and 7090(a) of the
15 Department of State, Foreign Operations, and Related
16 Programs Appropriations Act, 2010 (division F of Public
17 Law 111–117) shall apply to this Act.

18 (b) REPAYMENT.—The Secretary of the Treasury
19 shall instruct the United States Executive Director of the
20 International Monetary Fund (IMF) to seek to ensure
21 that any loan will be repaid to the IMF before other pri-
22 vate creditors.

1 STABILIZATION AND DEVELOPMENT IN REGIONS

2 IMPACTED BY EXTREMISM AND CONFLICT

3 SEC. 7069. (a) COUNTERING FOREIGN FIGHTERS

4 AND EXTREMIST ORGANIZATIONS.—Funds appropriated
5 under titles III and IV of this Act shall be made available
6 for programs and activities to counter and defeat violent
7 extremism and foreign fighters abroad, consistent with the
8 strategy required by section 7073(a)(1) of the Department
9 of State, Foreign Operations, and Related Programs Ap-
10 propriations Act, 2017 (division J of Public Law 115–31):
11 *Provided*, That the Secretary of State shall ensure such
12 programs are coordinated with and complement the efforts
13 of other United States Government agencies and inter-
14 national partners, and that information gained through
15 the conduct of such programs is shared in a timely manner
16 with relevant departments and agencies of the United
17 States Government, other international partners, and the
18 appropriate congressional committees, as appropriate.

19 (b) RELIEF AND RECOVERY FUND.—

20 (1) FUNDS AND TRANSFER AUTHORITY.—Of
21 the funds appropriated by this Act under the head-
22 ings “Economic Support Fund”, “International Nar-
23 cotics Control and Law Enforcement”, “Non-
24 proliferation, Anti-terrorism, Demining and Related
25 Programs”, “Peacekeeping Operations”, and “For-

1 eign Military Financing Program”, not less than
2 \$250,000,000 shall be made available for the Relief
3 and Recovery Fund for assistance for areas liberated
4 or at risk from, or under the control of, the Islamic
5 State of Iraq and Syria, other terrorist organiza-
6 tions, or violent extremist organizations, including
7 for stabilization assistance for vulnerable ethnic and
8 religious minority communities affected by conflict:
9 *Provided*, That such funds are in addition to
10 amounts otherwise made available for such purposes
11 and to amounts specifically designated in this Act or
12 in the report accompanying this Act for assistance
13 for countries: *Provided further*, That such funds ap-
14 propriated under such headings may be transferred
15 to, and merged with, funds appropriated under such
16 headings: *Provided further*, That such transfer au-
17 thority is in addition to any other transfer authority
18 provided by this Act or any other Act, and is subject
19 to the regular notification procedures of the Com-
20 mittees on Appropriations.

21 (2) TRANSITIONAL JUSTICE.—Of the funds ap-
22 appropriated by this Act under the heading “Inter-
23 national Narcotics Control and Law Enforcement”
24 that are made available for the Relief and Recovery
25 Fund, not less than \$5,000,000 shall be made avail-

1 able for programs to promote accountability in Iraq
2 and Syria for genocide, crimes against humanity,
3 and war crimes, which shall be in addition to any
4 other funds made available by this Act for such pur-
5 poses: *Provided*, That such programs shall include
6 components to develop local investigative and judi-
7 cial skills, and to collect and preserve evidence and
8 maintain the chain of custody of evidence, including
9 for use in prosecutions: *Provided further*, That such
10 funds shall be administered by the Special Coordi-
11 nator for the Office of Global Criminal Justice, De-
12 partment of State: *Provided further*, That funds
13 made available by this paragraph shall only be made
14 available on an open and competitive basis.

15 (3) COST-MATCHING BASIS.—Funds appro-
16 priated pursuant to paragraph (1) shall be made
17 available to the maximum extent practicable on a
18 cost-matching basis from sources other than the
19 United States Government.

20 (4) Of the funds appropriated in prior Acts
21 making appropriations for the Department of State,
22 foreign operations, and related programs that are
23 made available for the Relief and Recovery Fund,
24 not less than the following amounts shall be made
25 available—

- 1 (A) \$100,000,000 for assistance for Iraq;
2 (B) \$100,000,000 for assistance for Syria;
3 (C) \$50,000,000 for assistance for Jordan;
4 (D) \$50,000,000 for assistance for Libya;
5 (E) \$50,000,000 for assistance for Tunisia;
6
7 (F) \$50,000,000 for countries of the Lake
8 Chad Basin region;
9 (G) \$25,000,000 for assistance for Lebanon;
10
11 (H) \$25,000,000 for assistance for countries in West Africa;
12
13 (I) \$25,000,000 for assistance for countries in East Africa; and
14
15 (J) \$25,000,000 for assistance for the
16 countries of the Sahel region:

17 *Provided*, That such funds are in addition to
18 amounts otherwise made available by this Act for
19 such countries.

20 (c) PREVENTION OF FAILED STATES THROUGH PUBLIC-PRIVATE PARTNERSHIPS.—
21

22 (1) Of the funds appropriated by this Act and
23 prior Acts making appropriations for the Department of State, foreign operations, and related programs that are made available for the Relief and Re-
24
25

1 covery Fund, up to \$20,000,000 shall be made avail-
2 able to implement the program described in para-
3 graph (2), which shall be apportioned to USAID not
4 later than 90 days after enactment of this Act: *Pro-*
5 *vided*, That such funds shall be in addition to funds
6 made available for bilateral assistance for such coun-
7 tries, and shall remain available until expended: *Pro-*
8 *vided further*, That in addition to funds otherwise
9 made available for such purposes, up to \$1,500,000
10 of the funds made available by this paragraph may
11 be used by USAID for administrative expenses re-
12 lated to the design and implementation of the pro-
13 gram described in paragraph (2).

14 (2) To prevent the failing of states and suscep-
15 tibility to radicalization that threatens the security
16 of the United States, the Secretary of State and
17 USAID Administrator, in coordination with the
18 heads of other relevant Federal agencies and United
19 Nations entities, as appropriate, shall develop and
20 implement a public-private partnerships program to
21 accelerate a coherent approach to development in
22 fragile states and those states threatened or ad-
23 versely impacted by economic and political instability
24 or violent extremism: *Provided*, That the Secretary
25 and Administrator shall, as appropriate—

1 (A) develop criteria for countries to be en-
2 compassed in the program, including to—

3 (i) ensure that any such program is
4 fully integrated and consistent with the de-
5 velopment strategy for recipient countries;
6 and

7 (ii) require the central government of
8 countries to commit to implementation of
9 such program in a transparent and ac-
10 countable manner, including through the
11 signing of compacts or memoranda of un-
12 derstanding, as appropriate, as a pre-
13 condition for participation in such pro-
14 gram;

15 (B) prioritize local organizations in the
16 participating countries as implementers, and
17 ensure any grants, cooperative agreements, or
18 contracts awarded to international implemen-
19 ters contain provisions for the training and
20 mentoring of local organizations to sustain all
21 activities by the end of such award;

22 (C) review existing bilateral and regional
23 programs funded by this Act and prior Acts
24 making appropriations for the Department of
25 State, foreign operations, and related programs

1 that are implemented in such countries to en-
2 sure complementarity with such program; and

3 (D) coordinate such program with other
4 development and security programs conducted
5 in recipient countries by other United States
6 Government agencies, including the Department
7 of Defense, and international donors, as appro-
8 priate.

9 (3) Prior to the obligation of funds made avail-
10 able by paragraph (1), the Secretary of State and
11 USAID Administrator shall jointly submit a report
12 to the Committees on Appropriations detailing the
13 fragile states potentially eligible for the public-pri-
14 vate partnership program required by this section;
15 the requirements of the central governments for par-
16 ticipation in the program and program condition-
17 ality, if any; and benchmarks to measures the effec-
18 tiveness of such program.

19 (d) COUNTER VIOLENT EXTREMISM IN ASIA.—Of
20 the funds appropriated by this Act under the heading
21 “Economic Support Fund”, not less than \$5,000,000 shall
22 be made available for programs to counter violent extre-
23 mism in Asia, including within the Buddhist community
24 and between Buddhist and Muslim communities: *Provided*,
25 That such funds shall be administered by the Mission Di-

1 rector of the Regional Development Mission for Asia,
2 USAID: *Provided further*, That such funds are in addition
3 to funds otherwise made available for such purposes.

4 (e) FRAGILE STATES AND EXTREMISM.—Funds ap-
5 propriated by this Act shall be made available for the pur-
6 poses of section 7080 of the Department of State, Foreign
7 Operations, and Related Programs Appropriations Act,
8 2017 (division J of Public Law 115–31), subject to the
9 regular notification procedures of the Committees on Ap-
10 propriations.

11 (f) GLOBAL CONCESSIONAL FINANCING FACILITY.—
12 Funds appropriated by this Act under the heading “Eco-
13 nomic Support Fund” shall be made available for the
14 Concessional Finance Facility of the World Bank to pro-
15 vide financing to support refugees and host communities:
16 *Provided*, That such funds shall be in addition to funds
17 made available for bilateral assistance in the report re-
18 quired by section 653(a) of the Foreign Assistance Act
19 of 1961, and may only be made available subject to prior
20 to consultation with the Committees on Appropriations.

21 ENTERPRISE FUNDS

22 SEC. 7070. (a) NOTIFICATION.—None of the funds
23 made available under titles III through VI of this Act may
24 be made available for Enterprise Funds unless the appro-

1 priate congressional committees are notified at least 15
2 days in advance.

3 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
4 distribution of any assets resulting from any liquidation,
5 dissolution, or winding up of an Enterprise Fund, in whole
6 or in part, the President shall submit to the appropriate
7 congressional committees a plan for the distribution of the
8 assets of the Enterprise Fund.

9 (c) TRANSITION OR OPERATING PLAN.—Prior to a
10 transition to and operation of any private equity fund or
11 other parallel investment fund under an existing Enter-
12 prise Fund, the President shall submit such transition or
13 operating plan to the appropriate congressional commit-
14 tees.

15 INTERNATIONAL FAMILY PLANNING AND WOMEN'S

16 HEALTH

17 SEC. 7071. (a) ASSISTANCE FOR NONGOVERN-
18 MENTAL ORGANIZATIONS.—

19 (1) Notwithstanding any other provision of law,
20 regulation, or policy, a foreign nongovernmental or-
21 ganization—

22 (A) shall not be ineligible for assistance
23 appropriated or otherwise made available by
24 this Act solely on the basis of health or medical
25 services, including counseling and referral serv-

1 ices, provided by such organization with non-
2 United States Government funds if such serv-
3 ices—

4 (i) are permitted in the country in
5 which they are being provided; and

6 (ii) would not violate United States
7 law if provided in the United States; and

8 (B) shall not be subject to requirements
9 relating to the use of non-United States Gov-
10 ernment funds for advocacy and lobbying activi-
11 ties other than those that apply to United
12 States nongovernmental organizations receiving
13 assistance appropriated or otherwise made
14 available by this Act.

15 (b) UNITED NATIONS POPULATION FUND.—

16 (1) CONTRIBUTION.—Of the funds appropriated
17 by this Act under the heading “International Orga-
18 nizations and Programs”, not less than \$37,500,000
19 shall be made available for the United Nations Pop-
20 ulation Fund (referred to in this subsection as
21 “UNFPA”).

22 (2) AVAILABILITY OF FUNDS.—Funds appro-
23 priated for UNFPA under this Act that are not
24 made available for UNFPA because of the operation
25 of any provision of law—

1 (A) shall be transferred to, and merged
2 with, funds appropriated under the heading
3 “Global Health Programs”; and

4 (B) shall be made available for family
5 planning, maternal, and reproductive health ac-
6 tivities, subject to the regular notification pro-
7 cedures of the Committees on Appropriations.

8 (3) PROHIBITION ON USE OF FUNDS IN
9 CHINA.—None of the funds made available under
10 this Act may be used by UNFPA for a country pro-
11 gram in the People’s Republic of China.

12 (4) CONDITIONS ON AVAILABILITY OF
13 FUNDS.—Funds made available under this Act for
14 UNFPA may not be made available unless—

15 (A) UNFPA maintains funds received
16 under this Act in an account separate from
17 other UNFPA accounts and does not com-
18 mingle such funds with other funds; and

19 (B) UNFPA does not fund abortions.

20 GLOBAL INTERNET FREEDOM

21 SEC. 7072. (a) FUNDING.—Of the funds available for
22 obligation during fiscal year 2019 under the headings
23 “International Broadcasting Operations”, “Economic
24 Support Fund”, “Democracy Fund”, and “Assistance for
25 Europe, Eurasia and Central Asia”, not less than

1 \$60,500,000 shall be made available for programs to pro-
2 mote Internet freedom globally: *Provided*, That such pro-
3 grams shall be prioritized for countries whose governments
4 restrict freedom of expression on the Internet, and that
5 are important to the national interest of the United
6 States: *Provided further*, That funds made available pursu-
7 ant to this section shall be matched, to the maximum ex-
8 tent practicable, by sources other than the United States
9 Government, including from the private sector.

10 (b) REQUIREMENTS.—

11 (1) Funds appropriated by this Act under the
12 headings “Economic Support Fund”, “Democracy
13 Fund”, and “Assistance for Europe, Eurasia and
14 Central Asia” that are made available pursuant to
15 subsection (a) shall be—

16 (A) coordinated with other democracy pro-
17 grams funded by this Act under such headings,
18 and shall be incorporated into country assist-
19 ance and democracy promotion strategies, as
20 appropriate;

21 (B) for programs to implement the May
22 2011, International Strategy for Cyberspace;
23 the Department of State International Cyber-
24 space Policy Strategy required by section 402
25 of the Cybersecurity Act of 2015 (division N of

1 Public Law 114–113); and the comprehensive
2 strategy to promote Internet freedom and ac-
3 cess to information in Iran, as required by sec-
4 tion 414 of the Iran Threat Reduction and
5 Syria Human Rights Act of 2012 (22 U.S.C.
6 8754);

7 (C) made available for programs that sup-
8 port the efforts of civil society to counter the
9 development of repressive Internet-related laws
10 and regulations, including countering threats to
11 Internet freedom at international organizations;
12 to combat violence against bloggers and other
13 users; and to enhance digital security training
14 and capacity building for democracy activists;

15 (D) made available for research of key
16 threats to Internet freedom; the continued de-
17 velopment of technologies that provide or en-
18 hance access to the Internet, including cir-
19 cumvention tools that bypass Internet blocking,
20 filtering, and other censorship techniques used
21 by authoritarian governments; and maintenance
22 of the technological advantage of the United
23 States Government over such censorship tech-
24 niques: *Provided*, That the Secretary of State,
25 in consultation with the Chief Executive Officer

1 (CEO) of the Broadcasting Board of Governors
2 (BBG), shall coordinate any such research and
3 development programs with other relevant
4 United States Government departments and
5 agencies in order to share information, tech-
6 nologies, and best practices, and to assess the
7 effectiveness of such technologies; and

8 (E) made available only after the Assistant
9 Secretary for Democracy, Human Rights, and
10 Labor, Department of State, concurs that such
11 funds are allocated consistent with—

12 (i) the strategies referenced in sub-
13 paragraph (B) of this paragraph;

14 (ii) best practices regarding security
15 for, and oversight of, Internet freedom pro-
16 grams; and

17 (iii) sufficient resources and support
18 for the development and maintenance of
19 anti-censorship technology and tools.

20 (2) Funds appropriated by this Act under the
21 heading “International Broadcasting Operations”
22 that are made available pursuant to subsection (a)
23 shall be—

24 (A) made available only for tools and tech-
25 niques to securely develop and distribute BBG

1 digital content; facilitate audience access to
2 such content on websites that are censored; co-
3 ordinate the distribution of BBG digital content
4 to targeted regional audiences; and to promote
5 and distribute such tools and techniques, in-
6 cluding digital security techniques;

7 (B) coordinated with programs funded by
8 this Act under the heading “International
9 Broadcasting Operations”, and shall be incor-
10 porated into country broadcasting strategies, as
11 appropriate;

12 (C) coordinated by the BBG CEO to pro-
13 vide Internet circumvention tools and tech-
14 niques for audiences in countries that are stra-
15 tegic priorities for the BBG and in a manner
16 consistent with the BBG Internet freedom
17 strategy; and

18 (D) made available for the research and
19 development of new tools or techniques author-
20 ized in paragraph (A) only after the BBG CEO,
21 in consultation with the Secretary of State and
22 other relevant United States Government de-
23 partments and agencies, evaluates the risks and
24 benefits of such new tools or techniques, and

1 establishes safeguards to minimize the use of
2 such new tools or techniques for illicit purposes.

3 (c) COORDINATION AND SPEND PLANS.—After con-
4 sultation among the relevant agency heads to coordinate
5 and de-conflict planned activities, but not later than 90
6 days after enactment of this Act, the Secretary of State
7 and the BBG CEO shall submit to the Committees on Ap-
8 propriations spend plans for funds made available by this
9 Act for programs to promote Internet freedom globally,
10 which shall include a description of safeguards established
11 by relevant agencies to ensure that such programs are not
12 used for illicit purposes: *Provided*, That the Department
13 of State spend plan shall include funding for all such pro-
14 grams for all relevant Department of State and USAID
15 offices and bureaus.

16 (d) SECURITY AUDITS.—Funds made available pur-
17 suant to this section to promote Internet freedom globally
18 may only be made available to support technologies that
19 undergo comprehensive security audits conducted by the
20 Bureau of Democracy, Human Rights, and Labor, De-
21 partment of State to ensure that such technology is secure
22 and has not been compromised in a manner detrimental
23 to the interest of the United States or to individuals and
24 organizations benefiting from programs supported by such
25 funds: *Provided*, That the security auditing procedures

1 used by such Bureau shall be reviewed and updated peri-
2 odically to reflect current industry security standards.

3 (e) SURGE.—Of the funds appropriated by this Act
4 under the heading “Economic Support Fund”, up to
5 \$2,500,000 may be made available to surge Internet free-
6 dom programs in closed societies if the Secretary of State
7 determines and reports to the appropriate congressional
8 committees that such use of funds is in the national inter-
9 est: *Provided*, That such funds are in addition to amounts
10 made available for such purposes: *Provided further*, That
11 such funds may be transferred to, and merged with, funds
12 appropriated by this Act under the heading “International
13 Broadcasting Operations” following consultation with, and
14 the regular notification procedures of, the Committees on
15 Appropriations.

16 IMPACT ON JOBS IN THE UNITED STATES

17 SEC. 7073. None of the funds appropriated or other-
18 wise made available under titles III through VI of this
19 Act may be obligated or expended to provide—

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

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

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

15 (3) any assistance to an entity outside the
16 United States if such assistance is for the purpose
17 of directly relocating or transferring jobs from the
18 United States to other countries and adversely im-
19 pacts the labor force in the United States; or

20 (4) for the enforcement of any rule, regulation,
21 policy, or guidelines implemented pursuant to—

22 (A) the third proviso of subsection 7079(b)
23 of the Department of State, Foreign Oper-
24 ations, and Related Programs Appropriations
25 Act, 2010 (division F of Public Law 111–117);

1 (B) the modification proposed by the Over-
2 seas Private Investment Corporation in Novem-
3 ber 2013 to the Corporation's Environmental
4 and Social Policy Statement relating to coal; or

5 (C) the Supplemental Guidelines for High
6 Carbon Intensity Projects approved by the Ex-
7 port-Import Bank of the United States on De-
8 cember 12, 2013,

9 when enforcement of such rule, regulation, policy, or
10 guidelines would prohibit, or have the effect of pro-
11 hibiting, any coal-fired or other power-generation
12 project the purpose of which is to: (i) provide afford-
13 able electricity in International Development Asso-
14 ciation (IDA)-eligible countries and IDA-blend coun-
15 tries; and (ii) increase exports of goods and services
16 from the United States or prevent the loss of jobs
17 from the United States.

18 SPECIAL DEFENSE ACQUISITION FUND

19 SEC. 7074. Not to exceed \$900,000,000 may be obli-
20 gated pursuant to section 51(c)(2) of the Arms Export
21 Control Act for the purposes of the Special Defense Acqui-
22 sition Fund (the Fund), to remain available for obligation
23 until September 30, 2021: *Provided*, That the provision
24 of defense articles and services to foreign countries or

1 international organizations from the Fund shall be subject
2 to the concurrence of the Secretary of State.

3 REORGANIZATION

4 SEC. 7075. (a) LIMITATIONS.—

5 (1) BUREAU OF POPULATION, REFUGEES, AND
6 MIGRATION, DEPARTMENT OF STATE.—None of the
7 funds appropriated by this Act, prior Acts making
8 appropriations for the Department of State, foreign
9 operations, and related programs, or any other Act
10 may be used to downsize, downgrade, consolidate,
11 close, move, or relocate the Bureau of Population,
12 Refugees, and Migration, Department of State, to
13 another Federal agency.

14 (2) ADMINISTRATION OF FUNDS.—Funds made
15 available by this Act—

16 (A) under the heading “Migration and
17 Refugee Assistance” shall be administered by
18 the Assistant Secretary for Population, Refu-
19 gees, and Migration, Department of State, and
20 this responsibility shall not be delegated; and

21 (B) that are made available for the Office
22 of Global Women’s Issues shall be administered
23 by the United States Ambassador-at-Large for
24 Global Women’s Issues, Department of State,
25 and this responsibility shall not be delegated.

1 (b) REQUIREMENTS.—

2 (1) COST ANALYSIS AND IMPLEMENTATION
3 PLAN.—None of the funds appropriated by this Act,
4 prior Acts making appropriations for the Depart-
5 ment of State, foreign operations, and related pro-
6 grams, or any other Act may be used to implement
7 a reorganization plan for an agency, organization, or
8 entity funded by this Act unless the appropriate con-
9 gressional committees receive, not less than 60 days
10 prior to the date of the implementation of such plan,
11 a—

12 (A) comprehensive analysis of the short-
13 and long-term costs associated with such reor-
14 ganization, including for implementation, facili-
15 ties and personnel, for the current fiscal year
16 and subsequent fiscal years; and

17 (B) specific plan for implementing such re-
18 organization, including realistic timelines and
19 benchmarks.

20 (2) PRIOR CONSULTATION.—Funds appro-
21 priated by this Act, prior Acts making appropria-
22 tions for the Department of State, foreign oper-
23 ations, and related programs, or any other Act may
24 not be used to implement a reorganization by the
25 Department of State, United States Agency for

1 International Development, any other Federal agen-
2 cy, or organization funded by this Act without prior
3 consultation by the head of such department, agen-
4 cy, or organization with the appropriate congress-
5 sional committees.

6 (3) NOTIFICATION.—Funds made available by
7 this Act that are made available for the reorganiza-
8 tion of the Department of State, USAID, or any
9 other Federal agency, or organization funded by this
10 Act shall be subject to the regular notification proce-
11 dures of the Committees on Appropriations.

12 (4) OPERATING PLANS.—Operating plans sub-
13 mitted pursuant to section 7076(a) of this Act shall
14 reflect, as applicable, the costs associated with any
15 reorganization planned during fiscal year 2019.

16 (c) FISCAL YEAR 2019 PERSONNEL ENDSTRENGTH
17 LEVELS.—Funds appropriated by this Act and made
18 available for the Department of State and USAID shall
19 be made available to fund the full cost of the personnel
20 requirements necessary to carry out the diplomatic, devel-
21 opment, and national security missions of the Department
22 of State and USAID: *Provided*, That as of September 30,
23 2019 the on-board, full-time career/permanent personnel
24 levels of the Foreign Service and Civil Service of—

1 in title III of this Act, including the Inter-American Foun-
2 dation and the United States African Development Foun-
3 dation, shall submit to the Committees on Appropriations
4 an operating plan for funds appropriated to such depart-
5 ment, agency, or organization in such titles of this Act,
6 or funds otherwise available for obligation in fiscal year
7 2019, that provides details of the uses of such funds at
8 the program, project, and activity level: *Provided*, That
9 such plans shall include, as applicable, a comparison be-
10 tween the congressional budget justification funding levels,
11 the most recent congressional directives or approved fund-
12 ing levels, and the funding levels proposed by the depart-
13 ment or agency; and a clear, concise, and informative de-
14 scription/justification: *Provided further*, That if such de-
15 partment, agency, or organization receives an additional
16 amount under the same heading in title VIII of this Act,
17 operating plans required by this subsection shall include
18 consolidated information on all such funds: *Provided fur-*
19 *ther*, That operating plans that include changes in levels
20 of funding for programs, projects, and activities specified
21 in the congressional budget justification, in this Act, or
22 amounts specifically designated in the respective tables in-
23 cluded in the report accompanying this Act, as applicable,
24 shall be subject to the notification and reprogramming re-
25 quirements of section 7015 of this Act.

1 (b) SPEND PLANS.—

2 (1) Prior to the initial obligation of funds, the
3 Secretary of State or Administrator of the United
4 States Agency for International Development, as ap-
5 propriate, shall submit to the Committees on Appro-
6 priations a spend plan for funds made available by
7 this Act, for—

8 (A) assistance for Afghanistan, Iraq, Leb-
9 anon, Pakistan, and the West Bank and Gaza;

10 (B) assistance made available pursuant to
11 section 7067(d) of this Act to counter Russian
12 influence and aggression, except that such plan
13 shall be on a country-by-country basis;

14 (C) assistance made available pursuant to
15 section 7059 of this Act;

16 (D) Power Africa and the regional security
17 initiatives listed under this section in Senate
18 Report 115–152: *Provided*, That the spend plan
19 for such initiatives shall include the amount of
20 assistance planned for each country by account,
21 to the maximum extent practicable; and

22 (E) democracy programs, programs to sup-
23 port section 7069(a) of this Act, and sectors
24 enumerated in subsections (a), (c), (d), (e), (f),
25 and (h) of section 7060 of this Act.

1 (2) Not later than 45 days after enactment of
2 this Act, the Secretary of the Treasury shall submit
3 to the Committees on Appropriations a detailed
4 spend plan for funds made available by this Act
5 under the heading “Department of the Treasury,
6 International Affairs Technical Assistance” in title
7 III.

8 (3) Notwithstanding paragraph (1), up to 10
9 percent of the funds contained in a spend plan re-
10 quired by this subsection may be obligated prior to
11 the submission of such spend plan if the Secretary
12 of State or the USAID Administrator, as appro-
13 priate, determines that the obligation of such funds
14 is necessary to avoid significant programmatic dis-
15 ruption: *Provided*, That not less than seven days
16 prior to such obligation, the Secretary or Adminis-
17 trator, as appropriate, shall consult with the Com-
18 mittees on Appropriations on the justification for
19 such obligation and the proposed uses of such funds.

20 (c) SPENDING REPORT.—Not later than 45 days
21 after enactment of this Act, the USAID Administrator
22 shall submit to the Committees on Appropriations a de-
23 tailed report on spending of funds made available during
24 fiscal year 2018 under the heading “Development Credit
25 Authority”.

1 (d) CLARIFICATION.—The spend plans referenced in
2 subsection (b) shall not be considered as meeting the noti-
3 fication requirements in this Act or under section 634A
4 of the Foreign Assistance Act of 1961.

5 (e) CONGRESSIONAL BUDGET JUSTIFICATION.—

6 (1) The congressional budget justification for
7 Department of State operations and foreign oper-
8 ations shall be provided to the Committees on Ap-
9 propriations concurrent with the date of submission
10 of the President’s budget for fiscal year 2019: *Pro-*
11 *vided*, That the appendices for such justification
12 shall be provided to the Committees on Appropria-
13 tions not later than 10 calendar days thereafter.

14 (2) The Secretary of State and the USAID Ad-
15 ministrator shall include in the congressional budget
16 justification a detailed justification for multi-year
17 availability for any funds requested under the head-
18 ings “Diplomatic Programs” and “Operating Ex-
19 penses”.

20 RESCISSIONS

21 (INCLUDING RESCISSION OF FUNDS)

22 SEC. 7077. (a) Of the unobligated balances available
23 under the heading “International Narcotics Control and
24 Law Enforcement”, as identified by Treasury Appropria-
25 tion Fund Symbol 11 X 1022, \$14,000,000 are rescinded.

1 (b) Of the grant balances in the Foreign Military
2 Sales Trust Fund, identified by Treasury Appropriation
3 Fund Symbol 97–11 X 8242, which are not currently ap-
4 plied to an active FMS case and which were appropriated
5 prior to fiscal year 2009, \$11,000,000 shall be
6 deobligated, as appropriate, and shall be permanently re-
7 scinded.

1 TITLE VIII
2 OVERSEAS CONTINGENCY OPERATIONS/GLOBAL
3 WAR ON TERRORISM
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS
7 (INCLUDING TRANSFER OF FUNDS)

8 For an additional amount for “Diplomatic Pro-
9 grams”, \$2,975,971,000, to remain available until Sep-
10 tember 30, 2020, of which \$2,376,122,000 is for World-
11 wide Security Protection and shall remain available until
12 expended: *Provided*, That the Secretary of State may
13 transfer up to \$5,000,000 of the total funds made avail-
14 able under this heading to any other appropriation of any
15 department or agency of the United States, upon the con-
16 currence of the head of such department or agency, to sup-
17 port operations in, and assistance for, Afghanistan and
18 to carry out the provisions of the Foreign Assistance Act
19 of 1961: *Provided further*, That any such transfer shall
20 be subject to the regular notification procedures of the
21 Committees on Appropriations: *Provided further*, That
22 such amount is designated by the Congress for Overseas
23 Contingency Operations/Global War on Terrorism pursu-
24 ant to section 251(b)(2)(A)(ii) of the Balanced Budget
25 and Emergency Deficit Control Act of 1985.

1 OFFICE OF INSPECTOR GENERAL

2 For an additional amount for “Office of Inspector
3 General”, \$68,100,000, to remain available until Sep-
4 tember 30, 2020, of which \$54,900,000 shall be for the
5 Special Inspector General for Afghanistan Reconstruction
6 (SIGAR) for reconstruction oversight: *Provided*, That
7 printing and reproduction costs of SIGAR shall not exceed
8 amounts for such costs during fiscal year 2018: *Provided*
9 *further*, That such amount is designated by the Congress
10 for Overseas Contingency Operations/Global War on Ter-
11 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
12 anced Budget and Emergency Deficit Control Act of 1985.

13 INTERNATIONAL ORGANIZATIONS

14 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

15 For an additional amount for “Contributions to
16 International Organizations”, \$96,240,000: *Provided*,
17 That such amount is designated by the Congress for Over-
18 seas Contingency Operations/Global War on Terrorism
19 pursuant to section 251(b)(2)(A)(ii) of the Balanced
20 Budget and Emergency Deficit Control Act of 1985.

21 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

22 ACTIVITIES

23 For an additional amount for “Contributions for
24 International Peacekeeping Activities”, \$967,456,000, to
25 remain available until September 30, 2020: *Provided*,

1 That such amount is designated by the Congress for Over-
2 seas Contingency Operations/Global War on Terrorism
3 pursuant to section 251(b)(2)(A)(ii) of the Balanced
4 Budget and Emergency Deficit Control Act of 1985.

5 UNITED STATES AGENCY FOR INTERNATIONAL
6 DEVELOPMENT

7 FUNDS APPROPRIATED TO THE PRESIDENT

8 OPERATING EXPENSES

9 For an additional amount for “Operating Expenses”,
10 \$158,067,000, to remain available until September 30,
11 2020: *Provided*, That such amount is designated by the
12 Congress for Overseas Contingency Operations/Global
13 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
14 the Balanced Budget and Emergency Deficit Control Act
15 of 1985.

16 OFFICE OF INSPECTOR GENERAL

17 For an additional amount for “Office of Inspector
18 General”, \$2,500,000, to remain available until September
19 30, 2020: *Provided*, That such amount is designated by
20 the Congress for Overseas Contingency Operations/Global
21 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
22 the Balanced Budget and Emergency Deficit Control Act
23 of 1985.

1 BILATERAL ECONOMIC ASSISTANCE
2 FUNDS APPROPRIATED TO THE PRESIDENT
3 INTERNATIONAL DISASTER ASSISTANCE

4 For an additional amount for “International Disaster
5 Assistance”, \$584,278,000, to remain available until ex-
6 pended: *Provided*, That such funds shall be apportioned
7 to the United States Agency for International Develop-
8 ment not later than 45 days after enactment of this Act:
9 *Provided further*, That such amount is designated by the
10 Congress for Overseas Contingency Operations/Global
11 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
12 the Balanced Budget and Emergency Deficit Control Act
13 of 1985.

14 TRANSITION INITIATIVES

15 For an additional amount for “Transition Initia-
16 tives”, \$62,043,000, to remain available until expended:
17 *Provided*, That such amount is designated by the Congress
18 for Overseas Contingency Operations/Global War on Ter-
19 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
20 anced Budget and Emergency Deficit Control Act of 1985.

21 ECONOMIC SUPPORT FUND

22 For an additional amount for “Economic Support
23 Fund”, \$1,167,622,000, to remain available until Sep-
24 tember 30, 2020: *Provided*, That such amount is des-
25 ignated by the Congress for Overseas Contingency Oper-

1 ations/Global War on Terrorism pursuant to section
2 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
3 Deficit Control Act of 1985.

4 DEPARTMENT OF STATE

5 MIGRATION AND REFUGEE ASSISTANCE

6 For an additional amount for “Migration and Ref-
7 ugee Assistance” to respond to refugee crises, including
8 in Africa, the Near East, South and Central Asia, and
9 Europe and Eurasia, \$493,976,000, to remain available
10 until expended, except that such funds shall not be made
11 available for the resettlement costs of refugees in the
12 United States: *Provided*, That such amount is designated
13 by the Congress for Overseas Contingency Operations/
14 Global War on Terrorism pursuant to section
15 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
16 Deficit Control Act of 1985.

17 INTERNATIONAL SECURITY ASSISTANCE

18 DEPARTMENT OF STATE

19 INTERNATIONAL NARCOTICS CONTROL AND LAW

20 ENFORCEMENT

21 For an additional amount for “International Nar-
22 cotics Control and Law Enforcement”, \$417,951,000, to
23 remain available until September 30, 2020: *Provided*,
24 That such amount is designated by the Congress for Over-
25 seas Contingency Operations/Global War on Terrorism

1 pursuant to section 251(b)(2)(A)(ii) of the Balanced
2 Budget and Emergency Deficit Control Act of 1985.

3 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
4 RELATED PROGRAMS

5 For an additional amount for “Nonproliferation,
6 Anti-terrorism, Demining and Related Programs”,
7 \$220,583,000, to remain available until September 30,
8 2020: *Provided*, That such amount is designated by the
9 Congress for Overseas Contingency Operations/Global
10 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
11 the Balanced Budget and Emergency Deficit Control Act
12 of 1985.

13 PEACEKEEPING OPERATIONS

14 For an additional amount for “Peacekeeping Oper-
15 ations”, \$325,213,000, to remain available until Sep-
16 tember 30, 2020: *Provided*, That such amount is des-
17 ignated by the Congress for Overseas Contingency Oper-
18 ations/Global War on Terrorism pursuant to section
19 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
20 Deficit Control Act of 1985: *Provided further*, That funds
21 available for obligation under this heading in this Act may
22 be used to pay assessed expenses of international peace-
23 keeping activities in Somalia, subject to the regular notifi-
24 cation procedures of the Committees on Appropriations.

1 FUNDS APPROPRIATED TO THE PRESIDENT

2 FOREIGN MILITARY FINANCING PROGRAM

3 For an additional amount for “Foreign Military Fi-
4 nancing Program”, \$460,000,000, to remain available
5 until September 30, 2020: *Provided*, That such amount
6 is designated by the Congress for Overseas Contingency
7 Operations/Global War on Terrorism pursuant to section
8 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
9 Deficit Control Act of 1985.

10 GENERAL PROVISIONS

11 ADDITIONAL APPROPRIATIONS

12 SEC. 8001. Notwithstanding any other provision of
13 law, funds appropriated in this title are in addition to
14 amounts appropriated or otherwise made available in this
15 Act for fiscal year 2019.

16 EXTENSION OF AUTHORITIES AND CONDITIONS

17 SEC. 8002. Unless otherwise provided for in this Act,
18 the additional amounts appropriated by this title to appro-
19 priations accounts in this Act shall be available under the
20 authorities and conditions applicable to such appropria-
21 tions accounts.

22 TRANSFER OF FUNDS

23 SEC. 8003. (a) TRANSFER OF FUNDS BETWEEN AC-
24 COUNTS.—

1 (1) Funds appropriated by this title in this Act
2 under the headings “Transition Initiatives”, “Eco-
3 nomic Support Fund”, and “Assistance for Europe,
4 Eurasia and Central Asia” may be transferred to,
5 and merged with, funds appropriated by this title
6 under such headings.

7 (2) Funds appropriated by this title in this Act
8 under the headings “International Narcotics Control
9 and Law Enforcement”, “Nonproliferation, Anti-ter-
10 rorism, Demining and Related Programs”, “Peace-
11 keeping Operations”, and “Foreign Military Financ-
12 ing Program” may be transferred to, and merged
13 with, funds appropriated by this title under such
14 headings.

15 (b) GLOBAL SECURITY CONTINGENCY FUND.—Not-
16 withstanding any other provision of this section, up to
17 \$7,500,000 from funds appropriated under the headings
18 “International Narcotics Control and Law Enforcement”,
19 “Peacekeeping Operations”, and “Foreign Military Fi-
20 nancing Program” by this title in this Act may be trans-
21 ferred to, and merged with, funds previously made avail-
22 able under the heading “Global Security Contingency
23 Fund”.

1 (c) LIMITATION.—The transfer authority provided in
2 subsection (a) may only be exercised to address contin-
3 gencies.

4 (d) NOTIFICATION.—The transfer authority provided
5 by this section shall be subject to prior consultation with,
6 and the regular notification procedures of, the Committees
7 on Appropriations: *Provided*, That such transfer authority
8 is in addition to any transfer authority otherwise available
9 under any other provision of law, including section 610
10 of the Foreign Assistance Act of 1961 which may be exer-
11 cised by the Secretary of State for the purposes of this
12 title.

13 DESIGNATION REQUIREMENT

14 SEC. 8004. Each amount designated in this Act by
15 the Congress for Overseas Contingency Operations/Global
16 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
17 the Balanced Budget and Emergency Deficit Control Act
18 of 1985 shall be available only if the President subse-
19 quently so designates all such amounts and transmits such
20 designations to the Congress.

21 This Act may be cited as the “Department of State,
22 Foreign Operations, and Related Programs Appropria-
23 tions Act, 2019”.

Calendar No. 480

115TH CONGRESS
2^D SESSION

S. 3108

[Report No. 115-282]

A BILL

Making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2019, and for other purposes.

JUNE 21, 2018

Read twice and placed on the calendar