

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R. 3571  
OFFERED BY MR. TED LIEU OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

**1 SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “City and State Diplo-  
3 macy Act”.

**4 SEC. 2. FINDINGS.**

5       Congress finds the following:

6           (1) The supremacy clause of the United States  
7       Constitution (article VI, clause 2) establishes that  
8       the Federal Government has the primary role in con-  
9       ducting diplomacy on behalf of the United States; in  
10      turn, the Department of State, which was created  
11      pursuant to statute by Congress in 1789, has the  
12      lead role in formulating and implementing United  
13      States foreign policy.

14          (2) The growth of subnational cooperation has  
15      enabled States and municipalities to play an increas-  
16      ingly significant role in foreign policy and com-  
17      plement the efforts of the Department of State by—

1 (A) supporting exchanges and cooperation  
2 agreements between elected leaders and officials  
3 of State and municipal governments and those  
4 of international cities, regions, and countries;

5 (B) promoting United States exports to  
6 foreign markets and foreign direct investment  
7 into the United States; and

8 (C) sharing best practices and striking  
9 agreements with foreign counterparts on a wide  
10 range of topics, including facilitating trade and  
11 investment, protecting the health and safety of  
12 their respective citizens, cooperating on energy  
13 and the environment, and promoting people-to-  
14 people exchanges.

15 (3) Global networks made up exclusively of local  
16 government officials are at the forefront of har-  
17 nassing the power of cities to advance international  
18 cooperation, including C40 Cities Climate Leader-  
19 ship Group, ICLEI, United Cities and Local Govern-  
20 ments, Global Parliament of Mayors, Urban20,  
21 Strong Cities Network, and Global Compact of May-  
22 ors.

23 (4) In 2010, the Department of State appointed  
24 the first-ever special representative for Global Inter-  
25 governmental Affairs, who led efforts to build stra-

1       tegie peer-to-peer relationships between the Depart-  
2       ment of State, State and local officials, and their  
3       foreign counterparts.

4   **SEC. 3. SENSE OF CONGRESS.**

5       It is the sense of Congress that—

6           (1) it is in the interest of the United States to  
7       promote subnational engagements, align such en-  
8       gagements with national foreign policy objectives,  
9       and leverage Federal resources to enhance the im-  
10      pact of such engagements; and

11          (2) the creation in the Department of State of  
12      an Office of Subnational Diplomacy, headed by a  
13      senior Department official of appropriate rank to  
14      represent the United States at international fora  
15      would bolster United States interests through inter-  
16      national agreements and Federal support to State  
17      and local entities.

18   **SEC. 4. ESTABLISHMENT OF THE OFFICE OF SUBNATIONAL**  
19                           **DIPLOMACY.**

20      Section 1 of the State Department Basic Authorities  
21   Act of 1956 (22 U.S.C. 2651a) is amended by adding at  
22   the end the following new subsection:

23      “(h) OFFICE OF SUBNATIONAL DIPLOMACY.—

24           “(1) IN GENERAL.—There shall be established  
25      within the Department of State an Office of Sub-

1 national Diplomacy (in this subsection referred to as  
2 the ‘Office’).

3 “(2) HEAD OF OFFICE.—The head of the Office  
4 shall be a full-time position filled by a senior De-  
5 partment official. The head of the Office shall report  
6 directly to the Under Secretary for Political Affairs.

7 “(3) DUTIES.—

8 “(A) PRINCIPAL DUTY.—The principal  
9 duty of the head of the Office shall be the over-  
10 all supervision (including policy oversight of re-  
11 sources) of Federal support for subnational en-  
12 gagements by State and municipal governments  
13 with foreign governments. The head of the Of-  
14 fice shall be the principal adviser to the Sec-  
15 retary of State on subnational engagements and  
16 the principal official on such matters within the  
17 senior management of the Department of State.

18 “(B) ADDITIONAL DUTIES.—The addi-  
19 tional duties of the head of the Office shall in-  
20 clude the following:

21 “(i) Coordinating overall United  
22 States policy and programs in support of  
23 subnational engagements by State and mu-  
24 nicipal governments with foreign govern-

1                   ments, including with respect to the fol-  
2                   lowing:

3                   “(I) Coordinating resources  
4                   across the Department of State and  
5                   throughout the Federal Government  
6                   in support of such engagements.

7                   “(II) Identifying policy, program,  
8                   and funding disputes among relevant  
9                   Federal agencies regarding such co-  
10                  ordination.

11                  “(III) Identifying gaps in Fed-  
12                  eral support for such engagements  
13                  and developing corresponding policy  
14                  or programmatic changes to address  
15                  such gaps.

16                  “(ii) Promoting United States foreign  
17                  policy goals through support for sub-  
18                  national engagements and aligning sub-  
19                  national priorities with national foreign  
20                  policy goals, as appropriate.

21                  “(iii) Maintaining a public database of  
22                  subnational engagements.

23                  “(iv) Providing advisory support to  
24                  subnational engagements, including by as-

1           sisting State and municipal governments  
2           to—

3                   “(I) develop, implement, and, as  
4                   necessary, adjust global engagement  
5                   and public diplomacy strategies; and

6                   “(II) implement programs to co-  
7                   operate with foreign governments on  
8                   policy priorities or managing shared  
9                   resources.

10                  “(v) Facilitating linkages and net-  
11                  works between State and municipal govern-  
12                  ments and their foreign counterparts.

13                  “(vi) Overseeing the work of Depart-  
14                  ment of State detailees assigned to State  
15                  and municipal governments pursuant to  
16                  this subsection.

17                  “(vii) Negotiating agreements and  
18                  memoranda of understanding with foreign  
19                  governments to support subnational en-  
20                  gagements and priorities.

21                  “(viii) Promoting United States trade  
22                  and foreign exports on behalf of United  
23                  States businesses through exchanges be-  
24                  tween the United States and foreign state,  
25                  municipal, and provincial governments, and

1 by establishing a more enduring relation-  
2 ship overall between subnational govern-  
3 ments.

4 “(ix) Coordinating subnational en-  
5 gagements with the associations of sub-  
6 national elected leaders, including the U.S.  
7 Conference of Mayors, National Governors  
8 Association, National League of Cities, Na-  
9 tional Association of Counties, Council of  
10 State Governments, National Conference of  
11 State Legislators, and State International  
12 Development Offices.

13 “(4) DETAILEES.—

14 “(A) IN GENERAL.—The Secretary of  
15 State, acting through the head of the Office, is  
16 authorized to detail Foreign Service officers to  
17 State and municipal governments on a reim-  
18 bursable or nonreimbursable basis. Such details  
19 shall be for a period not to exceed two years,  
20 and shall be without interruption or loss of For-  
21 eign Service status or privilege.

22 “(B) RESPONSIBILITIES.—Detailees under  
23 subparagraph (A) shall carry out the following:

24 “(i) Supporting the mission and objec-  
25 tives of the Office.

1           “(ii) Coordinating activities relating to  
2           State and municipal government sub-  
3           national engagements with the Department  
4           of State, including the Office, Department  
5           leadership, and regional and functional bu-  
6           reaus of the Department, as appropriate.

7           “(iii) Engaging the Department of  
8           State and other Federal agencies regarding  
9           security, public health, trade promotion,  
10          and other programs executed at the State  
11          or municipal government level.

12          “(iv) Advising State and municipal  
13          government officials regarding questions of  
14          global affairs, foreign policy, cooperative  
15          agreements, and public diplomacy.

16          “(v) Any other duties requested by  
17          State and municipal governments and ap-  
18          proved by the Office.

19          “(5) REPORT AND BRIEFING.—

20          “(A) REPORT.—Not later than one year  
21          after the date of the enactment of this sub-  
22          section, the head of the Office shall submit to  
23          the Committee on Foreign Affairs of the House  
24          of Representatives and the Committee on For-



1           eign Relations of the Senate a report that in-  
2           cludes information relating to the following:

3                   “(i) The staffing plan (including per-  
4                   manent and temporary staff) for the Of-  
5                   fice.

6                   “(ii) The funding level provided to the  
7                   Office for the Office, together with a jus-  
8                   tification relating to such level.

9                   “(iii) The status of filling the position  
10                  of head of the Office.

11                  “(iv) The rank and title granted to  
12                  the head of the Office, together with a jus-  
13                  tification relating to such decision and an  
14                  analysis of whether the rank and title of  
15                  Ambassador-at-Large is required to fulfill  
16                  the duties of the Office.

17                  “(v) A strategic plan for the Office.

18                  “(vi) Any other matters as determined  
19                  relevant by the head of the Office.

20                  “(B) BRIEFINGS.—Not later than 30 days  
21                  after the submission of the report required  
22                  under subparagraph (A) and annually there-  
23                  after, the head of the Office shall brief the  
24                  Committee on Foreign Affairs of the House of  
25                  Representatives and the Committee on Foreign

1 Relations of the Senate on the work of the Of-  
2 fice and any changes made to the organiza-  
3 tional structure or funding of the Office.

4 “(6) RULE OF CONSTRUCTION.—Nothing in  
5 this subsection may be construed as precluding—

6 “(A) the Office from being elevated to a  
7 bureau within the Department of State; or

8 “(B) the head of the Office from being ele-  
9 vated to an Assistant Secretary, if such an As-  
10 sistant Secretary position does not increase the  
11 number of Assistant Secretary positions at the  
12 Department above the number authorized under  
13 subsection (c)(1).

14 “(7) DEFINITIONS.—In this subsection:

15 “(A) MUNICIPAL.—The term ‘municipal’  
16 means, with respect to the government of a mu-  
17 nicipality, a municipality with a population of  
18 not fewer than 100,000 people.

19 “(B) STATE.—The term ‘State’ means the  
20 50 States, the District of Columbia, and any  
21 territory or possession of the United States.

22 “(C) SUBNATIONAL ENGAGEMENT.—The  
23 term ‘subnational engagement’ means formal  
24 meetings or events between elected officials of

1 State or municipal governments and their for-  
2 eign counterparts.”.

