

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 9087
OFFERED BY MR. MOYLAN OF GUAM**

At the appropriate place, insert the following:

1 **SEC. ____ . ESTABLISHMENT OF THE PACIFIC COUNTER-**
2 **NARCOTICS INITIATIVE.**

3 (a) ESTABLISHMENT.—The Secretary shall establish
4 a “Pacific Counternarcotics Initiative” program to assist
5 beneficiary countries with the following:

6 (1) Improving and increasing the rates at which
7 listed chemicals are seized and destroyed.

8 (2) Alleviating the backlog of—

9 (A) listed chemicals to be destroyed; and

10 (B) hazardous waste, generated by illicit
11 drug trafficking, to be disposed of in an envi-
12 ronmentally safe and effective manner.

13 (3) Ensuring that seized listed chemicals are
14 not reintroduced into illicit drug production streams.

15 (4) Freeing up storage space for seized listed
16 chemicals.

17 (5) Reducing the environmental impact of listed
18 chemicals and associated waste.

1 (6) Promoting international law enforcement ef-
2 forts, such as international training and interoper-
3 able systems and other shared equipment.

4 (7) Improving the capability of, and infrastruc-
5 ture necessary for, law enforcement to seize and de-
6 stroy listed chemicals.

7 (b) IMPLEMENTATION PLAN.—

8 (1) IN GENERAL.—Not later than 90 days after
9 the date of the enactment of this Act, the Secretary
10 shall submit to the appropriate congressional com-
11 mittees a plan explaining the manner in which the
12 Secretary will implement the Pacific Counter-
13 narcotics Initiative program established in sub-
14 section (a).

15 (2) COMPONENTS.—The implementation plan
16 required under paragraph (1) shall include the fol-
17 lowing:

18 (A) A timeline for when assistance to bene-
19 fiary countries will begin.

20 (B) A 5-year strategy for each beneficiary
21 country that includes a timeline, budgetary pro-
22 jections, anticipated outcomes, and an overview
23 of objectives.

24 (C) Specific, measurable benchmarks to
25 track the progress beneficiary countries make

1 towards achieving the outcomes listed under
2 subsection (a).

3 (D) The roles and responsibilities of each
4 relevant Secretary, their respective department,
5 and any other Federal department or agency in
6 carrying out the Pacific Counternarcotics Initia-
7 tive program.

8 (E) A plan to address security
9 vulnerabilities and corruption risks, that di-
10 rectly impede the seizure, storage, and destruc-
11 tion of listed chemicals, in each beneficiary
12 country.

13 (F) A plan to update the appropriate con-
14 gressional committees on the results of the Pa-
15 cific Counternarcotics Initiative program.

16 (G) An itemized list, for each beneficiary
17 country, of the law enforcement capabilities the
18 Secretary determines—

19 (i) are necessary within the bene-
20 ficiary country to achieve the outcomes
21 listed under subsection (a);

22 (ii) are not offered by law enforce-
23 ment in the beneficiary country; and

24 (iii) that law enforcement in the bene-
25 ficiary country are capable of offering.

1 (H) An itemized list, for each beneficiary
2 country, of the law enforcement capabilities the
3 Secretary determines—

4 (i) are necessary within the bene-
5 ficiary country to achieve the outcomes
6 listed under subsection (a);

7 (ii) are not offered by law enforce-
8 ment in the beneficiary country;

9 (iii) that law enforcement in the bene-
10 ficiary country are not capable of offering;
11 and

12 (iv) that the United States is capable
13 of offering to law enforcement in the bene-
14 ficiary country.

15 (3) ANNUAL PROGRESS REPORT.—Not later
16 than 1 year after the date on which the implementa-
17 tion plan is required to be submitted under para-
18 graph (1), and annually thereafter for 5 years, the
19 Secretary shall submit to the appropriate congress-
20 sional committees a report on the results of the Pa-
21 cific Counternarcotics Initiative program from the
22 previous fiscal year, including—

23 (A) the progress of each beneficiary coun-
24 try participating in such program towards

1 achieving the outcomes listed under subsection
2 (a);

3 (B) with respect to each beneficiary coun-
4 try participating in such program, compliance
5 with, and progress toward, meeting the bench-
6 marks listed for each such country in the imple-
7 mentation plan; and

8 (C) the type and quantity of listed chemi-
9 cals destroyed by each beneficiary country par-
10 ticipating in such program from the previous
11 fiscal year.

12 (e) FUNDING.—The Secretary of State shall use
13 amounts otherwise authorized to be appropriated to carry
14 out section 481 of the Foreign Assistance Act of 1961 (22
15 U.S.C. 2291) to carry out this section.

16 (d) DEFINITIONS.—In this section:

17 (1) APPROPRIATE CONGRESSIONAL COMMIT-
18 TEES.—The term “appropriate congressional com-
19 mittees” means—

20 (A) the Committee on Foreign Affairs of
21 the House of Representatives and the Com-
22 mittee on Foreign Relations of the Senate; and

23 (B) the Committees on the Judiciary of
24 the House of Representatives and the Senate.

25 (2) BENEFICIARY COUNTRIES.—

1 (A) IN GENERAL.—Except as provided in
2 subparagraph (B), the term “beneficiary coun-
3 tries” means—

- 4 (i) the Cook Islands;
5 (ii) the Federated States of Micro-
6 nesia;
7 (iii) the Republic of Fiji;
8 (iv) French Polynesia;
9 (v) the Republic of Kiribati;
10 (vi) the Republic of Nauru;
11 (vii) New Caledonia;
12 (viii) Niue;
13 (ix) the Republic of Palau;
14 (x) the Independent State of Papua
15 New Guinea;
16 (xi) the Republic of Marshall Islands;
17 (xii) the Independent State of Samoa;
18 (xiii) the Solomon Islands;
19 (xiv) the Kingdom of Tonga;
20 (xv) Tuvalu; and
21 (xvi) the Republic of Vanuatu.

22 (B) UPDATES.—The Secretary may add or
23 remove any country from the list under sub-
24 paragraph (A) after providing written notifica-

1 tion of such change to the appropriate congres-
2 sional committees.

3 (3) LISTED CHEMICAL.—The term “listed
4 chemical” has the meaning given such term in sec-
5 tion 102 of the Controlled Substances Act (21
6 U.S.C. 802).

7 (4) RELEVANT SECRETARY.—The term “rel-
8 evant Secretary” means the Secretary of State, the
9 Secretary of Defense, and the Attorney General.

10 (5) SECRETARY.—The term “Secretary” means
11 the Secretary of State in consultation with the Sec-
12 retary of Defense and the Attorney General, except
13 as otherwise specified.

14 (6) INTEROPERABLE SYSTEMS.—The term
15 “interoperable systems” means communications,
16 data sharing, and operational equipment that en-
17 ables seamless coordination between beneficiary
18 countries and United States law enforcement agen-
19 cies.

