

Suspend the Rules and Pass the Bill, H.R. 1635, with an Amendment

**(The amendment strikes all after the enacting clause and inserts a
new text)**

114TH CONGRESS
2^D SESSION

S. 1635

IN THE HOUSE OF REPRESENTATIVES

MAY 19, 2016

Referred to the Committee on Foreign Affairs

AN ACT

To authorize the Department of State for fiscal year 2016,
and for other purposes.

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

1 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

2 (a) **SHORT TITLE.**—This Act may be cited as the
3 “Department of State Authorities Act, Fiscal Year 2017”.

4 (b) **TABLE OF CONTENTS.**—The table of contents for
5 this Act is as follows:

Sec. 1. Short title; Table of contents.

Sec. 2. Definitions.

TITLE I—EMBASSY SECURITY AND PERSONNEL PROTECTION

Subtitle A—Review and Planning Requirements

Sec. 101. Designation of high risk, high threat posts.

Sec. 102. Contingency plans for high risk, high threat posts.

Sec. 103. Direct reporting.

Sec. 104. Accountability Review Board recommendations related to unsatisfactory leadership.

Subtitle B—Physical Security and Personnel Requirements

Sec. 111. Capital security cost sharing program.

Sec. 112. Local guard contracts abroad under diplomatic security program.

Sec. 113. Transfer authority.

Sec. 114. Security enhancements for soft targets.

Sec. 115. Exemption from certain procurement protest procedures for non-competitive contracting in emergency circumstances.

Sec. 116. Sense of Congress regarding minimum security standards for temporary United States diplomatic and consular posts.

Sec. 117. Assignment of personnel at high risk, high threat posts.

Sec. 118. Annual report on embassy construction costs.

Sec. 119. Embassy security, construction, and maintenance.

Subtitle C—Security Training

Sec. 121. Security training for personnel assigned to high risk, high threat posts.

Sec. 122. Sense of Congress regarding language requirements for diplomatic security personnel assigned to high risk, high threat post.

Subtitle D—Expansion of the Marine Corps Security Guard Detachment Program

Sec. 131. Marine Corps Security Guard Program.

TITLE II—OFFICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF STATE AND BROADCASTING BOARD OF GOVERNORS

Sec. 201. Competitive hiring status for former employees of the Office of the Special Inspector General for Iraq Reconstruction.

Sec. 202. Certification of independence of information technology systems of the Office of Inspector General of the Department of State and Broadcasting Board of Governors.

- Sec. 203. Protecting the integrity of internal investigations.
- Sec. 204. Report on Inspector General inspection and auditing of Foreign Service posts and bureaus and other offices of the Department.
- Sec. 205. Implementing GAO and OIG recommendations.
- Sec. 206. Inspector General salary limitations.

TITLE III—INTERNATIONAL ORGANIZATIONS

- Sec. 301. Oversight of and accountability for peacekeeper abuses.
- Sec. 302. Reimbursement of contributing countries.
- Sec. 303. Withholding of assistance.
- Sec. 304. United Nations peacekeeping assessment formula.
- Sec. 305. Reimbursement or application of credits.
- Sec. 306. Report on United States contributions to the United Nations relating to peacekeeping operations.
- Sec. 307. Whistleblower protections for United Nations personnel.
- Sec. 308. Encouraging employment of United States citizens at the United Nations.
- Sec. 309. Statement of policy on Member State's voting practices at the United Nations.
- Sec. 310. Qualifications of the United Nations Secretary General.
- Sec. 311. Policy regarding the United Nations Human Rights Council.
- Sec. 312. Additional report on other United States contributions to the United Nations.
- Sec. 313. Comparative report on peacekeeping operations.

TITLE IV—PERSONNEL AND ORGANIZATIONAL ISSUES

- Sec. 401. Locally-employed staff wages.
- Sec. 402. Expansion of civil service opportunities.
- Sec. 403. Promotion to the Senior Foreign Service.
- Sec. 404. Lateral entry into the Foreign Service.
- Sec. 405. Reemployment of annuitants and workforce rightsizing.
- Sec. 406. Integration of foreign economic policy.
- Sec. 407. Training support services.
- Sec. 408. Special agents.
- Sec. 409. Limited appointments in the Foreign Service.
- Sec. 410. Report on diversity recruitment, employment, retention, and promotion.
- Sec. 411. Market data for cost-of-living adjustments.
- Sec. 412. Technical amendment to Federal Workforce Flexibility Act.
- Sec. 413. Retention of mid- and senior-level professionals from traditionally under-represented minority groups.
- Sec. 414. Employee assignment restrictions.
- Sec. 415. Security clearance suspensions.
- Sec. 416. Sense of Congress on the integration of policies related to the participation of women in preventing and resolving conflicts.
- Sec. 417. Foreign Service families workforce study.
- Sec. 418. Special envoys, representatives, advisors, and coordinators of the Department.
- Sec. 419. Combating anti-Semitism.

TITLE V—CONSULAR AUTHORITIES

- Sec. 501. Codification of enhanced consular immunities.
- Sec. 502. Passports made in the United States.

TITLE VI—WESTERN HEMISPHERE DRUG POLICY COMMISSION

- Sec. 601. Establishment.
- Sec. 602. Duties.
- Sec. 603. Membership.
- Sec. 604. Powers.
- Sec. 605. Staff.
- Sec. 606. Sunset.

TITLE VII—MISCELLANEOUS PROVISIONS

- Sec. 701. Foreign relations exchange programs.
- Sec. 702. United States Advisory Commission on Public Diplomacy.
- Sec. 703. Broadcasting Board of Governors.
- Sec. 704. Rewards for Justice.
- Sec. 705. Extension of period for reimbursement of seized commercial fishermen.
- Sec. 706. Expansion of the Charles B. Rangel International Affairs Program, the Thomas R. Pickering Foreign Affairs Fellowship Program, and the Donald M. Payne International Development Fellowship Program.
- Sec. 707. GAO report on Department critical telecommunications equipment or services obtained from suppliers closely linked to a leading cyber-threat actor.
- Sec. 708. Implementation plan for information technology and knowledge management.
- Sec. 709. Ransoms to foreign terrorist organizations.
- Sec. 710. Strategy to combat terrorist use of social media.
- Sec. 711. Report on Department information technology acquisition practices.
- Sec. 712. Public availability of reports on nominees to be chiefs of mission.
- Sec. 713. Recruitment and retention of individuals who have lived, worked, or studied in predominantly Muslim countries or communities.
- Sec. 714. Sense of Congress regarding coverage of appropriate therapies for dependents with autism spectrum disorder (ASD).
- Sec. 715. Repeal of obsolete reports.
- Sec. 716. Prohibition on additional funding.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means—

6 (A) the Committee on Foreign Relations of
 7 the Senate; and

8 (B) the Committee on Foreign Affairs of
 9 the House of Representatives.

1 (2) DEPARTMENT.—Unless otherwise specified,
2 the term “Department” means the Department of
3 State.

4 (3) FOREIGN SERVICE.—The term “Foreign
5 Service” has the meaning given such term in section
6 102 of the Foreign Service Act of 1980 (22 U.S.C.
7 3902).

8 (4) INSPECTOR GENERAL.—Unless otherwise
9 specified, the term “Inspector General” means the
10 Office of Inspector General of the Department of
11 State and the Broadcasting Board of Governors.

12 (5) PEACEKEEPING CREDITS.—The term
13 “peacekeeping credits” means the amounts by which
14 United States assessed peacekeeping contributions
15 exceed actual expenditures, apportioned to the
16 United States, of peacekeeping operations by the
17 United Nations during a United Nations peace-
18 keeping fiscal year.

19 (6) SECRETARY.—Unless otherwise specified,
20 the term “Secretary” means the Secretary of State.

1 **TITLE I—EMBASSY SECURITY**
2 **AND PERSONNEL PROTECTION**
3 **Subtitle A—Review and Planning**
4 **Requirements**

5 **SEC. 101. DESIGNATION OF HIGH RISK, HIGH THREAT**
6 **POSTS.**

7 (a) IN GENERAL.—Title I of the Omnibus Diplomatic
8 Security and Antiterrorism Act of 1986 (22 U.S.C. 4801
9 et seq.; relating to diplomatic security) is amended by in-
10 serting after section 103 the following new sections:

11 **“SEC. 104. DESIGNATION OF HIGH RISK, HIGH THREAT**
12 **POSTS.**

13 “(a) INITIAL DESIGNATION.—Not later than 30 days
14 after the date of the enactment of this section, the Depart-
15 ment of State shall submit to the appropriate congres-
16 sional committees a report, in classified form, that con-
17 tains a list of diplomatic and consular posts designated
18 as high risk, high threat posts.

19 “(b) DESIGNATIONS BEFORE OPENING OR REOPEN-
20 ING POSTS.—Before opening or reopening a diplomatic or
21 consular post, the Secretary shall determine if such post
22 should be designated as a high risk, high threat post.

23 “(c) DESIGNATING EXISTING POSTS.—The Secretary
24 shall regularly review existing diplomatic and consular
25 posts to determine if any such post should be designated

1 as a high risk, high threat post if conditions at such post
2 or the surrounding security environment require such a
3 designation.

4 “(d) DEFINITIONS.—In this section:

5 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
6 TEES.—The term ‘appropriate congressional com-
7 mittees’ means the Committee on Foreign Affairs of
8 the House of Representatives and the Committee on
9 Foreign Relations of the Senate.

10 “(2) HIGH RISK, HIGH THREAT POST.—The
11 term ‘high risk, high threat post’ means a United
12 States diplomatic or consular post or other United
13 States mission abroad, as determined by the Sec-
14 retary, that, among other factors—

15 “(A) is located in a country—

16 “(i) with high to critical levels of po-
17 litical violence and terrorism; and

18 “(ii) the government of which lacks
19 the ability or willingness to provide ade-
20 quate security; and

21 “(B) has mission physical security plat-
22 forms that fall below the Department of State’s
23 established standards.

1 **“SEC. 105. BRIEFINGS ON EMBASSY SECURITY.**

2 “(a) BRIEFING.—The Secretary shall provide month-
3 ly briefings to the appropriate congressional committees
4 on—

5 “(1) any plans to open or reopen a high risk,
6 high threat post, including—

7 “(A) the importance and appropriateness
8 of the objectives of the proposed post to the na-
9 tional security of the United States, and the
10 type and level of security threats such post
11 could encounter;

12 “(B) working plans to expedite the ap-
13 proval and funding for establishing and oper-
14 ating such post, implementing physical security
15 measures, providing necessary security and
16 management personnel, and the provision of
17 necessary equipment;

18 “(C) security ‘tripwires’ that would deter-
19 mine specific action, including enhanced secu-
20 rity measures or evacuation of such post, based
21 on the improvement or deterioration of the local
22 security environment; and

23 “(D) in coordination with the Secretary of
24 Defense, an evaluation of available United
25 States military assets and operational plans to
26 respond to such posts in extremis;

1 “(2) personnel staffing and rotation cycles at
2 high risk, high threat posts;

3 “(3) the current security posture at posts of
4 particular concern as determined by such commit-
5 tees; and

6 “(4) the progress towards implementation of
7 the provisions specified in title I of the Department
8 of State Authorities Act, Fiscal Year 2017.

9 “(b) CONGRESSIONAL NOTIFICATION.—

10 “(1) IN GENERAL.—Except as provided in para-
11 graph (2), not later than 30 days before opening or
12 reopening a high risk, high threat post, the Sec-
13 retary shall notify the appropriate congressional
14 committees of the decision to open or reopen such
15 post.

16 “(2) EMERGENCY CIRCUMSTANCES.—If the
17 Secretary determines that the national security in-
18 terests of the United States require the opening or
19 reopening of a high risk, high threat post in fewer
20 than 30 days, then as soon as possible, but not later
21 than 48 hours before such opening or reopening, the
22 Secretary shall transmit to the appropriate congres-
23 sional committees a notification detailing the deci-
24 sion to open or reopen such post, the nature of the
25 critical national security interests at stake, and the

1 circumstances that prevented the normal 30-day no-
2 tice under paragraph (1).

3 “(c) APPROPRIATE CONGRESSIONAL COMMITTEES.—

4 In this section, the term ‘appropriate congressional com-
5 mittees’ means—

6 “(1) the Committee on Foreign Affairs, the
7 Committee on Armed Services, the Permanent Select
8 Committee on Intelligence, and the Committee on
9 Appropriations of the House of Representatives; and

10 “(2) the Committee on Foreign Relations, the
11 Committee on Armed Services, the Select Committee
12 on Intelligence, and the Committee on Appropria-
13 tions of the Senate.”.

14 (b) CONFORMING AMENDMENT.—The table of con-
15 tents of the Omnibus Diplomatic Security and
16 Antiterrorism Act of 1986 is amended by inserting after
17 the item relating to section 103 the following new items:

“Sec. 104. Designation of high risk, high threat posts.

“Sec. 105. Briefings on embassy security.”.

18 **SEC. 102. CONTINGENCY PLANS FOR HIGH RISK, HIGH**
19 **THREAT POSTS.**

20 Subsection (a) of section 606 of the Secure Embassy
21 Construction and Counterterrorism Act of 1999 (22
22 U.S.C. 4865; relating to diplomatic security) is amend-
23 ed—

24 (1) in paragraph (1)(A), in the first sentence—

1 (A) by inserting “and from complex at-
2 tacks (as such term is defined in section 416 of
3 the Omnibus Diplomatic Security and
4 Antiterrorism Act of 1986),” after “attacks
5 from vehicles”; and

6 (B) by inserting “or such a complex at-
7 tack” before the period at the end;

8 (2) in paragraph (7), by inserting before the pe-
9 riod at the end the following: “, including at high
10 risk, high threat posts (as such term is defined in
11 section 104 of the Omnibus Diplomatic Security and
12 Antiterrorism Act of 1986), including options for the
13 deployment of additional military personnel or equip-
14 ment to bolster security and rapid deployment of
15 armed or surveillance assets in response to an at-
16 tack”.

17 **SEC. 103. DIRECT REPORTING.**

18 The Assistant Secretary for Diplomatic Security shall
19 report directly to the Secretary, without being required to
20 obtain the approval or concurrence of any other official
21 of the Department, as threats and circumstances require.

1 **SEC. 104. ACCOUNTABILITY REVIEW BOARD RECOMMENDA-**
2 **TIONS RELATED TO UNSATISFACTORY LEAD-**
3 **ERSHIP.**

4 (a) IN GENERAL.—Subsection (c) of section 304 of
5 the Diplomatic Security Act (22 U.S.C. 4834) is amend-
6 ed—

7 (1) in the matter preceding paragraph (1)—

8 (A) by striking “Whenever” and inserting
9 “If”; and

10 (B) by striking “has breached the duty of
11 that individual” and inserting “has engaged in
12 misconduct or unsatisfactorily performed the
13 duties of employment of that individual, and
14 such misconduct or unsatisfactory performance
15 has significantly contributed to the serious in-
16 jury, loss of life, or significant destruction of
17 property, or the serious breach of security that
18 is the subject of the Board’s examination as de-
19 scribed in subsection (a)”;

20 (2) in paragraph (2), by striking “finding” each
21 place it appears and inserting “findings”; and

22 (3) in the matter following paragraph (3)—

23 (A) by striking “has breached a duty of
24 that individual” and inserting “has engaged in
25 misconduct or unsatisfactorily performed the

1 duties of employment of that individual as de-
2 scribed in this subsection”; and

3 (B) by striking “to the performance of the
4 duties of that individual”.

5 (b) **EFFECTIVE DATE.**—The amendments made by
6 subsection (a) shall apply with respect to any Account-
7 ability Review Board that is convened under section 301
8 of the Diplomatic Security Act (22 U.S.C. 4831) on or
9 after the date of the enactment of this Act.

10 **Subtitle B—Physical Security and** 11 **Personnel Requirements**

12 **SEC. 111. CAPITAL SECURITY COST SHARING PROGRAM.**

13 (a) **SENSE OF CONGRESS ON THE CAPITAL SECURITY**
14 **COST SHARING PROGRAM.**—It is the sense of Congress
15 that the Capital Security Cost Sharing Program should
16 prioritize the construction of new facilities and the mainte-
17 nance of existing facilities at high risk, high threat posts.

18 (b) **RESTRICTION ON CONSTRUCTION OF OFFICE**
19 **SPACE.**—Paragraph (2) of section 604(e) of the Secure
20 Embassy Construction and Counterterrorism Act of 1999
21 (title VI of division A of H.R. 3427, as enacted into law
22 by section 1000(a)(7) of Public Law 106–113; 113 Stat.
23 1501A-453; 22 U.S.C. 4865 note) is amended by adding
24 at the end the following new sentence: “A project to con-
25 struct a diplomatic facility of the United States may not

1 include office space or other accommodations for an em-
2 ployee of a Federal department or agency to the extent
3 that the Secretary of State determines that such depart-
4 ment or agency has not provided to the Department of
5 State the full amount of funding required under para-
6 graph (1), notwithstanding any authorization and appro-
7 priation of relevant funds by Congress.”.

8 **SEC. 112. LOCAL GUARD CONTRACTS ABROAD UNDER DIP-**
9 **LOMATIC SECURITY PROGRAM.**

10 Subsection (d) of section 136 of the Foreign Rela-
11 tions Authorization Act, Fiscal Years 1990 and 1991 (22
12 U.S.C. 4864) is amended to read as follows:

13 “(d) AWARD OF LOCAL GUARD AND PROTECTIVE
14 SERVICE CONTRACTS.—In evaluating proposals for local
15 guard contracts under this section, the Secretary of State
16 may award such contracts on the basis of best value as
17 determined by a cost-technical tradeoff analysis (as de-
18 scribed in Federal Acquisition Regulation part 15.101)
19 and, with respect to such contracts for posts that are not
20 high risk, high threat posts (as such term is defined in
21 section 104 of the Omnibus Diplomatic Security and
22 Antiterrorism Act of 1986 (22 U.S.C. 4801 et seq.; relat-
23 ing to diplomatic security)), subject to congressional noti-
24 fication 15-days prior to any such award.”.

1 **SEC. 113. TRANSFER AUTHORITY.**

2 Section 4 of the Foreign Service Buildings Act, 1926
3 (22 U.S.C. 295) is amended by adding at the end the fol-
4 lowing new subsection:

5 “(j)(1) In addition to exercising any other transfer
6 authority available to the Secretary of State, and subject
7 to paragraphs (2) and (3), the Secretary may transfer to,
8 and merge with, any appropriation for embassy security,
9 construction, and maintenance such amounts appropriated
10 for fiscal year 2018 for any other purpose related to the
11 administration of foreign affairs on or after January 1,
12 2017, if the Secretary determines such transfer is nec-
13 essary to provide for the security of sites and buildings
14 in foreign countries under the jurisdiction and control of
15 the Secretary.

16 “(2) Any funds transferred pursuant to paragraph
17 (1)—

18 “(A) shall not exceed 20 percent of any appro-
19 priation made available for fiscal year 2018 for the
20 Department of State under the heading ‘Administra-
21 tion of Foreign Affairs’, and no such appropriation
22 shall be increased by more than 10 percent by any
23 such transfer; and

24 “(B) shall be merged with funds in the heading
25 to which transferred, and shall be available subject

1 to the same terms and conditions as the funds with
2 which merged.

3 “(3) Not later than 15 days before any transfer of
4 funds pursuant to paragraph (1), the Secretary of State
5 shall notify in writing the Committee on Foreign Relations
6 and the Committee on Appropriations of the Senate and
7 the Committee on Foreign Affairs and the Committee on
8 Appropriations of the House of Representatives. Any such
9 notification shall include a description of the particular se-
10 curity need necessitating the transfer at issue.”.

11 **SEC. 114. SECURITY ENHANCEMENTS FOR SOFT TARGETS.**

12 Section 29 of the State Department Basic Authorities
13 Act of 1956 (22 U.S.C. 2701) is amended, in the third
14 sentence, by inserting “physical security enhancements
15 and” after “may include”.

16 **SEC. 115. EXEMPTION FROM CERTAIN PROCUREMENT PRO-**
17 **TEST PROCEDURES FOR NONCOMPETITIVE**
18 **CONTRACTING IN EMERGENCY CIR-**
19 **CUMSTANCES.**

20 A determination by the Department to use proce-
21 dures other than competitive procedures under section
22 3304 of title 41, United States Code, in order to meet
23 emergency security requirements, as determined by the
24 Secretary or the Secretary’s designee, including physical
25 security upgrades, protective equipment, and other imme-

1 diate threat mitigation projects, shall not be subject to
2 challenge by protest under either subchapter V of chapter
3 35 of title 31, United States Code, or section 1491 of title
4 28, United States Code.

5 **SEC. 116. SENSE OF CONGRESS REGARDING MINIMUM SE-**
6 **CURITY STANDARDS FOR TEMPORARY**
7 **UNITED STATES DIPLOMATIC AND CONSULAR**
8 **POSTS.**

9 It is the sense of Congress that—

10 (1) the Overseas Security Policy Board's secu-
11 rity standards for facilities should apply to all facili-
12 ties consistent with 12 FAM 311.2; and

13 (2) such facilities should comply with require-
14 ments for attaining a waiver or exception to applica-
15 ble standards if it is in the national interest of the
16 United States.

17 **SEC. 117. ASSIGNMENT OF PERSONNEL AT HIGH RISK,**
18 **HIGH THREAT POSTS.**

19 The Secretary to the extent practicable shall station
20 key personnel for sustained periods of time at high risk,
21 high threat posts (as such term is defined in section 104
22 of the Omnibus Diplomatic Security and Antiterrorism
23 Act of 1986, as added by section 401 of this Act) in order
24 to—

1 (1) establish institutional knowledge and situa-
2 tional awareness that would allow for a fuller famil-
3 iarization of the local political and security environ-
4 ment in which such posts are located; and

5 (2) ensure that necessary security procedures
6 are implemented.

7 **SEC. 118. ANNUAL REPORT ON EMBASSY CONSTRUCTION**
8 **COSTS.**

9 (a) IN GENERAL.—Not later than 180 days after the
10 date of the enactment of this Act and annually thereafter,
11 the Secretary shall submit to the appropriate congres-
12 sional committees a comprehensive report regarding all
13 ongoing embassy construction projects and major embassy
14 security upgrade projects.

15 (b) CONTENTS.—Each report required under sub-
16 section (a) shall include the following with respect to each
17 ongoing embassy construction projects and major embassy
18 security upgrade projects:

19 (1) The initial cost estimate.

20 (2) The amount expended on the project to
21 date.

22 (3) The projected timeline for completing the
23 project.

24 (4) Any cost overruns incurred by the project.

1 (c) INITIAL REPORT.—The first report required
2 under subsection (a) shall include an annex regarding all
3 embassy construction projects and major embassy security
4 upgrade projects completed during the 10-year period end-
5 ing on the date of the enactment of this Act, including,
6 for each such project, the following:

7 (1) The initial cost estimate.

8 (2) The amount actually expended on the
9 project.

10 (3) Any additional time required to complete
11 the project beyond the initial timeline.

12 (4) Any cost overruns incurred by the project.

13 **SEC. 119. EMBASSY SECURITY, CONSTRUCTION, AND MAIN-**
14 **TENANCE.**

15 Section 1 of the Foreign Service Buildings Act, 1926
16 (22 U.S.C. 292), is amended by adding at the end the
17 following new subsection:

18 “(c) AUTHORIZATION FOR IMPROVEMENTS AND CON-
19 STRUCTION.—The Secretary of State may improve or con-
20 struct facilities overseas for other Federal departments
21 and agencies on an advance-of-funds or reimbursable basis
22 if such advances or reimbursements are credited to the
23 Embassy Security, Construction, and Maintenance ac-
24 count and remain available until expended.”.

1 **Subtitle C—Security Training**

2 **SEC. 121. SECURITY TRAINING FOR PERSONNEL ASSIGNED**
3 **TO HIGH RISK, HIGH THREAT POSTS.**

4 (a) IN GENERAL.—Title IV of the Omnibus Diplo-
5 matic Security and Antiterrorism Act of 1986 (22 U.S.C.
6 4851 et seq.; relating to diplomatic security) is amended
7 by adding at the end the following new sections:

8 **“SEC. 416. SECURITY TRAINING FOR PERSONNEL ASSIGNED**
9 **TO A HIGH RISK, HIGH THREAT POST.**

10 “(a) IN GENERAL.—Individuals assigned perma-
11 nently to or who are in long-term temporary duty status
12 as designated by the Secretary of State at a high risk,
13 high threat post shall receive security training described
14 in subsection (b) on a mandatory basis in order to prepare
15 such individuals for living and working at such posts.

16 “(b) SECURITY TRAINING DESCRIBED.—Security
17 training referred to in subsection (a)—

18 “(1) is training to improve basic knowledge and
19 skills; and

20 “(2) may include—

21 “(A) an ability to recognize, avoid, and re-
22 spond to potential terrorist situations, including
23 a complex attack;

24 “(B) conducting surveillance detection;

25 “(C) providing emergency medical care;

1 “(D) ability to detect the presence of im-
2 provised explosive devices;

3 “(E) minimal firearms familiarization; and

4 “(F) defensive driving maneuvers.

5 “(c) EFFECTIVE DATE.—The requirements of this
6 section shall take effect upon the date of the enactment
7 of this section.

8 “(d) DEFINITIONS.—In this section and section 417:

9 “(1) COMPLEX ATTACK.—The term ‘complex
10 attack’ has the meaning given such term by the
11 North Atlantic Treaty Organization, as follows: ‘An
12 attack conducted by multiple hostile elements which
13 employ at least two distinct classes of weapon sys-
14 tems (i.e., indirect fire and direct fire, improvised
15 explosive devices, and surface to air fire).’.

16 “(2) HIGH RISK, HIGH THREAT POST.—The
17 term ‘high risk, high threat post’ has the meaning
18 given such term in section 104.

19 **“SEC. 417. SECURITY MANAGEMENT TRAINING FOR OFFI-
20 CIALS ASSIGNED TO A HIGH RISK, HIGH
21 THREAT POST.**

22 “(a) IN GENERAL.—Officials described in subsection
23 (c) who are assigned to a high risk, high threat post shall
24 receive security training described in subsection (b) on a

1 mandatory basis in order to improve the ability of such
2 officials to make security-related management decisions.

3 “(b) SECURITY TRAINING DESCRIBED.—Security
4 training referred to in subsection (a) may include—

5 “(1) development of skills to better evaluate
6 threats;

7 “(2) effective use of security resources to miti-
8 gate such threats; and

9 “(3) improved familiarity of available security
10 resources.

11 “(c) OFFICIALS DESCRIBED.—Officials referred to in
12 subsection (a) are the following:

13 “(1) Members of the Senior Foreign Service ap-
14 pointed under section 302(a)(1) or 303 of the For-
15 eign Service Act of 1980 (22 U.S.C. 3942(a)(1) and
16 3943) or members of the Senior Executive Service
17 (as such term is described in section 3132(a)(2) of
18 title 5, United States Code).

19 “(2) Foreign Service officers appointed under
20 section 302(a)(1) of the Foreign Service Act of 1980
21 (22 U.S.C. 3942(a)(1)) holding a position in classes
22 FS-1 or FS-2.

23 “(3) Foreign Service Specialists appointed by
24 the Secretary under section 303 of the Foreign Serv-

1 ice Act of 1980 (22 U.S.C. 3943) holding a position
2 in classes FS-1 or FS-2.

3 “(4) Individuals holding a position in grades
4 GS-14 or GS-15.

5 “(5) Personal services contractors and other
6 contractors serving in positions or capacities similar
7 to the officials described in paragraphs (1) through
8 (4).

9 “(d) EFFECTIVE DATE.—The requirements of this
10 section shall take effect beginning on the date that is one
11 year after the date of the enactment of this section.”.

12 (b) CONFORMING AMENDMENT.—The table of con-
13 tents of the Omnibus Diplomatic Security and
14 Antiterrorism Act of 1986 is amended by inserting after
15 the item relating to section 415 the following new items:

“Sec. 416. Security training for personnel assigned to a high risk, high threat
post.

“Sec. 417. Security management training for officials assigned to a high risk,
high threat post.”.

16 **SEC. 122. SENSE OF CONGRESS REGARDING LANGUAGE RE-**
17 **QUIREMENTS FOR DIPLOMATIC SECURITY**
18 **PERSONNEL ASSIGNED TO HIGH RISK, HIGH**
19 **THREAT POST.**

20 (a) IN GENERAL.—It is the sense of Congress that
21 diplomatic security personnel assigned permanently to or
22 who are in long-term temporary duty status as designated
23 by the Secretary at a high risk, high threat post should

1 receive language training described in subsection (b) in
2 order to prepare such personnel for duty requirements at
3 such post.

4 (b) LANGUAGE TRAINING DESCRIBED.—Language
5 training referred to in subsection (a) should prepare per-
6 sonnel described in such subsection to—

7 (1) speak the language at issue with sufficient
8 structural accuracy and vocabulary to participate ef-
9 fectively in most formal and informal conversations
10 on subjects germane to security; and

11 (2) read within an adequate range of speed and
12 with almost complete comprehension on subjects ger-
13 mane to security.

14 **Subtitle D—Expansion of the Ma-**
15 **rine Corps Security Guard De-**
16 **tachment Program**

17 **SEC. 131. MARINE CORPS SECURITY GUARD PROGRAM.**

18 (a) IN GENERAL.—Pursuant to the responsibility of
19 the Secretary for diplomatic security under section 103
20 of the Diplomatic Security Act (22 U.S.C. 4802; enacted
21 as part of the Omnibus Diplomatic Security and
22 Antiterrorism Act of 1986 (Public Law 99-399)), the Sec-
23 retary, in consultation with the Secretary of Defense, shall
24 conduct an annual review of the Marine Corps Security
25 Guard Program, including the following:

1 (1) An evaluation of whether the size and com-
2 position of the Marine Corps Security Guard Pro-
3 gram is adequate to meet global diplomatic security
4 requirements.

5 (2) An assessment of whether the Marine Corps
6 security guards are appropriately deployed among
7 United States embassies, consulates, and other dip-
8 lomatic facilities to respond to evolving security de-
9 velopments and potential threats to United States
10 interests abroad.

11 (3) An assessment of the mission objectives of
12 the Marine Corps Security Guard Program and the
13 procedural rules of engagement to protect diplomatic
14 personnel under the Program.

15 (b) REPORTING REQUIREMENT.—Not later than 180
16 days after the date of the enactment of this Act and annu-
17 ally thereafter for three years, the Secretary, in consulta-
18 tion with the Secretary of Defense, shall submit to the
19 Committee on Foreign Affairs, the Committee on Armed
20 Services, and the Committee on Appropriations of the
21 House of Representatives and the Committee on Foreign
22 Relations, the Committee on Armed Services, and the
23 Committee on Appropriations of the Senate an unclassi-
24 fied report, with a classified annex as necessary, that ad-
25 dresses the requirements specified in subsection (a).

1 **TITLE II—OFFICE OF INSPEC-**
2 **TOR GENERAL OF THE DE-**
3 **PARTMENT OF STATE AND**
4 **BROADCASTING BOARD OF**
5 **GOVERNORS**

6 **SEC. 201. COMPETITIVE HIRING STATUS FOR FORMER EM-**
7 **PLOYEES OF THE OFFICE OF THE SPECIAL**
8 **INSPECTOR GENERAL FOR IRAQ RECON-**
9 **STRUCTION.**

10 Notwithstanding any other provision of law, any em-
11 ployee of the Office of the Special Inspector General for
12 Iraq Reconstruction who completes at least 12 months of
13 continuous employment within the Office at any time prior
14 to October 5, 2013, and was not terminated for cause shall
15 acquire competitive status for appointment to any position
16 in the competitive service for which the employee possesses
17 the required qualifications.

18 **SEC. 202. CERTIFICATION OF INDEPENDENCE OF INFORMA-**
19 **TION TECHNOLOGY SYSTEMS OF THE OFFICE**
20 **OF INSPECTOR GENERAL OF THE DEPART-**
21 **MENT OF STATE AND BROADCASTING BOARD**
22 **OF GOVERNORS.**

23 Not later than one year after the date of the enact-
24 ment of this Act and annually thereafter for four years,
25 the Secretary shall submit to the appropriate congres-

1 sional committees, with respect to the network, informa-
2 tion systems, and files of the Office of Inspector General
3 of the Department and Broadcasting Board of Governors
4 managed by the Department, a certification that the De-
5 partment has ensured the integrity and independence of
6 such network, information systems, and files, including
7 the prevention of access to such network, information sys-
8 tems, and files other than as authorized by the Inspector
9 General or the Attorney General, or, for purposes of en-
10 suring information and systems security pursuant to ap-
11 plicable statute, the Chief Information Officer of the De-
12 partment.

13 **SEC. 203. PROTECTING THE INTEGRITY OF INTERNAL IN-**
14 **VESTIGATIONS.**

15 Subsection (c) of section 209 of the Foreign Service
16 Act of 1980 (22 U.S.C. 3929) is amended by adding at
17 the end the following new paragraph:

18 “(6) REQUIRED REPORTING OF ALLEGATIONS
19 AND INVESTIGATIONS AND INSPECTOR GENERAL AU-
20 THORITY.—

21 “(A) IN GENERAL.—The head of a bureau,
22 post, or other office of the Department of State
23 (in this paragraph referred to as a ‘Department
24 entity’) shall submit to the Inspector General a
25 report of any allegation of—

1 “(i) waste, fraud, or abuse in a De-
2 partment program or operation;

3 “(ii) criminal or serious misconduct
4 on the part of a Department employee at
5 the FS-1, GS-15, or GM-15 level or high-
6 er;

7 “(iii) criminal misconduct on the part
8 of a Department employee; and

9 “(iv) serious, noncriminal misconduct
10 on the part of any Department employee
11 who is authorized to carry a weapon, make
12 arrests, or conduct searches, such as con-
13 duct that, if proved, would constitute per-
14 jury or material dishonesty, warrant sus-
15 pension as discipline for a first offense, or
16 result in loss of law enforcement authority.

17 “(B) DEADLINE.—The head of a Depart-
18 ment entity shall submit to the Inspector Gen-
19 eral a report of an allegation described in sub-
20 paragraph (A) not later than five business days
21 after the date on which the head of such De-
22 partment entity is made aware of such allega-
23 tion.”.

1 **SEC. 204. REPORT ON INSPECTOR GENERAL INSPECTION**
2 **AND AUDITING OF FOREIGN SERVICE POSTS**
3 **AND BUREAUS AND OTHER OFFICES OF THE**
4 **DEPARTMENT.**

5 (a) IN GENERAL.—Not later than 180 days after the
6 date of the enactment of this Act, the Inspector General
7 shall submit to the appropriate congressional committees
8 a report on the requirement under section 209(a)(1) of
9 the Foreign Service Act of 1980 (22 U.S.C. 3929(a)(1))
10 that the Inspector General inspect and audit, at least
11 every five years, the administration of activities and oper-
12 ations of each Foreign Service post and each bureau or
13 other office of the Department.

14 (b) CONSIDERATION OF MULTI-TIER SYSTEM.—The
15 report required under subsection (a) shall assess the advis-
16 ability and feasibility of implementing a multi-tier system
17 for inspecting Foreign Service posts and bureaus and
18 other offices of the Department under section 209(a)(1)
19 of the Foreign Service Act of 1980 featuring more or less
20 frequent inspections and audits based on risk, including
21 security risk, as may be determined by the Inspector Gen-
22 eral.

23 **SEC. 205. IMPLEMENTING GAO AND OIG RECOMMENDA-**
24 **TIONS.**

25 (a) SENSE OF CONGRESS.—It is the sense of Con-
26 gress that the Department has not implemented all of the

1 recommendations made by the Government Accountability
2 Office (GAO) and the Office of the Inspector General
3 (OIG) related to embassy security and that some rec-
4 ommendations may yield potentially significant cost sav-
5 ings to the Department.

6 (b) BRIEFING.—The Secretary shall provide a brief-
7 ing to the appropriate congressional committees detailing
8 the rationale for not implementing recommendations made
9 by the GAO and OIG related to embassy security or those
10 that may yield significant cost savings to the Department,
11 if implemented.

12 **SEC. 206. INSPECTOR GENERAL SALARY LIMITATIONS.**

13 Section 412 of the Foreign Service Act of 1980 (22
14 U.S.C. 3972) is amended by inserting after subsection (a)
15 the following new subsection:

16 “(b) The Inspector General of the United States
17 Agency for International Development (USAID) shall
18 limit the payment of special differentials to USAID For-
19 eign Service criminal investigators to levels at which the
20 aggregate of basic pay and special differential for any pay
21 period would equal, for such criminal investigators, the bi-
22 weekly pay limitations on premium pay regularly placed
23 on other criminal investigators within the Federal law en-
24 forcement community. This provision shall be retroactive
25 to January 1, 2013.”.

1 **TITLE III—INTERNATIONAL**
2 **ORGANIZATIONS**

3 **SEC. 301. OVERSIGHT OF AND ACCOUNTABILITY FOR**
4 **PEACEKEEPER ABUSES.**

5 (a) STRATEGY TO ENSURE REFORM AND ACCOUNT-
6 ABILITY.—Not later than 180 days after the date of the
7 enactment of this Act, the Secretary shall submit, in un-
8 classified form, to the appropriate congressional commit-
9 tees—

10 (1) a United States strategy for combating sex-
11 ual exploitation and abuse in United Nations peace-
12 keeping operations; and

13 (2) an implementation plan for achieving the
14 objectives set forth in the strategy described in para-
15 graph (1).

16 (b) OBJECTIVES.—The objectives of the strategy re-
17 quired under subsection (a) shall be the following:

18 (1) To dramatically reduce the incidence of sex-
19 ual exploitation and abuse committed by civilian and
20 military personnel assigned to United Nations peace-
21 keeping operations.

22 (2) To ensure the introduction and implementa-
23 tion by the United Nations of improved training,
24 oversight, and accountability mechanisms for United

1 Nations peacekeeping operations and the personnel
2 involved with such operations.

3 (3) To ensure swift justice for any such per-
4 sonnel who are found to have committed sexual ex-
5 ploitation or abuse.

6 (4) To assist the United Nations and troop- or
7 police-contributing countries, as necessary and ap-
8 propriate, to improve their ability to prevent, iden-
9 tify, and prosecute sexual exploitation or abuse by
10 personnel involved in peacekeeping operations.

11 (c) ELEMENTS.—The strategy required under sub-
12 section (a) shall include the following elements and objec-
13 tives:

14 (1) The amendment of the model memorandum
15 of understanding and review of all current memoran-
16 dums of understanding for troop- or police-contrib-
17 uting countries participating in United Nations
18 peacekeeping operations to strengthen provisions re-
19 lating to the investigation, repatriation, prosecution,
20 and discipline of troops or police that are credibly al-
21 leged to have engaged in cases of misconduct.

22 (2) The establishment of onsite courts-martial,
23 as appropriate, for the prosecution of crimes com-
24 mitted by military peacekeeping personnel, that is

1 consistent with each peacekeeping operations' status
2 of forces agreement with its host country.

3 (3) The exploration of appropriate arrange-
4 ments to waive the immunity of civilian employees of
5 the United Nations and its specialized agencies,
6 funds, and programs to enable the prosecution of
7 such employees who are credibly alleged to have en-
8 gaged in sexual exploitation, abuse, or other crimes.

9 (4) The creation of a United Nations Security
10 Council ombudsman office that—

11 (A) is authorized to conduct ongoing over-
12 sight of peacekeeping operations;

13 (B) reports directly to the Security Council
14 on—

15 (i) offenses committed by peace-
16 keeping personnel or United Nations civil-
17 ian staff or volunteers; and

18 (ii) the actions taken in response to
19 such offenses; and

20 (C) provides reports to the Security Coun-
21 cil on the conduct of personnel in each peace-
22 keeping operation not less frequently than an-
23 nually and before the expiration or renewal of
24 the mandate of any such peacekeeping oper-
25 ation.

1 (5) The provision of guidance from the United
2 Nations on the establishment of a standing claims
3 commission for each peacekeeping operation—

4 (A) to address any grievances by a host
5 country's civilian population against United Na-
6 tions personnel in cases of alleged abuses by
7 peacekeeping personnel; and

8 (B) to provide means for the government
9 of the country of which culpable United Nations
10 peacekeeping or civilian personnel are nationals
11 to compensate the victims of such crimes.

12 (6) The adoption of a United Nations policy
13 and plan that increases the number of troop- or po-
14 lice-contributing countries that—

15 (A) obtain and maintain DNA samples
16 from each national of such country who is a
17 member of a United Nations military contin-
18 gent or formed police unit, consistent with na-
19 tional laws, of such contingent or unit; and

20 (B) make such DNA samples available to
21 investigators from the troop- or police contrib-
22 uting country (except that such should not be
23 made available to the United Nations) if allega-
24 tions of sexual exploitation or abuse arise.

1 (7) The adoption of a United Nations policy
2 that bars troop- or police-contributing countries that
3 fail to fulfill their obligation to ensure good order
4 and discipline among their troops from providing
5 any further troops for peace operations or restricts
6 peacekeeper reimbursements to such countries until
7 appropriate training, institutional reform, and over-
8 sight mechanisms to prevent such problems from re-
9 curring have been put in place.

10 (8) The implementation of appropriate risk re-
11 duction policies, including refusal by the United Na-
12 tions to deploy uniformed personnel from any troop-
13 or police-contributing country that does not ade-
14 quately—

15 (A) investigate allegations of sexual exploi-
16 tation or abuse involving nationals of such
17 country; and

18 (B) ensure justice for those personnel de-
19 termined to have been responsible for such sex-
20 ual exploitation or abuse.

21 (d) IMPLEMENTATION.—The United States Perma-
22 nent Representative to the United Nations shall use the
23 voice, vote, and influence of the United States at the
24 United Nations to advance the objectives of the strategy
25 required by subsection (a).

1 (e) PEACEKEEPING TRAINING.—The United States
2 should deny further United States peacekeeper training or
3 related assistance, except for training specifically designed
4 to reduce the incidence of sexual exploitation or abuse, or
5 to assist in its identification or prosecution, to any troop-
6 or police-contributing country that does not—

7 (1) implement and maintain effective measures
8 to enhance the discovery of sexual exploitation and
9 abuse offenses committed by peacekeeping personnel
10 who are nationals of such country;

11 (2) adequately respond to complaints about
12 such offenses by carrying out swift and effective dis-
13 ciplinary action against the personnel who are found
14 to have committed such offenses; and

15 (3) provide detailed reporting to the ombuds-
16 man described in subsection (c)(4) (or other appro-
17 priate United Nations official) that describes the of-
18 fenses committed by the nationals of such country
19 and such country's responses to such offenses.

20 (f) ASSISTANCE.—The United States should develop
21 support mechanisms to assist troop- or police-contributing
22 countries, as necessary and appropriate—

23 (1) to improve their capacity to investigate alle-
24 gations of sexual exploitation and abuse offenses
25 committed by nationals of such countries while par-

1 participating in a United Nations peacekeeping oper-
2 ation; and

3 (2) to appropriately hold accountable any indi-
4 vidual who commits an act of sexual exploitation or
5 abuse.

6 (g) HUMAN RIGHTS REPORTING.—In coordination
7 with the ombudsman described in subsection (e)(4) (or
8 other appropriate United Nations official), the Secretary
9 shall identify, in the Department’s annual country reports
10 on human rights practices, the countries of origin of any
11 peacekeeping personnel or units that—

12 (1) are characterized by noteworthy patterns of
13 sexual exploitation or abuse; or

14 (2) have failed to institute appropriate institu-
15 tional and procedural reforms after being made
16 aware of any such patterns.

17 **SEC. 302. REIMBURSEMENT OF CONTRIBUTING COUN-**
18 **TRIES.**

19 It is the policy of the United States that—

20 (1) the present formula for determining the
21 troop reimbursement rate paid to troop- and police-
22 contributing countries for United Nations peace-
23 keeping operations should be clearly explained and
24 made available to the public on the United Nations
25 Department of Peacekeeping Operations website;

1 (2) regular audits of the nationally-determined
2 pay and benefits given to personnel from troop- and
3 police-contributing countries participating in United
4 Nations peacekeeping operations should be con-
5 ducted to help inform the reimbursement rate re-
6 ferred to in paragraph (1); and

7 (3) the survey mechanism developed by the
8 United Nations Secretary General's Senior Advisory
9 Group on Peacekeeping Operations for collecting
10 troop- and police-contributing country data on com-
11 mon and extraordinary expenses associated with de-
12 ploying personnel to peacekeeping operations should
13 be coordinated with the audits described in para-
14 graph (2) to ensure proper oversight and account-
15 ability.

16 **SEC. 303. WITHHOLDING OF ASSISTANCE.**

17 It is the policy of the United States that security as-
18 sistance should not be provided to any unit of the security
19 forces of a foreign country if such unit has engaged in
20 a gross violation of human rights or in acts of sexual ex-
21 ploitation or abuse, including while serving in a United
22 Nations peacekeeping operation.

1 **SEC. 304. UNITED NATIONS PEACEKEEPING ASSESSMENT**

2 **FORMULA.**

3 The Secretary shall direct the United States Perma-
4 nent Representative to the United Nations to use the
5 voice, vote, and influence of the United States at the
6 United Nations to urge the United Nations to share the
7 raw data used to calculate Member State peacekeeping as-
8 sessment rates and to make available the formula for de-
9 termining peacekeeping assessments.

10 **SEC. 305. REIMBURSEMENT OR APPLICATION OF CREDITS.**

11 Notwithstanding any other provision of law, the
12 President shall direct the United States Permanent Rep-
13 resentative to the United Nations to use the voice, vote,
14 and influence of the United States at the United Nations
15 to seek and timely obtain a commitment from the United
16 Nations to make available to the United States any peace-
17 keeping credits that are generated from a closed peace-
18 keeping operation.

19 **SEC. 306. REPORT ON UNITED STATES CONTRIBUTIONS TO**

20 **THE UNITED NATIONS RELATING TO PEACE-**
21 **KEEPING OPERATIONS.**

22 (a) IN GENERAL.—Paragraph (1) of section 4(c) of
23 the United Nations Participation Act of 1945 (22 U.S.C.
24 287b(c)) is amended—

25 (1) by amending subparagraph (A) to read as
26 follows:

1 “(A) A description of all assistance from
2 the United States to the United Nations to sup-
3 port peacekeeping operations that—

4 “(i) was provided during the previous
5 fiscal year;

6 “(ii) is expected to be provided during
7 the fiscal year or

8 “(iii) is included in the annual budget
9 request to Congress for the forthcoming
10 fiscal year.”;

11 (2) by amending subparagraph (D) to read as
12 follows:

13 “(D) For assessed or voluntary contribu-
14 tions described in subparagraph (B)(iii) or
15 (C)(iii) that exceed \$100,000 in value, including
16 in-kind contributions—

17 “(i) the total amount or estimated
18 value of all such contributions to the
19 United Nations and to each of its affiliated
20 agencies and related bodies;

21 “(ii) the nature and estimated total
22 value of all in-kind contributions in sup-
23 port of United Nations peacekeeping oper-
24 ations and other international peace-
25 keeping operations, including—

- 1 “(I) logistics;
- 2 “(II) airlift;
- 3 “(III) arms and materiel;
- 4 “(IV) nonmilitary technology and
- 5 equipment;
- 6 “(V) personnel; and
- 7 “(VI) training;
- 8 “(iii) the approximate percentage of
- 9 all such contributions to the United Na-
- 10 tions and to each such agency or body
- 11 when compared with all contributions to
- 12 the United Nations and to each such agen-
- 13 cy or body from any source; and
- 14 “(iv) for each such United States
- 15 Government contribution to the United
- 16 Nations and to each such agency or
- 17 body—
- 18 “(I) the amount or value of the
- 19 contribution;
- 20 “(II) a description of the con-
- 21 tribution, including whether it is an
- 22 assessed or voluntary contribution;
- 23 “(III) the purpose of the con-
- 24 tribution;

1 “(IV) the department or agency
2 of the United States Government re-
3 sponsible for the contribution; and

4 “(V) the United Nations or
5 United Nations affiliated agency or
6 related body that received the con-
7 tribution.”; and

8 (3) by adding at the end the following new sub-
9 paragraph:

10 “(E) The report required under this sub-
11 section shall be submitted in unclassified form,
12 but may include a classified annex.”.

13 (b) PUBLIC AVAILABILITY OF INFORMATION.—Not
14 later than 14 days after submitting each report under sec-
15 tion 4(c) of the United Nations Participation Act of 1945
16 (22 U.S.C. 287b(c)), the Director of the Office of Manage-
17 ment and Budget shall post a text-based, searchable
18 version of any unclassified information described in para-
19 graph (1)(D) of such section (as amended by subsection
20 (a) of this section) on a publicly available website.

21 **SEC. 307. WHISTLEBLOWER PROTECTIONS FOR UNITED NA-**
22 **TIONS PERSONNEL.**

23 The President shall direct the United States Perma-
24 nent Representative to the United Nations to use the

1 voice, vote, and influence of the United States at the
2 United Nations to—

3 (1) call for the removal of any official of the
4 United Nations or of any United Nations agency,
5 program, commission, or fund who the Secretary has
6 determined has failed to uphold the highest stand-
7 ards of ethics and integrity established by the
8 United Nations, including such standards specified
9 in United Nations Codes of Conduct and Codes of
10 Ethics, or whose conduct, with respect to preventing
11 sexual exploitation and abuse by United Nations
12 peacekeepers, has resulted in the erosion of public
13 confidence in the United Nations;

14 (2) ensure that best practices with regard to
15 whistleblower protections are extended to all per-
16 sonnel serving the United Nations or serving any
17 United Nations agency, program, commission, or
18 fund, especially personnel participating in United
19 Nations peacekeeping operations, United Nations
20 police officers, United Nations staff, contractors,
21 and victims of misconduct, wrongdoing, or criminal
22 behavior involving United Nations personnel;

23 (3) ensure that the United Nations implements
24 protective measures for whistleblowers who report
25 significant allegations of misconduct, wrongdoing, or

1 criminal behavior by personnel serving the United
2 Nations or serving any United Nations agency, pro-
3 gram, commission, or fund, especially personnel par-
4 ticipating in United Nations peacekeeping oper-
5 ations, United Nations staff, or contractors, specifi-
6 cally by implementing best practices for the protec-
7 tion of such whistleblowers from retaliation, includ-
8 ing—

9 (A) protection against retaliation for inter-
10 nal and lawful public disclosures;

11 (B) legal burdens of proof;

12 (C) statutes of limitation for reporting re-
13 tialiation;

14 (D) access to independent adjudicative
15 bodies, including external arbitration; and

16 (E) results that eliminate the effects of
17 proven retaliation;

18 (4) insist that the United Nations provides ade-
19 quate redress to any whistleblower who has suffered
20 from retribution in violation of the protective meas-
21 ures specified in paragraph (3), including reinstate-
22 ment to any position from which such whistleblower
23 was wrongfully removed, or reassignment to a com-
24 parable position at the same level of pay, plus any
25 compensation for any arrearage in salary to which

1 such whistleblower would have otherwise been enti-
2 tled but for the wrongful retribution;

3 (5) call for public disclosure of the number and
4 general description of—

5 (A) complaints submitted to the United
6 Nations' Ethics Office, local Conduct and Dis-
7 cipline teams, or other entity designated to re-
8 ceive complaints from whistleblowers;

9 (B) determinations that probable cause ex-
10 ists to conduct an investigation, and specifica-
11 tion of the entity conducting such investigation,
12 including the Office of Internal Oversight Serv-
13 ices, the Office of Audit and Investigations (for
14 UNDP), the Office of Internal Audit (for
15 UNICEF), and the Inspector General's Office
16 (for UNHCR);

17 (C) dispositions of such investigations, in-
18 cluding dismissal and referral for adjudication,
19 specifying the adjudicating entity, such as the
20 United Nations Dispute Tribunal; and

21 (D) results of adjudication, including dis-
22 ciplinary measures proscribed and whether such
23 measures were effected, including information
24 with respect to complaints regarding allegations
25 of sexual exploitation and abuse by United Na-

1 tions peacekeepers, allegations of fraud in pro-
2 curement and contracting, and all other allega-
3 tions of misconduct, wrongdoing, or criminal
4 behavior;

5 (6) insist that the full, unredacted text of any
6 investigation or adjudication referred to in para-
7 graph (5) are made available to Member States upon
8 request; and

9 (7) call for an examination of the feasibility of
10 establishing a stand-alone agency at the United Na-
11 tions, independent of the Secretary General, to in-
12 vestigate all allegations of misconduct, wrongdoing,
13 or criminal behavior, reporting to the Member States
14 of the General Assembly, paid for from the United
15 Nations regular budget, to replace existing investiga-
16 tive bodies, including the Office of Internal Over-
17 sight Services, the Office of Audit and Investiga-
18 tions, the Office of Internal Audit, and the Office of
19 Inspector General of the Department of State and
20 the Broadcasting Board of Governors.

21 **SEC. 308. ENCOURAGING EMPLOYMENT OF UNITED STATES**
22 **CITIZENS AT THE UNITED NATIONS.**

23 Section 181 of the Foreign Relations Authorization
24 Act, Fiscal Years 1992 and 1993 (22 U.S.C. 276e-4) is
25 amended to read as follows:

1 **“SEC. 181. EMPLOYMENT OF UNITED STATES CITIZENS BY**
2 **CERTAIN INTERNATIONAL ORGANIZATIONS.**

3 “Not later than 180 days after the date of the enact-
4 ment of the Department of State Authorization Act, Fiscal
5 Year 2017, and annually thereafter for three years, the
6 Secretary of State shall submit to Congress a report that
7 provides—

8 “(1) for each international organization that
9 had a geographic distribution formula in effect on
10 January 1, 1991, an assessment of whether that or-
11 ganization—

12 “(A) is taking good faith steps to increase
13 the staffing of United States citizens, including,
14 as appropriate, as assessment of any additional
15 steps the organization could be taking to in-
16 crease such staffing; and

17 “(B) has met the requirements of its geo-
18 graphic distribution formula; and

19 “(2) an assessment of United States represen-
20 tation among professional and senior-level positions
21 at the United Nations, including—

22 “(A) an assessment of the proportion of
23 United States citizens employed at the United
24 Nations Secretariat and at all United Nations
25 specialized agencies, funds, and programs rel-
26 ative to the total employment at the United Na-

1 tions Secretariat and at all such agencies,
2 funds, and programs;

3 “(B) an assessment of compliance by the
4 United Nations Secretariat and such agencies,
5 funds, and programs with any applicable geo-
6 graphic distribution formula; and

7 “(C) a description of any steps taken or
8 planned to be taken by the United States to in-
9 crease the staffing of United States citizens at
10 the United Nations Secretariat and such agen-
11 cies, funds and programs.”.

12 **SEC. 309. STATEMENT OF POLICY ON MEMBER STATE’S**
13 **VOTING PRACTICES AT THE UNITED NA-**
14 **TIONS.**

15 It is the policy of the United States to strongly con-
16 sider a Member State’s voting practices at the United Na-
17 tions before entering into any agreements with the Mem-
18 ber State.

19 **SEC. 310. QUALIFICATIONS OF THE UNITED NATIONS SEC-**
20 **RETARY GENERAL.**

21 (a) SENSE OF CONGRESS.—The Secretary shall di-
22 rect the United States Permanent Representative to the
23 United Nations to use the voice, vote, and influence of the
24 United States at the United Nations to urge each future
25 candidate for the position of the United Nations Secretary

1 General to circulate to the Member States of the General
2 Assembly a description of his or her priorities and objec-
3 tives for leading the organization and ensuring that it up-
4 holds the principles outlined by the United Nations Char-
5 ter, including specific recommendations to improve stra-
6 tegic planning and enact far-reaching management, per-
7 formance, and accountability reforms.

8 (b) PROPOSAL FOR UNITED NATIONS REFORM.—

9 The descriptions referred to in subsection (a) shall include
10 the following elements:

11 (1) A process for determining the goals, objec-
12 tives, and benchmarks for the timely withdrawal of
13 peacekeeping forces prior to the approval by the
14 United Nations Security Council of a new or ex-
15 panded peacekeeping operation.

16 (2) A proposal for ensuring that the numbers
17 and qualifications of staff are clearly aligned with
18 the specific needs of each United Nations agency,
19 mission, and program, including measures to ensure
20 that such agencies, missions, and programs have the
21 flexibility needed to hire and release employees as
22 workforce needs change over time.

23 (c) STATEMENT OF POLICY.—It is the policy of the
24 United States to withhold support for any candidate for
25 the position of United Nations Secretary General unless

1 such candidate has produced a clear vision for leading the
2 United Nations, including a robust reform agenda as de-
3 scribed in subsection (b), and circulated such 1 to the
4 Member States of the General Assembly.

5 **SEC. 311. POLICY REGARDING THE UNITED NATIONS**
6 **HUMAN RIGHTS COUNCIL.**

7 (a) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that the United States should use its voice, vote,
9 and influence at the United Nations to work to ensure
10 that—

11 (1) the United Nations Human Rights Council
12 takes steps to remove permanent items on the
13 United Nations Human Rights Council’s agenda or
14 program of work that target or single out a specific
15 country or a specific territory or territories;

16 (2) the United Nations Human Rights Council
17 does not include a Member State of the United Na-
18 tions—

19 (A) subject to sanctions by the United Na-
20 tions Security Council;

21 (B) under a United Nations Security
22 Council-mandated investigation for human
23 rights abuses;

24 (C) which the Secretary has determined,
25 for purposes of section 6(j) of the Export Ad-

1 ministration Act of 1979 (as continued in effect
2 pursuant to the International Emergency Eco-
3 nomic Powers Act), section 40 of the Arms Ex-
4 port Control Act, section 620A of the Foreign
5 Assistance Act of 1961, or other provision of
6 law, is a government that has repeatedly pro-
7 vided support for acts of international ter-
8 rorism; or

9 (D) which the President has designated as
10 a country of particular concern for religious
11 freedom under section 402(b) of the Inter-
12 national Religious Freedom Act of 1998; and

13 (3) the percentage of United States citizens em-
14 ployed at the senior level in each of the Research
15 and Right to Development Division, the Human
16 Rights Treaties Division, the Field Operations and
17 Technical Cooperation Division, and the Human
18 Rights Council and Special Procedures Division of
19 the United Nations Human Rights Office of the
20 High Commissioner during the most recently com-
21 pleted plenary session of the United Nations General
22 Assembly is at least equivalent to the percentage of
23 the total United States assessed contribution to the
24 United Nations regular budget during such plenary
25 session of the United Nations General Assembly.

1 (b) REPORT.—Not later than 90 days after the date
2 of the enactment of this Act, and annually thereafter for
3 each of the following five years, the Secretary shall submit
4 to the appropriate congressional committees a report that
5 describes—

6 (1) the resolutions that were considered in the
7 United Nations Human Rights Council during the
8 previous 12 months;

9 (2) the steps that have been taken during that
10 12-month period to remove permanent items on the
11 United Nations Human Rights Council’s agenda or
12 program of work that target or single out a specific
13 country or a specific territory or territories;

14 (3) a detailed list of any country currently on,
15 or running for a seat on, the United Nations Human
16 Rights Council that meets any of the criteria de-
17 scribed in subparagraph (A), (B), (C), or (D) of
18 subsection (a)(3); and

19 (4) the current employment breakdown by na-
20 tionality at each of the four major divisions of the
21 United Nations Human Rights Office of the High
22 Commissioner as specified in subsection (a)(4).

1 **SEC. 312. ADDITIONAL REPORT ON OTHER UNITED STATES**
2 **CONTRIBUTIONS TO THE UNITED NATIONS.**

3 (a) IN GENERAL.—Not later than 90 days after the
4 date of the enactment of this Act and annually thereafter,
5 the Director of the Office of Management and Budget
6 shall submit to Congress a report on all assessed and vol-
7 untary contributions with a value greater than \$100,000,
8 including in-kind, of the United States Government to the
9 United Nations and its affiliated agencies and related bod-
10 ies during the previous fiscal year.

11 (b) CONTENT.—The report required under subsection
12 (a) shall include the following elements:

13 (1) The total amount of all assessed and vol-
14 untary contributions, including in-kind, of the
15 United States Government to the United Nations
16 and its affiliated agencies and related bodies during
17 the previous fiscal year.

18 (2) The approximate percentage of United
19 States Government contributions to each United Na-
20 tions affiliated agency or body in such fiscal year
21 when compared with all contributions to each such
22 agency or body from any source in such fiscal year.

23 (3) For each such United States Government
24 contribution—

25 (A) the amount of each such contribution;

1 (B) a description of each such contribution
2 (including whether assessed or voluntary);

3 (C) the department or agency of the
4 United States Government responsible for each
5 such contribution;

6 (D) the purpose of each such contribution;
7 and

8 (E) the United Nations or its affiliated
9 agency or related body receiving the contribu-
10 tion.

11 (c) SCOPE OF INITIAL REPORT.—The first report re-
12 quired under subsection (a) shall include the information
13 required under this section for the previous three fiscal
14 years.

15 (d) PUBLIC AVAILABILITY OF INFORMATION.—Not
16 later than 14 days after submitting a report required
17 under subsection (a), the Director of the Office of Man-
18 agement and Budget shall post a public version of such
19 report on a text-based, searchable, and publicly available
20 Internet Web site.

21 **SEC. 313. COMPARATIVE REPORT ON PEACEKEEPING OP-**
22 **ERATIONS.**

23 Not later than one year after the date of the enact-
24 ment of this Act, the Comptroller General of the United
25 States shall submit to the appropriate congressional com-

1 mitted a report on the costs, strengths, and limitations
2 of United States and United Nations peacekeeping oper-
3 ations, which shall include—

4 (1) a comparison of the costs of current United
5 Nations peacekeeping operations and the estimated
6 cost of comparable United States peacekeeping oper-
7 ations; and

8 (2) an analysis of the strengths and limitations
9 of—

10 (A) a peacekeeping operation led by the
11 United States; and

12 (B) a peacekeeping operation led by the
13 United Nations.

14 **TITLE IV—PERSONNEL AND** 15 **ORGANIZATIONAL ISSUES**

16 **SEC. 401. LOCALLY-EMPLOYED STAFF WAGES.**

17 (a) MARKET-RESPONSIVE STAFF WAGES.—Not later
18 than 180 days after the date of enactment of this Act and
19 periodically thereafter, the Secretary shall establish and
20 implement a prevailing wage rates goal for positions in
21 the local compensation plan, as described in section 408
22 of the Foreign Service Act of 1980 (22 U.S.C. 3968), at
23 each diplomatic post that—

1 (1) is based on the specific recruiting and re-
2 tention needs of each such post and local labor mar-
3 ket conditions, as determined annually; and

4 (2) is not less than the 50th percentile of the
5 prevailing wage for comparable employment in the
6 labor market surrounding each such post.

7 (b) EXCEPTION.—The prevailing wage rate goal es-
8 tablished under subsection (a) shall not apply if compli-
9 ance with such subsection would be inconsistent with ap-
10 plicable United States law, the law in the locality of em-
11 ployment, or the public interest.

12 (c) RECORDKEEPING REQUIREMENT.—The analyt-
13 ical assumptions underlying the calculation of wage levels
14 at each diplomatic post under subsection (a), and the data
15 upon which such calculation is based—

16 (1) shall be filed electronically and retained for
17 not less than five years; and

18 (2) shall be made available to the appropriate
19 congressional committees upon request.

20 **SEC. 402. EXPANSION OF CIVIL SERVICE OPPORTUNITIES.**

21 It is the sense of Congress that the Department
22 should—

23 (1) expand the Overseas Development Program
24 from 20 positions to not fewer than 40 positions

1 within one year of the date of the enactment of this
2 Act;

3 (2) analyze the costs and benefits of further ex-
4 pansion of the Overseas Development Program; and

5 (3) expand the Overseas Development Program
6 to more than 40 positions if the benefits identified
7 in paragraph (2) outweigh the costs identified in
8 such paragraph.

9 **SEC. 403. PROMOTION TO THE SENIOR FOREIGN SERVICE.**

10 Section 601(c) of the Foreign Service Act of 1980
11 (22 U.S.C. 4001(c)) is amended by adding at the end the
12 following new paragraph:

13 “(6)(A) The promotion of any individual joining the
14 Service on or after January 1, 2017, to the Senior Foreign
15 Service shall be contingent upon such individual com-
16 pleting at least one tour in—

17 (i) a global affairs bureau; or

18 (ii) a global affairs position.

19 “(B) The requirements under subparagraph (A) shall
20 not apply if the Secretary certifies that the individual pro-
21 posed for promotion to the Senior Foreign Service—

22 (i) has met all other requirements applicable
23 to such promotion; and

24 (ii) was unable to complete a tour in a global
25 affairs bureau or global affairs position because

1 there was not a reasonable opportunity for such in-
2 dividual to be assigned to such a position.

3 “(C) In this paragraph—

4 “(i) the term ‘global affairs bureau’ means any
5 bureau of the Department that is under the respon-
6 sibility of—

7 “(I) the Under Secretary for Economic
8 Growth, Energy, and Environment;

9 “(II) the Under Secretary for Arms Con-
10 trol and International Security Affairs;

11 “(III) the Under Secretary for Manage-
12 ment;

13 “(IV) the Assistant Secretary for Inter-
14 national Organization Affairs;

15 “(V) the Under Secretary for Public Diplo-
16 macy and Public Affairs; or

17 “(VI) the Under Secretary for Civilian, Se-
18 curity, Democracy, and Human Rights; and

19 “(ii) the term ‘global affairs position’ means
20 any position funded with amounts appropriated to
21 the Department under the heading ‘Diplomatic Pol-
22 icy and Support’.”.

23 **SEC. 404. LATERAL ENTRY INTO THE FOREIGN SERVICE.**

24 (a) SENSE OF CONGRESS.—It is the sense of Con-
25 gress that the Foreign Service should permit mid-career

1 entry into the Foreign Service for qualified individuals
2 who are willing to bring their outstanding talents and ex-
3 periences to the work of the Foreign Service.

4 (b) PILOT PROGRAM.—Not later than 180 days after
5 the date of the enactment of this Act, the Secretary shall
6 establish a three-year pilot program for lateral entry into
7 the Foreign Service that—

8 (1) targets mid-career individuals from the civil
9 service and private sector who have skills and experi-
10 ence that would be extremely valuable to the Foreign
11 Service;

12 (2) is in full comportment with current Foreign
13 Service intake procedures, including the requirement
14 to pass the Foreign Service exam;

15 (3) offers participants in such pilot program
16 placement in the Foreign Service at a grade level
17 higher than FS–4 if such placement is warranted by
18 the education and qualifying experience of such indi-
19 viduals;

20 (4) requires only one directed assignment in a
21 position appropriate to such pilot program partici-
22 pant’s grade level;

23 (5) includes, as part of the required initial
24 training, a class or module that specifically prepares
25 participants in such pilot program for life in the

1 Foreign Service, including conveying to such partici-
2 pants essential elements of the practical knowledge
3 that is normally acquired during a Foreign Service
4 officer's initial assignments; and

5 (6) includes an annual assessment of the
6 progress of such pilot program by a review board
7 consisting of Department officials with appropriate
8 expertise, including employees of the Foreign Serv-
9 ice, in order to evaluate such pilot program's suc-
10 cess.

11 (c) ANNUAL REPORTING.—Not later than one year
12 after the date of the enactment of this Act and annually
13 thereafter for the duration of the pilot program described
14 in subsection (b), the Secretary shall submit to the appro-
15 priate congressional committees a report that describes
16 the following:

17 (1) The cumulative number of accepted and
18 unaccepted applicants to such pilot program.

19 (2) The cumulative number of pilot program
20 participants placed into each Foreign Service cone.

21 (3) The grade level at which each pilot program
22 participant entered the Foreign Service.

23 (4) Information about the first assignment to
24 which each pilot program participant was directed.

1 (5) The structure and operation of such pilot
2 program, including—

3 (A) the operation of such pilot program to
4 date; and

5 (B) any observations and lessons learned
6 about such pilot program that the Secretary
7 considers relevant.

8 (d) LONGITUDINAL DATA.—The Secretary shall—

9 (1) collect and maintain data on the career pro-
10 gression of each pilot program participant for the
11 length of each participant’s Foreign Service career;
12 and

13 (2) make the data described in paragraph (1)
14 available to the appropriate congressional commit-
15 tees upon request.

16 **SEC. 405. REEMPLOYMENT OF ANNUITANTS AND WORK-**
17 **FORCE RIGHTSIZING.**

18 (a) WAIVER OF ANNUITY LIMITATIONS.—Subsection
19 (g) of section 824 of the Foreign Service Act of 1980 (22
20 U.S.C. 4064) is amended—

21 (1) in paragraph (1)(B), by striking “to facili-
22 tate the” and all that follows through “Afghani-
23 stan,”;

24 (2) by striking paragraph (2); and

1 (3) by redesignating paragraph (3) as para-
2 graph (2).

3 (b) REPEAL OF SUNSET PROVISION.—Subsection (a)
4 of section 61 of the State Department Basic Authorities
5 Act of 1956 (22 U.S.C. 2733) is amended to read as fol-
6 lows:

7 “(a) AUTHORITY.—The Secretary of State may waive
8 the application of section 8344 or 8468 of title 5, United
9 States Code, on a case-by-case basis, for employment of
10 an annuitant in a position in the Department of State for
11 which there is exceptional difficulty in recruiting or retain-
12 ing a qualified employee, or when a temporary emergency
13 hiring need exists.”

14 (c) RIGHTSIZING REPORT.—On the date on which the
15 President’s annual budget request is submitted to Con-
16 gress each year through 2022, the Secretary shall submit
17 to the appropriate congressional committees a report that
18 describes the implementation status of all rightsizing rec-
19 ommendations made by the Office of Management, Policy,
20 Rightsizing, and Innovation of the Department related to
21 overseas staffing levels, including whether each such rec-
22 ommendation was accepted or rejected by the relevant
23 chief of mission and regional bureau.

1 **SEC. 406. INTEGRATION OF FOREIGN ECONOMIC POLICY.**

2 (a) IN GENERAL.—The Secretary, in conjunction
3 with the Under Secretary of Economic Growth, Energy,
4 and the Environment, shall establish—

5 (1) foreign economic policy priorities for each
6 regional bureau, including for individual countries,
7 as appropriate; and

8 (2) policies and guidance for integrating such
9 foreign economic policy priorities throughout the De-
10 partment.

11 (b) DEPUTY ASSISTANT SECRETARY.—Within each
12 regional bureau of the Department, the Secretary shall
13 task an existing Deputy Assistant Secretary with appro-
14 priate training and background in economic and commer-
15 cial affairs with the responsibility for economic matters
16 and interests within the responsibilities of each such re-
17 gional bureau, including the integration of the foreign eco-
18 nomic policy priorities established pursuant to subsection
19 (a).

20 (c) TRAINING.—The Secretary shall establish cur-
21 riculum at the George P. Shultz National Foreign Affairs
22 Training Center to develop the practical foreign economic
23 policy expertise and skill sets of Foreign Service officers,
24 including by making available distance-learning courses in
25 commercial, economic, and business affairs, including in
26 the following:

- 1 (1) The global business environment.
- 2 (2) The economics of development.
- 3 (3) Development and infrastructure finance.
- 4 (4) Current trade and investment agreements
- 5 negotiations.
- 6 (5) Implementing existing multilateral and
- 7 World Trade Organization agreements, and United
- 8 States trade and investment agreements.
- 9 (6) Best practices for customs and export pro-
- 10 cedures.
- 11 (7) Market analysis and global supply chain
- 12 management.

13 **SEC. 407. TRAINING SUPPORT SERVICES.**

14 Subparagraph (B) of section 704(a)(4) of the For-
15 eign Service Act of 1980 (22 U.S.C. 4024(a)(4)) is
16 amended by striking “language instructors, linguists, and
17 other academic and training specialists” and inserting
18 “education and training specialists, including language in-
19 structors and linguists, and other specialists who perform
20 work directly relating to the design, delivery, oversight, or
21 coordination of training delivered by the institution”.

22 **SEC. 408. SPECIAL AGENTS.**

23 (a) IN GENERAL.—Paragraph (1) of section 37(a) of
24 the State Department Basic Authorities Act of 1956 (22
25 U.S.C. 2709(a)) is amended to read as follows:

1 “(1) conduct investigations concerning—

2 “(A) illegal passport or visa issuance or
3 use;

4 “(B) identity theft or document fraud af-
5 fecting or relating to the programs, functions,
6 or authorities of the Department of State; or

7 “(C) Federal offenses committed within
8 the special maritime and territorial jurisdiction
9 of the United States (as defined in section 7(9)
10 of title 18, United States Code), except as such
11 jurisdiction relates to the premises of United
12 States military missions and related resi-
13 dences;”.

14 (b) CONSTRUCTION.—Nothing in the amendment
15 made by subsection (a) may be construed to limit the in-
16 vestigative authority of any Federal department or agency
17 other than the Department.

18 **SEC. 409. LIMITED APPOINTMENTS IN THE FOREIGN SERV-**
19 **ICE.**

20 Section 309 of the Foreign Service Act of 1980 (22
21 U.S.C. 3949), is amended—

22 (1) in subsection (a) by striking “subsection
23 (b)” and inserting “subsections (b) and (c)”;

24 (2) in subsection (b)—

25 (A) in paragraph (3)—

1 (i) by striking “if continued service”
2 and inserting the following: “if—
3 “(A) continued service”;

4 (ii) in such subparagraph (A) (as so
5 inserted and designated by clause (i) of
6 this subparagraph), by inserting “or” after
7 the semicolon at the end; and

8 (iii) by adding at the end the fol-
9 lowing new subparagraph:

10 “(B) the individual is serving in the uniformed
11 services (as defined in section 4303 of title 38,
12 United States Code) and the limited appointment ex-
13 pires in the course of such service;”;

14 (B) in paragraph (4), by striking “and” at
15 the end;

16 (C) in paragraph (5), by striking the pe-
17 riod at the end and inserting a semicolon; and

18 (D) by adding at the end the following new
19 paragraph:

20 “(6) in exceptional circumstances if the Secretary de-
21 termines the needs of the Service require the extension
22 of—

23 “(A) a limited noncareer appointment for a pe-
24 riod not to exceed one year; or

1 “(B) a limited appointment of a career candi-
 2 didate for the minimum time needed to resolve a
 3 grievance, claim, investigation, or complaint not oth-
 4 erwise provided for in this section.”; and

5 (3) by adding at the end the following new sub-
 6 section:

7 “(c)(1) Except as provided in paragraph (2) non-
 8 career employees who have served for five consecutive
 9 years under a limited appointment under this section may
 10 be reappointed to a subsequent noncareer limited appoint-
 11 ment if there is at least a one-year break in service before
 12 such new appointment.

13 “(2) The Secretary may waive the one-year break re-
 14 quirement under paragraph (1) in cases of special need.”.

15 **SEC. 410. REPORT ON DIVERSITY RECRUITMENT, EMPLOY-**
 16 **MENT, RETENTION, AND PROMOTION.**

17 (a) IN GENERAL.—The Secretary should provide
 18 oversight to the employment, retention, and promotion of
 19 traditionally under-represented minority groups.

20 (b) ADDITIONAL RECRUITMENT AND OUTREACH RE-
 21 QUIRED.—The Department should conduct recruitment
 22 activities that—

23 (1) develop and implement effective mechanisms
 24 to ensure that the Department is able effectively to

1 recruit and retain highly qualified candidates from a
2 wide diversity of institutions; and

3 (2) improve and expand recruitment and out-
4 reach programs at minority-serving institutions.

5 (c) REPORT.—Not later than 180 days after the date
6 of the enactment of this Act and quadrennially thereafter,
7 the Secretary shall submit to Congress a comprehensive
8 report that describes the efforts, consistent with existing
9 law, including procedures, effects, and results of the De-
10 partment since the period covered by the prior such report,
11 to promote equal opportunity and inclusion for all Amer-
12 ican employees in direct hire and personal service contrac-
13 tors status, particularly employees of the Foreign Service,
14 including equal opportunity for all traditionally under-rep-
15 resented minority groups.

16 **SEC. 411. MARKET DATA FOR COST-OF-LIVING ADJUST-**
17 **MENTS.**

18 (a) REPORT.—Not later than 180 days after the date
19 of the enactment of this Act, the Secretary shall submit
20 to the appropriate congressional committees a report that
21 examines the feasibility and cost effectiveness of using pri-
22 vate sector market data to determine cost of living adjust-
23 ments for Foreign Service officers and Federal Govern-
24 ment civilians who are stationed abroad.

1 (b) CONTENT.—The report required under subsection

2 (a) shall include—

3 (1) a list of at least four private sector pro-
4 viders of international cost-of-living data that the
5 Secretary determines are qualified to provide such
6 data;

7 (2) a list of cities in which the Department
8 maintains diplomatic posts for which private sector
9 cost-of-living data is not available;

10 (3) a comparison of—

11 (A) the cost of purchasing cost-of-living
12 data from each provider listed in paragraph (1);
13 and

14 (B) the cost (including Department labor
15 costs) of producing such rates internally; and

16 (4) for countries in which the Department pro-
17 vides a cost-of-living allowance greater than zero and
18 the World Bank estimates that the national price
19 level of the country is less than the national price
20 level of the United States, a comparison of cost-of-
21 living allowances, excluding housing costs, of the pri-
22 vate sector providers referred to in paragraph (1) to
23 rates constructed by the Department's Office of Al-
24 lowances.

1 (c) WAIVER.—If the Secretary determines that com-
2 pliance with subsection (b)(4) at a particular location is
3 cost-prohibitive, the Secretary may waive the requirement
4 under such subsection for such location if the Secretary
5 submits to the appropriate congressional committees writ-
6 ten notice and an explanation of the reasons for such waiv-
7 er.

8 **SEC. 412. TECHNICAL AMENDMENT TO FEDERAL WORK-**
9 **FORCE FLEXIBILITY ACT.**

10 Chapter 57 of title 5, United States Code, is amend-
11 ed—

12 (1) in subparagraph (A) of section 5753(a)(2),
13 by inserting “, excluding members of the Foreign
14 Service other than chiefs of mission and ambas-
15 sadors at large” before the semicolon at the end;
16 and

17 (2) in subparagraph (A) of section 5754(a)(2),
18 by inserting “, excluding members of the Foreign
19 Service other than chiefs of mission and ambas-
20 sadors at large” before the semicolon at the end.

21 **SEC. 413. RETENTION OF MID- AND SENIOR-LEVEL PROFES-**
22 **SIONALS FROM TRADITIONALLY UNDER-REP-**
23 **RESENTED MINORITY GROUPS.**

24 The Secretary should provide attention and oversight
25 to the employment, retention, and promotion of tradition-

1 ally under-represented minority groups to promote a di-
2 verse representation among mid- and senior-level career
3 professionals through programs such as—

4 (1) the International Career Advancement Pro-
5 gram;

6 (2) Seminar XXI at the Massachusetts Insti-
7 tute of Technology's Center for International Stud-
8 ies; and

9 (3) other highly respected international leader-
10 ship programs.

11 **SEC. 414. EMPLOYEE ASSIGNMENT RESTRICTIONS.**

12 (a) APPEAL OF ASSIGNMENT RESTRICTION.—The
13 Secretary shall establish a right and process for employees
14 to appeal any assignment restriction or preclusion.

15 (b) CERTIFICATION.—Upon full implementation of a
16 right and process for employees to appeal an assignment
17 restriction or preclusion under subsection (a), the Sec-
18 retary shall submit to the appropriate congressional com-
19 mittee a report that—

20 (1) certifies that such process has been fully
21 implemented;

22 (2) includes a detailed description of such proc-
23 ess; and

1 (3) details the number and nature of assign-
2 ment restrictions and preclusions for the previous
3 three years.

4 (c) NOTICE.—The Secretary shall—

5 (1) publish in the Foreign Affairs Manual infor-
6 mation relating to the right and process established
7 pursuant to subsection (a); and

8 (2) include a reference to such publication in
9 the report required under subsection (b).

10 (d) PROHIBITING DISCRIMINATION.—Paragraph (2)
11 of section 502(a) of the Foreign Service Act of 1980 (22
12 U.S.C. 3982(a)) is amended—

13 (1) by inserting “or prohibited from being as-
14 signed to” after “assigned to”; and

15 (2) by striking “exclusively”.

16 **SEC. 415. SECURITY CLEARANCE SUSPENSIONS.**

17 (a) IN GENERAL.—Section 610 of the Foreign Serv-
18 ice Act of 1980 (22 U.S.C. 4010) is amended—

19 (1) by striking the section heading and insert-
20 ing the following: “**SEPARATION FOR CAUSE;**
21 **SUSPENSION**”; and

22 (2) by adding at the end the following new sub-
23 section:

1 “(c)(1) In order to promote the efficiency of the Serv-
2 ice, the Secretary may suspend a member of the Service
3 when—

4 “(A) the member’s security clearance is sus-
5 pended; or

6 “(B) there is reasonable cause to believe that
7 the member has committed a crime for which a sen-
8 tence of imprisonment may be imposed.

9 “(2) Any member of the Service for whom a suspen-
10 sion is proposed under this subsection shall be entitled
11 to—

12 “(A) written notice stating the specific reasons
13 for the proposed suspension;

14 “(B) a reasonable time to respond orally and in
15 writing to the proposed suspension;

16 “(C) obtain at such member’s own expense rep-
17 resentation by an attorney or other representative;
18 and

19 “(D) a final written decision, including the spe-
20 cific reasons for such decision, as soon as prac-
21 ticable.

22 “(3) Any member suspended under this subsection
23 may file a grievance in accordance with the procedures ap-
24 plicable to grievances under chapter 11 of title I.

1 “(4) If a grievance is filed pursuant to paragraph
2 (3)—

3 “(A) the review by the Foreign Service Griev-
4 ance Board shall be limited to a determination of
5 whether the provisions of paragraphs (1) and (2)
6 have been fulfilled; and

7 “(B) the Board may not exercise the authority
8 provided under section 1106(8).

9 “(5) In this subsection:

10 “(A) The term ‘reasonable time’ means—

11 “(i) with respect to a member of the Serv-
12 ice assigned to duty in the United States, 15
13 days after receiving notice of the proposed sus-
14 pension; and

15 “(ii) with respect to a member of the Serv-
16 ice assigned to duty outside the United States,
17 30 days after receiving notice of the proposed
18 suspension.

19 “(B) The terms ‘suspend’ and ‘suspension’
20 mean placing a member of the Foreign Service in a
21 temporary status without duties.”.

22 (b) CLERICAL AMENDMENT.—The table of contents
23 in section 2 of the Foreign Service Act of 1980 is amended
24 by striking the item relating to section 610 and inserting
25 the following new item:

“Sec. 610. Separation for cause; Suspension.”.

1 **SEC. 416. SENSE OF CONGRESS ON THE INTEGRATION OF**
2 **POLICIES RELATED TO THE PARTICIPATION**
3 **OF WOMEN IN PREVENTING AND RESOLVING**
4 **CONFLICTS.**

5 It is the sense of Congress that—

6 (1) within each regional bureau of the Depart-
7 ment, the Secretary should task an existing Deputy
8 Assistant Secretary with the responsibility for over-
9 seeing the integration of policy priorities related to
10 the importance of the participation of women in pre-
11 venting and resolving conflicts; and

12 (2) the Director of the George P. Shultz Na-
13 tional Foreign Affairs Training Center should incor-
14 porate at least one training session related to the
15 importance of the participation of women in pre-
16 venting and resolving conflicts into—

17 (A) the A-100 course attended by Foreign
18 Service Officers; and

19 (B) with respect to Foreign Service Offi-
20 cers who have completed the A-100 course, at
21 least one training course that will be completed
22 not later than the date that is 1 year after the
23 date of the enactment of this Act.

24 **SEC. 417. FOREIGN SERVICE FAMILIES WORKFORCE STUDY.**

25 Not later than 180 days after the date of the enact-
26 ment of this Act, the Secretary shall submit to the appro-

1 priate congressional committees a report on workforce
2 issues and challenges to career opportunities pertaining to
3 tandem couples in the Foreign Service as well as couples
4 with respect to which only one spouse is in the Foreign
5 Service.

6 **SEC. 418. SPECIAL ENVOYS, REPRESENTATIVES, ADVISORS,**
7 **AND COORDINATORS OF THE DEPARTMENT.**

8 Not later than 90 days after the date of the enact-
9 ment of this Act, the Secretary shall submit to the appro-
10 priate congressional committees a report on special en-
11 voys, representatives, advisors, and coordinators of the
12 Department, that includes—

13 (1) a tabulation of the current names, ranks,
14 positions, and responsibilities of all special envoy,
15 representative, advisor, and coordinator positions at
16 the Department, with a separate accounting of all
17 such positions at the level of Assistant Secretary (or
18 equivalent) or above; and

19 (2) for each position identified pursuant to
20 paragraph (1)—

21 (A) the date on which such position was
22 created;

23 (B) the mechanism by which such position
24 was created, including the authority under
25 which such position was created;

1 (C) such positions authorized under section
2 (d) of section 1 of the State Department Basic
3 Authorities Act of 1956 (22 U.S.C. 2651a);

4 (D) a description of whether, and the ex-
5 tent to which, the responsibilities assigned to
6 such position duplicate the responsibilities of
7 other current officials within the Department,
8 including other special envoys, representatives,
9 advisors, and coordinators;

10 (E) which current official of the Depart-
11 ment would be assigned the responsibilities of
12 such position in the absence of such position;

13 (F) to which current official of the Depart-
14 ment such position directly reports;

15 (G) the total number of staff assigned to
16 support such position; and

17 (H) with the exception of positions created
18 by statute, a detailed explanation of the neces-
19 sity of such position to the effective conduct of
20 the foreign affairs of the United States.

21 **SEC. 419. COMBATING ANTI-SEMITISM.**

22 Not later than 180 days after the date of the enact-
23 ment of this Act, the Special Envoy to Monitor and Com-
24 bat Anti-Semitism of the Office to Monitor and Combat
25 Anti-Semitism of the Department shall provide to the ap-

1 appropriate congressional committees a briefing on United
2 States support to, and opportunities to coordinate with,
3 American and European Jewish and other civil society or-
4 ganizations, focusing on youth, to combat anti-Semitism
5 and other forms of religious, ethnic, or racial intolerance
6 in Europe.

7 **TITLE V—CONSULAR** 8 **AUTHORITIES**

9 **SEC. 501. CODIFICATION OF ENHANCED CONSULAR IMMUN-** 10 **NITIES.**

11 Section 4 of the Diplomatic Relations Act (22 U.S.C.
12 254e) is amended—

13 (1) by striking “The President” and inserting
14 the following:

15 “(a) IN GENERAL.—The President”; and

16 (2) by adding at the end the following new sub-
17 section:

18 “(b) CONSULAR IMMUNITY.—

19 “(1) IN GENERAL.—The Secretary of State,
20 with the concurrence of the Attorney General, may,
21 on the basis of reciprocity and under such terms and
22 conditions as the Secretary may determine, specify
23 privileges and immunities for a consular post, the
24 members of a consular post, and their families which
25 result in more favorable or less favorable treatment

1 than is provided in the Vienna Convention on Con-
2 sular Relations, of April 24, 1963 (T.I.A.S. 6820),
3 entered into force for the United States on Decem-
4 ber 24, 1969.

5 “(2) CONSULTATION.—Before exercising the
6 authority under paragraph (1), the Secretary of
7 State shall consult with the Committee on Foreign
8 Affairs of the House of Representatives and the
9 Committee on Foreign Relations of the Senate re-
10 garding the circumstances that may warrant the
11 need for privileges and immunities providing more
12 favorable or less favorable treatment than is pro-
13 vided in the Vienna Convention.”.

14 **SEC. 502. PASSPORTS MADE IN THE UNITED STATES.**

15 (a) SENSE OF CONGRESS.—It is the sense of Con-
16 gress that all components of United States passports, in-
17 cluding all passport security features, should be printed,
18 manufactured, and assembled exclusively within the
19 United States by United States companies and personnel,
20 contractors, and subcontractors with appropriate security
21 clearances.

22 (b) BRIEFINGS.—The Secretary, in coordination with
23 the heads of other relevant Federal agencies, shall provide
24 a briefing, which may be given in a classified environment

1 if necessary, to the appropriate congressional committees
2 that includes the following details:

3 (1) A list of all components of the United
4 States passport made outside the United States.

5 (2) The costs of all components of the United
6 States passports made outside the United States.

7 (3) Comparable costs to produce and procure in
8 the United States the items identified in paragraphs
9 (1) and (2).

10 **TITLE VI—WESTERN HEMI-**
11 **SPHERE DRUG POLICY COM-**
12 **MISSION**

13 **SEC. 601. ESTABLISHMENT.**

14 There is established an independent commission to be
15 known as the “Western Hemisphere Drug Policy Commis-
16 sion” (in this title referred to as the “Commission”).

17 **SEC. 602. DUTIES.**

18 (a) REVIEW OF ILLICIT DRUG CONTROL POLICIES.—
19 The Commission shall conduct a comprehensive review of
20 United States foreign policy in the Western Hemisphere
21 to reduce the illicit drug supply and drug abuse and re-
22 duce the damage associated with illicit drug markets and
23 trafficking. The Commission shall also identify policy and
24 program options to improve existing international counter-

1 narcotics policy. The review shall include the following top-
2 ics:

3 (1) An evaluation of United States-funded
4 international illicit drug control programs in the
5 Western Hemisphere, including drug interdiction,
6 crop eradication, alternative development, drug pro-
7 duction surveys, police and justice sector training,
8 demand reduction, and strategies to target drug
9 kingpins.

10 (2) An evaluation of the impact of United
11 States counternarcotics assistance programs in the
12 Western Hemisphere, including the Colombia Stra-
13 tegic Development Initiative, the Merida Initiative,
14 the Caribbean Basin Security Initiative and the Cen-
15 tral America Regional Security Initiative, in curbing
16 drug production, drug trafficking, and drug-related
17 violence and improving citizen security.

18 (3) An evaluation of how the President's annual
19 determination of major drug-transit and major illicit
20 drug producing countries pursuant to section 706 of
21 the Foreign Relations Authorization Act, Fiscal
22 Year 2003 (22 U.S.C. 2291j-1) serves United
23 States interests with respect to United States inter-
24 national illicit drug control policies.

1 (4) An evaluation of whether the proper indica-
2 tors of success are being used to evaluate United
3 States international illicit drug control policy.

4 (5) An evaluation of United States efforts to
5 stop illicit proceeds from drug trafficking organiza-
6 tions from entering the United States financial sys-
7 tem.

8 (6) An evaluation of the links between the ille-
9 gal narcotics trade in the Western Hemisphere and
10 terrorist activities around the world.

11 (7) An evaluation of United States efforts to
12 combat narco-terrorism in the Western Hemisphere.

13 (8) An evaluation of the financing of foreign
14 terrorist organizations by drug trafficking organiza-
15 tions and an evaluation of United States efforts to
16 stop such activities.

17 (9) An evaluation of alternative drug policy
18 models in the Western Hemisphere.

19 (10) An evaluation of the impact of local drug
20 consumption in Latin America and the Caribbean in
21 promoting violence and insecurity.

22 (11) Recommendations on how best to improve
23 United States counternarcotics policies in the West-
24 ern Hemisphere.

1 (b) COORDINATION WITH GOVERNMENTS, INTER-
2 NATIONAL ORGANIZATIONS, AND NONGOVERNMENTAL
3 ORGANIZATIONS IN THE WESTERN HEMISPHERE.—In
4 conducting the review required under subsection (a), the
5 Commission is encouraged to consult with—

6 (1) government, academic, and nongovern-
7 mental leaders, as well as leaders from international
8 organizations, from throughout the United States,
9 Latin America, and the Caribbean; and

10 (2) the Inter-American Drug Abuse Control
11 Commission (CICAD).

12 (c) REPORT.—

13 (1) IN GENERAL.—Not later than 18 months
14 after the first meeting of the Commission, the Com-
15 mission shall submit to the Committee on Foreign
16 Affairs of the House of Representatives, the Com-
17 mittee on Foreign Relations of the Senate, the Sec-
18 retary, and the Director of the Office of National
19 Drug Control Policy a report that contains—

20 (A) a detailed statement of the rec-
21 ommendations, findings, and conclusions of the
22 Commission under subsection (a); and

23 (B) summaries of the input and rec-
24 ommendations of the leaders and organizations

1 with which the Commission consulted under
2 subsection (b).

3 (2) PUBLIC AVAILABILITY.—The report re-
4 quired under this subsection shall be made available
5 to the public.

6 **SEC. 603. MEMBERSHIP.**

7 (a) NUMBER AND APPOINTMENT.—The Commission
8 shall be composed of ten members to be appointed as fol-
9 lows:

10 (1) The majority leader and minority leader of
11 the Senate shall each appoint two members.

12 (2) The Speaker and the minority leader of the
13 House of Representatives shall each appoint two
14 members.

15 (3) The President shall appoint two members.

16 (b) PROHIBITION.—

17 (1) IN GENERAL.—The Commission may not in-
18 clude—

19 (A) Members of Congress; or

20 (B) Federal, State, or local government of-
21 ficials.

22 (2) MEMBER OF CONGRESS.—In this sub-
23 section, the term “Member of Congress” includes a
24 Delegate or Resident Commissioner to the Congress.

1 (c) APPOINTMENT OF INITIAL MEMBERS.—The ini-
2 tial members of the Commission shall be appointed not
3 later than 30 days after the date of the enactment of this
4 Act.

5 (d) VACANCIES.—Any vacancies shall not affect the
6 power and duties of the Commission, but shall be filled
7 in the same manner as the original appointment. An ap-
8 pointment required by subsection (a) should be made with-
9 in 90 days of a vacancy on the Commission.

10 (e) PERIOD OF APPOINTMENT.—Each member shall
11 be appointed for the life of the Commission.

12 (f) INITIAL MEETING AND SELECTION OF CHAIR-
13 PERSON.—

14 (1) IN GENERAL.—Not later than 60 days after
15 the date of the enactment of this Act, the Commis-
16 sion shall hold an initial meeting to develop and im-
17 plement a schedule for completion of the review and
18 report required under section 362.

19 (2) CHAIRPERSON.—At the initial meeting, the
20 Commission shall select a Chairperson from among
21 its members.

22 (g) QUORUM.—Six members of the Commission shall
23 constitute a quorum.

24 (h) COMPENSATION.—Members of the Commission—

1 (1) shall not be considered to be a Federal em-
2 ployee for any purpose by reason of service on the
3 Commission; and

4 (2) shall serve without pay.

5 (i) TRAVEL EXPENSES.—Members shall receive trav-
6 el expenses, including per diem in lieu of subsistence, in
7 accordance with sections 5702 and 5703 of title 5, United
8 States Code, while away from their homes or regular
9 places of business in performance of services for the Com-
10 mission.

11 **SEC. 604. POWERS.**

12 (a) MEETINGS.—The Commission shall meet at the
13 call of the Chairperson or a majority of its members.

14 (b) HEARINGS.—The Commission may hold such
15 hearings and undertake such other activities as the Com-
16 mission determines necessary to carry out its duties.

17 (c) OTHER RESOURCES.—

18 (1) DOCUMENTS, STATISTICAL DATA, AND
19 OTHER SUCH INFORMATION.—

20 (A) IN GENERAL.—The Library of Con-
21 gress, the Office of National Drug Control Pol-
22 icy, the Department, and any other Federal de-
23 partment or agency shall, in accordance with
24 the protection of classified information, provide
25 reasonable access to documents, statistical data,

1 and other such information the Commission de-
2 termines necessary to carry out its duties.

3 (B) OBTAINING INFORMATION.—The
4 Chairperson of the Commission shall request
5 the head of an agency described in subpara-
6 graph (A) for access to documents, statistical
7 data, or other such information described in
8 such subparagraph that is under the control of
9 such agency in writing when necessary.

10 (2) OFFICE SPACE AND ADMINISTRATIVE SUP-
11 PORT.—The Administrator of General Services shall
12 make office space available for day-to-day activities
13 of the Commission and for scheduled meetings of the
14 Commission. Upon request, the Administrator shall
15 provide, on a reimbursable basis, such administrative
16 support as the Commission requests to fulfill its du-
17 ties.

18 (d) AUTHORITY TO USE UNITED STATES MAILS.—
19 The Commission may use the United States mails in the
20 same manner and under the same conditions as other de-
21 partments and agencies of the United States.

22 (e) AUTHORITY TO CONTRACT.—

23 (1) IN GENERAL.—Subject to the Federal Prop-
24 erty and Administrative Services Act of 1949, the
25 Commission is authorized to enter into contracts

1 with Federal and State agencies, private firms, insti-
2 tutions, and individuals for the conduct of activities
3 necessary to the discharge of its duties under section
4 602.

5 (2) TERMINATION.—A contract, lease, or other
6 legal agreement entered into by the Commission may
7 not extend beyond the date of termination of the
8 Commission.

9 **SEC. 605. STAFF.**

10 (a) DIRECTOR.—The Commission shall have a Direc-
11 tor who shall be appointed by a majority vote of the Com-
12 mission. The Director shall be paid at a rate not to exceed
13 the rate of basic pay for level IV of the Executive Sched-
14 ule.

15 (b) STAFF.—

16 (1) IN GENERAL.—With the approval of the
17 Commission, the Director may appoint such per-
18 sonnel as the Director determines to be appropriate.
19 Such personnel shall be paid at a rate not to exceed
20 the rate of basic pay for level IV of the Executive
21 Schedule.

22 (2) ADDITIONAL STAFF.—The Commission may
23 appoint and fix the compensation of such other per-
24 sonnel as may be necessary to enable the Commis-
25 sion to carry out its duties, without regard to the

1 provisions of title 5, United States Code, governing
2 appointments in the competitive service, and without
3 regard to the provisions of chapter 51 and sub-
4 chapter III of chapter 53 of such title relating to
5 classification and General Schedule pay rates, except
6 that no rate of pay fixed under this subsection may
7 exceed the equivalent of that payable to a person oc-
8 cupying a position at level V of the Executive Sched-
9 ule.

10 (c) EXPERTS AND CONSULTANTS.—With the ap-
11 proval of the Commission, the Director may procure tem-
12 porary and intermittent services under section 3109(b) of
13 title 5, United States Code.

14 (d) DETAIL OF GOVERNMENT EMPLOYEES.—Upon
15 the request of the Commission, the head of any Federal
16 agency may detail, without reimbursement, any of the per-
17 sonnel of such agency to the Commission to assist in car-
18 rying out the duties of the Commission. Any such detail
19 shall not interrupt or otherwise affect the civil service sta-
20 tus or privileges of the personnel.

21 (e) VOLUNTEER SERVICES.—Notwithstanding sec-
22 tion 1342 of title 31, United States Code, the Commission
23 may accept and use voluntary and uncompensated services
24 as the Commission determines necessary.

1 **SEC. 606. SUNSET.**

2 The Commission shall terminate on the date that is
3 60 days after the date on which the Commission submits
4 its report to Congress pursuant to section 602(c).

5 **TITLE VII—MISCELLANEOUS**
6 **PROVISIONS**

7 **SEC. 701. FOREIGN RELATIONS EXCHANGE PROGRAMS.**

8 (a) EXCHANGES AUTHORIZED.—Title I of the State
9 Department Basic Authorities Act of 1956 (22 U.S.C.
10 2651a et seq.) is amended by adding at the end the fol-
11 lowing new section:

12 **“SEC. 63. FOREIGN RELATIONS EXCHANGE PROGRAMS.**

13 “(a) AUTHORITY.—The Secretary may establish ex-
14 change programs under which officers or employees of the
15 Department of State, including individuals appointed
16 under title 5, United States Code, and members of the
17 Foreign Service (as defined in section 103 of the Foreign
18 Service Act of 1980 (22 U.S.C. 3903)), may be assigned,
19 for not more than one year, to a position with any foreign
20 government or international entity that permits an em-
21 ployee to be assigned to a position with the Department
22 of State.

23 “(b) SALARY AND BENEFITS.—

24 “(1) MEMBERS OF FOREIGN SERVICE.—During
25 a period in which a member of the Foreign Service
26 is participating in an exchange program authorized

1 pursuant to subsection (a), such member shall be en-
2 titled to the salary and benefits to which such mem-
3 ber would receive but for the assignment under this
4 section.

5 “(2) NON-FOREIGN SERVICE EMPLOYEES OF
6 DEPARTMENT.—An employee of the Department of
7 State other than a member of the Foreign Service
8 participating in an exchange program authorized
9 pursuant to subsection (a) shall be treated in all re-
10 spects as if detailed to an international organization
11 pursuant to section 3343(c) of title 5, United States
12 Code.

13 “(3) FOREIGN PARTICIPANTS.—The salary and
14 benefits of an employee of a foreign government or
15 international entity participating in an exchange
16 program authorized pursuant to subsection (a) shall
17 be paid by such government or entity during the pe-
18 riod in which such employee is participating in such
19 program, and shall not be reimbursed by the De-
20 partment of State.

21 “(c) NON-RECIPROCAL ASSIGNMENT.—The Secretary
22 may authorize a non-reciprocal assignment of personnel
23 pursuant to this section, with or without reimbursement
24 from the foreign government or international entity for all
25 or part of the salary and other expenses payable during

1 such assignment, if such is in the interests of the United
2 States.

3 “(d) **RULE OF CONSTRUCTION.**—Nothing in this sec-
4 tion may be construed to authorize the appointment as
5 an officer or employee of the United States of—

6 “(1) an individual whose allegiance is to any
7 country, government, or foreign or international en-
8 tity other than to the United States; or

9 “(2) an individual who has not met the require-
10 ments of sections 3331, 3332, 3333, and 7311 of
11 title 5, United States Code, or any other provision
12 of law concerning eligibility for appointment as, and
13 continuation of employment as, an officer or em-
14 ployee of the United States.”.

15 **SEC. 702. UNITED STATES ADVISORY COMMISSION ON PUB-
16 LIC DIPLOMACY.**

17 (a) **IN GENERAL.**—Section 1334 of the Foreign Af-
18 fairs Reform and Restructuring Act of 1998 (22 U.S.C.
19 6553) is amended by striking “October 1, 2015” and in-
20 serting “October 1, 2020”.

21 (b) **RETROACTIVITY OF EFFECTIVE DATE.**—The
22 amendment made by subsection (a) shall take effect as
23 of October 1, 2016. Any lapse in powers, authorities, or
24 responsibilities of the United States Advisory Commission
25 on Public Diplomacy from the period beginning on Octo-

ber 1, 2016, and ending on the date of the enactment of this Act, shall be deemed to have not so lapsed.

SEC. 703. BROADCASTING BOARD OF GOVERNORS.

(a) BROADCASTING TO ASIA.—Section 309 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6208) is amended—

(1) in subsection (a)(1), by striking “the following countries” and all that follows through the period at the end and inserting “Asia.”; and

(2) in subsection (b)(1), by striking “the respective countries of”.

(b) PROHIBITIONS.—

(1) IN GENERAL.—Notwithstanding any other provision of law, any change to the Federal status of—

(A) the Cuba Service established pursuant to section 4 of the Radio Broadcasting to Cuba Act (22 U.S.C. 1465b; Public Law 98–111) is prohibited unless such section is explicitly repealed and such service is dissolved by an Act of Congress enacted on or after the date of the enactment of this Act; and

(B) the Television Marti Service established by section 244(a) of Television Broadcasting to Cuba Act (22 U.S.C. 1465cc; Public

1 Law 101–246) is prohibited unless such section
2 is explicitly repealed and such service is dis-
3 solved by an Act of Congress enacted on or
4 after the date of the enactment of this Act.

5 (2) DEFINITION.—In this subsection, the term
6 “change to the Federal status”, with respect to a
7 service referred to in subparagraph (A) or (B) of
8 paragraph (1), includes any significant restruc-
9 turing, privatization, subordination to a private or
10 private-public entity, or merger with a private or
11 public-private entity of such service.

12 (c) SENSE OF CONGRESS.—It is the sense of Con-
13 gress that the Broadcasting Board of Governors should
14 start broadcasting in the Sindhi language.

15 **SEC. 704. REWARDS FOR JUSTICE.**

16 (a) REWARDS AUTHORIZED.—

17 (1) IN GENERAL.—Section 36(b) of the State
18 Department Basic Authorities Act of 1956 (22
19 U.S.C. 2708(b)) is amended in paragraphs (4) and
20 (5) by striking “or (9)” each place it appears and
21 inserting “(9), or (10)”.

22 (2) REPORTS; DEFINITIONS.—Section 36 of the
23 State Department Basic Authorities Act of 1956 (22
24 U.S.C. 2708) is amended—

1 (A) in subsection (g), by adding at the end
2 the following new paragraph:

3 “(4) REPORTS ON REWARDS AUTHORIZED.—
4 Not less than 15 days after a reward is authorized
5 under this section, the Secretary of State shall sub-
6 mit to the appropriate congressional committees a
7 report, which may be submitted in classified form if
8 necessary to protect intelligence sources and meth-
9 ods, detailing information about the reward, includ-
10 ing the identity of the individual for whom the re-
11 ward is being made, the amount of the reward, the
12 acts with respect to which the reward is being made,
13 and how the reward is being publicized.”; and

14 (B) in subsection (k)(2), by striking
15 “International Relations” and inserting “For-
16 eign Affairs”.

17 (3) EFFECTIVE DATE.—The amendments made
18 by paragraphs (1) and (2) take effect on the date
19 of the enactment of this Act and apply with respect
20 to any reward authorized under section 36 of the
21 State Department Basic Authorities Act of 1956 (as
22 so amended) on or after such date.

23 (b) EXTRADITIONS.—

24 (1) SENSE OF CONGRESS.—It is the sense of
25 Congress that the refusal by other countries to ex-

1 tradite or otherwise render to the United States fu-
2 gitives who have been indicted or convicted within
3 the United States for serious crimes, including mur-
4 der, hijacking, and acts of domestic terrorism, is an
5 impediment to justice, undermines international se-
6 curity, and deserves high level diplomatic efforts to-
7 ward resolution.

8 (2) BRIEFING REQUIREMENT.—Not later than
9 90 days after the date of the enactment of this Act,
10 the President shall provide to Congress a briefing re-
11 lated to the issues raised in paragraph (1), includ-
12 ing—

13 (A) the number of fugitives and others for
14 whom the United States Government is seeking
15 extradition or rendition, both in total and listed
16 by country;

17 (B) the average length of time such extra-
18 dition or rendition requests have been out-
19 standing, both in general and by country;

20 (C) discussion of diplomatic and other ef-
21 forts the United States has undertaken to se-
22 cure the return of such fugitives;

23 (D) discussion of factors that have been
24 barriers to the resolution of such cases; and

1 (E) information on the number of United
2 States citizens whose extradition has been
3 sought by foreign governments during the past
4 five years, both in total and listed by country,
5 and a discussion of the outcome of such re-
6 quests.

7 **SEC. 705. EXTENSION OF PERIOD FOR REIMBURSEMENT OF**
8 **SEIZED COMMERCIAL FISHERMEN.**

9 Subsection (e) of section 7 of the Fishermen's Protec-
10 tive Act of 1967 (22 U.S.C. 1977) is amended by striking
11 "2008" and inserting "2018".

12 **SEC. 706. EXPANSION OF THE CHARLES B. RANGEL INTER-**
13 **NATIONAL AFFAIRS PROGRAM, THE THOMAS**
14 **R. PICKERING FOREIGN AFFAIRS FELLOW-**
15 **SHIP PROGRAM, AND THE DONALD M. PAYNE**
16 **INTERNATIONAL DEVELOPMENT FELLOW-**
17 **SHIP PROGRAM.**

18 (a) **ADDITIONAL FELLOWSHIPS AUTHORIZED.**—Be-
19 ginning in fiscal year 2017, the Secretary shall—

20 (1) increase by ten the number of fellows se-
21 lected for the Charles B. Rangel International Af-
22 fairs Program;

23 (2) increase by ten the number of fellows se-
24 lected for the Thomas R. Pickering Foreign Affairs
25 Fellowship Program; and

1 (3) increase by five the number of fellows se-
2 lected for the Donald M. Payne International Devel-
3 opment Fellowship Program.

4 (b) **RULE OF CONSTRUCTION.**—Nothing in this sec-
5 tion may be construed as authorizing the hiring of addi-
6 tional personnel at the Department beyond existing, pro-
7 jected hiring patterns.

8 **SEC. 707. GAO REPORT ON DEPARTMENT CRITICAL TELE-**
9 **COMMUNICATIONS EQUIPMENT OR SERVICES**
10 **OBTAINED FROM SUPPLIERS CLOSELY**
11 **LINKED TO A LEADING CYBER-THREAT**
12 **ACTOR.**

13 (a) **REPORT REQUIRED.**—Not later than 180 days
14 after the date of the enactment of this Act, the Comp-
15 troller General of the United States shall submit to Con-
16 gress a report on any critical telecommunications equip-
17 ment, technologies, or services obtained or used by the De-
18 partment or its contractors or subcontractors that is—

19 (1) manufactured by a foreign supplier, or a
20 contractor or subcontractor of such supplier, that is
21 closely linked to a leading cyber-threat actor; or

22 (2) from an entity that incorporates or utilizes
23 information technology manufactured by a foreign
24 supplier, or a contractor or subcontractor of such

1 supplier, that is closely linked to a leading cyber-
2 threat actor.

3 (b) FORM.—The report shall be submitted in unclas-
4 sified form, but may include a classified annex.

5 (c) DEFINITIONS.—In this section:

6 (1) LEADING CYBER-THREAT ACTOR.—The
7 term “leading cyber-threat actor” means a country
8 identified as a leading threat actor in cyberspace in
9 the report entitled “Worldwide Threat Assessment
10 of the US Intelligence Community”, dated February
11 9, 2016.

12 (2) CLOSELY LINKED.—The term “closely
13 linked”, with respect to a foreign supplier, con-
14 tractor, or subcontractor and a leading cyber-threat
15 actor, means the foreign supplier, contractor, or sub-
16 contractor—

17 (A) has ties to the military forces of such
18 actor;

19 (B) has ties to the intelligence services of
20 such actor;

21 (C) is the beneficiary of significant low in-
22 terest or no-interest loans, loan forgiveness, or
23 other support of such actor; or

24 (D) is incorporated or headquartered in
25 the territory of such actor.

1 **SEC. 708. IMPLEMENTATION PLAN FOR INFORMATION**
2 **TECHNOLOGY AND KNOWLEDGE MANAGE-**
3 **MENT.**

4 Not later than 90 days after the date of the enact-
5 ment of this Act, the Secretary shall submit to the appro-
6 priate congressional committees an implementation plan,
7 including timelines and resources, required to—

8 (1) establish a hub for analytics, data science,
9 strategy, and knowledge management at the Depart-
10 ment; and

11 (2) migrate suitable information technology (as
12 such term is defined in section 11101(6) of title 40
13 United States Code) to a cloud computing service or
14 a cloud-based solution.

15 **SEC. 709. RANSOMS TO FOREIGN TERRORIST ORGANIZA-**
16 **TIONS.**

17 (a) **IN GENERAL.**—Not later than 90 days after the
18 date of the enactment of this Act, the President, in con-
19 sultation with the Secretary, shall transmit to the appro-
20 priate congressional committees a report covering the pre-
21 vious calendar providing the following details:

22 (1) Which foreign governments are believed to
23 have facilitated, directly or indirectly, the payment
24 of ransoms.

1 (2) Which foreign terrorist organizations re-
2 ceived payments from foreign governments identified
3 in paragraph (1).

4 (3) The amount of each such payment.

5 (4) The means of delivering such payments.

6 (5) A summary of the efforts of the United
7 States to counter such payments.

8 (6) Recommendations for improving coordina-
9 tion among the foreign allies of the United States to
10 not pay ransoms.

11 (b) FORM.—The report required by subsection (a)
12 shall be submitted in unclassified form, may include a
13 classified annex, shall be made available to the public by
14 posting the unclassified form of such report on the website
15 of the Department, and may be included in any other re-
16 port that is required to be made public.

17 **SEC. 710. STRATEGY TO COMBAT TERRORIST USE OF SO-**
18 **CIAL MEDIA.**

19 (a) IN GENERAL.—Not later than 90 days after the
20 date of the enactment of this Act, the President shall
21 transmit to the appropriate congressional committees a re-
22 port on United States strategy to combat terrorists’ and
23 terrorist organizations’ use of social media consistent with
24 the President’s 2011 “Strategic Implementation Plan for

1 Empowering Local Partners to Prevent Violent Extre-
2 mism in the United States”.

3 (b) ELEMENTS.—The report required by subsection
4 (a) shall include the following:

5 (1) An evaluation of what role social media
6 plays in radicalization in the United States and else-
7 where.

8 (2) An analysis of how terrorists and terrorist
9 organizations are using social media, including
10 trends.

11 (3) A summary of the Federal Government’s ef-
12 forts to disrupt and counter the use of social media
13 by terrorists and terrorist organizations, an evalua-
14 tion of the success of such efforts, and recommenda-
15 tions for improvement.

16 (4) An analysis of how social media is being
17 used for counter-radicalization and counter-propa-
18 ganda purposes, irrespective of whether or not such
19 efforts are made by the Federal Government.

20 (5) An assessment of the value to law enforce-
21 ment of social media posts by terrorists and terrorist
22 organizations.

23 (6) An overview of social media training avail-
24 able to law enforcement and intelligence personnel
25 that enables such personnel to understand and com-

1 bat the use of social media by terrorists and ter-
2 rorist organizations, as well as recommendations for
3 improving or expanding existing training opportuni-
4 ties.

5 (c) FORM.—The report required by subsection (a)
6 shall be submitted in unclassified form, but may include
7 a classified annex in accordance with the protection of in-
8 telligence sources and methods.

9 (d) APPROPRIATE CONGRESSIONAL COMMITTEES
10 DEFINED.—In this section, the term “appropriate con-
11 gressional committees” means—

12 (1) the Committee on Foreign Affairs, the
13 Committee on the Armed Services, the Committee
14 on Homeland Security, the Committee on the Judici-
15 ary, and the Permanent Select Committee on Intel-
16 ligence of the House of Representatives; and

17 (2) the Committee on Foreign Relations, the
18 Committee on Armed Services, the Committee on
19 Homeland Security and Governmental Affairs, the
20 Committee on the Judiciary, and the Select Com-
21 mittee on Intelligence of the Senate.

22 **SEC. 711. REPORT ON DEPARTMENT INFORMATION TECH-**
23 **NOLOGY ACQUISITION PRACTICES.**

24 (a) REPORT REQUIRED.—Not later than 90 days
25 after the date of the enactment of this Act, the Secretary

1 shall submit to the appropriate congressional committees
2 a report detailing the Department's information tech-
3 nology acquisition practices.

4 (b) ELEMENTS OF REPORT.—The report required
5 under subsection (a) shall include the following elements:

6 (1) Agency chief investment officer authority
7 enhancements, including reporting on incremental
8 developments regarding whether information tech-
9 nology investments are delivering functionality every
10 six months.

11 (2) Enhanced transparency and risk manage-
12 ment, including the methodology for calculating risk.

13 (3) The frequency and status of agency-wide
14 portfolio reviews to identify opportunities for infor-
15 mation technology efficiency, effectiveness, duplica-
16 tion, and potential savings.

17 (4) Data center consolidation and optimization,
18 including potential savings.

19 **SEC. 712. PUBLIC AVAILABILITY OF REPORTS ON NOMI-**
20 **NEES TO BE CHIEFS OF MISSION.**

21 Not later than seven days after submitting the report
22 required under section 304(a)(4) of the Foreign Service
23 Act of 1980 (22 U.S.C. 3944(a)(4)) to the Committee on
24 Foreign Relations of the Senate, the President shall make
25 the report available to the public, including by posting the

1 report on the website of the Department in a conspicuous
2 manner and location.

3 **SEC. 713. RECRUITMENT AND RETENTION OF INDIVIDUALS**
4 **WHO HAVE LIVED, WORKED, OR STUDIED IN**
5 **PREDOMINANTLY MUSLIM COUNTRIES OR**
6 **COMMUNITIES.**

7 (a) FINDINGS.—Congress finds that successful en-
8 gagement, including robust public diplomacy, with pre-
9 dominantly Muslim countries and communities is critical
10 for achieving United States foreign policy objectives.

11 (b) SENSE OF CONGRESS.—It is the sense of Con-
12 gress that the Department should recruit more employees
13 that have a personal background in, and thorough under-
14 standing of, the cultures, languages, and history of the Mid-
15 dle East and wider Muslim world.

16 (c) RECRUITMENT AND RETENTION OF CERTAIN IN-
17 DIVIDUALS.—The Secretary shall make every effort to re-
18 cruit and retain individuals that have lived, worked, or
19 studied in predominantly Muslim countries or commu-
20 nities, including individuals who have studied at an Is-
21 lamic institution of higher learning.

1 **SEC. 714. SENSE OF CONGRESS REGARDING COVERAGE OF**
2 **APPROPRIATE THERAPIES FOR DEPENDENTS**
3 **WITH AUTISM SPECTRUM DISORDER (ASD).**

4 (a) FINDING.—Congress finds that physical, occupa-
5 tional, speech, and applied behavioral analysis (ABA)
6 therapies are evidenced-based interventions proven to
7 bring about positive change and assist in the long term
8 development of children with autism spectrum disorder
9 (ASD).

10 (b) SENSE OF CONGRESS.—It is the sense of Con-
11 gress that the Secretary should endeavor to ensure cov-
12 erage and access, for dependents with ASD of overseas
13 employees, to the therapies described in subsection (a), in-
14 cluding through telehealth, computer software programs,
15 or alternative means if appropriate providers are not ac-
16 cessible due to such employees' placement overseas.

17 **SEC. 715. REPEAL OF OBSOLETE REPORTS.**

18 (a) REPEAL OF CERTAIN REPORTING REQUIRE-
19 MENTS.—The following provisions of law are repealed:

20 (1) Section 12 of the Foreign Service Buildings
21 Act, 1926 (Act of May 7, 1926, 22 U.S.C. 303).

22 (2) Section 404 of the Foreign Relations Au-
23 thorization Act, Fiscal Years 1992 and 1993 (Public
24 Law 102–138, 22 U.S.C. 2778 note).

25 (b) OTHER REPORTING REFORM.—

1 (1) Section 613 of the Foreign Relations Au-
2 thorization Act, Fiscal Year 2003 (Public Law 107-
3 228, 22 U.S.C. 6901 note) is amended—

4 (A) by striking subsection (b);

5 (B) by striking “(a) POLICY.—”; and

6 (C) by redesignating paragraphs (1) and
7 (2) as subsections (a) and (b), respectively, and
8 moving such subsections, as so redesignated,
9 two ems to the left.

10 (2) Section 721 of Appendix G of the Consoli-
11 dated Appropriations Act of 2000 (Public Law 106-
12 113, 22 U.S.C. 287 note) is amended—

13 (A) by striking subsection (c); and

14 (B) by redesignating subsection (d) as sub-
15 section (c).

16 (3) Section 10 of the Palestinian Anti-Ter-
17 rorism Act of 2006 (Public Law 109-446, 22 U.S.C.
18 2378b note) is amended—

19 (A) by striking subsection (b); and

20 (B) by redesignating subsection (c) as sub-
21 section (b).

22 (4) Section 1207 of the Bob Stump National
23 Defense Authorization Act for Fiscal Year 2003
24 (Public Law 107-314, 22 U.S.C. 6901 note) is
25 amended—

1 (A) by striking subsection (d); and

2 (B) by redesignating subsection (e) as sub-
3 section (d).

4 (5) Subsection (c) of section 601 of the Foreign
5 Service Act of 1980 (22 U.S.C. 4001) is amended by
6 striking paragraphs (4) and (5).

7 **SEC. 716. PROHIBITION ON ADDITIONAL FUNDING.**

8 No additional funds are authorized to be appro-
9 priated to carry out this Act and the amendments made
10 by this Act.