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115TH CONGRESS
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H. R. _____

[Report No. 115_____]

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

IN THE HOUSE OF REPRESENTATIVES

_____, 2018

Mr. ROGERS of Kentucky, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

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

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

8 TITLE I

9 DEPARTMENT OF STATE AND RELATED

10 AGENCY

11 DEPARTMENT OF STATE

12 ADMINISTRATION OF FOREIGN AFFAIRS

13 DIPLOMATIC PROGRAMS

14 For necessary expenses of the Department of State
15 and the Foreign Service not otherwise provided for,
16 \$5,821,440,000, of which up to \$665,532,000 may remain
17 available until September 30, 2020, and of which up to
18 \$1,383,752,000 may remain available until expended for
19 Worldwide Security Protection: *Provided*, That funds
20 made available under this heading shall be allocated in ac-
21 cordance with paragraphs (1) through (4) as follows:

22 (1) HUMAN RESOURCES.—For necessary ex-
23 penses for training, human resources management,
24 and salaries, including employment without regard
25 to civil service and classification laws of persons on

1 a temporary basis (not to exceed \$700,000), as au-
2 thORIZED by section 801 of the United States Infor-
3 mation and Educational Exchange Act of 1948,
4 \$2,847,673,000, of which up to \$479,879,000 is for
5 Worldwide Security Protection.

6 (2) OVERSEAS PROGRAMS.—For necessary ex-
7 penses for the regional bureaus of the Department
8 of State and overseas activities as authorized by law,
9 \$1,253,799,000.

10 (3) DIPLOMATIC POLICY AND SUPPORT.—For
11 necessary expenses for the functional bureaus of the
12 Department of State, including representation to
13 certain international organizations in which the
14 United States participates pursuant to treaties rati-
15 fied pursuant to the advice and consent of the Sen-
16 ate or specific Acts of Congress, general administra-
17 tion, and arms control, nonproliferation and disar-
18 mament activities as authorized, \$794,561,000.

19 (4) SECURITY PROGRAMS.—For necessary ex-
20 penses for security activities, \$925,407,000, of which
21 up to \$903,873,000 is for Worldwide Security Pro-
22 tection.

23 (5) FEES AND PAYMENTS COLLECTED.—In ad-
24 dition to amounts otherwise made available under
25 this heading—

1 (A) as authorized by section 810 of the
2 United States Information and Educational Ex-
3 change Act, not to exceed \$5,000,000, to re-
4 main available until expended, may be credited
5 to this appropriation from fees or other pay-
6 ments received from English teaching, library,
7 motion pictures, and publication programs and
8 from fees from educational advising and coun-
9 seling and exchange visitor programs; and

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

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

15 (A) Notwithstanding any other provision of
16 this Act, funds may be reprogrammed within
17 and between paragraphs (1) through (4) under
18 this heading subject to section 7015 of this Act.

19 (B) Of the amount made available under
20 this heading, not to exceed \$10,000,000 may be
21 transferred to, and merged with, funds made
22 available by this Act under the heading “Emer-
23 gencies in the Diplomatic and Consular Serv-
24 ice”, to be available only for emergency evacu-
25 ations and rewards, as authorized.

1 (C) Funds appropriated under this heading
2 are available for acquisition by exchange or pur-
3 chase of passenger motor vehicles as authorized
4 by law and, pursuant to section 1108(g) of title
5 31, United States Code, for the field examina-
6 tion of programs and activities in the United
7 States funded from any account contained in
8 this title.

9 (D) Funds appropriated under this head-
10 ing that are designated for Worldwide Security
11 Protection shall continue to be made available
12 for support of security-related training at sites
13 in existence prior to the enactment of this Act.

14 CAPITAL INVESTMENT FUND

15 For necessary expenses of the Capital Investment
16 Fund, as authorized, \$103,400,000, to remain available
17 until expended.

18 OFFICE OF INSPECTOR GENERAL

19 For necessary expenses of the Office of Inspector
20 General, \$90,829,000, notwithstanding section 209(a)(1)
21 of the Foreign Service Act of 1980 (22 U.S.C.
22 3929(a)(1)), as it relates to post inspections: *Provided*,
23 That of the funds appropriated under this heading,
24 \$13,624,000 may remain available until September 30,
25 2020.

1 EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

2 For expenses of educational and cultural exchange
3 programs, as authorized, \$646,143,000, to remain avail-
4 able until expended, of which not less than \$240,000,000
5 shall be for the Fulbright Program and not less than
6 \$111,360,000 shall be for Citizen Exchange Program:
7 *Provided*, That fees or other payments received from, or
8 in connection with, English teaching, educational advising
9 and counseling programs, and exchange visitor programs
10 as authorized may be credited to this account, to remain
11 available until expended: *Provided further*, That any sub-
12 stantive modifications from the prior fiscal year to pro-
13 grams funded by this Act under this heading shall be sub-
14 ject to prior consultation with, and the regular notification
15 procedures of, the Committees on Appropriations.

16 REPRESENTATION EXPENSES

17 For representation expenses as authorized,
18 \$8,030,000.

19 PROTECTION OF FOREIGN MISSIONS AND OFFICIALS

20 For expenses, not otherwise provided, to enable the
21 Secretary of State to provide for extraordinary protective
22 services, as authorized, \$30,890,000, to remain available
23 until September 30, 2020.

1 EMBASSY SECURITY, CONSTRUCTION, AND MAINTENANCE

2 For necessary expenses for carrying out the Foreign
3 Service Buildings Act of 1926 (22 U.S.C. 292 et seq.),
4 preserving, maintaining, repairing, and planning for real
5 property that are owned or leased by the Department of
6 State, and renovating, in addition to funds otherwise avail-
7 able, the Harry S Truman Building, \$765,459,000, to re-
8 main available until September 30, 2023, of which not to
9 exceed \$25,000 may be used for overseas representation
10 expenses as authorized: *Provided*, That none of the funds
11 appropriated in this paragraph shall be available for acqui-
12 sition of furniture, furnishings, or generators for other de-
13 partments and agencies of the United States Government.

14 In addition, for the costs of worldwide security up-
15 grades, acquisition, and construction as authorized,
16 \$1,546,015,000, to remain available until September 30,
17 2023: *Provided*, That not later than 45 days after enact-
18 ment of this Act, the Secretary of State shall submit to
19 the Committees on Appropriations the proposed allocation
20 of funds made available under this heading and the actual
21 and anticipated proceeds of sales or gifts for all projects
22 in fiscal year 2019.

1 EMERGENCIES IN THE DIPLOMATIC AND CONSULAR
2 SERVICE

3 For necessary expenses to enable the Secretary of
4 State to meet unforeseen emergencies arising in the Diplo-
5 matic and Consular Service, as authorized, \$7,885,000, to
6 remain available until expended, of which not to exceed
7 \$1,000,000 may be transferred to, and merged with, funds
8 appropriated by this Act under the heading “Repatriation
9 Loans Program Account”.

10 REPATRIATION LOANS PROGRAM ACCOUNT

11 For the cost of direct loans, \$1,300,000, for the repa-
12 triation loans program referred to in section 4 of the State
13 Department Basic Authorities Act of 1956 (22 U.S.C.
14 2671): *Provided*, That such costs, including the cost of
15 modifying such loans, shall be as defined in section 502
16 of the Congressional Budget Act of 1974: *Provided fur-*
17 *ther*, That the amounts made available by this Act for this
18 heading are available to subsidize gross obligations for the
19 principal amount of direct loans not to exceed \$5,686,032.

20 PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN

21 For necessary expenses to carry out the Taiwan Rela-
22 tions Act (Public Law 96–8), \$31,963,000.

1 INTERNATIONAL CENTER, WASHINGTON, DISTRICT OF
2 COLUMBIA

3 Not to exceed \$1,806,600 shall be derived from fees
4 collected from other executive agencies for lease or use of
5 facilities at the International Center in accordance with
6 section 4 of the International Center Act (Public Law 90–
7 553), and, in addition, as authorized by section 5 of such
8 Act, \$743,000, to be derived from the reserve authorized
9 by such section, to be used for the purposes set out in
10 that section.

11 PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND
12 DISABILITY FUND

13 For payment to the Foreign Service Retirement and
14 Disability Fund, as authorized, \$158,900,000.

15 INTERNATIONAL ORGANIZATIONS

16 CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

17 For necessary expenses, not otherwise provided for,
18 to meet annual obligations of membership in international
19 multilateral organizations, pursuant to treaties ratified
20 pursuant to the advice and consent of the Senate, conven-
21 tions, or specific Acts of Congress, \$1,364,415,000: *Pro-*
22 *vided*, That the Secretary of State shall, at the time of
23 the submission of the President's budget to Congress
24 under section 1105(a) of title 31, United States Code,
25 transmit to the Committees on Appropriations the most

1 recent biennial budget prepared by the United Nations for
2 the operations of the United Nations: *Provided further,*
3 That the Secretary of State shall notify the Committees
4 on Appropriations at least 15 days in advance (or in an
5 emergency, as far in advance as is practicable) of any
6 United Nations action to increase funding for any United
7 Nations program without identifying an offsetting de-
8 crease elsewhere in the United Nations budget: *Provided*
9 *further,* That not later than May 1, 2019, and 30 days
10 after the end of fiscal year 2019, the Secretary of State
11 shall report to the Committees on Appropriations any
12 credits attributable to the United States, including from
13 the United Nations Tax Equalization Fund, and provide
14 updated fiscal year 2019 and fiscal year 2020 assessment
15 costs including offsets from available credits and updated
16 foreign currency exchange rates: *Provided further,* That
17 any such credits shall only be available for United States
18 assessed contributions to the United Nations regular
19 budget, and the Committees on Appropriations shall be
20 notified when such credits are applied to any assessed con-
21 tribution, including any payment of arrearages: *Provided*
22 *further,* That any notification regarding funds appro-
23 priated or otherwise made available under this heading in
24 this Act or prior Acts making appropriations for the De-
25 partment of State, foreign operations, and related pro-

1 grams submitted pursuant to section 7015 of this Act, sec-
2 tion 34 of the State Department Basic Authorities Act
3 of 1956 (22 U.S.C. 2706), or any operating plan sub-
4 mitted pursuant to section 7070 of this Act, shall include
5 an estimate of all known credits currently attributable to
6 the United States and provide updated assessment costs
7 including offsets from available credits and updated for-
8 eign currency exchange rates: *Provided further*, That any
9 payment of arrearages under this heading shall be directed
10 to activities that are mutually agreed upon by the United
11 States and the respective international organization and
12 shall be subject to the regular notification procedures of
13 the Committees on Appropriations: *Provided further*, That
14 none of the funds appropriated under this heading shall
15 be available for a United States contribution to an inter-
16 national organization for the United States share of inter-
17 est costs made known to the United States Government
18 by such organization for loans incurred on or after Octo-
19 ber 1, 1984, through external borrowings.

20 CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING

21 ACTIVITIES

22 For necessary expenses to pay assessed and other ex-
23 penses of international peacekeeping activities directed to
24 the maintenance or restoration of international peace and
25 security, \$1,589,496,000, of which 15 percent shall re-

1 main available until September 30, 2020: *Provided*, That
2 none of the funds made available by this Act shall be obli-
3 gated or expended for any new or expanded United Na-
4 tions peacekeeping mission unless, at least 15 days in ad-
5 vance of voting for such mission in the United Nations
6 Security Council (or in an emergency as far in advance
7 as is practicable), the Committees on Appropriations are
8 notified of: (1) the estimated cost and duration of the mis-
9 sion, the objectives of the mission, the national interest
10 that will be served, and the exit strategy; and (2) the
11 sources of funds, including any reprogrammings or trans-
12 fers, that will be used to pay the cost of the new or ex-
13 panded mission, and the estimated cost in future fiscal
14 years: *Provided further*, That none of the funds appro-
15 priated under this heading may be made available for obli-
16 gation unless the Secretary of State certifies and reports
17 to the Committees on Appropriations on a peacekeeping
18 mission-by-mission basis that the United Nations is imple-
19 menting effective policies and procedures to prevent
20 United Nations employees, contractor personnel, and
21 peacekeeping troops serving in such mission from traf-
22 ficking in persons, exploiting victims of trafficking, or
23 committing acts of sexual exploitation and abuse or other
24 violations of human rights, and to bring to justice individ-
25 uals who engage in such acts while participating in such

1 mission, including prosecution in their home countries and
2 making information about such prosecutions publicly
3 available on the Web site of the United Nations: *Provided*
4 *further*, That the Secretary of State shall work with the
5 United Nations and foreign governments contributing
6 peacekeeping troops to implement effective vetting proce-
7 dures to ensure that such troops have not violated human
8 rights: *Provided further*, That funds shall be available for
9 peacekeeping expenses unless the Secretary of State deter-
10 mines that United States manufacturers and suppliers are
11 not being given opportunities to provide equipment, serv-
12 ices, and material for United Nations peacekeeping activi-
13 ties equal to those being given to foreign manufacturers
14 and suppliers: *Provided further*, That none of the funds
15 appropriated or otherwise made available under this head-
16 ing may be used for any United Nations peacekeeping mis-
17 sion that will involve United States Armed Forces under
18 the command or operational control of a foreign national,
19 unless the President's military advisors have submitted to
20 the President a recommendation that such involvement is
21 in the national interest of the United States and the Presi-
22 dent has submitted to Congress such a recommendation:
23 *Provided further*, That not later than May 1, 2019, and
24 30 days after the end of fiscal year 2019, the Secretary
25 of State shall report to the Committees on Appropriations

1 any credits attributable to the United States, including
2 those resulting from United Nations peacekeeping mis-
3 sions or the United Nations Tax Equalization Fund, and
4 provide updated fiscal year 2019 and fiscal year 2020 as-
5 sessment costs including offsets from available credits:
6 *Provided further*, That any such credits shall only be avail-
7 able for United States assessed contributions to United
8 Nations peacekeeping missions, and the Committees on
9 Appropriations shall be notified when such credits are ap-
10 plied to any assessed contribution, including any payment
11 of arrearages: *Provided further*, That any notification re-
12 garding funds appropriated or otherwise made available
13 under this heading in this Act or prior Acts making appro-
14 priations for the Department of State, foreign operations,
15 and related programs submitted pursuant to section 7015
16 of this Act, section 34 of the State Department Basic Au-
17 thorities Act of 1956 (22 U.S.C. 2706), or any operating
18 plan submitted pursuant to section 7070 of this Act, shall
19 include an estimate of all known credits currently attrib-
20 utable to the United States and provide updated assess-
21 ment costs, including offsets from available credits: *Pro-*
22 *vided further*, That any payment of arrearages with funds
23 appropriated by this Act shall be subject to the regular
24 notification procedures of the Committees on Appropria-
25 tions: *Provided further*, That the Secretary of State shall

1 work with the United Nations and members of the United
2 Nations Security Council to evaluate and prioritize peace-
3 keeping missions, and to consider a draw down when mis-
4 sion goals have been substantially achieved.

5 INTERNATIONAL COMMISSIONS

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

9 INTERNATIONAL BOUNDARY AND WATER COMMISSION,
10 UNITED STATES AND MEXICO

11 For necessary expenses for the United States Section
12 of the International Boundary and Water Commission,
13 United States and Mexico, and to comply with laws appli-
14 cable to the United States Section, including not to exceed
15 \$6,000 for representation expenses; as follows:

16 SALARIES AND EXPENSES

17 For salaries and expenses, not otherwise provided for,
18 \$48,134,000.

19 CONSTRUCTION

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

23 AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

24 For necessary expenses, not otherwise provided, for
25 the International Joint Commission and the International

1 Boundary Commission, United States and Canada, as au-
2 thorized by treaties between the United States and Can-
3 ada or Great Britain, and the Border Environment Co-
4 operation Commission as authorized by the North Amer-
5 ican Free Trade Agreement Implementation Act (Public
6 Law 103-182), \$12,732,000: *Provided*, That of the
7 amount provided under this heading for the International
8 Joint Commission, up to \$500,000 may remain available
9 until September 30, 2020, and \$9,000 may be made avail-
10 able for representation expenses.

11 INTERNATIONAL FISHERIES COMMISSIONS

12 For necessary expenses for international fisheries
13 commissions, not otherwise provided for, as authorized by
14 law, \$46,882,000: *Provided*, That the United States share
15 of such expenses may be advanced to the respective com-
16 missions pursuant to section 3324 of title 31, United
17 States Code.

18 RELATED AGENCY

19 BROADCASTING BOARD OF GOVERNORS

20 INTERNATIONAL BROADCASTING OPERATIONS

21 For necessary expenses to enable the Broadcasting
22 Board of Governors (BBG), as authorized, to carry out
23 international communication activities, and to make and
24 supervise grants for radio, Internet, and television broad-
25 casting to the Middle East, \$797,986,000: *Provided*, That

1 in addition to amounts otherwise available for such pur-
2 poses, up to \$37,008,000 of the amount appropriated
3 under this heading may remain available until expended
4 for satellite transmissions and Internet freedom programs,
5 of which not less than \$16,300,000 shall be for Internet
6 freedom programs: *Provided further*, That of the total
7 amount appropriated under this heading, not to exceed
8 \$35,000 may be used for representation expenses, of
9 which \$10,000 may be used for such expenses within the
10 United States as authorized, and not to exceed \$30,000
11 may be used for representation expenses of Radio Free
12 Europe/Radio Liberty: *Provided further*, That the BBG
13 shall notify the Committees on Appropriations within 15
14 days of any determination by the BBG that any of its
15 broadcast entities, including its grantee organizations,
16 provides an open platform for international terrorists or
17 those who support international terrorism, or is in viola-
18 tion of the principles and standards set forth in sub-
19 sections (a) and (b) of section 303 of the United States
20 International Broadcasting Act of 1994 (22 U.S.C. 6202)
21 or the entity's journalistic code of ethics: *Provided further*,
22 That significant modifications to BBG broadcast hours
23 previously justified to Congress, including changes to
24 transmission platforms (shortwave, medium wave, sat-
25 ellite, Internet, and television), for all BBG language serv-

1 ices shall be subject to the regular notification procedures
2 of the Committees on Appropriations: *Provided further*,
3 That in addition to funds made available under this head-
4 ing, and notwithstanding any other provision of law, up
5 to \$5,000,000 in receipts from advertising and revenue
6 from business ventures, up to \$500,000 in receipts from
7 cooperating international organizations, and up to
8 \$1,000,000 in receipts from privatization efforts of the
9 Voice of America and the International Broadcasting Bu-
10 reau, shall remain available until expended for carrying
11 out authorized purposes.

12 BROADCASTING CAPITAL IMPROVEMENTS

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

1 RELATED PROGRAMS

2 THE ASIA FOUNDATION

3 For a grant to The Asia Foundation, as authorized
4 by The Asia Foundation Act (22 U.S.C. 4402),
5 \$17,000,000, to remain available until expended.

6 UNITED STATES INSTITUTE OF PEACE

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

12 CENTER FOR MIDDLE EASTERN-WESTERN DIALOGUE

13 TRUST FUND

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

21 EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

22 For necessary expenses of Eisenhower Exchange Fel-
23 lowships, Incorporated, as authorized by sections 4 and
24 5 of the Eisenhower Exchange Fellowship Act of 1990 (20
25 U.S.C. 5204–5205), all interest and earnings accruing to

1 the Eisenhower Exchange Fellowship Program Trust
2 Fund on or before September 30, 2019, to remain avail-
3 able until expended: *Provided*, That none of the funds ap-
4 propriated herein shall be used to pay any salary or other
5 compensation, or to enter into any contract providing for
6 the payment thereof, in excess of the rate authorized by
7 section 5376 of title 5, United States Code; or for pur-
8 poses which are not in accordance with section 200 of title
9 2 of the Code of Federal Regulations, including the re-
10 strictions on compensation for personal services.

11 ISRAELI ARAB SCHOLARSHIP PROGRAM

12 For necessary expenses of the Israeli Arab Scholar-
13 ship Program, as authorized by section 214 of the Foreign
14 Relations Authorization Act, Fiscal Years 1992 and 1993
15 (22 U.S.C. 2452 note), all interest and earnings accruing
16 to the Israeli Arab Scholarship Fund on or before Sep-
17 tember 30, 2019, to remain available until expended.

18 NATIONAL ENDOWMENT FOR DEMOCRACY

19 For grants made by the Department of State to the
20 National Endowment for Democracy, as authorized by the
21 National Endowment for Democracy Act (22 U.S.C.
22 4412), \$170,000,000, to remain available until expended,
23 of which \$117,500,000 shall be allocated in the traditional
24 and customary manner, including for the core institutes,
25 and \$52,500,000 shall be for democracy programs: *Pro-*

1 *vided*, That the requirements of section 7070(a) of this
2 Act shall not apply to funds made available under this
3 heading.

4 OTHER COMMISSIONS

5 COMMISSION FOR THE PRESERVATION OF AMERICA'S 6 HERITAGE ABROAD

7 SALARIES AND EXPENSES

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

18 UNITED STATES COMMISSION ON INTERNATIONAL

19 RELIGIOUS FREEDOM

20 SALARIES AND EXPENSES

21 For necessary expenses for the United States Com-
22 mission on International Religious Freedom (USCIRF),
23 as authorized by title II of the International Religious
24 Freedom Act of 1998 (22 U.S.C. 6431 et seq.),
25 \$4,500,000, including not more than \$4,000 for represen-

1 tation expenses: *Provided*, That if the USCIRF is author-
2 ized beyond September 30, 2019, this amount will remain
3 available until September 30, 2020.

4 COMMISSION ON SECURITY AND COOPERATION IN
5 EUROPE
6 SALARIES AND EXPENSES

7 For necessary expenses of the Commission on Secu-
8 rity and Cooperation in Europe, as authorized by Public
9 Law 94–304 (22 U.S.C. 3001 et seq.), \$2,579,000, includ-
10 ing not more than \$4,000 for representation expenses, to
11 remain available until September 30, 2020.

12 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE
13 PEOPLE’S REPUBLIC OF CHINA
14 SALARIES AND EXPENSES

15 For necessary expenses of the Congressional-Execu-
16 tive Commission on the People’s Republic of China, as au-
17 thorized by title III of the U.S.-China Relations Act of
18 2000 (22 U.S.C. 6911 et seq.), \$2,000,000, including not
19 more than \$3,000 for representation expenses, to remain
20 available until September 30, 2020.

21 UNITED STATES-CHINA ECONOMIC AND SECURITY
22 REVIEW COMMISSION
23 SALARIES AND EXPENSES

24 For necessary expenses of the United States-China
25 Economic and Security Review Commission, as authorized

1 by section 1238 of the Floyd D. Spence National Defense
2 Authorization Act for Fiscal Year 2001 (22 U.S.C. 7002),
3 \$ 3,500,000, including not more than \$4,000 for represen-
4 tation expenses, to remain available until September 30,
5 2020: *Provided*, That the authorities, requirements, limi-
6 tations, and conditions contained in the second through
7 sixth provisos under this heading in the Department of
8 State, Foreign Operations, and Related Programs Appro-
9 priations Act, 2010 (division F of Public Law 111–117)
10 shall continue in effect during fiscal year 2019 and shall
11 apply to funds appropriated under this heading as if in-
12 cluded in this Act.

13 WESTERN HEMISPHERE DRUG POLICY COMMISSION

14 SALARIES AND EXPENSES

15 For necessary expenses of the Western Hemisphere
16 Drug Policy Commission, as authorized by title VI of the
17 Department of State Authorities Act, Fiscal Year 2017
18 (Public Law 114-323), \$1,500,000 to remain available
19 until September 30, 2020.

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

6 For necessary expenses to carry out the provisions
7 of section 667 of the Foreign Assistance Act of 1961,
8 \$1,189,609,000, of which up to \$178,441,000 may remain
9 available until September 30, 2020: *Provided*, That none
10 of the funds appropriated under this heading and under
11 the heading “Capital Investment Fund” in this title may
12 be made available to finance the construction (including
13 architect and engineering services), purchase, or long-term
14 lease of offices for use by the United States Agency for
15 International Development, unless the USAID Adminis-
16 trator has identified such proposed use of funds in a re-
17 port submitted to the Committees on Appropriations at
18 least 15 days prior to the obligation of funds for such pur-
19 poses: *Provided further*, That contracts or agreements en-
20 tered into with funds appropriated under this heading may
21 entail commitments for the expenditure of such funds
22 through the following fiscal year: *Provided further*, That
23 the authority of sections 610 and 109 of the Foreign As-
24 sistance Act of 1961 may be exercised by the Secretary
25 of State to transfer funds appropriated to carry out chap-

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

10 CAPITAL INVESTMENT FUND

11 For necessary expenses for overseas construction and
12 related costs, and for the procurement and enhancement
13 of information technology and related capital investments,
14 pursuant to section 667 of the Foreign Assistance Act of
15 1961, \$200,000,000, to remain available until expended:
16 *Provided*, That this amount is in addition to funds other-
17 wise available for such purposes: *Provided further*, That
18 funds appropriated under this heading shall be available
19 subject to the regular notification procedures of the Com-
20 mittees on Appropriations.

21 OFFICE OF INSPECTOR GENERAL

22 For necessary expenses to carry out the provisions
23 of section 667 of the Foreign Assistance Act of 1961,
24 \$76,000,000, of which up to \$11,400,000 may remain
25 available until September 30, 2020, for the Office of In-

1 spector General of the United States Agency for Inter-
2 national Development.

3 TITLE III

4 BILATERAL ECONOMIC ASSISTANCE

5 FUNDS APPROPRIATED TO THE PRESIDENT

6 For necessary expenses to enable the President to
7 carry out the provisions of the Foreign Assistance Act of
8 1961, and for other purposes, as follows:

9 GLOBAL HEALTH PROGRAMS

10 For necessary expenses to carry out the provisions
11 of chapters 1 and 10 of part I of the Foreign Assistance
12 Act of 1961, for global health activities, in addition to
13 funds otherwise available for such purposes,
14 \$3,020,000,000, to remain available until September 30,
15 2020, and which shall be apportioned directly to the
16 United States Agency for International Development: *Pro-*
17 *vided*, That this amount shall be made available for train-
18 ing, equipment, and technical assistance to build the ca-
19 pacity of public health institutions and organizations in
20 developing countries, and for such activities as: (1) child
21 survival and maternal health programs; (2) immunization
22 and oral rehydration programs; (3) other health, nutrition,
23 water and sanitation programs which directly address the
24 needs of mothers and children, and related education pro-
25 grams; (4) assistance for children displaced or orphaned

1 by causes other than AIDS; (5) programs for the preven-
2 tion, treatment, control of, and research on HIV/AIDS,
3 tuberculosis, polio, malaria, and other infectious diseases
4 including neglected tropical diseases, and for assistance to
5 communities severely affected by HIV/AIDS, including
6 children infected or affected by AIDS; (6) disaster pre-
7 paredness training for health crises; (7) programs to pre-
8 vent, prepare for, and respond to, unanticipated and
9 emerging global health threats; and (8) family planning/
10 reproductive health: *Provided further*, That funds appro-
11 priated under this paragraph may be made available for
12 a United States contribution to Gavi, the Vaccine Alliance:
13 *Provided further*, That none of the funds made available
14 in this Act nor any unobligated balances from prior appro-
15 priations Acts may be made available to any organization
16 or program which, as determined by the President of the
17 United States, supports or participates in the manage-
18 ment of a program of coercive abortion or involuntary
19 sterilization: *Provided further*, That any determination
20 made under the previous proviso must be made not later
21 than 6 months after the date of enactment of this Act,
22 and must be accompanied by the evidence and criteria uti-
23 lized to make the determination: *Provided further*, That
24 none of the funds made available under this Act may be
25 used to pay for the performance of abortion as a method

1 of family planning or to motivate or coerce any person
2 to practice abortions: *Provided further*, That nothing in
3 this paragraph shall be construed to alter any existing
4 statutory prohibitions against abortion under section 104
5 of the Foreign Assistance Act of 1961: *Provided further*,
6 That none of the funds made available under this Act may
7 be used to lobby for or against abortion: *Provided further*,
8 That in order to reduce reliance on abortion in developing
9 nations, funds shall be available only to voluntary family
10 planning projects which offer, either directly or through
11 referral to, or information about access to, a broad range
12 of family planning methods and services, and that any
13 such voluntary family planning project shall meet the fol-
14 lowing requirements: (1) service providers or referral
15 agents in the project shall not implement or be subject
16 to quotas, or other numerical targets, of total number of
17 births, number of family planning acceptors, or acceptors
18 of a particular method of family planning (this provision
19 shall not be construed to include the use of quantitative
20 estimates or indicators for budgeting and planning pur-
21 poses); (2) the project shall not include payment of incen-
22 tives, bribes, gratuities, or financial reward to: (A) an indi-
23 vidual in exchange for becoming a family planning accep-
24 tor; or (B) program personnel for achieving a numerical
25 target or quota of total number of births, number of fam-

1 ily planning acceptors, or acceptors of a particular method
2 of family planning; (3) the project shall not deny any right
3 or benefit, including the right of access to participate in
4 any program of general welfare or the right of access to
5 health care, as a consequence of any individual's decision
6 not to accept family planning services; (4) the project shall
7 provide family planning acceptors comprehensible infor-
8 mation on the health benefits and risks of the method cho-
9 sen, including those conditions that might render the use
10 of the method inadvisable and those adverse side effects
11 known to be consequent to the use of the method; and
12 (5) the project shall ensure that experimental contracep-
13 tive drugs and devices and medical procedures are pro-
14 vided only in the context of a scientific study in which
15 participants are advised of potential risks and benefits;
16 and, not less than 60 days after the date on which the
17 USAID Administrator determines that there has been a
18 violation of the requirements contained in paragraph (1),
19 (2), (3), or (5) of this proviso, or a pattern or practice
20 of violations of the requirements contained in paragraph
21 (4) of this proviso, the Administrator shall submit to the
22 Committees on Appropriations a report containing a de-
23 scription of such violation and the corrective action taken
24 by the Agency: *Provided further*, That in awarding grants
25 for natural family planning under section 104 of the For-

1 eign Assistance Act of 1961 no applicant shall be discrimi-
2 nated against because of such applicant's religious or con-
3 scientious commitment to offer only natural family plan-
4 ning; and, additionally, all such applicants shall comply
5 with the requirements of the previous proviso: *Provided*
6 *further*, That for purposes of this or any other Act author-
7 izing or appropriating funds for the Department of State,
8 foreign operations, and related programs, the term "moti-
9 vate", as it relates to family planning assistance, shall not
10 be construed to prohibit the provision, consistent with
11 local law, of information or counseling about all pregnancy
12 options: *Provided further*, That information provided
13 about the use of condoms as part of projects or activities
14 that are funded from amounts appropriated by this Act
15 shall be medically accurate and shall include the public
16 health benefits and failure rates of such use.

17 In addition, for necessary expenses to carry out the
18 provisions of the Foreign Assistance Act of 1961 for the
19 prevention, treatment, and control of, and research on,
20 HIV/AIDS, \$5,670,000,000, to remain available until
21 September 30, 2023, which shall be apportioned directly
22 to the Department of State: *Provided*, That funds appro-
23 priated under this paragraph may be made available, not-
24 withstanding any other provision of law, except for the
25 United States Leadership Against HIV/AIDS, Tuber-

1 culosis, and Malaria Act of 2003 (Public Law 108–25),
2 for a United States contribution to the Global Fund to
3 Fight AIDS, Tuberculosis and Malaria (Global Fund),
4 and shall be expended at the minimum rate necessary to
5 make timely payment for projects and activities: *Provided*
6 *further*, That the amount of such contribution should be
7 \$1,350,000,000: *Provided further*, That clauses (i) and
8 (vi) of section 202(d)(4)(A) of the United States Leader-
9 ship Against HIV/AIDS, Tuberculosis, and Malaria Act
10 of 2003 (22 U.S.C. 7622) shall be applied with respect
11 to such funds made available for fiscal years 2015 through
12 2019 by substituting “2004” for “2009”: *Provided fur-*
13 *ther*, That up to 5 percent of the aggregate amount of
14 funds made available to the Global Fund in fiscal year
15 2019 may be made available to USAID for technical as-
16 sistance related to the activities of the Global Fund, sub-
17 ject to the regular notification procedures of the Commit-
18 tees on Appropriations: *Provided further*, That of the
19 funds appropriated under this paragraph, up to
20 \$17,000,000 may be made available, in addition to
21 amounts otherwise available for such purposes, for admin-
22 istrative expenses of the Office of the United States Global
23 AIDS Coordinator.

1 DEVELOPMENT ASSISTANCE

2 For necessary expenses to carry out the provisions
3 of sections 103, 105, 106, 214, and sections 251 through
4 255, and chapter 10 of part I of the Foreign Assistance
5 Act of 1961, \$3,000,000,000, to remain available until
6 September 30, 2020.

7 INTERNATIONAL DISASTER ASSISTANCE

8 For necessary expenses to carry out the provisions
9 of section 491 of the Foreign Assistance Act of 1961 for
10 international disaster relief, rehabilitation, and recon-
11 struction assistance, \$2,997,734,000, to remain available
12 until expended.

13 TRANSITION INITIATIVES

14 For necessary expenses for international disaster re-
15 habilitation and reconstruction assistance administered by
16 the Office of Transition Initiatives, United States Agency
17 for International Development, pursuant to section 491 of
18 the Foreign Assistance Act of 1961, \$96,145,000, to re-
19 main available until expended, to support transition to de-
20 mocracy and long-term development of countries in crisis:
21 *Provided*, That such support may include assistance to de-
22 velop, strengthen, or preserve democratic institutions and
23 processes, revitalize basic infrastructure, and foster the
24 peaceful resolution of conflict: *Provided further*, That the
25 USAID Administrator shall submit a report to the Com-

1 mittees on Appropriations at least 5 days prior to begin-
2 ning a new program of assistance: *Provided further*, That
3 if the Secretary of State determines that it is important
4 to the national interest of the United States to provide
5 transition assistance in excess of the amount appropriated
6 under this heading, up to \$15,000,000 of the funds appro-
7 priated by this Act to carry out the provisions of part I
8 of the Foreign Assistance Act of 1961 may be used for
9 purposes of this heading and under the authorities appli-
10 cable to funds appropriated under this heading: *Provided*
11 *further*, That funds made available pursuant to the pre-
12 vious proviso shall be made available subject to prior con-
13 sultation with the Committees on Appropriations.

14 DEVELOPMENT CREDIT AUTHORITY

15 For the cost of direct loans and loan guarantees pro-
16 vided by the United States Agency for International De-
17 velopment, as authorized by sections 256 and 635 of the
18 Foreign Assistance Act of 1961, up to \$40,000,000 may
19 be derived by transfer from funds appropriated by this Act
20 to carry out part I of such Act and under the heading
21 “Assistance for Europe, Eurasia and Central Asia”: *Pro-*
22 *vided*, That funds provided under this paragraph and
23 funds provided as a gift that are used for purposes of this
24 paragraph pursuant to section 635(d) of the Foreign As-
25 sistance Act of 1961 shall be made available only for

1 micro- and small enterprise programs, urban programs,
2 and other programs which further the purposes of part
3 I of such Act: *Provided further*, That funds provided as
4 a gift that are used for purposes of this paragraph shall
5 be subject to prior consultation with, and the regular noti-
6 fication procedures of, the Committees on Appropriations:
7 *Provided further*, That such costs, including the cost of
8 modifying such direct and guaranteed loans, shall be as
9 defined in section 502 of the Congressional Budget Act
10 of 1974, as amended: *Provided further*, That funds made
11 available by this paragraph may be used for the cost of
12 modifying any such guaranteed loans under this Act or
13 prior Acts making appropriations for the Department of
14 State, foreign operations, and related programs, and funds
15 used for such cost, including if the cost results in a nega-
16 tive subsidy, shall be subject to the regular notification
17 procedures of the Committees on Appropriations: *Provided*
18 *further*, That the provisions of section 107A(d) (relating
19 to general provisions applicable to the Development Credit
20 Authority) of the Foreign Assistance Act of 1961, as con-
21 tained in section 306 of H.R. 1486 as reported by the
22 House Committee on International Relations on May 9,
23 1997, shall be applicable to direct loans and loan guaran-
24 tees provided under this heading, except that the principal
25 amount of loans made or guaranteed under this heading

1 with respect to any single country shall not exceed
2 \$300,000,000: *Provided further*, That these funds are
3 available to subsidize total loan principal, any portion of
4 which is to be guaranteed, of up to \$1,750,000,000.

5 In addition, for administrative expenses to carry out
6 credit programs administered by USAID, \$9,120,000,
7 which may be transferred to, and merged with, funds
8 made available under the heading “Operating Expenses”
9 in title II of this Act: *Provided*, That funds made available
10 under this heading shall remain available until September
11 30, 2020.

12 ECONOMIC SUPPORT FUND

13 For necessary expenses to carry out the provisions
14 of chapter 4 of part II of the Foreign Assistance Act of
15 1961, \$2,518,654,000, to remain available until Sep-
16 tember 30, 2020.

17 DEMOCRACY FUND

18 For necessary expenses to carry out the provisions
19 of the Foreign Assistance Act of 1961 for the promotion
20 of democracy globally, including to carry out the purposes
21 of section 502(b)(3) and (5) of Public Law 98–164 (22
22 U.S.C. 4411), \$155,500,000, to remain available until
23 September 30, 2020, which shall be made available for the
24 Human Rights and Democracy Fund of the Bureau of De-
25 mocracy, Human Rights, and Labor, Department of

1 State: *Provided*, That funds appropriated under this head-
2 ing that are made available to the National Endowment
3 for Democracy and its core institutes are in addition to
4 amounts otherwise available by this Act for such purposes:
5 *Provided further*, That the Assistant Secretary for Democ-
6 racy, Human Rights, and Labor, Department of State,
7 shall consult with the Committees on Appropriations prior
8 to the obligation of funds appropriated under this para-
9 graph.

10 For an additional amount for such purposes,
11 \$69,500,000, to remain available until September 30,
12 2020, which shall be made available for the Bureau for
13 Democracy, Conflict, and Humanitarian Assistance,
14 United States Agency for International Development.

15 ASSISTANCE FOR EUROPE, EURASIA AND CENTRAL ASIA

16 For necessary expenses to carry out the provisions
17 of the Foreign Assistance Act of 1961, the FREEDOM
18 Support Act (Public Law 102–511), and the Support for
19 Eastern European Democracy (SEED) Act of 1989 (Pub-
20 lic Law 101–179), \$750,334,000, to remain available until
21 September 30, 2020, which shall be available, notwith-
22 standing any other provision of law, except section 7070
23 of this Act, for assistance and related programs for coun-
24 tries identified in section 3 of Public Law 102–511 (22
25 U.S.C. 5801) and section 3(c) of Public Law 101–179 (22

1 U.S.C. 5402), in addition to funds otherwise available for
2 such purposes: *Provided*, That funds appropriated by this
3 Act under the headings “Global Health Programs”, “Eco-
4 nomic Support Fund”, and “International Narcotics Con-
5 trol and Law Enforcement” that are made available for
6 assistance for such countries shall be administered in ac-
7 cordance with the responsibilities of the coordinator des-
8 ignated pursuant to section 102 of Public Law 102–511
9 and section 601 of Public Law 101–179: *Provided further*,
10 That funds appropriated under this heading shall be con-
11 sidered to be economic assistance under the Foreign As-
12 sistance Act of 1961 for purposes of making available the
13 administrative authorities contained in that Act for the
14 use of economic assistance: *Provided further*, That any no-
15 tification of funds made available under this heading in
16 this Act or prior Acts making appropriations for the De-
17 partment of State, foreign operations and related pro-
18 grams shall include information on any use of notwith-
19 standing authority.

20 DEPARTMENT OF STATE

21 MIGRATION AND REFUGEE ASSISTANCE

22 For necessary expenses not otherwise provided for,
23 to enable the Secretary of State to carry out the provisions
24 of section 2(a) and (b) of the Migration and Refugee As-
25 sistance Act of 1962, and other activities to meet refugee

1 and migration needs; salaries and expenses of personnel
2 and dependents as authorized by the Foreign Service Act
3 of 1980; allowances as authorized by sections 5921
4 through 5925 of title 5, United States Code; purchase and
5 hire of passenger motor vehicles; and services as author-
6 ized by section 3109 of title 5, United States Code,
7 \$996,766,000, to remain available until expended, of
8 which not less than \$35,000,000 shall be made available
9 to respond to small-scale emergency humanitarian require-
10 ments, and \$5,000,000 shall be made available for refu-
11 gees resettling in Israel: *Provided*, That funds made avail-
12 able under this heading shall be administered by the As-
13 sistant Secretary for Population, Refugees, and Migration,
14 Department of State.

15 INDEPENDENT AGENCIES

16 PEACE CORPS

17 (INCLUDING TRANSFER OF FUNDS)

18 For necessary expenses to carry out the provisions
19 of the Peace Corps Act (22 U.S.C. 2501 et seq.), including
20 the purchase of not to exceed five passenger motor vehicles
21 for administrative purposes for use outside of the United
22 States, \$410,500,000, of which \$6,000,000 is for the Of-
23 fice of Inspector General, to remain available until Sep-
24 tember 30, 2020: *Provided*, That the Director of the Peace
25 Corps may transfer to the Foreign Currency Fluctuations

1 Account, as authorized by section 16 of the Peace Corps
2 Act (22 U.S.C. 2515), an amount not to exceed
3 \$5,000,000: *Provided further*, That funds transferred pur-
4 suant to the previous proviso may not be derived from
5 amounts made available for Peace Corps overseas oper-
6 ations: *Provided further*, That of the funds appropriated
7 under this heading, not to exceed \$104,000 may be avail-
8 able for representation expenses, of which not to exceed
9 \$4,000 may be made available for entertainment expenses:
10 *Provided further*, That any decision to open, close, signifi-
11 cantly reduce, or suspend a domestic or overseas office or
12 country program shall be subject to prior consultation
13 with, and the regular notification procedures of, the Com-
14 mittees on Appropriations, except that prior consultation
15 and regular notification procedures may be waived when
16 there is a substantial security risk to volunteers or other
17 Peace Corps personnel, pursuant to section 7015(e) of this
18 Act: *Provided further*, That none of the funds appropriated
19 under this heading shall be used to pay for abortions: *Pro-*
20 *vided further*, That notwithstanding the previous proviso,
21 section 614 of division E of Public Law 113–76 shall
22 apply to funds appropriated under this heading.

23 MILLENNIUM CHALLENGE CORPORATION

24 For necessary expenses to carry out the provisions
25 of the Millennium Challenge Act of 2003 (22 U.S.C. 7701

1 et seq.) (MCA), \$905,000,000, to remain available until
2 expended: *Provided*, That of the funds appropriated under
3 this heading, up to \$105,000,000 may be available for ad-
4 ministrative expenses of the Millennium Challenge Cor-
5 poration (MCC), except that such funds shall remain
6 available for obligation until September 30, 2020: *Pro-*
7 *vided further*, That up to 5 percent of the funds appro-
8 priated under this heading may be made available to carry
9 out the purposes of section 616 of the MCA for fiscal year
10 2019: *Provided further*, That section 605(e) of the MCA
11 shall apply to funds appropriated under this heading: *Pro-*
12 *vided further*, That funds appropriated under this heading
13 may be made available for a Millennium Challenge Com-
14 pact entered into pursuant to section 609 of the MCA only
15 if such Compact obligates, or contains a commitment to
16 obligate subject to the availability of funds and the mutual
17 agreement of the parties to the Compact to proceed, the
18 entire amount of the United States Government funding
19 anticipated for the duration of the Compact: *Provided fur-*
20 *ther*, That no country should be eligible for a threshold
21 program after such country has completed a country com-
22 pact: *Provided further*, That any funds that are
23 deobligated from a Millennium Challenge Compact shall
24 be subject to the regular notification procedures of the
25 Committees on Appropriations prior to re-obligation: *Pro-*

1 *vided further*, That of the funds appropriated under this
2 heading, not to exceed \$100,000 may be available for rep-
3 resentation and entertainment expenses, of which not to
4 exceed \$5,000 may be available for entertainment ex-
5 penses.

6 INTER-AMERICAN FOUNDATION

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

14 UNITED STATES AFRICAN DEVELOPMENT FOUNDATION

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

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

22

DEPARTMENT OF THE TREASURY

23

INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

24

For necessary expenses to carry out the provisions
25 of section 129 of the Foreign Assistance Act of 1961,

1 \$30,000,000, to remain available until September 30,
2 2021, of which not more than \$6,000,000 may be used
3 for administrative expenses: *Provided*, That amounts
4 made available under this heading may be made available
5 to contract for services as described in section
6 129(d)(3)(A) of the Foreign Assistance Act of 1961, with-
7 out regard to the location in which such services are per-
8 formed.

9 TITLE IV

10 INTERNATIONAL SECURITY ASSISTANCE

11 DEPARTMENT OF STATE

12 INTERNATIONAL NARCOTICS CONTROL AND LAW

13 ENFORCEMENT

14 For necessary expenses to carry out section 481 of
15 the Foreign Assistance Act of 1961, \$1,435,151,000, to
16 remain available until September 30, 2020: *Provided*,
17 That the Department of State may use the authority of
18 section 608 of the Foreign Assistance Act of 1961, with-
19 out regard to its restrictions, to receive excess property
20 from an agency of the United States Government for the
21 purpose of providing such property to a foreign country
22 or international organization under chapter 8 of part I of
23 such Act, subject to the regular notification procedures of
24 the Committees on Appropriations: *Provided further*, That
25 section 482(b) of the Foreign Assistance Act of 1961 shall

1 not apply to funds appropriated under this heading, except
2 that any funds made available notwithstanding such sec-
3 tion shall be subject to the regular notification procedures
4 of the Committees on Appropriations: *Provided further*,
5 That funds appropriated under this heading shall be made
6 available to support training and technical assistance for
7 foreign law enforcement, corrections, and other judicial
8 authorities, utilizing regional partners: *Provided further*,
9 That funds made available under this heading that are
10 transferred to another department, agency, or instrumen-
11 tality of the United States Government pursuant to sec-
12 tion 632(b) of the Foreign Assistance Act of 1961 valued
13 in excess of \$5,000,000, and any agreement made pursu-
14 ant to section 632(a) of such Act, shall be subject to the
15 regular notification procedures of the Committees on Ap-
16 propriations.

17 NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND
18 RELATED PROGRAMS

19 For necessary expenses for nonproliferation, anti-ter-
20 rorism, demining and related programs and activities,
21 \$876,050,000, to remain available until September 30,
22 2020, to carry out the provisions of chapter 8 of part II
23 of the Foreign Assistance Act of 1961 for anti-terrorism
24 assistance, chapter 9 of part II of the Foreign Assistance
25 Act of 1961, section 504 of the FREEDOM Support Act,

1 section 23 of the Arms Export Control Act, or the Foreign
2 Assistance Act of 1961 for demining activities, the clear-
3 ance of unexploded ordnance, the destruction of small
4 arms, and related activities, notwithstanding any other
5 provision of law, including activities implemented through
6 nongovernmental and international organizations, and sec-
7 tion 301 of the Foreign Assistance Act of 1961 for a
8 United States contribution to the Comprehensive Nuclear
9 Test Ban Treaty Preparatory Commission, and for a vol-
10 untary contribution to the International Atomic Energy
11 Agency (IAEA): *Provided*, That funds made available
12 under this heading for the Nonproliferation and Disar-
13 mament Fund shall be made available, notwithstanding
14 any other provision of law and subject to prior consulta-
15 tion with, and the regular notification procedures of, the
16 Committees on Appropriations, to promote bilateral and
17 multilateral activities relating to nonproliferation, disar-
18 mament, and weapons destruction, and shall remain avail-
19 able until expended: *Provided further*, That such funds
20 may also be used for such countries other than the Inde-
21 pendent States of the former Soviet Union and inter-
22 national organizations when it is in the national security
23 interest of the United States to do so: *Provided further*,
24 That funds appropriated under this heading may be made
25 available for the IAEA unless the Secretary of State deter-

1 mines that Israel is being denied its right to participate
2 in the activities of that Agency: *Provided further*, That
3 funds made available for conventional weapons destruction
4 programs, including demining and related activities, in ad-
5 dition to funds otherwise available for such purposes, may
6 be used for administrative expenses related to the oper-
7 ation and management of such programs and activities,
8 subject to the regular notification procedures of the Com-
9 mittees on Appropriations.

10 PEACEKEEPING OPERATIONS

11 For necessary expenses to carry out the provisions
12 of section 551 of the Foreign Assistance Act of 1961,
13 \$490,400,000, of which up to \$300,000,000 may remain
14 available until September 30, 2020: *Provided*, That funds
15 appropriated under this heading may be used, notwith-
16 standing section 660 of such Act, to provide assistance
17 to enhance the capacity of foreign civilian security forces,
18 including gendarmes, to participate in peacekeeping oper-
19 ations: *Provided further*, That of the funds appropriated
20 under this heading, not less than \$31,000,000 shall be
21 made available for a United States contribution to the
22 Multinational Force and Observers mission in the Sinai
23 and not less than \$71,000,000 shall be made available for
24 the Global Peace Operations Initiative: *Provided further*,
25 That funds appropriated under this heading may be used

1 to pay assessed expenses of international peacekeeping ac-
2 tivities in Somalia, subject to the same terms and condi-
3 tions as funds appropriated under the heading “Contribu-
4 tions for International Peacekeeping Activities” in this
5 Act: *Provided further*, That none of the funds appropriated
6 under this heading shall be obligated except as provided
7 through the regular notification procedures of the Com-
8 mittees on Appropriations.

9 FUNDS APPROPRIATED TO THE PRESIDENT

10 INTERNATIONAL MILITARY EDUCATION AND TRAINING

11 For necessary expenses to carry out the provisions
12 of section 541 of the Foreign Assistance Act of 1961,
13 \$110,875,000, of which up to \$11,000,000 may remain
14 available until September 30, 2020: *Provided*, That the
15 civilian personnel for whom military education and train-
16 ing may be provided under this heading may include civil-
17 ians who are not members of a government whose partici-
18 pation would contribute to improved civil-military rela-
19 tions, civilian control of the military, or respect for human
20 rights: *Provided further*, That of the funds appropriated
21 under this heading, not to exceed \$50,000 may be avail-
22 able for entertainment expenses.

23 FOREIGN MILITARY FINANCING PROGRAM

24 For necessary expenses for grants to enable the
25 President to carry out the provisions of section 23 of the

1 Arms Export Control Act, \$6,361,342,000: *Provided,*
2 That to expedite the provision of assistance to foreign
3 countries and international organizations, the Secretary of
4 State, following consultation with the Committees on Ap-
5 propriations and subject to the regular notification proce-
6 dures of such Committees, may use the funds appro-
7 priated under this heading to procure defense articles and
8 services to enhance the capacity of foreign security forces:
9 *Provided further,* That of the funds appropriated under
10 this heading, not less than \$3,300,000,000 shall be avail-
11 able for grants only for Israel which shall be disbursed
12 within 30 days of enactment of this Act: *Provided further,*
13 That to the extent that the Government of Israel requests
14 that funds be used for such purposes, grants made avail-
15 able for Israel under this heading shall, as agreed by the
16 United States and Israel, be available for advanced weap-
17 ons systems, of which not less than \$815,300,000 shall
18 be available for the procurement in Israel of defense arti-
19 cles and defense services, including research and develop-
20 ment: *Provided further,* That funds appropriated or other-
21 wise made available under this heading shall be nonrepay-
22 able notwithstanding any requirement in section 23 of the
23 Arms Export Control Act: *Provided further,* That funds
24 made available under this heading shall be obligated upon

1 apportionment in accordance with paragraph (5)(C) of
2 section 1501(a) of title 31, United States Code.

3 None of the funds made available under this heading
4 shall be available to finance the procurement of defense
5 articles, defense services, or design and construction serv-
6 ices that are not sold by the United States Government
7 under the Arms Export Control Act unless the foreign
8 country proposing to make such procurement has first
9 signed an agreement with the United States Government
10 specifying the conditions under which such procurement
11 may be financed with such funds: *Provided*, That all coun-
12 try and funding level increases in allocations shall be sub-
13 mitted through the regular notification procedures of sec-
14 tion 7015 of this Act: *Provided further*, That funds made
15 available under this heading may be used, notwithstanding
16 any other provision of law, for demining, the clearance of
17 unexploded ordnance, and related activities, and may in-
18 clude activities implemented through nongovernmental
19 and international organizations: *Provided further*, That
20 only those countries for which assistance was justified for
21 the “Foreign Military Sales Financing Program” in the
22 fiscal year 1989 congressional presentation for security as-
23 sistance programs may utilize funds made available under
24 this heading for procurement of defense articles, defense
25 services, or design and construction services that are not

1 sold by the United States Government under the Arms
2 Export Control Act: *Provided further*, That funds appro-
3 priated under this heading shall be expended at the min-
4 imum rate necessary to make timely payment for defense
5 articles and services: *Provided further*, That not more than
6 \$80,000,000 of the funds appropriated under this heading
7 may be obligated for necessary expenses, including the
8 purchase of passenger motor vehicles for replacement only
9 for use outside of the United States, for the general costs
10 of administering military assistance and sales, except that
11 this limitation may be exceeded only through the regular
12 notification procedures of the Committees on Appropria-
13 tions: *Provided further*, That of the funds made available
14 under this heading for general costs of administering mili-
15 tary assistance and sales, not to exceed \$4,000 may be
16 available for entertainment expenses and not to exceed
17 \$130,000 may be available for representation expenses:
18 *Provided further*, That not more than \$1,009,700,000 of
19 funds realized pursuant to section 21(e)(1)(A) of the Arms
20 Export Control Act may be obligated for expenses incurred
21 by the Department of Defense during fiscal year 2019
22 pursuant to section 43(b) of the Arms Export Control Act,
23 except that this limitation may be exceeded only through
24 the regular notification procedures of the Committees on
25 Appropriations.

1 TITLE V
2 MULTILATERAL ASSISTANCE
3 FUNDS APPROPRIATED TO THE PRESIDENT
4 INTERNATIONAL ORGANIZATIONS AND PROGRAMS
5 For necessary expenses to carry out the provisions
6 of section 301 of the Foreign Assistance Act of 1961,
7 \$213,800,000.
8 INTERNATIONAL FINANCIAL INSTITUTIONS
9 GLOBAL ENVIRONMENT FACILITY
10 For payment to the International Bank for Recon-
11 struction and Development as trustee for the Global Envi-
12 ronment Facility by the Secretary of the Treasury,
13 \$139,575,000, to remain available until, and to be fully
14 disbursed no later than, September 30, 2020, for the sev-
15 enth replenishment of the resources of the Facility: *Pro-*
16 *vided*, That prior to the obligation of funds made available
17 under this heading, the Secretary shall submit a report
18 to the Committees on Appropriations on the programming
19 of the sixth replenishment by focal area: *Provided further*,
20 That the Secretary shall report to the Committees on Ap-
21 propriations on the status of such payment not less than
22 quarterly until fully disbursed: *Provided further*, That
23 funds made available under this heading shall be subject
24 to the regular notification procedures of the Committees
25 on Appropriations.

1 CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT
2 ASSOCIATION

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

6 CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND

7 For payment to the Asian Development Bank's Asian
8 Development Fund by the Secretary of the Treasury,
9 \$47,395,000, to remain available until expended.

10 CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK

11 For payment to the African Development Bank by
12 the Secretary of the Treasury for the United States share
13 of the paid-in portion of the increase in capital stock,
14 \$32,417,000, to remain available until expended.

15 LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

16 The United States Governor of the African Develop-
17 ment Bank may subscribe without fiscal year limitation
18 to the callable capital portion of the United States share
19 of such capital stock in an amount not to exceed
20 \$507,860,806.

21 CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

22 For payment to the African Development Fund by
23 the Secretary of the Treasury, \$171,300,000, to remain
24 available until expended.

1 CONTRIBUTION TO THE INTERNATIONAL FUND FOR
2 AGRICULTURAL DEVELOPMENT

3 For payment to the International Fund for Agricul-
4 tural Development by the Secretary of the Treasury,
5 \$30,000,000, to remain available until, and to be fully dis-
6 bursed no later than, September 30, 2020, for the eleventh
7 replenishment of the resources of the Fund: *Provided,*
8 That the Secretary of the Treasury shall report to the
9 Committees on Appropriations on the status of such pay-
10 ment not less than quarterly until fully disbursed.

11 TITLE VI
12 EXPORT AND INVESTMENT ASSISTANCE
13 EXPORT-IMPORT BANK OF THE UNITED STATES
14 INSPECTOR GENERAL

15 For necessary expenses of the Office of Inspector
16 General in carrying out the provisions of the Inspector
17 General Act of 1978, as amended, \$5,700,000, of which
18 up to \$855,000 may remain available until September 30,
19 2020.

20 PROGRAM ACCOUNT

21 The Export-Import Bank of the United States is au-
22 thorized to make such expenditures within the limits of
23 funds and borrowing authority available to such corpora-
24 tion, and in accordance with law, and to make such con-
25 tracts and commitments without regard to fiscal year limi-

1 tations, as provided by section 9104 of title 31, United
2 States Code, as may be necessary in carrying out the pro-
3 gram for the current fiscal year for such corporation: *Pro-*
4 *vided*, That none of the funds available during the current
5 fiscal year may be used to make expenditures, contracts,
6 or commitments for the export of nuclear equipment, fuel,
7 or technology to any country, other than a nuclear-weapon
8 state as defined in Article IX of the Treaty on the Non-
9 Proliferation of Nuclear Weapons eligible to receive eco-
10 nomic or military assistance under this Act, that has deto-
11 nated a nuclear explosive after the date of the enactment
12 of this Act.

13 ADMINISTRATIVE EXPENSES

14 For administrative expenses to carry out the direct
15 and guaranteed loan and insurance programs, including
16 hire of passenger motor vehicles and services as authorized
17 by section 3109 of title 5, United States Code, and not
18 to exceed \$30,000 for official reception and representation
19 expenses for members of the Board of Directors, not to
20 exceed \$110,000,000, of which up to \$16,500,000 may re-
21 main available until September 30, 2020: *Provided*, That
22 the Export-Import Bank (the Bank) may accept, and use,
23 payment or services provided by transaction participants
24 for legal, financial, or technical services in connection with
25 any transaction for which an application for a loan, guar-

1 antee or insurance commitment has been made: *Provided*
2 *further*, That the Bank shall charge fees for necessary ex-
3 penses (including special services performed on a contract
4 or fee basis, but not including other personal services) in
5 connection with the collection of moneys owed the Bank,
6 repossession or sale of pledged collateral or other assets
7 acquired by the Bank in satisfaction of moneys owed the
8 Bank, or the investigation or appraisal of any property,
9 or the evaluation of the legal, financial, or technical as-
10 pects of any transaction for which an application for a
11 loan, guarantee or insurance commitment has been made,
12 or systems infrastructure directly supporting transactions:
13 *Provided further*, That in addition to other funds appro-
14 priated for administrative expenses, such fees shall be
15 credited to this account for such purposes, to remain avail-
16 able until expended.

17 RECEIPTS COLLECTED

18 Receipts collected pursuant to the Export-Import
19 Bank Act of 1945 (Public Law 79–173) and the Federal
20 Credit Reform Act of 1990, in an amount not to exceed
21 the amount appropriated herein, shall be credited as off-
22 setting collections to this account: *Provided*, That the
23 sums herein appropriated from the General Fund shall be
24 reduced on a dollar-for-dollar basis by such offsetting col-

1 lections so as to result in a final fiscal year appropriation
2 from the General Fund estimated at \$0.

3 OVERSEAS PRIVATE INVESTMENT CORPORATION

4 NONCREDIT ACCOUNT

5 The Overseas Private Investment Corporation is au-
6 thorized to make, without regard to fiscal year limitations,
7 as provided by section 9104 of title 31, United States
8 Code, such expenditures and commitments within the lim-
9 its of funds available to it and in accordance with law as
10 may be necessary: *Provided*, That the amount available for
11 administrative expenses to carry out the credit and insur-
12 ance programs (including an amount for official reception
13 and representation expenses which shall not exceed
14 \$35,000) shall not exceed \$79,200,000: *Provided further*,
15 That project-specific transaction costs, including direct
16 and indirect costs incurred in claims settlements, and
17 other direct costs associated with services provided to spe-
18 cific investors or potential investors pursuant to section
19 234 of the Foreign Assistance Act of 1961, shall not be
20 considered administrative expenses for the purposes of this
21 heading.

22 PROGRAM ACCOUNT

23 For the cost of direct and guaranteed loans as au-
24 thorized by section 234 of the Foreign Assistance Act of
25 1961, \$10,000,000, to be derived by transfer from the

1 Overseas Private Investment Corporation Noncredit Ac-
2 count, to remain available until September 30, 2021: *Pro-*
3 *vided*, That such costs, including the cost of modifying
4 such loans, shall be as defined in section 502 of the Con-
5 gressional Budget Act of 1974: *Provided further*, That
6 funds obligated in a fiscal year remain available for dis-
7 bursement for the following eight fiscal years: *Provided*
8 *further*, That notwithstanding any other provision of law,
9 the Overseas Private Investment Corporation is authorized
10 to undertake any program authorized by title IV of chap-
11 ter 2 of part I of the Foreign Assistance Act of 1961 in
12 Iraq: *Provided further*, That funds made available pursu-
13 ant to the authority of the previous proviso shall be subject
14 to the regular notification procedures of the Committees
15 on Appropriations.

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

22 TRADE AND DEVELOPMENT AGENCY

23 For necessary expenses to carry out the provisions
24 of section 661 of the Foreign Assistance Act of 1961,
25 \$79,500,000, to remain available until September 30,

1 2020, of which no more than \$19,000,000 may be used
2 for administrative expenses: *Provided*, That of the funds
3 appropriated under this heading, not more than \$5,000
4 may be available for representation and entertainment ex-
5 penses.

6 TITLE VII

7 GENERAL PROVISIONS

8 ALLOWANCES AND DIFFERENTIALS

9 SEC. 7001. Funds appropriated under title I of this
10 Act shall be available, except as otherwise provided, for
11 allowances and differentials as authorized by subchapter
12 59 of title 5, United States Code; for services as author-
13 ized by section 3109 of such title and for hire of passenger
14 transportation pursuant to section 1343(b) of title 31,
15 United States Code.

16 UNOBLIGATED BALANCES REPORT

17 SEC. 7002. Any department or agency of the United
18 States Government to which funds are appropriated or
19 otherwise made available by this Act shall provide to the
20 Committees on Appropriations a quarterly accounting of
21 cumulative unobligated balances and obligated, but unex-
22 pended, balances by program, project, and activity, and
23 Treasury Account Fund Symbol of all funds received by
24 such department or agency in fiscal year 2019 or any pre-
25 vious fiscal year, disaggregated by fiscal year: *Provided*,

1 That the report required by this section shall be submitted
2 not later than 30 days after the end of each fiscal quarter
3 and should specify by account the amount of funds obli-
4 gated pursuant to bilateral agreements which have not
5 been further sub-obligated.

6 CONSULTING SERVICES

7 SEC. 7003. The expenditure of any appropriation
8 under title I of this Act for any consulting service through
9 procurement contract, pursuant to section 3109 of title
10 5, United States Code, shall be limited to those contracts
11 where such expenditures are a matter of public record and
12 available for public inspection, except where otherwise pro-
13 vided under existing law, or under existing Executive
14 Order issued pursuant to existing law.

15 DIPLOMATIC FACILITIES

16 SEC. 7004. (a) CAPITAL SECURITY COST SHARING
17 INFORMATION.—The Secretary of State shall promptly in-
18 form the Committees on Appropriations of each instance
19 in which a Federal department or agency is delinquent in
20 providing the full amount of funding required by section
21 604(e) of the Secure Embassy Construction and Counter-
22 terrorism Act of 1999 (22 U.S.C. 4865 note).

23 (b) EXCEPTION.—Notwithstanding paragraph (2) of
24 section 604(e) of the Secure Embassy Construction and
25 Counterterrorism Act of 1999 (title VI of division A of

1 H.R. 3427, as enacted into law by section 1000(a)(7) of
2 Public Law 106–113 and contained in appendix G of that
3 Act), as amended by section 111 of the Department of
4 State Authorities Act, Fiscal Year 2017 (Public Law 114–
5 323), a project to construct a facility of the United States
6 may include office space or other accommodations for
7 members of the United States Marine Corps.

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

18 (d) CONSULTATION AND NOTIFICATION.—Funds ap-
19 propriated by this Act and prior Acts making appropria-
20 tions for the Department of State, foreign operations, and
21 related programs, which may be made available for the
22 acquisition of property or award of construction contracts
23 for overseas United States diplomatic facilities during fis-
24 cal year *2019*, shall be subject to prior consultation with,
25 and the regular notification procedures of, the Committees

1 on Appropriations: *Provided*, That notifications pursuant
2 to this subsection shall include the information enumer-
3 ated under the heading “Embassy Security, Construction,
4 and Maintenance” in the report accompanying this Act.

5 (e) INTERIM AND TEMPORARY FACILITIES
6 ABROAD.—

7 (1) SECURITY VULNERABILITIES.—Funds ap-
8 propriated by this Act under the heading “Embassy
9 Security, Construction, and Maintenance” may be
10 made available, following consultation with the ap-
11 propriate congressional committees, to address secu-
12 rity vulnerabilities at interim and temporary United
13 States diplomatic facilities abroad, including physical
14 security upgrades and local guard staffing.

15 (2) CONSULTATION.—Notwithstanding any
16 other provision of law, the opening, closure, or any
17 significant modification to an interim or temporary
18 United States diplomatic facility shall be subject to
19 prior consultation with the appropriate congressional
20 committees and the regular notification procedures
21 of the Committees on Appropriations, except that
22 such consultation and notification may be waived if
23 there is a security risk to personnel.

24 (f) TRANSFER OF FUNDS AUTHORITY.—Funds ap-
25 propriated under the heading “Diplomatic Programs”, in-

1 cluding for Worldwide Security Protection, and under the
2 heading “Embassy Security, Construction, and Mainte-
3 nance” in this Act may be transferred to, and merged
4 with, funds appropriated under such headings if the Sec-
5 retary of State determines and reports to the Committees
6 on Appropriations that to do so is necessary to implement
7 the recommendations of the Benghazi Accountability Re-
8 view Board, or to prevent or respond to security situations
9 and requirements, following consultation with, and subject
10 to the regular notification procedures of, such Committees:
11 *Provided*, That such transfer authority is in addition to
12 any transfer authority otherwise available under any other
13 provision of law.

14 (g) SOFT TARGETS.—Funds appropriated by this Act
15 under the heading “Embassy Security, Construction, and
16 Maintenance” may be made available for security up-
17 grades to soft targets.

18 (h) REPORTS.—

19 (1) Within 45 days of enactment of this Act
20 and every 3 months thereafter until the completion
21 of each project, the Secretary of State shall submit
22 to the Committees on Appropriations a report on the
23 following new compound projects: Erbil Consulate,
24 Beirut Embassy, Jakarta Embassy, Mexico City

1 Embassy, and New Delhi Embassy: *Provided*, That
2 such report shall include, for each of the projects—

3 (A) a detailed breakout of the project fac-
4 tors that formed the basis of the initial cost es-
5 timate used to justify such project to the Com-
6 mittees on Appropriations, as described under
7 the heading “Embassy Security, Construction,
8 and Maintenance” in the report accompanying
9 this Act;

10 (B) a comparison of the current project
11 factors as compared to the project factors sub-
12 mitted pursuant to subparagraph (A) of this
13 subsection, and an explanation of any changes;

14 (C) the impact of currency exchange rate
15 fluctuations on project costs;

16 (D) a copy of the most current working es-
17 timate that supports the basis for each report;
18 and

19 (E) a project performance assessment as
20 described under the heading “Embassy Secu-
21 rity, Construction, and Maintenance” in the re-
22 port accompanying this Act.

23 (2) Within 90 days of enactment of this Act
24 and every 12 months thereafter until completion of
25 such projects, the Secretary of State shall submit to

1 the Committees on Appropriations a cost estimate
2 and an on-site assessment of progress and perform-
3 ance prepared by a third party on the projects enu-
4 merated in paragraph (1).

5 PERSONNEL ACTIONS

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

17 DEPARTMENT OF STATE MANAGEMENT

18 SEC. 7006. (a) FINANCIAL SYSTEMS IMPROVE-
19 MENT.—Funds appropriated by this Act for the operations
20 of the Department of State under the headings “Diplo-
21 matic Programs” and “Capital Investment Fund” shall be
22 made available to implement the recommendations con-
23 tained in the Foreign Assistance Data Review Findings
24 Report (FADR) and the Office of Inspector General (OIG)
25 report entitled “Department Financial Systems Are Insuf-

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

23 (b) WORKING CAPITAL FUND.—Funds appropriated
24 by this Act or otherwise made available to the Department
25 of State for payments to the Working Capital Fund may

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

24 (c) CERTIFICATION.—

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

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

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

17 (B) identify risks and develop mitigation
18 and monitoring plans;

19 (C) establish performance measures and
20 indicators;

21 (D) review activities and performance; and

22 (E) assess final results and reconcile fi-
23 nances.

24 (3) If the Secretary of State is unable to make
25 a certification required by paragraph (1), the Sec-

1 retary shall submit a plan and timeline detailing the
2 steps to be taken to bring such bureau or office into
3 compliance.

4 (4) The report accompanying a certification re-
5 quired by paragraph (1) shall include the require-
6 ments contained under this section in the report ac-
7 companying this Act.

8 (d) REPORT ON SOLE SOURCE AWARDS.—Not later
9 than December 31, 2019, the Secretary of State shall sub-
10 mit a report to the appropriate congressional committees
11 detailing all sole-source awards made by the Department
12 of State during the previous fiscal year in excess of
13 \$2,000,000: *Provided*, That such report should be posted
14 on the Department of State Web site.

15 PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN
16 COUNTRIES

17 SEC. 7007. None of the funds appropriated or other-
18 wise made available pursuant to titles III through VI of
19 this Act shall be obligated or expended to finance directly
20 any assistance or reparations for the governments of
21 Cuba, North Korea, Iran, or Syria: *Provided*, That for
22 purposes of this section, the prohibition on obligations or
23 expenditures shall include direct loans, credits, insurance,
24 and guarantees.

1 COUPS D'ÉTAT

2 SEC. 7008. None of the funds appropriated or other-
3 wise made available pursuant to titles III through VI of
4 this Act shall be obligated or expended to finance directly
5 any assistance to the government of any country whose
6 duly elected head of government is deposed by military
7 coup d'état or decree or, after the date of enactment of
8 this Act, a coup d'état or decree in which the military
9 plays a decisive role: *Provided*, That assistance may be re-
10 sumed to such government if the Secretary of State cer-
11 tifies and reports to the appropriate congressional commit-
12 tees that subsequent to the termination of assistance a
13 democratically elected government has taken office: *Pro-*
14 *vided further*, That the provisions of this section shall not
15 apply to assistance to promote democratic elections or
16 public participation in democratic processes: *Provided fur-*
17 *ther*, That funds made available pursuant to the previous
18 provisos shall be subject to the regular notification proce-
19 dures of the Committees on Appropriations.

20 TRANSFER OF FUNDS AUTHORITY

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

23 (1) DEPARTMENT OF STATE.—Not to exceed 5
24 percent of any appropriation made available for the
25 current fiscal year for the Department of State

1 under title I of this Act may be transferred between,
2 and merged with, such appropriations, but no such
3 appropriation, except as otherwise specifically pro-
4 vided, shall be increased by more than 10 percent by
5 any such transfers, and no such transfer may be
6 made to increase the appropriation under the head-
7 ing “Representation Expenses”.

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

16 (3) TREATMENT AS REPROGRAMMING.—Any
17 transfer pursuant to this subsection shall be treated
18 as a reprogramming of funds under section 7015 of
19 this Act and shall not be available for obligation or
20 expenditure except in compliance with the proce-
21 dures set forth in that section.

22 (b) LIMITATION ON TRANSFERS OF FUNDS BE-
23 TWEEN AGENCIES.—

24 (1) IN GENERAL.—None of the funds made
25 available under titles II through V of this Act may

1 be transferred to any department, agency, or instru-
2 mentality of the United States Government, except
3 pursuant to a transfer made by, or transfer author-
4 ity provided in, this Act or any other appropriations
5 Act.

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

15 (3) NOTIFICATION.—Any agreement entered
16 into by the United States Agency for International
17 Development or the Department of State with any
18 department, agency, or instrumentality of the United
19 States Government pursuant to section 632(b) of the
20 Foreign Assistance Act of 1961 valued in excess of
21 \$1,000,000 and any agreement made pursuant to
22 section 632(a) of such Act, with funds appropriated
23 by this Act or prior Acts making appropriations for
24 the Department of State, foreign operations, and re-
25 lated programs under the headings “Global Health

1 Programs”, “Development Assistance”, “Economic
2 Support Fund”, and “Assistance for Europe, Eur-
3 asia and Central Asia” shall be subject to the reg-
4 ular notification procedures of the Committees on
5 Appropriations: *Provided*, That the requirement in
6 the previous sentence shall not apply to agreements
7 entered into between USAID and the Department of
8 State.

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

19 (d) AUDIT OF INTER-AGENCY TRANSFERS OF
20 FUNDS.—Any agreement for the transfer or allocation of
21 funds appropriated by this Act or prior Acts making ap-
22 propriations for the Department of State, foreign oper-
23 ations and related programs, entered into between the De-
24 partment of State or USAID and another agency of the
25 United States Government under the authority of section

1 632(a) of the Foreign Assistance Act of 1961 or any com-
2 parable provision of law, shall expressly provide that the
3 Inspector General (IG) for the agency receiving the trans-
4 fer or allocation of such funds, or other entity with audit
5 responsibility if the receiving agency does not have an IG,
6 shall perform periodic program and financial audits of the
7 use of such funds and report to the Department of State
8 or USAID, as appropriate, upon completion of such au-
9 dits: *Provided*, That such audits shall be transmitted to
10 the Committees on Appropriations by the Department of
11 State or USAID, as appropriate: *Provided further*, That
12 funds transferred under such authority may be made
13 available for the cost of such audits.

14 (e) REPORT.—Not later than 90 days after enact-
15 ment of this Act, the Secretary of State and the USAID
16 Administrator shall each submit a report to the Commit-
17 tees on Appropriations detailing all transfers to another
18 agency of the United States Government made pursuant
19 to sections 632(a) and 632(b) of the Foreign Assistance
20 Act of 1961 with funds provided in the Department of
21 State, Foreign Operations, and Related Programs Appro-
22 priations Act, 2018 (division K of Public Law 115–141)
23 as of the date of enactment of this Act: *Provided*, That
24 such reports shall include a list of each transfer made pur-

1 suant to such sections with the respective funding level,
2 appropriation account, and the receiving agency.

3 PROHIBITION ON CERTAIN OPERATIONAL EXPENSES

4 SEC. 7010. (a) FIRST-CLASS TRAVEL.—None of the
5 funds made available by this Act may be used for first-
6 class travel by employees of United States Government de-
7 partments and agencies funded by this Act in contraven-
8 tion of section 301–10.122 through 301–10.124 of title
9 41, Code of Federal Regulations.

10 (b) COMPUTER NETWORKS.—None of the funds
11 made available by this Act for the operating expenses of
12 any United States Government department or agency may
13 be used to establish or maintain a computer network for
14 use by such department or agency unless such network
15 has filters designed to block access to sexually explicit Web
16 sites: *Provided*, That nothing in this subsection shall limit
17 the use of funds necessary for any Federal, State, tribal,
18 or local law enforcement agency, or any other entity car-
19 rying out the following activities: criminal investigations,
20 prosecutions, and adjudications; administrative discipline;
21 and the monitoring of such Web sites undertaken as part
22 of official business.

23 (c) PROHIBITION ON PROMOTION OF TOBACCO.—
24 None of the funds made available by this Act should be
25 available to promote the sale or export of tobacco or to-

1 bacco products, or to seek the reduction or removal by any
2 foreign country of restrictions on the marketing of tobacco
3 or tobacco products, except for restrictions which are not
4 applied equally to all tobacco or tobacco products of the
5 same type.

6 AVAILABILITY OF FUNDS

7 SEC. 7011. No part of any appropriation contained
8 in this Act shall remain available for obligation after the
9 expiration of the current fiscal year unless expressly so
10 provided by this Act: *Provided*, That funds appropriated
11 for the purposes of chapters 1 and 8 of part I, section
12 661, chapters 4, 5, 6, 8, and 9 of part II of the Foreign
13 Assistance Act of 1961, section 23 of the Arms Export
14 Control Act, and funds provided under the headings “De-
15 velopment Credit Authority” and “Assistance for Europe,
16 Eurasia and Central Asia” shall remain available for an
17 additional 4 years from the date on which the availability
18 of such funds would otherwise have expired, if such funds
19 are initially obligated before the expiration of their respec-
20 tive periods of availability contained in this Act: *Provided*
21 *further*, That the availability of funds pursuant to the pre-
22 vious proviso shall not be applicable to such funds until
23 the Secretary of State submits the report required under
24 section 7011 of the Department of State, Foreign Oper-
25 ations, and Related Programs Appropriations Act, 2017

1 (division J of Public Law 115–31): *Provided further*, That
2 the Secretary of State shall provide a report to the Com-
3 mittees on Appropriations not later than October 30,
4 2019, detailing by account and source year, the use of this
5 authority during the previous fiscal year.

6 LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT

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

18 PROHIBITION ON TAXATION OF UNITED STATES

19 ASSISTANCE

20 SEC. 7013. (a) PROHIBITION ON TAXATION.—None
21 of the funds appropriated under titles III through VI of
22 this Act may be made available to provide assistance for
23 a foreign country under a new bilateral agreement gov-
24 erning the terms and conditions under which such assist-
25 ance is to be provided unless such agreement includes a

1 provision stating that assistance provided by the United
2 States shall be exempt from taxation, or reimbursed, by
3 the foreign government, and the Secretary of State and
4 the Administrator of the United States Agency for Inter-
5 national Development shall expeditiously seek to negotiate
6 amendments to existing bilateral agreements, as nec-
7 essary, to conform with this requirement.

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

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

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

12 (e) DETERMINATIONS.—

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

18 (A) such foreign government or entity has
19 an effective arrangement that is providing sub-
20 stantial reimbursement of such taxes; or

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

1 (2) CONSULTATION.—The Secretary of State
2 shall consult with the Committees on Appropriations
3 at least 15 days prior to exercising the authority of
4 this subsection with regard to any foreign govern-
5 ment or entity.

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

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

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

23 (2) TAXES AND TAXATION.—The term “taxes
24 and taxation” shall include value added taxes and

1 customs duties but shall not include individual in-
2 come taxes assessed to local staff.

3 (h) REPORT.—Not later than 90 days after enact-
4 ment of this Act, the Secretary of State, in consultation
5 with the heads of other relevant agencies of the United
6 States Government, shall submit a report to the Commit-
7 tees on Appropriations on the requirements contained
8 under this section in the report accompanying this Act.

9 RESERVATIONS OF FUNDS

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

22 (b) EXTENSION OF AVAILABILITY.—In addition to
23 the authority contained in subsection (a), the original pe-
24 riod of availability of funds appropriated by this Act and
25 administered by the Department of State or the United

1 States Agency for International Development that are spe-
2 cifically designated for particular programs or activities by
3 this or any other Act may be extended for an additional
4 fiscal year if the Secretary of State or the USAID Admin-
5 istrator, as appropriate, determines and reports promptly
6 to the Committees on Appropriations that the termination
7 of assistance to a country or a significant change in cir-
8 cumstances makes it unlikely that such designated funds
9 can be obligated during the original period of availability:
10 *Provided*, That such designated funds that continue to be
11 available for an additional fiscal year shall be obligated
12 only for the purpose of such designation.

13 (c) OTHER ACTS.—Ceilings and specifically des-
14 igned funding levels contained in this Act shall not be
15 applicable to funds or authorities appropriated or other-
16 wise made available by any subsequent Act unless such
17 Act specifically so directs: *Provided*, That specifically des-
18 igned funding levels or minimum funding requirements
19 contained in any other Act shall not be applicable to funds
20 appropriated by this Act.

21 NOTIFICATION REQUIREMENTS

22 SEC. 7015. (a) NOTIFICATION OF CHANGES IN PRO-
23 GRAMS, PROJECTS, AND ACTIVITIES.—None of the funds
24 made available in titles I and II of this Act or prior Acts
25 making appropriations for the Department of State, for-

1 eign operations, and related programs to the departments
2 and agencies funded by this Act that remain available for
3 obligation in fiscal year 2019, or provided from any ac-
4 counts in the Treasury of the United States derived by
5 the collection of fees or of currency reflows or other offset-
6 ting collections, or made available by transfer, to the de-
7 partments and agencies funded by this Act, shall be avail-
8 able for obligation to—

9 (1) create new programs;

10 (2) suspend or eliminate a program, project, or
11 activity;

12 (3) close, suspend, open, or reopen a mission or
13 post;

14 (4) create, close, reorganize, downsize, or re-
15 name bureaus, centers, or offices; or

16 (5) contract out or privatize any functions or
17 activities presently performed by Federal employees;

18 unless previously justified to the Committees on Appro-
19 priations or such Committees are notified 15 days in ad-
20 vance of such obligation.

21 (b) NOTIFICATION OF REPROGRAMMING OF
22 FUNDS.—None of the funds provided under titles I and
23 II of this Act or prior Acts making appropriations for the
24 Department of State, foreign operations, and related pro-
25 grams, to the departments and agencies funded under ti-

1 tles I and II of this Act that remain available for obliga-
2 tion in fiscal year 2019, or provided from any accounts
3 in the Treasury of the United States derived by the collec-
4 tion of fees available to the department and agency funded
5 under title I of this Act, shall be available for obligation
6 or expenditure for activities, programs, or projects
7 through a reprogramming of funds in excess of
8 \$1,000,000 or 10 percent, whichever is less, that—

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

11 (2) relocates an existing office or employees;

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

15 (4) results from any general savings, including
16 savings from a reduction in personnel, which would
17 result in a change in existing programs, activities, or
18 projects as approved by Congress;

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

21 (c) NOTIFICATION REQUIREMENT.—None of the
22 funds made available by this Act under the headings
23 “Global Health Programs”, “Development Assistance”,
24 “International Organizations and Programs”, “Trade and
25 Development Agency”, “International Narcotics Control

1 and Law Enforcement”, “Economic Support Fund”, “De-
2 mocracy Fund”, “Assistance for Europe, Eurasia and
3 Central Asia”, “Peacekeeping Operations”, “Non-
4 proliferation, Anti-terrorism, Demining and Related Pro-
5 grams”, “Millennium Challenge Corporation”, “Foreign
6 Military Financing Program”, “International Military
7 Education and Training”, and “Peace Corps”, shall be
8 available for obligation for activities, programs, projects,
9 type of materiel assistance, countries, or other operations
10 not justified or in excess of the amount justified to the
11 Committees on Appropriations for obligation under any of
12 these specific headings unless the Committees on Appro-
13 priations are notified 15 days in advance of such obliga-
14 tion: *Provided*, That the President shall not enter into any
15 commitment of funds appropriated for the purposes of sec-
16 tion 23 of the Arms Export Control Act for the provision
17 of major defense equipment, other than conventional am-
18 munition, or other major defense items defined to be air-
19 craft, ships, missiles, or combat vehicles, not previously
20 justified to Congress or 20 percent in excess of the quan-
21 tities justified to Congress unless the Committees on Ap-
22 propriations are notified 15 days in advance of such com-
23 mitment: *Provided further*, That requirements of this sub-
24 section or any similar provision of this or any other Act
25 shall not apply to any reprogramming for an activity, pro-

1 gram, or project for which funds are appropriated under
2 titles III through VI of this Act of less than 10 percent
3 of the amount previously justified to Congress for obliga-
4 tion for such activity, program, or project for the current
5 fiscal year: *Provided further*, That any notification sub-
6 mitted pursuant to subsection (f) of this section shall in-
7 clude information (if known on the date of transmittal of
8 such notification) on the use of notwithstanding authority:
9 *Provided further*, That if subsequent to the notification of
10 assistance it becomes necessary to rely on notwithstanding
11 authority, the Committees on Appropriations should be in-
12 formed at the earliest opportunity and to the extent prac-
13 ticable.

14 (d) DEPARTMENT OF DEFENSE PROGRAMS AND
15 FUNDING NOTIFICATIONS.—

16 (1) PROGRAMS.—None of the funds appro-
17 priated by this Act or prior Acts making appropria-
18 tions for the Department of State, foreign oper-
19 ations, and related programs may be made available
20 to support or continue any program initially funded
21 under any authority of title 10, United States Code,
22 or any Act making or authorizing appropriations for
23 the Department of Defense, unless the Secretary of
24 State, in consultation with the Secretary of Defense
25 and in accordance with the regular notification pro-

1 cedures of the Committees on Appropriations, sub-
2 mits a justification to such Committees that includes
3 a description of, and the estimated costs associated
4 with, the support or continuation of such program.

5 (2) FUNDING.—Notwithstanding any other pro-
6 vision of law, with the exception of funds transferred
7 to, and merged with, funds appropriated under title
8 I of this Act, funds transferred by the Department
9 of Defense to the Department of State and the
10 United States Agency for International Development
11 for assistance for foreign countries and international
12 organizations shall be subject to the regular notifica-
13 tion procedures of the Committees on Appropria-
14 tions.

15 (e) WAIVER.—The requirements of this section or
16 any similar provision of this Act or any other Act, includ-
17 ing any prior Act requiring notification in accordance with
18 the regular notification procedures of the Committees on
19 Appropriations, may be waived if failure to do so would
20 pose a substantial risk to human health or welfare: *Pro-*
21 *vided*, That in case of any such waiver, notification to the
22 Committees on Appropriations shall be provided as early
23 as practicable, but in no event later than 3 days after tak-
24 ing the action to which such notification requirement was
25 applicable, in the context of the circumstances necessi-

1 tating such waiver: *Provided further*, That any notification
2 provided pursuant to such a waiver shall contain an expla-
3 nation of the emergency circumstances.

4 (f) COUNTRY NOTIFICATION REQUIREMENTS.—None
5 of the funds appropriated under titles III through VI of
6 this Act may be obligated or expended for assistance for
7 Afghanistan, Bolivia, Burma, Cambodia, Colombia, Cuba,
8 Ecuador, El Salvador, Guatemala, Honduras, Iran, Iraq,
9 Lebanon, Libya, Mexico, Nicaragua, Pakistan, Phil-
10ippines, the Russian Federation, Somalia, South Sudan,
11 Sri Lanka, Sudan, Syria, Venezuela, Yemen, and
12 Zimbabwe except as provided through the regular notifica-
13 tion procedures of the Committees on Appropriations.

14 (g) TRUST FUNDS.—Funds appropriated or other-
15 wise made available in title III of this Act and prior Acts
16 making funds available for the Department of State, for-
17 eign operations, and related programs that are made avail-
18 able for a trust fund held by an international financial
19 institution as defined by section 7034(o)(3) of this Act
20 shall be subject to the regular notification procedures of
21 the Committees on Appropriations: *Provided*, That such
22 notification shall include the information specified under
23 this section in the report accompanying this Act.

24 (h) OTHER PROGRAM NOTIFICATION REQUIRE-
25 MENT.—Funds appropriated by this Act that are made

1 available for the following programs and activities shall
2 be subject to the regular notification procedures of the
3 Committees on Appropriations—

4 (1) The Global Engagement Center, except that
5 the Secretary of State shall consult with the appro-
6 priate congressional committees prior to submitting
7 such notification;

8 (2) The Power Africa initiative, or any suc-
9 cessor program;

10 (3) Community-based police assistance con-
11 ducted pursuant to the authority of section
12 7049(a)(1) of this Act;

13 (4) Recovery and stabilization assistance made
14 available pursuant to section 7041(i) of this Act;
15 and

16 (5) Programs to end modern slavery.

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

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

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

17 (2) The Secretary of State shall consult with
18 the Committees on Appropriations at least seven
19 days prior to informing a government of, or pub-
20 lically announcing a decision on, the suspension of
21 assistance to a country or a territory from funds ap-
22 propriated by this Act or prior Acts making appro-
23 priations for the Department of State, foreign oper-
24 ations, and related programs.

1 RECORDS MANAGEMENT

2 SEC. 7016. (a) PUBLIC POSTING OF REPORTS.—

3 (1) REQUIREMENT.—Any agency receiving
4 funds made available by this Act shall, subject to
5 paragraphs (2) and (3), post on the publicly avail-
6 able Web site of such agency any report required by
7 this Act to be submitted to the Committees on Ap-
8 propriations, upon a determination by the head of
9 such agency that to do so is in the national interest.

10 (2) EXCEPTIONS.—Paragraph (1) shall not
11 apply to a report if—

12 (A) the public posting of such report would
13 compromise national security, including the
14 conduct of diplomacy; or

15 (B) the report contains proprietary, privi-
16 leged, or sensitive information.

17 (3) TIMING AND INTENTION.—The head of the
18 agency posting such report shall, unless otherwise
19 provided for in this Act, do so only after such report
20 has been made available to the Committees on Ap-
21 propriations for not less than 45 days: *Provided*,
22 That any report required by this Act to be submitted
23 to the Committees on Appropriations shall include
24 information from the submitting agency on whether
25 such report will be publicly posted.

1 (b) REQUESTS FOR DOCUMENTS.—None of the funds
2 appropriated or made available pursuant to titles III
3 through VI of this Act shall be available to a nongovern-
4 mental organization, including any contractor, which fails
5 to provide upon timely request any document, file, or
6 record necessary to the auditing requirements of the De-
7 partment of State and the United States Agency for Inter-
8 national Development.

9 (c) RECORDS MANAGEMENT.—

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

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

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

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

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

24 (D) improve the response time for identi-
25 fying and retrieving Federal records, including

1 requests made pursuant to section 552 of title
2 5, United States Code (commonly known as the
3 “Freedom of Information Act”); and

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

14 USE OF FUNDS IN CONTRAVENTION OF THIS ACT

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

22 PROHIBITION ON FUNDING FOR ABORTIONS AND
23 INVOLUNTARY STERILIZATION

24 SEC. 7018. None of the funds made available to carry
25 out part I of the Foreign Assistance Act of 1961, as

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

21 ALLOCATIONS AND REPORTS

22 SEC. 7019. (a) ALLOCATION TABLES.—Subject to
23 subsection (b), funds appropriated by this Act under titles
24 III through V shall be made available in the amounts spe-
25 cifically designated in the respective tables included in the

1 report accompanying this Act: *Provided*, That such des-
2 ignated amounts for foreign countries and international
3 organizations shall serve as the amounts for such coun-
4 tries and international organizations transmitted to Con-
5 gress in the report required by section 653(a) of the For-
6 eign Assistance Act of 1961.

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

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

1 (d) EXCEPTIONS.—Subsections (a) and (b) shall not
2 apply to—

3 (1) amounts designated for “International Mili-
4 tary Education and Training” in the respective ta-
5 bles included in the report accompanying this Act;
6 and

7 (2) funds for which the initial period of avail-
8 ability has expired.

9 (e) REPORTS.—The Secretary of State and USAID
10 Administrator, as appropriate, shall submit the reports re-
11 quired, in the manner described, in the report accom-
12 panying this Act.

13 REPRESENTATION AND ENTERTAINMENT EXPENSES

14 SEC. 7020. (a) USES OF FUNDS.—Each Federal de-
15 partment, agency, or entity funded in titles I or II of this
16 Act, and the Department of the Treasury and independent
17 agencies funded in titles III or VI of this Act, shall take
18 steps to ensure that domestic and overseas representation
19 and entertainment expenses further official agency busi-
20 ness and United States foreign policy interests, and—

21 (1) are primarily for fostering relations outside
22 of the Executive Branch;

23 (2) are principally for meals and events of a
24 protocol nature;

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

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

3 (b) LIMITATIONS.—None of the funds appropriated
4 or otherwise made available by this Act under the head-
5 ings “International Military Education and Training” or
6 “Foreign Military Financing Program” for Informational
7 Program activities or under the headings “Global Health
8 Programs”, “Development Assistance”, “Economic Sup-
9 port Fund”, and “Assistance for Europe, Eurasia and
10 Central Asia” may be obligated or expended to pay for—

11 (1) alcoholic beverages; or

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

16 PROHIBITION ON ASSISTANCE TO GOVERNMENTS

17 SUPPORTING INTERNATIONAL TERRORISM

18 SEC. 7021. (a) LETHAL MILITARY EQUIPMENT EX-
19 PORTS.—

20 (1) PROHIBITION.—None of the funds appro-
21 priated or otherwise made available by titles III
22 through VI of this Act may be made available to any
23 foreign government which provides lethal military
24 equipment to a country the government of which the
25 Secretary of State has determined supports inter-

1 national terrorism for purposes of section 6(j) of the
2 Export Administration Act of 1979 as continued in
3 effect pursuant to the International Emergency Eco-
4 nomic Powers Act: *Provided*, That the prohibition
5 under this section with respect to a foreign govern-
6 ment shall terminate 12 months after that govern-
7 ment ceases to provide such military equipment:
8 *Provided further*, That this section applies with re-
9 spect to lethal military equipment provided under a
10 contract entered into after October 1, 1997.

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

16 (3) REPORT.—Whenever the President makes a
17 determination pursuant to paragraph (2), the Presi-
18 dent shall submit to the Committees on Appropria-
19 tions a report with respect to the furnishing of such
20 assistance, including a detailed explanation of the
21 assistance to be provided, the estimated dollar
22 amount of such assistance, and an explanation of
23 how the assistance furthers United States national
24 interest.

25 (b) BILATERAL ASSISTANCE.—

1 (1) LIMITATIONS.—Funds appropriated for bi-
2 lateral assistance in titles III through VI of this Act
3 and funds appropriated under any such title in prior
4 Acts making appropriations for the Department of
5 State, foreign operations, and related programs,
6 shall not be made available to any foreign govern-
7 ment which the President determines—

8 (A) grants sanctuary from prosecution to
9 any individual or group which has committed
10 an act of international terrorism;

11 (B) otherwise supports international ter-
12 rorism; or

13 (C) is controlled by an organization des-
14 igned as a terrorist organization under sec-
15 tion 219 of the Immigration and Nationality
16 Act (8 U.S.C. 1189).

17 (2) WAIVER.—The President may waive the ap-
18 plication of paragraph (1) to a government if the
19 President determines that national security or hu-
20 manitarian reasons justify such waiver: *Provided,*
21 That the President shall publish each such waiver in
22 the Federal Register and, at least 15 days before the
23 waiver takes effect, shall notify the Committees on
24 Appropriations of the waiver (including the justifica-
25 tion for the waiver) in accordance with the regular

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

3 AUTHORIZATION REQUIREMENTS

4 SEC. 7022. Funds appropriated by this Act, except
5 funds appropriated under the heading “Trade and Devel-
6 opment Agency”, may be obligated and expended notwith-
7 standing section 10 of Public Law 91–672 (22 U.S.C.
8 2412), section 15 of the State Department Basic Authori-
9 ties Act of 1956 (22 U.S.C. 2680), section 313 of the For-
10 eign Relations Authorization Act, Fiscal Years 1994 and
11 1995 (22 U.S.C. 6212), and section 504(a)(1) of the Na-
12 tional Security Act of 1947 (50 U.S.C. 3094(a)(1)).

13 DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY

14 SEC. 7023. For the purpose of titles II through VI
15 of this Act “program, project, and activity” shall be de-
16 fined at the appropriations Act account level and shall in-
17 clude all appropriations and authorizations Acts funding
18 directives, ceilings, and limitations with the exception that
19 for the following accounts: “Economic Support Fund”,
20 “Assistance for Europe, Eurasia and Central Asia”, and
21 “Foreign Military Financing Program”, “program,
22 project, and activity” shall also be considered to include
23 country, regional, and central program level funding with-
24 in each such account; and for the development assistance
25 accounts of the United States Agency for International

1 Development, “program, project, and activity” shall also
2 be considered to include central, country, regional, and
3 program level funding, either as—

4 (1) justified to Congress; or

5 (2) allocated by the Executive Branch in ac-
6 cordance with a report, to be provided to the Com-
7 mittees on Appropriations within 30 days after the
8 enactment of this Act, as required by section 653(a)
9 of the Foreign Assistance Act of 1961 or as modi-
10 fied pursuant to section 7019 of this Act.

11 AUTHORITIES FOR THE PEACE CORPS, INTER-AMERICAN
12 FOUNDATION AND UNITED STATES AFRICAN DEVEL-
13 OPMENT FOUNDATION

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

1 COMMERCE, TRADE AND SURPLUS COMMODITIES

2 SEC. 7025. (a) WORLD MARKETS.—None of the
3 funds appropriated or made available pursuant to titles
4 III through VI of this Act for direct assistance and none
5 of the funds otherwise made available to the Export-Im-
6 port Bank and the Overseas Private Investment Corpora-
7 tion shall be obligated or expended to finance any loan,
8 any assistance, or any other financial commitments for es-
9 tablishing or expanding production of any commodity for
10 export by any country other than the United States, if
11 the commodity is likely to be in surplus on world markets
12 at the time the resulting productive capacity is expected
13 to become operative and if the assistance will cause sub-
14 stantial injury to United States producers of the same,
15 similar, or competing commodity: *Provided*, That such
16 prohibition shall not apply to the Export-Import Bank if
17 in the judgment of its Board of Directors the benefits to
18 industry and employment in the United States are likely
19 to outweigh the injury to United States producers of the
20 same, similar, or competing commodity, and the Chairman
21 of the Board so notifies the Committees on Appropria-
22 tions: *Provided further*, That this subsection shall not pro-
23 hibit—

24 (1) activities in a country that is eligible for as-
25 sistance from the International Development Asso-

1 ciation, is not eligible for assistance from the Inter-
2 national Bank for Reconstruction and Development,
3 and does not export on a consistent basis the agri-
4 cultural commodity with respect to which assistance
5 is furnished; or

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

9 (b) EXPORTS.—None of the funds appropriated by
10 this or any other Act to carry out chapter 1 of part I
11 of the Foreign Assistance Act of 1961 shall be available
12 for any testing or breeding feasibility study, variety im-
13 provement or introduction, consultancy, publication, con-
14 ference, or training in connection with the growth or pro-
15 duction in a foreign country of an agricultural commodity
16 for export which would compete with a similar commodity
17 grown or produced in the United States: *Provided*, That
18 this subsection shall not prohibit—

19 (1) activities designed to increase food security
20 in developing countries where such activities will not
21 have a significant impact on the export of agricul-
22 tural commodities of the United States;

23 (2) research activities intended primarily to
24 benefit United States producers;

1 (1) AGREEMENTS.—If assistance is furnished to
2 the government of a foreign country under chapters
3 1 and 10 of part I or chapter 4 of part II of the
4 Foreign Assistance Act of 1961 under agreements
5 which result in the generation of local currencies of
6 that country, the Administrator of the United States
7 Agency for International Development shall—

8 (A) require that local currencies be depos-
9 ited in a separate account established by that
10 government;

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

13 (i) the amount of the local currencies
14 to be generated; and

15 (ii) the terms and conditions under
16 which the currencies so deposited may be
17 utilized, consistent with this section; and

18 (C) establish by agreement with that gov-
19 ernment the responsibilities of USAID and that
20 government to monitor and account for deposits
21 into and disbursements from the separate ac-
22 count.

23 (2) USES OF LOCAL CURRENCIES.—As may be
24 agreed upon with the foreign government, local cur-
25 rencies deposited in a separate account pursuant to

1 subsection (a), or an equivalent amount of local cur-
2 rencies, shall be used only—

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

7 (i) project and sector assistance activi-
8 ties; or

9 (ii) debt and deficit financing; or

10 (B) for the administrative requirements of
11 the United States Government.

12 (3) PROGRAMMING ACCOUNTABILITY.—USAID
13 shall take all necessary steps to ensure that the
14 equivalent of the local currencies disbursed pursuant
15 to subsection (a)(2)(A) from the separate account
16 established pursuant to subsection (a)(1) are used
17 for the purposes agreed upon pursuant to subsection
18 (a)(2).

19 (4) TERMINATION OF ASSISTANCE PRO-
20 GRAMS.—Upon termination of assistance to a coun-
21 try under chapter 1 or 10 of part I or chapter 4 of
22 part II of the Foreign Assistance Act of 1961 (as
23 the case may be), any unencumbered balances of
24 funds which remain in a separate account estab-
25 lished pursuant to subsection (a) shall be disposed of

1 for such purposes as may be agreed to by the gov-
2 ernment of that country and the United States Gov-
3 ernment.

4 (5) REPORT.—The USAID Administrator shall
5 report as part of the congressional budget justifica-
6 tion submitted to the Committees on Appropriations
7 on the use of local currencies for the administrative
8 requirements of the United States Government as
9 authorized in subsection (a)(2)(B), and such report
10 shall include the amount of local currency (and
11 United States dollar equivalent) used or to be used
12 for such purpose in each applicable country.

13 (b) SEPARATE ACCOUNTS FOR CASH TRANSFERS.—

14 (1) IN GENERAL.—If assistance is made avail-
15 able to the government of a foreign country, under
16 chapter 1 or 10 of part I or chapter 4 of part II of
17 the Foreign Assistance Act of 1961, as cash transfer
18 assistance or as nonproject sector assistance, that
19 country shall be required to maintain such funds in
20 a separate account and not commingle with any
21 other funds.

22 (2) APPLICABILITY OF OTHER PROVISIONS OF
23 LAW.—Such funds may be obligated and expended
24 notwithstanding provisions of law which are incon-
25 sistent with the nature of this assistance including

1 provisions which are referenced in the Joint Explan-
2 atory Statement of the Committee of Conference ac-
3 companying House Joint Resolution 648 (House Re-
4 port No. 98–1159).

5 (3) NOTIFICATION.—At least 15 days prior to
6 obligating any such cash transfer or nonproject sec-
7 tor assistance, the President shall submit a notifica-
8 tion through the regular notification procedures of
9 the Committees on Appropriations, which shall in-
10 clude a detailed description of how the funds pro-
11 posed to be made available will be used, with a dis-
12 cussion of the United States interests that will be
13 served by such assistance (including, as appropriate,
14 a description of the economic policy reforms that will
15 be promoted by such assistance).

16 (4) EXEMPTION.—Nonproject sector assistance
17 funds may be exempt from the requirements of para-
18 graph (1) only through the regular notification pro-
19 cedures of the Committees on Appropriations.

20 ELIGIBILITY FOR ASSISTANCE

21 SEC. 7027. (a) ASSISTANCE THROUGH NONGOVERN-
22 MENTAL ORGANIZATIONS.—Restrictions contained in this
23 or any other Act with respect to assistance for a country
24 shall not be construed to restrict assistance in support of
25 programs of nongovernmental organizations from funds

1 appropriated by this Act to carry out the provisions of
2 chapters 1, 10, 11, and 12 of part I and chapter 4 of
3 part II of the Foreign Assistance Act of 1961 and from
4 funds appropriated under the heading “Assistance for Eu-
5 rope, Eurasia and Central Asia”: *Provided*, That before
6 using the authority of this subsection to furnish assistance
7 in support of programs of nongovernmental organizations,
8 the President shall notify the Committees on Appropria-
9 tions pursuant to the regular notification procedures, in-
10 cluding a description of the program to be assisted, the
11 assistance to be provided, and the reasons for furnishing
12 such assistance: *Provided further*, That nothing in this
13 subsection shall be construed to alter any existing statu-
14 tory prohibitions against abortion or involuntary steriliza-
15 tions contained in this or any other Act.

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

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

2 (1) with respect to section 620A of the Foreign
3 Assistance Act of 1961 or any comparable provision
4 of law prohibiting assistance to countries that sup-
5 port international terrorism; or

6 (2) with respect to section 116 of the Foreign
7 Assistance Act of 1961 or any comparable provision
8 of law prohibiting assistance to the government of a
9 country that violates internationally recognized
10 human rights.

11 LOCAL COMPETITION

12 SEC. 7028. (a) REQUIREMENTS FOR EXCEPTIONS TO
13 COMPETITION FOR LOCAL ENTITIES.—Funds appro-
14 priated by this Act that are made available to the United
15 States Agency for International Development may only be
16 made available for limited competitions through local enti-
17 ties if—

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

20 (A) assessed the level of local capacity to
21 effectively implement, manage, and account for
22 programs included in such competition; and

23 (B) documented the written results of the
24 assessment and decisions made; and

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

3 (A) each successful local entity has been
4 determined to be responsible in accordance with
5 USAID guidelines; and

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

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

10 (b) REPORT.—In addition to the requirements of sub-
11 section (a)(1), the USAID Administrator shall report to
12 the appropriate congressional committees not later than
13 45 days after the end of fiscal year 2019 on all awards
14 subject to limited or no competition for local entities: *Pro-*
15 *vided*, That such report shall be posted on the USAID
16 Web site: *Provided further*, That the requirements of this
17 subsection shall only apply to awards in excess of
18 \$3,000,000 and sole source awards to local entities in ex-
19 cess of \$2,000,000.

20 INTERNATIONAL FINANCIAL INSTITUTIONS

21 SEC. 7029. None of the funds appropriated under
22 title V of this Act may be made as payment to any inter-
23 national financial institution while the United States exec-
24 utive director to such institution is compensated by the
25 institution at a rate which, together with whatever com-

1 pension such executive director receives from the United
2 States, is in excess of the rate provided for an individual
3 occupying a position at level IV of the Executive Schedule
4 under section 5315 of title 5, United States Code, or while
5 any alternate United States executive director to such in-
6 stitution is compensated by the institution at a rate in
7 excess of the rate provided for an individual occupying a
8 position at level V of the Executive Schedule under section
9 5316 of title 5, United States Code.

10 DEBT-FOR-DEVELOPMENT

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

23 FINANCIAL MANAGEMENT AND BUDGET TRANSPARENCY

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

13 (6) DEBT SERVICE PAYMENT PROHIBITION.—
14 None of the funds made available by this Act may
15 be used by the government of any foreign country
16 for debt service payments owed by any country to
17 any international financial institution: *Provided,*
18 That for purposes of this paragraph, the term
19 “international financial institution” has the meaning
20 given the term in section 7034(o)(3) of this Act.

21 (b) NATIONAL BUDGET AND CONTRACT TRANS-
22 PARENCY.—

23 (1) MINIMUM REQUIREMENTS OF FISCAL
24 TRANSPARENCY.—The Secretary of State shall con-
25 tinue to update and strengthen the “minimum re-

1 requirements of fiscal transparency” for each govern-
2 ment receiving assistance appropriated by this Act,
3 as identified in the report required by section
4 7031(b) of the Department of State, Foreign Oper-
5 ations, and Related Programs Appropriations Act,
6 2014 (division K of Public Law 113–76).

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

15 (3) DETERMINATION AND REPORT.—For each
16 government identified pursuant to paragraph (1),
17 the Secretary of State, not later than 180 days after
18 enactment of this Act, shall make or update any de-
19 termination of “significant progress” or “no signifi-
20 cant progress” in meeting the minimum require-
21 ments of fiscal transparency, and make such deter-
22 minations publicly available in an annual “Fiscal
23 Transparency Report” to be posted on the Depart-
24 ment of State Web site: *Provided*, That the Sec-
25 retary shall identify the significant progress made by

1 each such government to publicly disclose national
2 budget documentation, contracts, and licenses which
3 are additional to such information disclosed in pre-
4 vious fiscal years, and include specific recommenda-
5 tions of short- and long-term steps such government
6 should take to improve fiscal transparency: *Provided*
7 *further*, That the annual report shall include a de-
8 tailed description of how funds appropriated by this
9 Act are being used to improve fiscal transparency,
10 and identify benchmarks for measuring progress.

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

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

23 (1) INELIGIBILITY.—

24 (A) Officials of foreign governments and
25 their immediate family members about whom

1 the Secretary of State has credible information
2 have been involved in significant corruption, in-
3 cluding corruption related to the extraction of
4 natural resources, or a gross violation of human
5 rights shall be ineligible for entry into the
6 United States.

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

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

22 (3) WAIVER.—The Secretary may waive the ap-
23 plication of paragraph (1) if the Secretary deter-
24 mines that the waiver would serve a compelling na-
25 tional interest or that the circumstances which

1 caused the individual to be ineligible have changed
2 sufficiently.

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

17 (5) POSTING OF REPORT.—Any unclassified
18 portion of the report required under paragraph (4)
19 shall be posted on the Department of State Web
20 site.

21 (6) CLARIFICATION.—For purposes of para-
22 graphs (1)(B), (4), and (5), the records of the De-
23 partment of State and of diplomatic and consular of-
24 fices of the United States pertaining to the issuance

1 or refusal of visas or permits to enter the United
2 States shall not be considered confidential.

3 (d) FOREIGN ASSISTANCE WEB SITE.—Funds appro-
4 priated by this Act under titles I and II, and funds made
5 available for any independent agency in title III, as appro-
6 priate, shall be made available to support the provision
7 of additional information on United States Government
8 foreign assistance on the Department of State foreign as-
9 sistance Web site: *Provided*, That all Federal agencies
10 funded under this Act shall provide such information on
11 foreign assistance, upon request, to the Department of
12 State.

13 DEMOCRACY PROGRAMS

14 SEC. 7032. (a) FUNDING.—Of the funds appro-
15 priated by this Act under the headings “Development As-
16 sistance”, “Economic Support Fund”, “Democracy
17 Fund”, “Assistance for Europe, Eurasia and Central
18 Asia”, and “International Narcotics Control and Law En-
19 forcement”, not less than \$2,400,000,000 shall be made
20 available for democracy programs.

21 (b) AUTHORITY.—Funds made available by this Act
22 pursuant to subsection (a) and under the heading “Na-
23 tional Endowment for Democracy” may be made available
24 notwithstanding any other provision of law, and with re-

1 gard to the National Endowment for Democracy, any reg-
2 ulation.

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

14 (d) PROGRAM PRIORITIZATION.—Funds made avail-
15 able pursuant to this section that are made available for
16 programs to strengthen government institutions shall be
17 prioritized for those institutions that demonstrate a com-
18 mitment to democracy and the rule of law, as determined
19 by the Secretary of State or the Administrator of the
20 United States Agency for International Development, as
21 appropriate.

22 (e) RESTRICTION ON PRIOR APPROVAL.—With re-
23 spect to the provision of assistance for democracy pro-
24 grams in this Act, the organizations implementing such
25 assistance, the specific nature of that assistance, and the

1 participants in such programs shall not be subject to the
2 prior approval by the government of any foreign country:
3 *Provided*, That the Secretary of State, in coordination
4 with the USAID Administrator, shall report to the Com-
5 mittees on Appropriations, not later than 120 days after
6 enactment of this Act, detailing steps taken by the Depart-
7 ment of State and USAID to comply with the require-
8 ments of this subsection.

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

20 (g) COMMUNICATION AND REPORTS.—

21 (1) INFORMING THE NATIONAL ENDOWMENT
22 FOR DEMOCRACY.—The Assistant Secretary for De-
23 mocracy, Human Rights, and Labor, Department of
24 State, and the Assistant Administrator for Democ-
25 racy, Conflict, and Humanitarian Assistance,

1 USAID, shall regularly inform the National Endow-
2 ment for Democracy of democracy programs that
3 are planned and supported by funds made available
4 by this Act and prior Acts making appropriations
5 for the Department of State, foreign operations, and
6 related programs.

7 (2) REPORTS.—

8 (A) FUNDING INSTRUMENTS.—Not later
9 than September 30, 2019, the Secretary of
10 State and USAID Administrator shall each
11 submit to the Committees on Appropriations a
12 report detailing the use of contracts, grants,
13 and cooperative agreements in the conduct of
14 democracy programs with funds made available
15 by the Department of State, Foreign Oper-
16 ations, and Related Programs Appropriations
17 Act, 2018 (division K of Public Law 115–141),
18 which shall include funding level, account, pro-
19 gram sector and subsector, and a brief sum-
20 mary of purpose.

21 (B) PROGRAM CHANGES.—The Secretary
22 of State or the USAID Administrator, as ap-
23 propriate, shall report to the appropriate con-
24 gressional committees within 30 days of a deci-
25 sion to significantly change the objectives or the

1 content of a democracy program or to close
2 such a program due to the increasingly repres-
3 sive nature of the host country government:
4 *Provided*, That the report shall also include a
5 strategy for continuing support for democracy
6 promotion, if such programming is feasible, and
7 may be submitted in classified form, if nec-
8 essary.

9 INTERNATIONAL RELIGIOUS FREEDOM

10 SEC. 7033. (a) INTERNATIONAL RELIGIOUS FREE-
11 DOM OFFICE AND SPECIAL ENVOY TO PROMOTE RELI-
12 GIOUS FREEDOM .—

13 (1) OPERATIONS.—Funds appropriated by this
14 Act under the heading “Diplomatic Programs” shall
15 be made available for the Office of International Re-
16 ligious Freedom, Bureau of Democracy, Human
17 Rights, and Labor, Department of State, and the
18 Special Envoy to Promote Religious Freedom of Re-
19 ligious Minorities in the Near East and South Cen-
20 tral Asia, as authorized in the Near East and South
21 Central Asia Religious Freedom Act of 2014 (Public
22 Law 113–161), including for support staff at not
23 less than the amounts specified for such offices in
24 the table under such heading in the report accom-
25 panying this Act.

1 (2) CURRICULUM.—Funds appropriated under
2 the heading “Diplomatic Programs” and designated
3 for the Office of International Religious Freedom
4 shall be made available for the development and im-
5 plementation of an international religious freedom
6 curriculum in accordance with section 708(a)(2) of
7 the Foreign Service Act of 1980 (22 U.S.C.
8 4028(a)(2)).

9 (b) ASSISTANCE.—

10 (1) INTERNATIONAL RELIGIOUS FREEDOM PRO-
11 GRAMS.—Of the funds appropriated by this Act
12 under the heading “Democracy Fund” and available
13 for the Human Rights and Democracy Fund, not
14 less than \$10,000,000 shall be made available for
15 international religious freedom programs: *Provided*,
16 That the Ambassador-at-Large for International Re-
17 ligious Freedom shall consult with the Committees
18 on Appropriations on the uses of such funds.

19 (2) PROTECTION AND INVESTIGATION PRO-
20 GRAMS.—Of the funds appropriated by this Act
21 under the heading “Economic Support Fund”, not
22 less than \$10,000,000 shall be made available for
23 programs to protect vulnerable and persecuted reli-
24 gious minorities, including for assistance authorized
25 by section 5 of H.R. 390, the Iraq and Syria Geno-

1 cide Emergency Relief and Accountability Act of
2 2017, as passed by the House of Representatives on
3 June 6, 2017.

4 (3) HUMANITARIAN PROGRAMS.—Funds appro-
5 priated by this Act under the headings “Inter-
6 national Disaster Assistance” and “Migration and
7 Refugee Assistance” shall be made available for hu-
8 manitarian assistance for vulnerable and persecuted
9 religious minorities, including victims of genocide
10 designated by the Secretary of State and other
11 groups that have suffered crimes against humanity
12 and ethnic cleansing, to—

13 (A) facilitate the implementation of an im-
14 mediate, coordinated, and sustained response to
15 provide humanitarian assistance;

16 (B) enhance protection of conflict victims,
17 including those facing a dire humanitarian cri-
18 sis and severe persecution because of their faith
19 or ethnicity;

20 (C) improve access to secure locations for
21 obtaining humanitarian and resettlement serv-
22 ices; and

23 (D) build resilience and help reestablish
24 livelihoods for displaced and persecuted persons
25 in their communities of origin.

1 (4) TRANSITIONAL JUSTICE, RECONCILIATION,
2 AND REINTEGRATION PROGRAMS.—Funds appro-
3 priated under titles III and IV of this Act shall be
4 made available to support transitional justice, rec-
5 onciliation, and reintegration programs for vulner-
6 able and persecuted religious minorities, including in
7 the Middle East and North Africa regions: *Provided*,
8 That such funds shall be matched, to the maximum
9 extent practicable, from sources other than the
10 United States Government.

11 (c) INTERNATIONAL BROADCASTING.—Funds appro-
12 priated by this Act under the heading “Broadcasting
13 Board of Governors, International Broadcasting Oper-
14 ations” shall be made available for programs related to
15 international religious freedom, including reporting on the
16 condition of vulnerable and persecuted religious groups.

17 SPECIAL PROVISIONS

18 SEC. 7034. (a) VICTIMS OF WAR, DISPLACED CHIL-
19 DREN, AND DISPLACED BURMESE.—Funds appropriated
20 in titles III and VI of this Act that are made available
21 for victims of war, displaced children, displaced Burmese,
22 and to combat trafficking in persons and assist victims
23 of such trafficking, may be made available notwith-
24 standing any other provision of law.

25 (b) FORENSIC ASSISTANCE.—

1 (1) Of the funds appropriated by this Act under
2 the heading “Economic Support Fund”, not less
3 than \$8,000,000 shall be made available for forensic
4 anthropology assistance related to the exhumation
5 and identification of victims of war crimes, crimes
6 against humanity, and genocide, which shall be ad-
7 ministered by the Assistant Secretary for Democ-
8 racy, Human Rights, and Labor, Department of
9 State.

10 (2) Of the funds appropriated by this Act under
11 the heading “International Narcotics Control and
12 Law Enforcement”, not less than \$8,000,000 shall
13 be made available for DNA forensic technology pro-
14 grams to combat human trafficking in Central
15 America and Mexico.

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

21 (d) DIRECTIVES AND AUTHORITIES.—

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

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

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

15 (3) ADDITIONAL AUTHORITIES.—

16 (A) Of the amounts made available by title
17 I of this Act under the heading “Diplomatic
18 Programs”, up to \$1,000,000 may be made
19 available for grants to carry out the activities of
20 the Cultural Antiquities Task Force.

21 (B) The USAID Administrator may use
22 funds appropriated by this Act under title III
23 to make innovation incentive awards: *Provided*,
24 That each individual award may not exceed
25 \$100,000: *Provided further*, That no more than

1 10 such awards may be made during fiscal year
2 2019: *Provided further*, That for purposes of
3 this paragraph the term “innovation incentive
4 award” means the provision of funding on a
5 competitive basis that—

6 (i) encourages and rewards the devel-
7 opment of solutions for a particular, well-
8 defined problem related to the alleviation
9 of poverty; or

10 (ii) helps identify and promote a
11 broad range of ideas and practices facili-
12 tating further development of an idea or
13 practice by third parties.

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

1 regular notification procedures of, the Committees
2 on Appropriations, regarding how any proposed
3 modification would affect the public diplomacy goals
4 of, and the estimated economic impact on, the
5 United States.

6 (5) REPORT.—The report required by section
7 502(d) of the Intelligence Authorization Act for Fis-
8 cal Year 2017 (division N of Public Law 115–31; 22
9 U.S.C. 254a note) shall be provided to the Commit-
10 tees on Appropriations.

11 (e) PARTNER VETTING.—The Secretary of State and
12 USAID Administrator may initiate a partner vetting pro-
13 gram to mitigate the risk of diversion of foreign assist-
14 ance, or make significant modifications to any existing
15 partner vetting program, only following consultation with
16 the Committees on Appropriations: *Provided*, That the
17 Secretary and Administrator should provide a direct vet-
18 ting option for prime awardees in any partner vetting pro-
19 gram initiated after the date of the enactment of this Act.

20 (f) CONTINGENCIES.—During fiscal year 2019, the
21 President may use up to \$125,000,000 under the author-
22 ity of section 451 of the Foreign Assistance Act of 1961,
23 notwithstanding any other provision of law.

24 (g) INTERNATIONAL CHILD ABDUCTIONS.—The Sec-
25 retary of State should withhold funds appropriated under

1 title III of this Act for assistance for the central govern-
2 ment of any country that is not taking appropriate steps
3 to comply with the Convention on the Civil Aspects of
4 International Child Abductions, done at the Hague on Oc-
5 tober 25, 1980: *Provided*, That the Secretary shall report
6 to the Committees on Appropriations within 15 days of
7 withholding funds under this subsection.

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

18 (i) TRANSFER OF FUNDS FOR EXTRAORDINARY PRO-
19 TECTION.—The Secretary of State may transfer to, and
20 merge with, funds under the heading “Protection of For-
21 eign Missions and Officials” unobligated balances of ex-
22 pired funds appropriated under the heading “Diplomatic
23 Programs” for fiscal year 2019, except for funds des-
24 ignated for Overseas Contingency Operations/Global War
25 on Terrorism pursuant to section 251(b)(2)(A)(ii) of the

1 Balanced Budget and Emergency Deficit Control Act of
2 1985, at no later than the end of the fifth fiscal year after
3 the last fiscal year for which such funds are available for
4 the purposes for which appropriated: *Provided*, That not
5 more than \$50,000,000 may be transferred.

6 (j) GREEN CLIMATE FUND PROHIBITION.—None of
7 the funds appropriated or otherwise made available by this
8 Act or prior Acts making appropriations for the Depart-
9 ment of State, foreign operations, and related programs
10 may be made available as a contribution, grant, or any
11 other payment to the Green Climate Fund.

12 (k) EXTENSION OF AUTHORITIES.—

13 (1) PASSPORT FEES.—Section 1(b)(2) of the
14 Passport Act of June 4, 1920 (22 U.S.C. 214(b)(2))
15 shall be applied by substituting “September 30,
16 2019” for “September 30, 2010”.

17 (2) INCENTIVES FOR CRITICAL POSTS.—The
18 authority contained in section 1115(d) of the Sup-
19 plemental Appropriations Act, 2009 (Public Law
20 111–32) shall remain in effect through September
21 30, 2019.

22 (3) USAID CIVIL SERVICE ANNUITANT WAIV-
23 ER.—Section 625(j)(1) of the Foreign Assistance
24 Act of 1961 (22 U.S.C. 2385(j)(1)) shall be applied

1 by substituting “September 30, 2019” for “October
2 1, 2010” in subparagraph (B).

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

5 (A) Subject to the limitation described in
6 subparagraph (B), the authority provided by
7 section 1113 of the Supplemental Appropria-
8 tions Act, 2009 (Public Law 111–32) shall re-
9 main in effect through September 30, 2019.

10 (B) The authority described in subpara-
11 graph (A) may not be used to pay an eligible
12 member of the Foreign Service (as defined in
13 section 1113(b) of the Supplemental Appropria-
14 tions Act, 2009 (Public Law 111–32)) a local-
15 ity-based comparability payment (stated as a
16 percentage) that exceeds two-thirds of the
17 amount of the locality-based comparability pay-
18 ment (stated as a percentage) that would be
19 payable to such member under section 5304 of
20 title 5, United States Code, if such member’s
21 official duty station were in the District of Co-
22 lumbia.

23 (5) INSPECTOR GENERAL ANNUITANT WAIV-
24 ER.—The authorities provided in section 1015(b) of
25 the Supplemental Appropriations Act, 2010 (Public

1 Law 111–212) shall remain in effect through Sep-
2 tember 30, 2019.

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

11 (7) TRANSFER OF BALANCES.—The transfer
12 authority included in section 7081(h) of the Depart-
13 ment of State, Foreign Operations, and Related Pro-
14 grams Appropriations Act, 2017 (division J of Pub-
15 lic Law 115-31) shall continue in effect in fiscal year
16 2019.

17 (8) EXTENSION OF LOAN GUARANTEES TO
18 ISRAEL.—Chapter 5 of title I of the Emergency
19 Wartime Supplemental Appropriations Act, 2003
20 (Public Law 108-11; 117 Stat. 576) is amended
21 under the heading “Loan Guarantees to Israel”—

22 (A) in the matter preceding the first pro-
23 viso, by striking “September 30, 2019” and in-
24 serting “September 30, 2023”; and

1 (B) in the second proviso, by striking
2 “September 30, 2019” and inserting “Sep-
3 tember 30, 2023”.

4 (I) HIV/AIDS WORKING CAPITAL FUND.—Funds
5 available in the HIV/AIDS Working Capital Fund estab-
6 lished pursuant to section 525(b)(1) of the Foreign Oper-
7 ations, Export Financing, and Related Programs Appro-
8 priations Act, 2005 (Public Law 108–447) may be made
9 available for pharmaceuticals and other products for child
10 survival, malaria, and tuberculosis to the same extent as
11 HIV/AIDS pharmaceuticals and other products, subject to
12 the terms and conditions in such section: *Provided*, That
13 the authority in section 525(b)(5) of the Foreign Oper-
14 ations, Export Financing, and Related Programs Appro-
15 priation Act, 2005 (Public Law 108–447) shall be exer-
16 cised by the Assistant Administrator for Global Health,
17 USAID, with respect to funds deposited for such non-
18 HIV/AIDS pharmaceuticals and other products, and shall
19 be subject to the regular notification procedures of the
20 Committees on Appropriations: *Provided further*, That the
21 Secretary of State shall include in the congressional budg-
22 et justification an accounting of budgetary resources, dis-
23 bursements, balances, and reimbursements related to such
24 fund.

1 (m) LOANS GUARANTEES.—Funds appropriated
2 under the headings “Economic Support Fund” and “As-
3 sistance for Europe, Eurasia and Central Asia” by this
4 Act and prior Acts making appropriations for the Depart-
5 ment of State, foreign operations, and related programs
6 may be made available for the costs, as defined in section
7 502 of the Congressional Budget Act of 1974, of loan
8 guarantees for Egypt, Jordan, Iraq, Tunisia, and Ukraine,
9 which are authorized to be provided: *Provided*, That
10 amounts made available under this paragraph for the costs
11 of such guarantees shall not be considered assistance for
12 the purposes of provisions of law limiting assistance to a
13 country: *Provided further*, That funds made available pur-
14 suant to the authorities of this subsection shall be subject
15 to prior consultation with the appropriate congressional
16 committees, and subject to the regular notification proce-
17 dures of the Committees on Appropriations: *Provided fur-*
18 *ther*, That funds made available pursuant to this sub-
19 section from prior Acts making appropriations for the De-
20 partment of State, foreign operations, and related pro-
21 grams that were previously designated by the Congress for
22 Overseas Contingency Operations/Global War on Ter-
23 rorism pursuant to section 251(b)(2)(A)(ii) of the Bal-
24 anced Budget and Emergency Deficit Control Act of 1985
25 are designated by the Congress for Overseas Contingency

1 Operations/Global War on Terrorism pursuant to section
2 251(b)(2)(A)(ii) of such Act and shall be available only
3 if the President subsequently so designates all such
4 amounts and transmits such designations to the Congress.

5 (n) DEPARTMENT OF STATE INSPECTOR GENERAL
6 WAIVER AUTHORITY.—The Inspector General of the De-
7 partment of State may waive the provisions of subsections
8 (a) through (d) of section 824 of the Foreign Service Act
9 of 1980 (22 U.S.C. 4064) on a case-by-case basis for an
10 annuitant reemployed by the Inspector General on a tem-
11 porary basis, subject to the same constraints and in the
12 same manner by which the Secretary of State may exercise
13 such waiver authority pursuant to subsection (g) of such
14 section.

15 (o) DEFINITIONS.—

16 (1) APPROPRIATE CONGRESSIONAL COMMIT-
17 TEES.—Unless otherwise defined in this Act, for
18 purposes of this Act the term “appropriate congres-
19 sional committees” means the Committees on Appro-
20 priations and Foreign Relations of the Senate and
21 the Committees on Appropriations and Foreign Af-
22 fairs of the House of Representatives.

23 (2) FUNDS APPROPRIATED BY THIS ACT AND
24 PRIOR ACTS.—Unless otherwise defined in this Act,
25 for purposes of this Act the term “funds appro-

1 appropriated by this Act and prior Acts making appro-
2 priations for the Department of State, foreign oper-
3 ations, and related programs” means funds that re-
4 main available for obligation, and have not expired.

5 (3) INTERNATIONAL FINANCIAL INSTITU-
6 TIONS.—In this Act “international financial institu-
7 tions” means the International Bank for Recon-
8 struction and Development, the International Devel-
9 opment Association, the International Finance Cor-
10 corporation, the Inter-American Development Bank, the
11 International Monetary Fund, the Asian Develop-
12 ment Fund, the Inter-American Investment Corpora-
13 tion, the North American Development Bank, the
14 European Bank for Reconstruction and Develop-
15 ment, the International Fund for Agricultural Devel-
16 opment, the African Development Bank, the African
17 Development Fund, and the Multilateral Investment
18 Guarantee Agency.

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

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

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

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

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

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

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

18 (7) CLARIFICATION.—References to the “Diplo-
19 matic and Consular Programs” account in any pro-
20 vision of law shall be construed to include the “Dip-
21 lomatic Programs” account in this Act and other
22 Acts making appropriations for the Department of
23 State, foreign operations, and related programs.

24 ARAB LEAGUE BOYCOTT OF ISRAEL

25 SEC. 7035. It is the sense of the Congress that—

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

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

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

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

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

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

3 PALESTINIAN STATEHOOD

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

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

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

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

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

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

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

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

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

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

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

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

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

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

8 RESTRICTIONS CONCERNING THE PALESTINIAN
9 AUTHORITY

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

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

8 PROHIBITION ON ASSISTANCE TO THE PALESTINIAN
9 BROADCASTING CORPORATION

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

15 ASSISTANCE FOR THE WEST BANK AND GAZA

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

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

21 (c) PROHIBITION.—

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

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

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

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

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

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

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

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

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

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

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

1 Appropriations that waiving such prohibition is important
2 to the national security interest of the United States.

3 (c) PERIOD OF APPLICATION OF WAIVER.—Any
4 waiver pursuant to subsection (b) shall be effective for no
5 more than a period of 6 months at a time and shall not
6 apply beyond 12 months after the enactment of this Act.

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

16 (e) CERTIFICATION.—If the President exercises the
17 waiver authority under subsection (b), the Secretary of
18 State must certify and report to the Committees on Ap-
19 propriations prior to the obligation of funds that the Pal-
20 estinian Authority has established a single treasury ac-
21 count for all Palestinian Authority financing and all fi-
22 nancing mechanisms flow through this account, no parallel
23 financing mechanisms exist outside of the Palestinian Au-
24 thority treasury account, and there is a single comprehen-
25 sive civil service roster and payroll, and the Palestinian

1 Authority is acting to counter incitement of violence
2 against Israelis and is supporting activities aimed at pro-
3 moting peace, coexistence, and security cooperation with
4 Israel.

5 (f) PROHIBITION TO HAMAS AND THE PALESTINE
6 LIBERATION ORGANIZATION.—

7 (1) None of the funds appropriated in titles III
8 through VI of this Act may be obligated for salaries
9 of personnel of the Palestinian Authority located in
10 Gaza or may be obligated or expended for assistance
11 to Hamas or any entity effectively controlled by
12 Hamas, any power-sharing government of which
13 Hamas is a member, or that results from an agree-
14 ment with Hamas.

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

24 (3) The President may exercise the authority in
25 section 620K(e) of the Foreign Assistance Act of

1 1961, as added by the Palestinian Anti-Terrorism
2 Act of 2006 (Public Law 109–446) with respect to
3 this subsection.

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

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

21 MIDDLE EAST AND NORTH AFRICA

22 SEC. 7041. (a) EGYPT.—

23 (1) CERTIFICATION AND REPORT.—Funds ap-
24 propriated by this Act that are available for assist-
25 ance for Egypt may be made available notwith-

1 standing any other provision of law restricting as-
2 sistance for Egypt, except for this subsection and
3 section 620M of the Foreign Assistance Act of 1961,
4 and may only be made available for assistance for
5 the Government of Egypt if the Secretary of State
6 certifies and reports to the Committees on Appro-
7 priations that such government is—

8 (A) sustaining the strategic relationship
9 with the United States; and

10 (B) meeting its obligations under the 1979
11 Egypt-Israel Peace Treaty.

12 (2) FUNDING.—Of the funds appropriated by
13 this Act for assistance for Egypt—

14 (A) not less than \$150,000,000 shall be
15 made available from funds under the heading
16 “Economic Support Fund”; and

17 (B) not less than \$1,300,000,000 shall be
18 made available from funds under the heading
19 “Foreign Military Financing Program”, to re-
20 main available until September 30, 2020: *Pro-*
21 *vided*, That such funds may be transferred to
22 an interest bearing account in the Federal Re-
23 serve Bank of New York, following consultation
24 with the Committees on Appropriations.

1 (3) WITHHOLDING.—The Secretary of State
2 shall withhold from obligation funds appropriated by
3 this Act under the heading “Economic Support
4 Fund” for assistance for Egypt, an amount of such
5 funds that the Secretary determines to be equivalent
6 to that expended by the United States Government
7 for bail, and by nongovernmental organizations for
8 legal and court fees, associated with democracy-re-
9 lated trials in Egypt until the Secretary certifies and
10 reports to the Committees on Appropriations that
11 the Government of Egypt has dismissed the convic-
12 tions issued by the Cairo Criminal Court on June 4,
13 2013, in “Public Prosecution Case No. 1110 for the
14 Year 2012”.

15 (b) IRAN.—

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

21 (A) to support the United States policy to
22 prevent Iran from achieving the capability to
23 produce or otherwise obtain a nuclear weapon;

24 (B) to support an expeditious response to
25 any violation of United Nations Security Coun-

1 cil Resolutions or to efforts that advance Iran's
2 nuclear program;

3 (C) to support the implementation and en-
4 forcement of sanctions against Iran for support
5 of nuclear weapons development, terrorism,
6 human rights abuses, and ballistic missile and
7 weapons proliferation; and

8 (D) for democracy programs in support of
9 the aspirations of the Iranian people, to be ad-
10 ministered by the Assistant Secretary for Near
11 Eastern Affairs, Department of State, in con-
12 sultation with the Assistant Secretary for De-
13 mocracy, Human Rights, and Labor, Depart-
14 ment of State.

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

21 (3) REPORTS.—

22 (A) SEMI-ANNUAL REPORT.—The Sec-
23 retary of State shall submit to the Committees
24 on Appropriations the semi-annual report re-
25 quired by section 135 of the Atomic Energy Act

1 of 1954 (42 U.S.C. 2160e(d)(4)), as added by
2 section 2 of the Iran Nuclear Agreement Re-
3 view Act of 2015 (Public Law 114–17).

4 (B) SANCTIONS REPORT.—Not later than
5 180 days after the date of enactment of this
6 Act, the Secretary of State, in consultation with
7 the Secretary of the Treasury, shall submit to
8 the appropriate congressional committees a re-
9 port on the status of the implementation and
10 enforcement of bilateral United States and mul-
11 tilateral sanctions against Iran and actions
12 taken by the United States and the inter-
13 national community to enforce such sanctions
14 against Iran: *Provided*, That the report shall
15 also include any entities involved in providing
16 significant support for the development of a
17 ballistic missile by the Government of Iran after
18 October 1, 2015, including shipping and financ-
19 ing, and note whether such entities are cur-
20 rently under United States sanctions: *Provided*
21 *further*, That such report shall be submitted in
22 an unclassified form, but may contain a classi-
23 fied annex if necessary.

24 (c) IRAQ.—

1 (1) PURPOSES.—Funds appropriated by this
2 Act shall be made available for assistance for Iraq
3 to promote governance and security, and for sta-
4 bilization programs, including in the Kurdistan Re-
5 gion of Iraq and other areas impacted by the conflict
6 in Syria, and among religious and ethnic minority
7 populations in Iraq: *Provided*, That such assistance
8 shall be provided in accordance with the Constitution
9 of Iraq: *Provided further*, That funds appropriated
10 by this Act under the headings “International Dis-
11 aster Assistance” and “Migration and Refugee As-
12 sistance” should be made available for assistance for
13 the Kurdistan Region of Iraq to address the needs
14 of internally displaced persons and refugees: *Pro-*
15 *vided further*, That the Secretary of State shall con-
16 sult with the Committees on Appropriations prior to
17 obligating funds made available for the Kurdistan
18 Region of Iraq.

19 (2) BASING RIGHTS AGREEMENT.—None of the
20 funds appropriated or otherwise made available by
21 this Act may be used by the Government of the
22 United States to enter into a permanent basing
23 rights agreement between the United States and
24 Iraq.

1 (d) JORDAN.—Of the funds appropriated by this Act
2 under titles III and IV, not less than \$1,525,000,000 shall
3 be made available for assistance for Jordan, of which: not
4 less than \$1,082,400,000 shall be made available under
5 the heading “Economic Support Fund”, of which not less
6 than \$745,100,000 shall be made available for budget sup-
7 port for the Government of Jordan; and not less than
8 \$425,000,000 shall be made available under the heading
9 “Foreign Military Financing Program”.

10 (e) LEBANON.—

11 (1) LIMITATION.—None of the funds appro-
12 priated by this Act may be made available for the
13 Lebanese Internal Security Forces (ISF) or the Leb-
14 anese Armed Forces (LAF) if the ISF or the LAF
15 is controlled by a foreign terrorist organization, as
16 designated pursuant to section 219 of the Immigra-
17 tion and Nationality Act (8 U.S.C. 1189).

18 (2) CONSULTATION.—Funds appropriated by
19 this Act under the headings “International Narcotics
20 Control and Law Enforcement” and “Foreign Mili-
21 tary Financing Program” that are available for as-
22 sistance for Lebanon may be made available for pro-
23 grams and equipment for the ISF and the LAF to
24 address security and stability requirements in areas

1 affected by the conflict in Syria, following consulta-
2 tion with the appropriate congressional committees.

3 (3) FOREIGN MILITARY FINANCING PRO-
4 GRAM.—In addition to the activities described in
5 paragraph (2), funds appropriated by this Act under
6 the heading “Foreign Military Financing Program”
7 for assistance for Lebanon may be made available
8 only to professionalize the LAF and to strengthen
9 border security and combat terrorism, including
10 training and equipping the LAF to secure Lebanon’s
11 borders, interdicting arms shipments, preventing the
12 use of Lebanon as a safe haven for terrorist groups,
13 and to implement United Nations Security Council
14 Resolution 1701: *Provided*, That funds may not be
15 obligated for assistance for the LAF until the Sec-
16 retary of State submits to the Committees on Appro-
17 priations a spend plan, including actions to be taken
18 to ensure equipment provided to the LAF is only
19 used for the intended purposes, except such plan
20 may not be considered as meeting the notification
21 requirements under section 7015 of this Act or
22 under section 634A of the Foreign Assistance Act of
23 1961, and shall be submitted not later than Sep-
24 tember 1, 2019: *Provided further*, That any notifica-
25 tion submitted pursuant to such sections shall in-

1 clude any funds specifically intended for lethal mili-
2 tary equipment.

3 (f) LIBYA.—

4 (1) LIMITATIONS.—None of the funds appro-
5 priated by this Act may be made available for assist-
6 ance for the central Government of Libya unless the
7 Secretary of State certifies and reports to the Com-
8 mittees on Appropriations that such government is
9 cooperating with United States Government efforts
10 to investigate and bring to justice those responsible
11 for the attack on United States personnel and facili-
12 ties in Benghazi, Libya in September 2012: *Pro-*
13 *vided*, That the limitation in this paragraph shall
14 not apply to funds made available for the purpose of
15 protecting United States Government personnel or
16 facilities.

17 (2) CERTIFICATION AND NOTIFICATION.—Prior
18 to the initial obligation of funds made available by
19 this Act for assistance for Libya, the Secretary of
20 State shall certify and report to the Committees on
21 Appropriations that all practicable steps have been
22 taken to ensure that mechanisms are in place for
23 monitoring, oversight, and control of such funds:
24 *Provided*, That section 7015(j) of this Act regarding
25 notification of assistance diverted or destroyed shall

1 apply to funds made available for assistance for
2 Libya.

3 (g) MOROCCO.—Funds appropriated under title III
4 of this Act that are made available for assistance for Mo-
5 rocco shall also be made available for assistance for any
6 region or territory administered by Morocco, including the
7 Western Sahara: *Provided*, That not later than 45 days
8 after enactment of this Act and prior to the obligation of
9 such funds, the Secretary of State, in consultation with
10 the Administrator of the United States Agency for Inter-
11 national Development, shall consult with the Committees
12 on Appropriations on the proposed uses of such funds.

13 (h) REFUGEE ASSISTANCE IN NORTH AFRICA.—The
14 Secretary of State, in consultation with the United Na-
15 tions High Commissioner for Refugees and the Executive
16 Director of the World Food Programme, shall take all
17 practicable steps to strengthen monitoring of the delivery
18 of humanitarian assistance provided for refugees in North
19 Africa, including the establishment of registration systems
20 where they do not exist and any other efforts to ensure
21 that all vulnerable refugees are receiving such assistance.

22 (i) STABILIZATION AND RECOVERY ASSISTANCE.—

23 (1) FUNDS.—Of the funds appropriated by this
24 Act under the headings “Economic Support Fund”,
25 “International Narcotics Control and Law Enforce-

1 ment”, “Nonproliferation, Anti-terrorism, Demining
2 and Related Programs”, “Peacekeeping Oper-
3 ations”, and “Foreign Military Financing Program”,
4 not less than \$205,000,000 shall be made available
5 for stabilization and recovery assistance for areas
6 liberated from, at risk from, or under the control of,
7 the Islamic State of Iraq and Syria, other terrorist
8 organizations, or violent extremist organizations in
9 the Middle East and Africa, including for assistance
10 for vulnerable ethnic and religious minority commu-
11 nities affected by conflict: *Provided*, That such funds
12 are in addition to amounts otherwise made available
13 for such purposes.

14 (2) TRANSITIONAL JUSTICE AND VULNERABLE
15 COMMUNITIES.—Of the funds appropriated by this
16 Act under the heading “International Narcotics Con-
17 trol and Law Enforcement” that are made available
18 for the stabilization and recovery assistance, not less
19 than \$5,000,000 shall be made available for pro-
20 grams to promote accountability in Iraq and Syria
21 for genocide, crimes against humanity, and war
22 crimes, which shall be in addition to any other funds
23 made available by this Act for such purposes: *Pro-*
24 *vided*, That such programs shall include components
25 to develop local investigative and judicial skills, and

1 to collect and preserve evidence and maintain the
2 chain of custody of evidence, including for use in
3 prosecutions: *Provided further*, That such funds shall
4 be administered by the Special Coordinator for the
5 Office of Global Criminal Justice, Department of
6 State: *Provided further*, That funds made available
7 by this paragraph shall only be made available on an
8 open and competitive basis.

9 (j) SYRIA.—

10 (1) NON-LETHAL ASSISTANCE.—Funds appro-
11 priated under title III of this Act may be made
12 available, to the extent practicable and notwith-
13 standing any other provision of law, for non-lethal
14 assistance to address the needs of civilians affected
15 by conflict in Syria, and programs that seek to—

16 (A) establish local governance in Syria that
17 is representative, inclusive, and accountable;

18 (B) empower women through political and
19 economic programs, and address the psycho-
20 social needs of women and their families in
21 Syria and neighboring countries;

22 (C) develop and implement political proc-
23 esses that are democratic, transparent, and
24 strengthen the rule of law;

1 (D) further the legitimacy and viability of
2 the Syrian opposition, including local govern-
3 ment structures in Syria and through cross-bor-
4 der programs;

5 (E) develop and sustain civil society and
6 independent media in Syria;

7 (F) promote stability and economic devel-
8 opment in Syria;

9 (G) document, investigate, and prosecute
10 human rights violations in Syria, including
11 through transitional justice programs and sup-
12 port for nongovernmental organizations;

13 (H) expand the role of women in negotia-
14 tions to end the violence and in any political
15 transition in Syria;

16 (I) assist Syrian refugees whose education
17 has been interrupted by the ongoing conflict to
18 complete higher education requirements at uni-
19 versities and other academic institutions in the
20 region, and through distance learning;

21 (J) assist vulnerable populations in Syria
22 and in neighboring countries;

23 (K) protect and preserve the cultural iden-
24 tity of the people of Syria as a counterbalance

1 to extremism, particularly those living in neigh-
2 boring countries and among youth;

3 (L) protect and preserve cultural heritage
4 sites in Syria, particularly those damaged and
5 destroyed by extremists;

6 (M) counter extremism in Syria; and

7 (N) facilitate the return of displaced per-
8 sons to liberated areas in Syria.

9 (2) LIMITATIONS.—

10 (A) Funds made available pursuant to
11 paragraph (1) should not be used in areas of
12 Syria controlled by a government led by Bashar
13 al-Assad or associated forces: *Provided*, That
14 the limitation of this paragraph shall not apply
15 to humanitarian assistance.

16 (B) None of the funds appropriated by this
17 Act for assistance for Syria may be made avail-
18 able for a project or activity that supports or
19 otherwise legitimizes the Government of Iran,
20 foreign terrorist organizations (as designated
21 pursuant to section 219 of the Immigration and
22 Nationality Act (8 U.S.C. 1189)), or a proxy of
23 Iran in Syria.

24 (3) STRATEGY.—Funds appropriated by this
25 Act that are made available for assistance for Syria

1 pursuant to the authority of this subsection may
2 only be made available after the Secretary of State,
3 in consultation with the heads of relevant United
4 States Government agencies, submits, in classified
5 form if necessary, an update to the comprehensive
6 strategy required in section 7041(i)(3) of the De-
7 partment of State, Foreign Operations, and Related
8 Programs Appropriations Act, 2014 (division K of
9 Public Law 113–76).

10 (4) MONITORING, OVERSIGHT, CONSULTATION,
11 AND NOTIFICATION.—

12 (A) Prior to the obligation of funds appro-
13 priated by this Act and made available for as-
14 sistance for Syria, the Secretary of State shall
15 take all practicable steps to ensure that mecha-
16 nisms are in place for monitoring, oversight,
17 and control of such assistance inside Syria.

18 (B) Section 7015(j) of this Act regarding
19 the notification of assistance diverted or de-
20 stroyed shall apply to funds made available for
21 assistance for Syria.

22 (C) Funds made available pursuant to this
23 subsection may only be made available following
24 consultation with the appropriate congressional
25 committees, and shall be subject to the regular

1 notification procedures of the Committees on
2 Appropriations.

3 (k) TUNISIA.—Of the funds appropriated under titles
4 III and IV of this Act, not less than \$205,400,000 shall
5 be made available for assistance for Tunisia.

6 (l) WEST BANK AND GAZA.—

7 (1) REPORT ON ASSISTANCE.—Prior to the ini-
8 tial obligation of funds made available by this Act
9 under the heading “Economic Support Fund” for
10 assistance for the West Bank and Gaza, the Sec-
11 retary of State shall report to the Committees on
12 Appropriations that the purpose of such assistance
13 is to—

14 (A) advance Middle East peace;

15 (B) improve security in the region;

16 (C) continue support for transparent and
17 accountable government institutions;

18 (D) promote a private sector economy; or

19 (E) address urgent humanitarian needs.

20 (2) LIMITATIONS.—

21 (A) None of the funds appropriated under
22 the heading “Economic Support Fund” in this
23 Act may be made available for assistance for
24 the Palestinian Authority, if after the date of
25 enactment of this Act—

1 (i) the Palestinians obtain the same
2 standing as member states or full member-
3 ship as a state in the United Nations or
4 any specialized agency thereof outside an
5 agreement negotiated between Israel and
6 the Palestinians; or

7 (ii) the Palestinians initiate an Inter-
8 national Criminal Court (ICC) judicially
9 authorized investigation, or actively sup-
10 port such an investigation, that subjects
11 Israeli nationals to an investigation for al-
12 leged crimes against Palestinians.

13 (B)(i) The President may waive the provi-
14 sions of section 1003 of the Foreign Relations
15 Authorization Act, Fiscal Years 1988 and 1989
16 (Public Law 100–204) if the President deter-
17 mines and certifies in writing to the Speaker of
18 the House of Representatives, the President pro
19 tempore of the Senate, and the appropriate con-
20 gressional committees that the Palestinians
21 have not, after the date of enactment of this
22 Act—

23 (I) obtained in the United Nations or
24 any specialized agency thereof the same
25 standing as member states or full member-

1 ship as a state outside an agreement nego-
2 tiated between Israel and the Palestinians;
3 and

4 (II) initiated or actively supported an
5 ICC investigation against Israeli nationals
6 for alleged crimes against Palestinians.

7 (ii) Not less than 90 days after the Presi-
8 dent is unable to make the certification pursu-
9 ant to clause (i) of this subparagraph, the
10 President may waive section 1003 of Public
11 Law 100–204 if the President determines and
12 certifies in writing to the Speaker of the House
13 of Representatives, the President pro tempore
14 of the Senate, and the Committees on Appro-
15 priations that the Palestinians have entered
16 into direct and meaningful negotiations with
17 Israel: *Provided*, That any waiver of the provi-
18 sions of section 1003 of Public Law 100–204
19 under clause (i) of this subparagraph or under
20 previous provisions of law must expire before
21 the waiver under the preceding sentence may be
22 exercised.

23 (iii) Any waiver pursuant to this subpara-
24 graph shall be effective for no more than a pe-
25 riod of 6 months at a time and shall not apply

1 beyond 12 months after the enactment of this
2 Act.

3 (3) REDUCTION.—The Secretary of State shall
4 reduce the amount of assistance made available by
5 this Act under the heading “Economic Support
6 Fund” for the Palestinian Authority by an amount
7 the Secretary determines is equivalent to the amount
8 expended by the Palestinian Authority, the Palestine
9 Liberation Organization, and any successor or affili-
10 ated organizations with such entities for payments
11 to individuals and the families of such individuals
12 who are imprisoned for acts of terrorism or who died
13 committing such acts during the previous calendar
14 year: *Provided*, That the Secretary shall report to
15 the appropriate congressional committees on the
16 amount reduced for fiscal year 2019 prior to the ob-
17 ligation of funds for the Palestinian Authority.

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

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

1 State shall submit a report to the appropriate con-
2 gressional committees detailing steps taken by the
3 Palestinian Authority to counter incitement of vio-
4 lence against Israelis and to promote peace and co-
5 existence with Israel.

6 AFRICA

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

19 (b) BOKO HARAM.—Funds appropriated by this Act
20 that are made available for assistance for Cameroon,
21 Chad, Niger, and Nigeria—

22 (1) shall be made available for assistance for
23 women and girls who are targeted by the terrorist
24 organization Boko Haram, consistent with the provi-

1 sions of section 7059 of this Act, and for individuals
2 displaced by Boko Haram violence; and

3 (2) may be made available for counterterrorism
4 programs to combat Boko Haram.

5 (c) CENTRAL AFRICAN REPUBLIC.—Funds made
6 available by this Act for assistance for the Central African
7 Republic shall be made available for reconciliation and
8 peacebuilding programs, including activities to promote
9 inter-faith dialogue at the national and local levels, and
10 for programs to prevent crimes against humanity.

11 (d) LORD’S RESISTANCE ARMY.—Funds appro-
12 priated by this Act shall be made available for programs
13 and activities in areas affected by the Lord’s Resistance
14 Army (LRA) consistent with the goals of the Lord’s Re-
15 sistance Army Disarmament and Northern Uganda Recov-
16 ery Act of 2009 (Public Law 111–172), including to im-
17 prove physical access, telecommunications infrastructure,
18 and early-warning mechanisms and to support the disar-
19 mament, demobilization, and reintegration of former LRA
20 combatants, especially child soldiers.

21 (e) MALAWI.—Of the funds appropriated by this Act
22 under the heading “Development Assistance”, not less
23 than \$56,000,000 shall be made available for assistance
24 for Malawi, of which \$10,000,000 shall be made available
25 for higher education programs.

1 (f) SOUTH SUDAN.—

2 (1) STRATEGY UPDATE.—Not later than 60
3 days after enactment of this Act, the Secretary of
4 State, in consultation with the Administrator of the
5 United States Agency for International Develop-
6 ment, shall submit an update to the strategy re-
7 quired in section 7042(i) of the Department of
8 State, Foreign Operations, and Related Programs
9 Appropriations Act, 2017 (division J of Public Law
10 115–31).

11 (2) CERTIFICATION.—None of the funds appro-
12 priated by this Act that are available for assistance
13 for the central Government of South Sudan may be
14 made available until the Secretary of State certifies
15 and reports to the Committees on Appropriations
16 that such government is taking effective steps to—

17 (A) end hostilities and pursue good faith
18 negotiations for a political settlement of the
19 conflict;

20 (B) provide access for humanitarian orga-
21 nizations;

22 (C) end the recruitment and use of child
23 soldiers;

24 (D) protect freedoms of expression, asso-
25 ciation, and assembly;

1 (E) reduce corruption related to the ex-
2 traction and sale of oil and gas;

3 (F) establish democratic institutions;

4 (G) establish accountable military and po-
5 lice forces under civilian authority; and

6 (H) investigate and prosecute individuals
7 credibly alleged to have committed gross viola-
8 tions of human rights, including at the Terrain
9 compound in Juba, South Sudan on July 11,
10 2016.

11 (3) EXCLUSIONS.—The limitation of paragraph
12 (2) shall not apply to—

13 (A) humanitarian assistance;

14 (B) assistance to support South Sudan
15 peace negotiations or to advance or implement
16 a peace agreement; and

17 (C) assistance to support implementation
18 of outstanding issues of the Comprehensive
19 Peace Agreement and mutual arrangements re-
20 lated to such Agreement.

21 (4) CONSULTATION.—Prior to the initial obliga-
22 tion of funds made available for the central Govern-
23 ment of South Sudan pursuant to paragraphs (3)(B)
24 and (C), the Secretary of State shall consult with
25 the Committees on Appropriations on the intended

1 uses of such funds, steps taken by such government
2 to advance or implement a peace agreement, and
3 progress made by the Government of South Sudan
4 in meeting the requirements in paragraph (2).

5 (g) SUDAN.—

6 (1) LIMITATIONS.—

7 (A) ASSISTANCE.—Notwithstanding any
8 other provision of law, none of the funds appro-
9 priated by this Act may be made available for
10 assistance for the Government of Sudan.

11 (B) LOANS.—None of the funds appro-
12 priated by this Act may be made available for
13 the cost, as defined in section 502 of the Con-
14 gressional Budget Act of 1974, of modifying
15 loans and loan guarantees held by the Govern-
16 ment of Sudan, including the cost of selling, re-
17 ducing, or canceling amounts owed to the
18 United States, and modifying concessional
19 loans, guarantees, and credit agreements.

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

22 (A) humanitarian assistance;

23 (B) assistance for democracy programs;

24 (C) assistance for the Darfur region,
25 Southern Kordofan State, Blue Nile State,

1 other marginalized areas and populations in
2 Sudan, and Abyei; and

3 (D) assistance to support implementation
4 of outstanding issues of the Comprehensive
5 Peace Agreement, mutual arrangements related
6 to post-referendum issues associated with such
7 Agreement, or any other internationally recog-
8 nized viable peace agreement in Sudan.

9 (h) ZIMBABWE.—

10 (1) INSTRUCTION.—The Secretary of the Treas-
11 ury shall instruct the United States executive direc-
12 tor of each international financial institution to vote
13 against any extension by the respective institution of
14 any loan or grant to the Government of Zimbabwe,
15 except to meet basic human needs or to promote de-
16 mocracy, unless the Secretary of State certifies and
17 reports to the Committees on Appropriations that
18 the rule of law has been restored, including respect
19 for ownership and title to property, and freedoms of
20 expression, association, and assembly.

21 (2) LIMITATION.—None of the funds appro-
22 priated by this Act shall be made available for as-
23 sistance for the central Government of Zimbabwe,
24 except for health and education, unless the Secretary
25 of State certifies and reports as required in para-

1 graph (1), and funds may be made available for
2 macroeconomic growth assistance if the Secretary
3 reports to the Committees on Appropriations that
4 such government is implementing transparent fiscal
5 policies, including public disclosure of revenues from
6 the extraction of natural resources.

7 EAST ASIA AND THE PACIFIC

8 SEC. 7043. (a) BURMA.—

9 (1) BILATERAL ECONOMIC ASSISTANCE.—

10 (A) ECONOMIC SUPPORT FUND.—Funds
11 appropriated by this Act under the heading
12 “Economic Support Fund” for assistance for
13 Burma may be made available notwithstanding
14 any other provision of law, except for this sub-
15 section, following consultation with the appro-
16 priate congressional committees.

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

19 (i) shall be made available to
20 strengthen civil society organizations in
21 Burma and for programs to strengthen
22 independent media;

23 (ii) shall be made available for com-
24 munity-based organizations operating in
25 Thailand to provide food, medical, and

1 other humanitarian assistance to internally
2 displaced persons in eastern Burma, in ad-
3 dition to assistance for Burmese refugees
4 from funds appropriated by this Act under
5 the heading “Migration and Refugee As-
6 sistance”;

7 (iii) shall be made available for pro-
8 grams to promote ethnic and religious tol-
9 erance and to combat gender-based vio-
10 lence, including in Rakhine, Shan, Kachin,
11 and Karen states;

12 (iv) shall be made available to pro-
13 mote rural economic development in
14 Burma, including through microfinance
15 programs;

16 (v) shall be made available to increase
17 opportunities for foreign direct investment
18 by strengthening the rule of law, trans-
19 parency, and accountability;

20 (vi) shall be made available for pro-
21 grams to investigate and document allega-
22 tions of ethnic cleansing and other gross
23 violations of human rights committed
24 against the Rohingya people in Rakhine
25 state;

1 (vii) shall be made available for pro-
2 grams to investigate and document allega-
3 tions of gross violations of human rights
4 committed in Burma, particularly in areas
5 of conflict;

6 (viii) shall be made available to sup-
7 port the implementation of the August
8 2017 Final Report of the Advisory Com-
9 mission on Rakhine State entitled “To-
10 wards a Peaceful, Fair and Prosperous
11 Future for the People of Rakhine”; and

12 (ix) may be made available for ethnic
13 groups and civil society in Burma to help
14 sustain ceasefire agreements and further
15 prospects for reconciliation and peace,
16 which may include support to representa-
17 tives of ethnic armed groups for this pur-
18 pose.

19 (C) LIMITATIONS.—Funds appropriated
20 under title III of this Act for assistance for
21 Burma—

22 (i) may not be made available to any
23 individual or organization if the Secretary
24 of State has credible information that such
25 individual or organization has committed a

1 gross violation of human rights, including
2 against Rohingya and other minority
3 groups, or that advocates violence against
4 ethnic or religious groups or individuals in
5 Burma;

6 (ii) may not be made available to any
7 organization or entity controlled by the
8 armed forces of Burma; and

9 (iii) may only be made available for
10 programs to support the return of
11 Rohingya, Karen, and other displaced per-
12 sons to their locations of origin or pref-
13 erence in Burma if such returns are vol-
14 untary and consistent with international
15 law.

16 (2) INTERNATIONAL SECURITY ASSISTANCE.—
17 None of the funds appropriated by this Act under
18 the headings “International Military Education and
19 Training” and “Foreign Military Financing Pro-
20 gram” may be made available for assistance for
21 Burma: *Provided*, That the Department of State
22 may continue consultations with the armed forces of
23 Burma only on human rights and disaster response
24 in a manner consistent with the prior fiscal year,

1 and following consultation with the appropriate con-
2 gressional committees.

3 (3) CONSULTATION AND POSITION.—

4 (A) Any new program or activity in Burma
5 initiated in fiscal year 2019 shall be subject to
6 prior consultation with the appropriate congres-
7 sional committees.

8 (B) Section 7043(b)(7) of the Department
9 of State, Foreign Operations, and Related Pro-
10 grams Appropriations Act, 2015 (division J of
11 Public Law 113–235) shall continue in effect
12 during fiscal year 2019.

13 (b) CAMBODIA.—None of the funds appropriated in
14 this Act that are made available for assistance for the cen-
15 tral Government of Cambodia may be obligated or ex-
16 pended until the Secretary of State reports to the Commit-
17 tees on Appropriations that such government—

18 (1) is taking effective steps to strengthen re-
19 gional security and stability, particularly regarding
20 territorial disputes in the South China Sea and the
21 enforcement of international sanctions with respect
22 to North Korea;

23 (2) has ceased efforts to intimidate civil society
24 and the political opposition in Cambodia and is

1 credibly investigating the murder of social and polit-
2 ical activists; and

3 (3) is supporting the conduct of free and fair
4 elections in Cambodia through a non-partisan elec-
5 tion commission; fair election processes; credible
6 post-election dispute resolution mechanisms; open
7 and inclusive participation, to include the return of
8 exiled former opposition leaders; and respect for
9 freedoms of assembly and speech.

10 (c) NORTH KOREA.—

11 (1) CYBERSECURITY.—None of the funds ap-
12 propriated by this Act and prior Acts making appro-
13 priations for the Department of State, foreign oper-
14 ations, and related programs may be made available
15 for assistance for the central government of a coun-
16 try the Secretary of State determines and reports to
17 the appropriate congressional committees engages in
18 significant transactions contributing materially to
19 the malicious cyber-intrusion capabilities of the Gov-
20 ernment of North Korea: *Provided*, That the Sec-
21 retary of State shall submit the report required by
22 section 209 of the North Korea Sanctions and Policy
23 Enhancement Act of 2016 (Public Law 114–122; 22
24 U.S.C. 9229), as amended, to the Committees on
25 Appropriations in the manner described in subpara-

1 graph (2)(A) of such section: *Provided further*, That
2 the Secretary of State may waive the application of
3 the restriction in this paragraph with respect to as-
4 sistance for the central government of a country if
5 the Secretary determines and reports to the appro-
6 priate congressional committees that to do so is im-
7 portant to the national security interest of the
8 United States, including a description of such inter-
9 est served.

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

15 (3) REFUGEES.—Funds appropriated by this
16 Act under the heading “Migration and Refugee As-
17 sistance” should be made available for assistance for
18 refugees from North Korea, including protection ac-
19 tivities in the People’s Republic of China and other
20 countries in Asia.

21 (4) HUMAN RIGHTS PROMOTION AND LIMITA-
22 TION ON USE OF FUNDS.—

23 (A) HUMAN RIGHTS PROMOTION.—Funds
24 appropriated by this Act under the headings
25 “Economic Support Fund” and “Democracy

1 Fund” shall be made available for the pro-
2 motion of human rights in North Korea.

3 (B) LIMITATION.—None of the funds made
4 available by this Act under the heading “Eco-
5 nomic Support Fund” may be made available
6 for assistance for the Government of North
7 Korea.

8 (d) PEOPLE’S REPUBLIC OF CHINA.—

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

18 (2) PEOPLE’S LIBERATION ARMY.—The terms
19 and requirements of section 620(h) of the Foreign
20 Assistance Act of 1961 shall apply to foreign assist-
21 ance projects or activities of the People’s Liberation
22 Army (PLA) of the PRC, to include such projects or
23 activities by any entity that is owned or controlled
24 by, or an affiliate of, the PLA: *Provided*, That none
25 of the funds appropriated or otherwise made avail-

1 able pursuant to this Act may be used to finance
2 any grant, contract, or cooperative agreement with
3 the PLA, or any entity that the Secretary of State
4 has reason to believe is owned or controlled by, or
5 an affiliate of, the PLA.

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

16 (4) PROHIBITION.—

17 (A) None of the funds appropriated by this
18 Act under the headings “Global Health Pro-
19 grams”, “Development Assistance”, and “Eco-
20 nomic Support Fund” may be made available
21 for assistance for the Government of the Peo-
22 ple’s Republic of China.

23 (B) The limitation of subparagraph (A)
24 shall not apply to assistance described in para-
25 graph (2) of subsection (f) of this section and

1 for programs to detect, prevent, and treat infec-
2 tious disease.

3 (e) PHILIPPINES.—Funds appropriated by this Act
4 under the heading “International Narcotics Control and
5 Law Enforcement” may be made available for counter-
6 narcotics assistance for the Philippine National Police only
7 if the Secretary of State determines and reports to the
8 Committees on Appropriations that the Government of the
9 Philippines has adopted and is implementing a counter-
10 narcotics strategy that is consistent with international
11 human rights standards, including investigating and pros-
12 ecuting individuals who are credibly alleged to have or-
13 dered, committed, or covered up extrajudicial killings and
14 other gross violations of human rights in the conduct of
15 counternarcotics operations: *Provided*, That the limitation
16 of this paragraph shall not apply to funds made available
17 for drug demand reduction or maritime programs, or to
18 support for the development of such counternarcotics
19 strategy following consultation with the appropriate con-
20 gressional committees.

21 (f) TIBET.—

22 (1) FINANCING OF PROJECTS IN TIBET.—The
23 Secretary of the Treasury should instruct the United
24 States executive director of each international finan-
25 cial institution to use the voice and vote of the

1 United States to support financing of projects in
2 Tibet if such projects do not provide incentives for
3 the migration and settlement of non-Tibetans into
4 Tibet or facilitate the transfer of ownership of Ti-
5 betan land and natural resources to non-Tibetans,
6 are based on a thorough needs-assessment, foster
7 self-sufficiency of the Tibetan people and respect Ti-
8 betan culture and traditions, and are subject to ef-
9 fective monitoring.

10 (2) PROGRAMS FOR TIBETAN COMMUNITIES.—

11 (A) TIBET AUTONOMOUS REGION.—Not-
12 withstanding any other provision of law, funds
13 appropriated by this Act under the heading
14 “Economic Support Fund” shall be made avail-
15 able to nongovernmental organizations to sup-
16 port activities which preserve cultural traditions
17 and promote sustainable development, edu-
18 cation, and environmental conservation in Ti-
19 betan communities in the Tibet Autonomous
20 Region and in other Tibetan communities in
21 China.

22 (B) INDIA AND NEPAL.—Funds appro-
23 priated by this Act under the heading “Eco-
24 nomic Support Fund” shall be made available
25 for programs to promote and preserve Tibetan

1 culture, development, and the resilience of Ti-
2 betan communities in India and Nepal, and to
3 assist in the education and development of the
4 next generation of Tibetan leaders from such
5 communities.

6 (C) TIBETAN GOVERNANCE.—Funds ap-
7 propriated by this Act under the heading “Eco-
8 nomic Support Fund” shall be made available
9 for programs to strengthen the capacity of Ti-
10 betan institutions and governance.

11 SOUTH AND CENTRAL ASIA

12 SEC. 7044. (a) AFGHANISTAN.—

13 (1) ASSISTANCE AND CONDITIONS.—

14 (A) FUNDING AND LIMITATIONS.—Funds
15 appropriated by this Act under the headings
16 “Economic Support Fund” and “International
17 Narcotics Control and Law Enforcement” may
18 be made available for assistance for Afghani-
19 stan: *Provided*, That such funds may not be ob-
20 ligated for any project or activity that—

21 (i) includes the participation of any
22 Afghan individual or organization, includ-
23 ing government entity, if the Secretary of
24 State has credible information that such
25 individual, organization, or entity is in-

1 involved in corrupt practices, illicit narcotics
2 production or trafficking, or a violation of
3 human rights;

4 (ii) cannot be sustained, as appro-
5 priate, by the Government of Afghanistan
6 or another Afghan entity;

7 (iii) is not regularly accessible for the
8 purposes of conducting effective oversight
9 in accordance with applicable Federal stat-
10 utes and regulations;

11 (iv) initiates any new, major infra-
12 structure development; or

13 (v) is conducted in areas where
14 project and resource disbursement moni-
15 toring cannot be performed, unless the
16 Secretary of State, in consultation with the
17 Administrator of the United States Agency
18 for International Development, certifies to
19 the Committees on Appropriations that to
20 do so is in the national security interest of
21 the United States, and submits a report to
22 such Committees describing such interest,
23 including how such project or activity does
24 not legitimize the Taliban or other extrem-
25 ist organizations.

1 (B) CERTIFICATION AND REPORT.—Prior
2 to the initial obligation of funds made available
3 by this Act under the headings “Economic Sup-
4 port Fund” and “International Narcotics Con-
5 trol and Law Enforcement” for assistance for
6 the central Government of Afghanistan, the
7 Secretary of State shall certify and report to
8 the Committees on Appropriations, after con-
9 sultation with the Government of Afghanistan,
10 that—

11 (i) goals and benchmarks for the spe-
12 cific uses of such funds have been estab-
13 lished by the Governments of the United
14 States and Afghanistan;

15 (ii) conditions are in place that in-
16 crease the transparency and accountability
17 of the Government of Afghanistan for
18 funds obligated under the New Develop-
19 ment Partnership or other incentive-based
20 programs;

21 (iii) the Government of Afghanistan is
22 implementing laws and policies to govern
23 democratically and protect the rights of in-
24 dividuals, civil society, and the media;

1 (iv) the Government of Afghanistan is
2 taking consistent steps to protect and ad-
3 vance the rights of women and girls in Af-
4 ghanistan;

5 (v) the Government of Afghanistan is
6 effectively implementing a whole-of-govern-
7 ment, anti-corruption strategy that has
8 been endorsed by the High Council on
9 Rule of Law and Anti-Corruption, as
10 agreed to at the Brussels Conference on
11 Afghanistan in October 2016, and is pros-
12 ecuting individuals alleged to be involved in
13 corrupt or illegal activities in Afghanistan;

14 (vi) monitoring and oversight frame-
15 works for programs implemented with such
16 funds are in accordance with all applicable
17 audit policies of the Department of State
18 and USAID, including in areas under the
19 control of the Taliban or other extremist
20 organizations;

21 (vii) the necessary policies and proce-
22 dures are in place to ensure Government of
23 Afghanistan compliance with section 7013
24 of this Act, “Prohibition on Taxation of
25 United States Assistance”; and

1 (viii) the Government of Afghanistan
2 is publicly reporting its national budget,
3 including revenues and expenditures.

4 (C) WAIVER.—The Secretary of State may
5 waive the certification requirement of subpara-
6 graph (B) if the Secretary determines that to
7 do so is important to the national security in-
8 terest of the United States and the Secretary
9 submits a report to the Committees on Appro-
10 priations, in classified form if necessary, on the
11 justification for the waiver and the reasons why
12 any of the requirements of subparagraph (B)
13 cannot be met.

14 (D) PROGRAMS.—Funds appropriated by
15 this Act that are made available for assistance
16 for Afghanistan shall be made available—

17 (i) for programs that protect and
18 strengthen the rights of women and girls
19 and promote the political and economic
20 empowerment of women, including their
21 meaningful inclusion in political processes:
22 *Provided*, That such assistance to promote
23 economic empowerment of women shall be
24 made available as grants to Afghan organi-

1 zations, to the maximum extent prac-
2 ticable;

3 (ii) for programs in South and Cen-
4 tral Asia to expand linkages between Af-
5 ghanistan and countries in the region; and

6 (iii) to assist the Government of Af-
7 ghanistan to develop transparent budg-
8 etary processes, including executing a con-
9 sistently applied system of legitimate rev-
10 enue generation and expenditure.

11 (E) TAXATION.—None of the funds appro-
12 priated by this Act for assistance for Afghani-
13 stan may be made available for direct govern-
14 ment-to-government assistance unless the Sec-
15 retary of State certifies and reports to the Com-
16 mittees on Appropriations that—

17 (i) the United States Government and
18 the Government of Afghanistan have in
19 place the agreements necessary to ensure
20 compliance with the principles set forth in
21 section 7013 of this Act; and

22 (ii) United States companies and or-
23 ganizations that are implementing United
24 States assistance programs in Afghanistan
25 in a manner consistent with United States

1 laws and regulations are not subjected by
2 the Government of Afghanistan to taxes or
3 other fees in contravention of the agree-
4 ments referenced in clause (i), and are not
5 subjected to retaliation by the Government
6 of Afghanistan for the nonpayment of such
7 taxes or fees imposed in the past: *Pro-*
8 *vided*, That not later than 90 days after
9 enactment of this Act, the Secretary of
10 State shall submit to the Committees on
11 Appropriations an assessment of the dollar
12 value of improper taxes or fees levied by
13 such government against such companies
14 and organizations in fiscal year 2018.

15 (2) GOALS AND BENCHMARKS.—Not later than
16 90 days after enactment of this Act, the Secretary
17 of State shall submit to the appropriate congres-
18 sional committees a report describing the goals and
19 benchmarks required in paragraph (1)(B)(i): *Pro-*
20 *vided*, That not later than 6 months after the sub-
21 mission of such report and every 6 months there-
22 after until September 30, 2020, the Secretary of
23 State shall submit a report to such committees on
24 the status of achieving such goals and benchmarks:
25 *Provided further*, That the Secretary of State should

1 suspend assistance for the Government of Afghani-
2 stan if any report required by this paragraph indi-
3 cates that such government is failing to make meas-
4 urable progress in meeting such goals and bench-
5 marks.

6 (3) AUTHORITIES.—

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

11 (i) notwithstanding section 7012 of
12 this Act or any similar provision of law
13 and section 660 of the Foreign Assistance
14 Act of 1961;

15 (ii) for reconciliation programs and
16 disarmament, demobilization, and re-
17 integration activities for former combat-
18 ants who have renounced violence against
19 the Government of Afghanistan, in accord-
20 ance with section 7046(a)(2)(B)(ii) of the
21 Department of State, Foreign Operations,
22 and Related Programs Appropriations Act,
23 2012 (division I of Public Law 112–74);
24 and

1 (iii) for an endowment to empower
2 women and girls.

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

9 (4) BASING RIGHTS AGREEMENT.—None of the
10 funds made available by this Act may be used by the
11 United States Government to enter into a perma-
12 nent basing rights agreement between the United
13 States and Afghanistan.

14 (b) PAKISTAN.—

15 (1) INTERNATIONAL SECURITY ASSISTANCE.—

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

22 (B) CONSULTATION.—Not later than 30
23 days after enactment of this Act, and prior to
24 the submission of the report required by section
25 653(a) of the Foreign Assistance Act of 1961,

1 the Secretary of State shall consult with the
2 Committees on Appropriations on the amount
3 of funds appropriated by this Act under the
4 heading “Foreign Military Financing Program”
5 that is anticipated to be subject to the January
6 2018 policy decision of the United States to
7 suspend security assistance for Pakistan, or any
8 subsequent policy decision affecting such assist-
9 ance: *Provided*, That the Secretary shall
10 promptly inform the appropriate congressional
11 committees in writing of any changes to such
12 policy, the justification for such changes, and
13 the progress made by the Government of Paki-
14 stan in meeting the counterterrorism objectives
15 described under this section in the report ac-
16 companying this Act.

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

24 (A) the amount of financing and other
25 support, if any, provided by the Government of

1 Pakistan to schools supported by, affiliated
2 with, or run by the Taliban or any domestic or
3 foreign terrorist organization in Pakistan;

4 (B) the extent of cooperation by such gov-
5 ernment in issuing visas in a timely manner for
6 United States visitors, including officials and
7 representatives of nongovernmental organiza-
8 tions, engaged in assistance and security pro-
9 grams in Pakistan; and

10 (C) the extent to which such government is
11 providing humanitarian organizations access to
12 detainees, internally displaced persons, and
13 other Pakistani civilians affected by conflict in
14 Pakistan and the region.

15 (3) AUTHORITY AND USES OF FUNDS.—

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

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

1 (C) The authorities and directives of sec-
2 tion 7044(d)(4) of the Department of State,
3 Foreign Operations, and Related Programs Ap-
4 propriations Act, 2015 (division J of Public
5 Law 113–235) regarding scholarships for
6 women shall apply to funds appropriated by
7 this Act for assistance for Pakistan, following
8 consultation with the Committees on Appropria-
9 tions.

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

22 (E) Funds appropriated by this Act for as-
23 sistance for Pakistan shall be made available
24 for border security programs, following con-

1 sultation with the Committees on Appropria-
2 tions.

3 (F) Funds appropriated by title III of this
4 Act shall be made available for programs to
5 promote democracy in Pakistan.

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

15 (5) OVERSIGHT.—The Secretary of State shall
16 take all practicable steps to ensure that mechanisms
17 are in place for monitoring, oversight, and control of
18 funds made available by this subsection for assist-
19 ance for Pakistan: *Provided*, That the Secretary
20 shall inform the Committees on Appropriations of
21 such steps in a timely manner.

22 (c) SRI LANKA.—

23 (1) BILATERAL ECONOMIC ASSISTANCE.—Of
24 the funds appropriated under title III of this Act,
25 not less than \$40,000,000 shall be made available

1 for assistance for Sri Lanka for economic develop-
2 ment and democracy programs, particularly in areas
3 recovering from ethnic and religious conflict: *Pro-*
4 *vided*, That such funds shall be made available for
5 programs to assist in the identification and resolu-
6 tion of cases of missing persons.

7 (2) CERTIFICATION.—Funds appropriated by
8 this Act for assistance for the central Government of
9 Sri Lanka may be made available only if the Sec-
10 retary of State certifies and reports to the Commit-
11 tees on Appropriations that the Government of Sri
12 Lanka is taking steps to—

13 (A) increase accountability and trans-
14 parency in governance; and

15 (B) fulfill commitments with respect to
16 transitional justice and the restoration of civil
17 and human rights.

18 (3) INTERNATIONAL SECURITY ASSISTANCE.—
19 Funds appropriated under title IV of this Act that
20 are available for assistance for Sri Lanka shall be
21 subject to the following conditions—

22 (A) not to exceed \$500,000 under the
23 heading “Foreign Military Financing Program”
24 may only be made available for programs to

1 support humanitarian and disaster response
2 preparedness and maritime security; and

3 (B) funds under the heading “Peace-
4 keeping Operations” may only be made avail-
5 able for training and equipment related to
6 international peacekeeping operations, and only
7 if the Government of Sri Lanka is taking effec-
8 tive steps to bring to justice Sri Lankan peace-
9 keeping troops who have engaged in sexual ex-
10 ploitation and abuse.

11 (d) REGIONAL PROGRAMS.—

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

21 (2) SECURITY AND JUSTICE PROGRAMS.—
22 Funds appropriated by this Act that are made avail-
23 able for assistance for countries in South and Cen-
24 tral Asia shall be made available to accelerate the re-
25 cruitment and enhance the retention and profes-

1 sionalism of women in the judiciary, police, and
2 other security forces.

3 LATIN AMERICA AND THE CARIBBEAN

4 SEC. 7045. (a) CENTRAL AMERICA.—

5 (1) FUNDING.—Subject to the requirements of
6 this subsection, of the funds appropriated under ti-
7 tles III and IV of this Act, up to \$595,000,000 may
8 be made available for assistance for countries in
9 Central America to implement the United States
10 Strategy for Engagement in Central America: *Pro-*
11 *vided*, That such funds shall be made available on a
12 cost-matching basis.

13 (2) SPEND PLAN.—Prior to the obligation of
14 funds made available pursuant to paragraph (1), the
15 Secretary of State shall submit to the Committees
16 on Appropriations an updated multi-year spend plan
17 as described under this subsection in fiscal year
18 2018.

19 (3) ASSISTANCE FOR THE CENTRAL GOVERN-
20 MENTS OF EL SALVADOR, GUATEMALA, AND HON-
21 DURAS.—Of the funds made available pursuant to
22 paragraph (1) that are available for assistance for
23 each of the central governments of El Salvador,
24 Guatemala, and Honduras, except for funds made
25 available for the International Commission against

1 Impunity in Guatemala or the Mission to Support
2 the Fight against Corruption and Impunity in Hon-
3 duras, 50 percent may only be obligated after the
4 Secretary of State certifies and reports to the appro-
5 priate congressional committees that such govern-
6 ment is—

7 (A) informing its citizens of the dangers of
8 the journey to the southwest border of the
9 United States;

10 (B) combating human smuggling and traf-
11 ficking;

12 (C) improving border security, including
13 preventing illegal migration, human smuggling
14 and trafficking, and trafficking of illicit drugs
15 and other contraband;

16 (D) cooperating with United States Gov-
17 ernment agencies and other governments in the
18 region to facilitate the return, repatriation, and
19 reintegration of illegal migrants arriving at the
20 southwest border of the United States who do
21 not qualify for asylum, consistent with inter-
22 national law;

23 (E) working cooperatively with an autono-
24 mous, publicly accountable entity to provide
25 oversight of the Plan of the Alliance for Pros-

1 perity in the Northern Triangle in Central
2 America (the Plan);

3 (F) combating corruption, including inves-
4 tigating and prosecuting current and former
5 government officials credibly alleged to be cor-
6 rupt;

7 (G) implementing reforms, policies, and
8 programs to increase transparency and
9 strengthen public institutions and the rule of
10 law;

11 (H) working with local communities, civil
12 society organizations (including indigenous and
13 other marginalized groups), and local govern-
14 ments in the implementation and evaluation of
15 activities of the Plan;

16 (I) countering the activities of criminal
17 gangs, drug traffickers, and transnational
18 criminal organizations;

19 (J) investigating and prosecuting in the ci-
20 vilian justice system government personnel, who
21 are credibly alleged to have violated human
22 rights;

23 (K) cooperating with commissions against
24 corruption and impunity and with regional
25 human rights entities;

1 (L) supporting programs to reduce pov-
2 erty, expand education and vocational training
3 for at-risk youth, create jobs, and promote equi-
4 table economic growth, particularly in areas
5 contributing to large numbers of migrants;

6 (M) creating a professional, accountable ci-
7 vilian police force and ending the role of the
8 military in internal policing;

9 (N) protecting the right of political opposi-
10 tion parties and other members of civil society
11 to operate without interference;

12 (O) implementing tax reforms; and

13 (P) resolving commercial disputes.

14 (4) DETERMINATIONS AND IMPACT ON ASSIST-
15 ANCE.—

16 (A) INSUFFICIENT PROGRESS.—The Sec-
17 retary of State shall periodically review the
18 progress of each of the central governments of
19 El Salvador, Guatemala, and Honduras in
20 meeting the requirements of paragraph (3):
21 *Provided*, That if the Secretary determines and
22 reports to the appropriate congressional com-
23 mittees that sufficient progress has not been
24 made by such government in meeting such re-
25 quirements, the Secretary shall suspend, in

1 whole or in part, assistance for such govern-
2 ment for programs supporting such require-
3 ment, and shall notify the appropriate congress-
4 sional committees in writing of such action:
5 *Provided further*, That the Secretary may re-
6 sume such assistance if the Secretary deter-
7 mines and reports to such committees that cor-
8 rective measures have been taken by such gov-
9 ernment.

10 (B) CHANGE IN NATIONAL GOVERN-
11 MENT.—Not later than 90 days following a
12 change of national government in El Salvador,
13 Guatemala, or Honduras, the Secretary of State
14 shall determine whether or not such government
15 is meeting the requirements of paragraph (3)
16 and submit a report to the appropriate congress-
17 sional committees detailing the reasons for such
18 determination: *Provided*, That if the Secretary
19 determines that such government is not meeting
20 such requirements, then the Secretary shall sus-
21 pend, in whole or in part, assistance for such
22 country until such time as such determination
23 and report can be made.

24 (C) REPROGRAMMING.—Assistance sus-
25 pended pursuant to subparagraphs (A) or (B)

1 may be reprogrammed if the Secretary of State
2 determines that corrective measures have not
3 been taken: *Provided*, That any such re-
4 programming shall only be made available for
5 assistance for other countries in Latin America
6 and the Caribbean and shall be subject to the
7 regular notification procedures of the Commit-
8 tees on Appropriations.

9 (5) CONSULTATION.—The Secretary of State
10 shall consult with the Committees on Appropriations
11 not less than 14 days prior to submitting any certifi-
12 cation made pursuant to subsection (a)(3) and any
13 suspension or reprogramming made pursuant to sub-
14 section (a)(4).

15 (6) LIMITATION.—None of the funds made
16 available by this subsection for assistance for coun-
17 tries in Central America may be made available for
18 direct government-to-government assistance or for
19 major infrastructure projects.

20 (b) COLOMBIA.—

21 (1) ASSISTANCE.—Of the funds appropriated by
22 this Act under titles III and IV, not less than
23 \$391,250,000 should be made available for assist-
24 ance for Colombia, including to support the efforts
25 of the Government of Colombia to—

1 (A) conduct a unified campaign against
2 narcotics trafficking, organizations designated
3 as foreign terrorist organizations pursuant to
4 section 219 of the Immigration and Nationality
5 Act (8 U.S.C. 1189), and other criminal or ille-
6 gal armed groups: *Provided*, That aircraft sup-
7 ported by funds made available by this Act and
8 prior Acts making appropriations for the De-
9 partment of State, foreign operations, and re-
10 lated programs may be used to transport per-
11 sonnel and supplies involved in drug eradication
12 and interdiction, including security for such ac-
13 tivities, and to provide transport in support of
14 alternative development programs and inves-
15 tigation by civilian judicial authorities;

16 (B) enhance security and stability in Co-
17 lombia and the region;

18 (C) strengthen and expand governance, the
19 rule of law, and access to justice throughout
20 Colombia;

21 (D) promote economic and social develop-
22 ment, including by improving access to areas
23 impacted by conflict through demining pro-
24 grams;

1 (E) assist communities impacted by signifi-
2 cant refugee or migrant populations; and

3 (F) implement a peace agreement between
4 the Government of Colombia and illegal armed
5 groups, in accordance with constitutional and
6 legal requirements in Colombia.

7 (2) LIMITATION.—None of the funds appro-
8 priated by this Act or prior Acts making appropria-
9 tions for the Department of State, foreign oper-
10 ations, and related programs that are made available
11 for assistance for Colombia may be made available
12 for payment of reparations to conflict victims or
13 compensation to demobilized combatants associated
14 with a peace agreement between the Government of
15 Colombia and illegal armed groups.

16 (3) SPEND PLAN.—Prior to the initial obliga-
17 tion of funds made available pursuant to paragraph
18 (1), the Secretary of State, in consultation with the
19 Administrator of the United States Agency for
20 International Development, shall submit to the Com-
21 mittees on Appropriations an updated multi-year
22 spend plan as described under this subsection in fis-
23 cal year 2018.

24 (4) COUNTERNARCOTICS.—Of the funds made
25 available by this Act under the headings “Economic

1 Support Fund” and “International Narcotics Con-
2 trol and Law Enforcement” for counternarcotics as-
3 sistance for Colombia, 25 percent may be obligated
4 only after the Secretary of State certifies and re-
5 ports to the Committees on Appropriations that the
6 Government of Colombia has reduced overall illicit
7 drug cultivation, production, and trafficking.

8 (5) EXCEPTIONS.—The limitation of paragraph
9 (4) shall not apply to funds made available for hu-
10 manitarian assistance, aviation instruction and
11 maintenance, and maritime and riverine security
12 programs.

13 (c) CUBA.—Of the funds appropriated by this Act
14 under the heading “Economic Support Fund”,
15 \$30,000,000 shall be made available to promote democ-
16 racy and strengthen civil society in Cuba: *Provided*, That
17 no funds shall be obligated for business promotion, eco-
18 nomic reform, entrepreneurship, or any other assistance
19 that is not democracy-building as expressly authorized in
20 the Cuban Liberty and Democratic Solidarity
21 (LIBERTAD) Act of 1996 and the Cuban Democracy Act
22 of 1992.

23 (d) HAITI.—

24 (1) CERTIFICATION.—Funds appropriated by
25 this Act under the headings “Development Assist-

1 ance” and “Economic Support Fund” that are made
2 available for assistance for Haiti may not be made
3 available for assistance for the central Government
4 of Haiti unless the Secretary of State certifies and
5 reports to the Committees on Appropriations that
6 such government is taking effective steps, which are
7 in addition to steps taken since the certification and
8 report submitted during the prior year, if applicable,
9 to—

10 (A) strengthen the rule of law in Haiti, in-
11 cluding by—

12 (i) selecting judges in a transparent
13 manner based on merit;

14 (ii) reducing pre-trial detention;

15 (iii) respecting the independence of
16 the judiciary; and

17 (iv) improving governance by imple-
18 menting reforms to increase transparency
19 and accountability, including through the
20 penal and criminal codes;

21 (B) combat corruption, including by imple-
22 menting the anti-corruption law enacted in
23 2014 and prosecuting corrupt officials;

1 (C) increase government revenues, includ-
2 ing by implementing tax reforms, and increas-
3 ing expenditures on public services; and

4 (D) resolve commercial disputes between
5 United States entities and the Government of
6 Haiti.

7 (2) SUSTAINABILITY REVIEW AND REPORT.—
8 The Secretary of State, in coordination with the
9 USAID Administrator, shall review the sustain-
10 ability of programs funded by this Act and prior
11 Acts making appropriations for the Department of
12 State, foreign operations, and related programs for
13 assistance for Haiti and, not later than 120 days
14 after enactment of this Act, submit a report to the
15 Committees on Appropriations that contains the in-
16 formation described under this section in the report
17 accompanying this Act.

18 (3) HAITIAN COAST GUARD.—The Government
19 of Haiti shall be eligible to purchase defense articles
20 and services under the Arms Export Control Act (22
21 U.S.C. 2751 et seq.) for the Coast Guard.

22 (e) VENEZUELA.—Of the funds appropriated by this
23 Act under the heading “Economic Support Fund”, not
24 less than \$15,000,000 shall be made available for pro-

1 grams to promote democracy and the rule of law in Ven-
2 ezuela.

3 EUROPE AND EURASIA

4 SEC. 7046. (a) ASSISTANCE.—

5 (1) GEORGIA.—Of the funds appropriated by
6 this Act under titles III and IV, not less than
7 \$105,325,000 shall be made available for assistance
8 for Georgia.

9 (2) UKRAINE.—Of the funds appropriated by
10 this Act under titles III and IV, not less than
11 \$441,000,000 shall be made available for assistance
12 for Ukraine.

13 (b) LIMITATION.—None of the funds appropriated by
14 this Act may be made available for assistance for a govern-
15 ment of an Independent State of the former Soviet Union
16 if such government directs any action in violation of the
17 territorial integrity or national sovereignty of any other
18 Independent State of the former Soviet Union, such as
19 those violations included in the Helsinki Final Act: *Pro-*
20 *vided*, That except as otherwise provided in section
21 7047(a) of this Act, funds may be made available without
22 regard to the restriction in this subsection if the President
23 determines that to do so is in the national security interest
24 of the United States: *Provided further*, That prior to exe-
25 cuting the authority contained in the previous proviso, the

1 Secretary of State shall consult with the Committees on
2 Appropriations on how such assistance supports the na-
3 tional security interest of the United States.

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

7 (1) activities to support democracy or assist-
8 ance under title V of the FREEDOM Support Act
9 (22 U.S.C. 5851 et seq.) and section 1424 of the
10 Defense Against Weapons of Mass Destruction Act
11 of 1996 (50 U.S.C. 2333) or non-proliferation as-
12 sistance;

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

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

19 (4) any insurance, reinsurance, guarantee, or
20 other assistance provided by the Overseas Private
21 Investment Corporation under title IV of chapter 2
22 of part I of the Foreign Assistance Act of 1961 (22
23 U.S.C. 2191 et seq.);

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

1 (6) humanitarian assistance.

2 COUNTERING RUSSIAN INFLUENCE AND AGGRESSION

3 SEC. 7047. (a) LIMITATION.—None of the funds ap-
4 propriated by this Act may be made available for assist-
5 ance for the central Government of the Russian Federa-
6 tion.

7 (b) ANNEXATION OF CRIMEA.—

8 (1) None of the funds appropriated by this Act
9 may be made available for assistance for the central
10 government of a country that the Secretary of State
11 determines and reports to the Committees on Appro-
12 priations has taken affirmative steps intended to
13 support or be supportive of the Russian Federation
14 annexation of Crimea or other territory in Ukraine:
15 *Provided*, That except as otherwise provided in sub-
16 section (a), the Secretary may waive the restriction
17 on assistance required by this paragraph if the Sec-
18 retary determines and reports to such Committees
19 that to do so is in the national interest of the United
20 States, and includes a justification for such interest.

21 (2) None of the funds appropriated by this Act
22 may be made available for—

23 (A) the implementation of any action or
24 policy that recognizes the sovereignty of the

1 Russian Federation over Crimea or other terri-
2 tory in Ukraine;

3 (B) the facilitation, financing, or guarantee
4 of United States Government investments in
5 Crimea or other territory in Ukraine under the
6 control of Russian-backed separatists, if such
7 activity includes the participation of Russian
8 Government officials, or other Russian owned
9 or controlled financial entities; or

10 (C) assistance for Crimea or other terri-
11 tory in Ukraine under the control of Russian-
12 backed separatists, if such assistance includes
13 the participation of Russian Government offi-
14 cials, or other Russian owned or controlled fi-
15 nancial entities.

16 (3) The Secretary of the Treasury shall instruct
17 the United States executive directors of each inter-
18 national financial institution to vote against any as-
19 sistance by such institution (including any loan,
20 credit, or guarantee) for any program that violates
21 the sovereignty or territorial integrity of Ukraine.

22 (4) The requirements and limitations of this
23 subsection shall cease to be in effect if the Secretary
24 of State determines and reports to the Committees
25 on Appropriations that the Government of Ukraine

1 has reestablished sovereignty over Crimea and other
2 territory in Ukraine under the control of Russian-
3 backed separatists.

4 (c) OCCUPATION OF THE GEORGIAN TERRITORIES OF
5 ABKHAZIA AND TSKHINVALI REGION/SOUTH OSSETIA.—

6 (1) None of the funds appropriated by this Act
7 may be made available for assistance for the central
8 government of a country that the Secretary of State
9 determines and reports to the Committees on Appro-
10 priations has recognized the independence of, or has
11 established diplomatic relations with, the Russian oc-
12 cupied Georgian territories of Abkhazia and
13 Tskhinvali Region/South Ossetia: *Provided*, That the
14 Secretary shall publish on the Department of State
15 Web site a list of any such central governments in
16 a timely manner: *Provided further*, That the Sec-
17 retary may waive the restriction on assistance re-
18 quired by this paragraph if the Secretary determines
19 and reports to the Committees on Appropriations
20 that to do so is in the national interest of the United
21 States, and includes a justification for such interest.

22 (2) None of the funds appropriated by this Act
23 may be made available to support the Russian occu-
24 pation of the Georgian territories of Abkhazia and
25 Tskhinvali Region/South Ossetia.

1 (3) The Secretary of the Treasury shall instruct
2 the United States executive directors of each inter-
3 national financial institution to vote against any as-
4 sistance by such institution (including any loan,
5 credit, or guarantee) for any program that violates
6 the sovereignty and territorial integrity of Georgia.

7 (d) ASSISTANCE TO COUNTER INFLUENCE AND AG-
8 GRESSION.—

9 (1) Of the funds appropriated by this Act under
10 the headings “Assistance for Europe, Eurasia and
11 Central Asia”, “International Narcotics Control and
12 Law Enforcement”, “International Military Edu-
13 cation and Training”, and “Foreign Military Fi-
14 nancing Program”, not less than \$250,000,000 shall
15 be made available to carry out the purposes of the
16 Countering Russian Influence Fund, as authorized
17 by section 254 of the Countering Russian Influence
18 in Europe and Eurasia Act of 2017 (Public Law
19 115–44; 22 U.S.C. 9543), and programs to enhance
20 the capacity of law enforcement and security forces
21 in countries in Europe and Eurasia and strengthen
22 security cooperation between such countries and the
23 United States and the North Atlantic Treaty Orga-
24 nization, as appropriate.

1 nization of American States, the Pan American
2 Health Organization, or the Organization for Eco-
3 nomic Cooperation and Development, 15 percent
4 may not be obligated for such organization, depart-
5 ment, or agency until the Secretary of State deter-
6 mines and reports to the Committees on Appropria-
7 tions that the organization, department, or agency
8 is—

9 (A) posting on a publicly available Web
10 site, consistent with privacy regulations and due
11 process, regular financial and programmatic au-
12 dits of such organization, department, or agen-
13 cy, and providing the United States Govern-
14 ment with necessary access to such financial
15 and performance audits;

16 (B) effectively implementing and enforcing
17 policies and procedures which reflect best prac-
18 tices for the protection of whistleblowers from
19 retaliation, including best practices for—

20 (i) protection against retaliation for
21 internal and lawful public disclosures;

22 (ii) legal burdens of proof;

23 (iii) statutes of limitation for report-
24 ing retaliation;

1 (iv) access to independent adjudicative
2 bodies, including external arbitration; and

3 (v) results that eliminate the effects of
4 proven retaliation; and

5 (C) effectively implementing and enforcing
6 policies and procedures on the appropriate use
7 of travel funds, including restrictions on first
8 class and business class travel.

9 (2) WAIVER.—The restrictions imposed by or
10 pursuant to paragraph (1) may be waived on a case-
11 by-case basis if the Secretary of State determines
12 and reports to the Committees on Appropriations
13 that such waiver is necessary to avert or respond to
14 a humanitarian crisis.

15 (3) REPORT.—For each organization, depart-
16 ment, or agency funded under the heading “Con-
17 tributions to International Organizations” in title I
18 of this Act that are not subject to paragraph (1),
19 the Secretary shall assess whether such organization,
20 department, or agency is meeting the requirements
21 of subparagraphs (A) through (C) and provide a re-
22 port to the Committees on Appropriations not later
23 than 45 days following the submission of the oper-
24 ating plan for funds made available under such
25 heading.

1 (b) RESTRICTIONS ON UNITED NATIONS DELEGA-
2 TIONS AND ORGANIZATIONS.—

3 (1) RESTRICTIONS ON UNITED STATES DELEGA-
4 TIONS.—None of the funds made available by this
5 Act may be used to pay expenses for any United
6 States delegation to any specialized agency, body, or
7 commission of the United Nations if such agency,
8 body, or commission is chaired or presided over by
9 a country, the government of which the Secretary of
10 State has determined, for purposes of section 6(j)(1)
11 of the Export Administration Act of 1979 as contin-
12 ued in effect pursuant to the International Emer-
13 gency Economic Powers Act (50 U.S.C. App.
14 2405(j)(1)), supports international terrorism.

15 (2) RESTRICTIONS ON CONTRIBUTIONS.—None
16 of the funds made available by this Act may be used
17 by the Secretary of State as a contribution to any
18 organization, agency, commission, or program within
19 the United Nations system if such organization,
20 agency, commission, or program is chaired or pre-
21 sided over by a country the government of which the
22 Secretary of State has determined, for purposes of
23 section 620A of the Foreign Assistance Act of 1961,
24 section 40 of the Arms Export Control Act, section
25 6(j)(1) of the Export Administration Act of 1979, or

1 any other provision of law, is a government that has
2 repeatedly provided support for acts of international
3 terrorism.

4 (c) UNITED NATIONS HUMAN RIGHTS COUNCIL.—

5 None of the funds appropriated by this Act may be made
6 available in support of the United Nations Human Rights
7 Council unless the Secretary of State determines and re-
8 ports to the Committees on Appropriations that participa-
9 tion in the Council is in the national security interest of
10 the United States and that such Council is taking signifi-
11 cant steps to remove Israel as a permanent agenda item
12 and ensure integrity in the election of members to such
13 Council: *Provided*, That such report shall include a de-
14 scription of the national security interest served and the
15 steps taken to remove Israel as a permanent agenda item
16 and ensure integrity in the election of members to such
17 Council: *Provided further*, That the Secretary of State
18 shall withhold, from funds made available under the head-
19 ing “Contributions to International Organizations” in title
20 I of this Act for a contribution to the United Nations Reg-
21 ular Budget, the United States proportionate share of the
22 total annual amount of the United Nations Regular Budg-
23 et funding for the United Nations Human Rights Council
24 until such determination and report is made: *Provided fur-*
25 *ther*, if the Secretary is unable to make such determination

1 and report, such amounts may be reprogrammed for pur-
2 poses other than the United Nations Regular Budget, sub-
3 ject to the regular notification procedures of the Commit-
4 tees on Appropriations: *Provided further*, That the Sec-
5 retary of State shall report to the Committees on Appro-
6 priations not later than September 30, 2019, on the reso-
7 lutions considered in the United Nations Human Rights
8 Council during the previous 12 months, and on steps
9 taken to remove Israel as a permanent agenda item and
10 ensure integrity in the election of members to such Coun-
11 cil.

12 (d) UNITED NATIONS RELIEF AND WORKS AGEN-
13 CY.—Prior to the initial obligation of funds for the United
14 Nations Relief and Works Agency (UNRWA), the Sec-
15 retary of State shall determine and report to the Commit-
16 tees on Appropriations, in writing, that UNRWA is—

17 (1) utilizing Operations Support Officers in the
18 West Bank, Gaza, and other fields of operation to
19 inspect UNRWA installations and reporting any in-
20 appropriate use;

21 (2) acting promptly to address any staff or ben-
22 efiary violation of its own policies (including the
23 policies on neutrality and impartiality of employees)
24 and the legal requirements under section 301(c) of
25 the Foreign Assistance Act of 1961;

1 (3) implementing procedures to maintain the
2 neutrality of its facilities, including implementing a
3 no-weapons policy, and conducting regular inspec-
4 tions of its installations, to ensure they are only
5 used for humanitarian or other appropriate pur-
6 poses;

7 (4) taking necessary and appropriate measures
8 to ensure it is operating in compliance with the con-
9 ditions of section 301(c) of the Foreign Assistance
10 Act of 1961 and continuing regular reporting to the
11 Department of State on actions it has taken to en-
12 sure conformance with such conditions;

13 (5) taking steps to ensure the content of all
14 educational materials currently taught in UNRWA-
15 administered schools and summer camps is con-
16 sistent with the values of human rights, dignity, and
17 tolerance and does not induce incitement;

18 (6) not engaging in operations with financial in-
19 stitutions or related entities in violation of relevant
20 United States law, and is taking steps to improve
21 the financial transparency of the organization; and

22 (7) in compliance with the United Nations
23 Board of Auditors' biennial audit requirements and
24 is implementing in a timely fashion the Board's rec-
25 ommendations.

1 (e) PROHIBITION OF PAYMENTS TO UNITED NA-
2 TIONS MEMBERS.—None of the funds appropriated or
3 made available pursuant to titles III through VI of this
4 Act for carrying out the Foreign Assistance Act of 1961,
5 may be used to pay in whole or in part any assessments,
6 arrearages, or dues of any member of the United Nations
7 or, from funds appropriated by this Act to carry out chap-
8 ter 1 of part I of the Foreign Assistance Act of 1961,
9 the costs for participation of another country’s delegation
10 at international conferences held under the auspices of
11 multilateral or international organizations.

12 (f) CAPITAL PROJECTS.—Any operating plan sub-
13 mitted pursuant to this Act for funds made available
14 under the heading “Contributions to International Organi-
15 zations” shall include information on capital projects, as
16 described under such heading in House Report 115–253.

17 (g) REPORT.—Not later than 45 days after enact-
18 ment of this Act, the Secretary of State shall submit a
19 report to the Committees on Appropriations detailing the
20 amount of funds made available by this Act and prior Acts
21 making appropriations for the Department of State, for-
22 eign operations, and related programs for contributions to
23 any organization, department, agency, or program within
24 the United Nations system or any international program
25 that are withheld from obligation or expenditure due to

1 any provision of law: *Provided*, That the Secretary of State
2 shall update such report each time additional funds are
3 withheld by operation of any provision of law: *Provided*
4 *further*, That the reprogramming of any withheld funds
5 identified in such report, including updates thereof, shall
6 be subject to prior consultation with, and the regular noti-
7 fication procedures of, the Committees on Appropriations.

8 (h) SEXUAL EXPLOITATION AND ABUSE IN PEACE-
9 KEEPING OPERATIONS.—Funds appropriated by this Act
10 shall be made available to implement section 301 of the
11 Department of State Authorities Act, Fiscal Year 2017
12 (Public Law 114–323).

13 (i) ADDITIONAL AVAILABILITY.—Funds appropriated
14 by this Act which are returned or not made available due
15 to the implementation of subsection (a), the second proviso
16 under the heading “Contributions for International Peace-
17 keeping Activities” in title I of this Act, or section 307(a)
18 of the Foreign Assistance Act of 1961 (22 U.S.C.
19 2227(a)), shall remain available for obligation until Sep-
20 tember 30, 2020: *Provided*, That the requirement to with-
21 hold funds for programs in Burma under section 307(a)
22 of the Foreign Assistance Act of 1961 shall not apply to
23 funds appropriated by this Act.

24 (j) NATIONAL SECURITY INTEREST WITH-
25 HOLDING.—

1 (1) WITHHOLDING.—The Secretary of State
2 shall withhold 5 percent of the funds appropriated
3 by this Act under the heading “Contributions to
4 International Organizations” for a specialized agen-
5 cy or other entity of the United Nations if the Sec-
6 retary, in consultation with the United States Am-
7 bassador to the United Nations, determines and re-
8 ports to the Committees on Appropriations that such
9 agency or entity has taken an official action that is
10 against the national security interest of the United
11 States or an ally of the United States, including
12 Israel.

13 (2) RELEASE OF FUNDS.—The Secretary of
14 State, in consultation with the United States Am-
15 bassador to the United Nations, may release funds
16 withheld pursuant to paragraph (1) if the Secretary
17 determines and reports to the Committees on Appro-
18 priations that such agency or entity is taking steps
19 to address the action that resulted in the with-
20 holding of such funds.

21 (3) REPROGRAMMING.—Should the Secretary of
22 State be unable to make a determination pursuant
23 to paragraph (2) regarding the release of withheld
24 funds, such funds may be reprogrammed for other

1 purposes under the heading “Contributions to Inter-
2 national Organizations”.

3 (4) WAIVER.—The Secretary of State, following
4 consultation with the Committees on Appropriations,
5 may waive the requirements of this subsection if the
6 Secretary determines that to do so in the national
7 interest.

8 LAW ENFORCEMENT AND SECURITY

9 SEC. 7049. (a) ASSISTANCE.—

10 (1) COMMUNITY-BASED POLICE ASSISTANCE.—
11 Funds made available by titles III and IV of this
12 Act to carry out the provisions of chapter 1 of part
13 I and chapters 4 and 6 of part II of the Foreign As-
14 sistance Act of 1961, may be used, notwithstanding
15 section 660 of that Act, to enhance the effectiveness
16 and accountability of civilian police authority
17 through training and technical assistance in human
18 rights, the rule of law, anti-corruption, strategic
19 planning, and through assistance to foster civilian
20 police roles that support democratic governance, in-
21 cluding assistance for programs to prevent conflict,
22 respond to disasters, address gender-based violence,
23 and foster improved police relations with the com-
24 munities they serve.

1 (2) ASSISTANCE TO ELIMINATE TORTURE.—
2 Funds appropriated under titles III and IV of this
3 Act shall be made available, notwithstanding section
4 660 of the Foreign Assistance Act of 1961 and fol-
5 lowing consultation with the Committees on Appro-
6 priations, for assistance to eliminate torture by for-
7 eign police, military or other security forces in coun-
8 tries receiving assistance from funds appropriated by
9 this Act.

10 (3) COMBAT CASUALTY CARE.—

11 (A) Consistent with the objectives of the
12 Foreign Assistance Act of 1961 and the Arms
13 Export Control Act, funds appropriated by this
14 Act under the headings “Peacekeeping Oper-
15 ations” and “Foreign Military Financing Pro-
16 gram” shall be made available for combat cas-
17 ualty training and equipment.

18 (B) The Secretary of State shall offer com-
19 bat casualty care training and equipment as a
20 component of any package of lethal assistance
21 funded by this Act with funds appropriated
22 under the headings “Peacekeeping Operations”
23 and “Foreign Military Financing Program”:
24 *Provided*, That the requirement of this para-
25 graph shall apply to a country in conflict, un-

1 less the Secretary determines that such country
2 has in place, to the maximum extent prac-
3 ticable, functioning combat casualty care treat-
4 ment and equipment that meets or exceeds the
5 standards recommended by the Committee on
6 Tactical Combat Casualty Care: *Provided fur-*
7 *ther*, That any such training and equipment for
8 combat casualty care shall be made available
9 through an open and transparent process.

10 (4) COUNTERTERRORISM PARTNERSHIPS
11 FUND.—Funds appropriated by this Act under the
12 heading Nonproliferation, Anti-terrorism, Demining
13 and Related Programs shall be made available for
14 the Counterterrorism Partnerships Fund for pro-
15 grams in areas liberated from, under the influence
16 of, or adversely affected by, the Islamic State of Iraq
17 and Syria or other terrorist organizations: *Provided*,
18 That such areas shall include the Kurdistan Region
19 of Iraq: *Provided further*, That prior to the obliga-
20 tion of funds made available pursuant to this sec-
21 tion, the Secretary of State shall take all practicable
22 steps to ensure that mechanisms are in place for
23 monitoring, oversight, and control of such funds:
24 *Provided further*, That section 7015(j) of this Act re-
25 garding notification of assistance diverted or de-

1 stroyed shall apply to funds made available for the
2 Counterterrorism Partnerships Fund: *Provided fur-*
3 *ther*, That funds made available pursuant to this
4 paragraph shall be subject to prior consultation with
5 the appropriate congressional committees, and the
6 regular notification procedures of the Committees on
7 Appropriations.

8 (b) AUTHORITIES.—

9 (1) RECONSTITUTING CIVILIAN POLICE AU-
10 THORITY.—In providing assistance with funds ap-
11 propriated by this Act under section 660(b)(6) of
12 the Foreign Assistance Act of 1961, support for a
13 nation emerging from instability may be deemed to
14 mean support for regional, district, municipal, or
15 other sub-national entity emerging from instability,
16 as well as a nation emerging from instability.

17 (2) DISARMAMENT, DEMOBILIZATION, AND RE-
18 INTEGRATION.—Section 7034(d) of the Department
19 of State, Foreign Operations, and Related Programs
20 Appropriations Act, 2015 (division J of Public Law
21 113-235) shall continue in effect during fiscal year
22 2019.

23 (3) INTERNATIONAL PRISON CONDITIONS.—
24 Section 7065 of the Department of State, Foreign
25 Operations, and Related Programs Appropriations

1 Act, 2015 (division J of Public Law 113-235) shall
2 continue in effect during fiscal year 2019.

3 (4) COMMERCIAL LEASING OF DEFENSE ARTI-
4 CLES.—Notwithstanding any other provision of law,
5 and subject to the regular notification procedures of
6 the Committees on Appropriations, the authority of
7 section 23(a) of the Arms Export Control Act may
8 be used to provide financing to Israel, Egypt, and
9 the North Atlantic Treaty Organization (NATO),
10 and major non-NATO allies for the procurement by
11 leasing (including leasing with an option to pur-
12 chase) of defense articles from United States com-
13 mercial suppliers, not including Major Defense
14 Equipment (other than helicopters and other types
15 of aircraft having possible civilian application), if the
16 President determines that there are compelling for-
17 eign policy or national security reasons for those de-
18 fense articles being provided by commercial lease
19 rather than by government-to-government sale under
20 such Act.

21 (5) SPECIAL DEFENSE ACQUISITION FUND.—
22 Not to exceed \$900,000,000 may be obligated pursu-
23 ant to section 51(c)(2) of the Arms Export Control
24 Act for the purposes of the Special Defense Acquisi-
25 tion Fund (the Fund), to remain available for obli-

1 gation until September 30, 2021: *Provided*, That the
2 provision of defense articles and defense services to
3 foreign countries or international organizations from
4 the Fund shall be subject to the concurrence of the
5 Secretary of State.

6 (6) EXTENSION OF WAR RESERVES STOCKPILE
7 AUTHORITY.—

8 (A) Section 12001(d) of the Department of
9 Defense Appropriations Act, 2005 (Public Law
10 108-287; 118 Stat. 1011) is amended by strik-
11 ing “2019” and inserting “2020”.

12 (B) Section 514(b)(2)(A) of the Foreign
13 Assistance Act of 1961 (22 U.S.C.
14 2321h(b)(2)(A)) is amended by striking “and
15 2019” and inserting “2019, and 2020”.

16 (c) LIMITATIONS.—

17 (1) CHILD SOLDIERS.—Funds appropriated by
18 this Act should not be used to support any military
19 training or operations that include child soldiers.

20 (2) LANDMINES AND CLUSTER MUNITIONS.—

21 (A) LANDMINES.—Notwithstanding any
22 other provision of law, demining equipment
23 available to the United States Agency for Inter-
24 national Development and the Department of
25 State and used in support of the clearance of

1 landmines and unexploded ordnance for human-
2 itarian purposes may be disposed of on a grant
3 basis in foreign countries, subject to such terms
4 and conditions as the Secretary of State may
5 prescribe.

6 (B) CLUSTER MUNITIONS.—No military
7 assistance shall be furnished for cluster muni-
8 tions, no defense export license for cluster mu-
9 nitions may be issued, and no cluster munitions
10 or cluster munitions technology shall be sold or
11 transferred, unless—

12 (i) the submunitions of the cluster
13 munitions, after arming, do not result in
14 more than 1 percent unexploded ordnance
15 across the range of intended operational
16 environments, and the agreement applica-
17 ble to the assistance, transfer, or sale of
18 such cluster munitions or cluster munitions
19 technology specifies that the cluster muni-
20 tions will only be used against clearly de-
21 fined military targets and will not be used
22 where civilians are known to be present or
23 in areas normally inhabited by civilians; or

24 (ii) such assistance, license, sale, or
25 transfer is for the purpose of demilitarizing

1 or permanently disposing of such cluster
2 munitions.

3 (d) NOTIFICATION ON EXCESS DEFENSE ARTI-
4 CLES.—Prior to providing excess Department of Defense
5 articles in accordance with section 516(a) of the Foreign
6 Assistance Act of 1961, the Department of Defense shall
7 notify the Committees on Appropriations to the same ex-
8 tent and under the same conditions as other committees
9 pursuant to subsection (f) of that section: *Provided*, That
10 before issuing a letter of offer to sell excess defense arti-
11 cles under the Arms Export Control Act, the Department
12 of Defense shall notify the Committees on Appropriations
13 in accordance with the regular notification procedures of
14 such Committees if such defense articles are significant
15 military equipment (as defined in section 47(9) of the
16 Arms Export Control Act) or are valued (in terms of origi-
17 nal acquisition cost) at \$7,000,000 or more, or if notifica-
18 tion is required elsewhere in this Act for the use of appro-
19 priated funds for specific countries that would receive such
20 excess defense articles: *Provided further*, That such Com-
21 mittees shall also be informed of the original acquisition
22 cost of such defense articles.

23 (e) REPORTS.—

24 (1) SECURITY ASSISTANCE REPORT.—Not later
25 than 120 days after enactment of this Act, the Sec-

1 retary of State shall submit to the Committees on
2 Appropriations a report on funds obligated and ex-
3 pended during fiscal year 2018, by country and pur-
4 pose of assistance, under the headings “Peace-
5 keeping Operations”, “International Military Edu-
6 cation and Training”, and “Foreign Military Fi-
7 nancing Program”.

8 (2) QUARTERLY STATUS REPORT.—Following
9 the submission of the quarterly report required by
10 section 36 of Public Law 90-629 (22 U.S.C. 2776),
11 the Secretary of State, in coordination with the Sec-
12 retary of Defense, shall submit to the Committees on
13 Appropriations a status report that contains the in-
14 formation described under the heading “Foreign
15 Military Financing Program” in the report accom-
16 panying this Act.

17 ARMS TRADE TREATY

18 SEC. 7050. None of the funds appropriated by this
19 Act may be obligated or expended to implement the Arms
20 Trade Treaty until the Senate approves a resolution of
21 ratification for the Treaty.

22 INTERNATIONAL CONFERENCES

23 SEC. 7051. None of the funds made available in this
24 Act may be used to send or otherwise pay for the attend-
25 ance of more than 50 employees of agencies or depart-

1 ments of the United States Government who are stationed
2 in the United States, at any single international con-
3 ference occurring outside the United States, unless the
4 Secretary of State reports to the Committees on Appro-
5 priations at least 5 days in advance that such attendance
6 is important to the national interest: *Provided*, That for
7 purposes of this section the term “international con-
8 ference” shall mean a conference attended by representa-
9 tives of the United States Government and of foreign gov-
10 ernments, international organizations, or nongovern-
11 mental organizations.

12 AIRCRAFT TRANSFER, COORDINATION, AND USE

13 SEC. 7052. (a) TRANSFER AUTHORITY.—Notwith-
14 standing any other provision of law or regulation, aircraft
15 procured with funds appropriated by this Act and prior
16 Acts making appropriations for the Department of State,
17 foreign operations, and related programs under the head-
18 ings “Diplomatic Programs”, “International Narcotics
19 Control and Law Enforcement”, “Andean Counterdrug
20 Initiative”, and “Andean Counterdrug Programs” may be
21 used for any other program and in any region.

22 (b) PROPERTY DISPOSAL.—The authority provided
23 in subsection (a) shall apply only after the Secretary of
24 State determines and reports to the Committees on Appro-
25 priations that the equipment is no longer required to meet

1 programmatic purposes in the designated country or re-
2 gion: *Provided*, That any such transfer shall be subject
3 to prior consultation with, and the regular notification
4 procedures of, the Committees on Appropriations.

5 (c) AIRCRAFT COORDINATION.—

6 (1) AUTHORITY.—The uses of aircraft pur-
7 chased or leased by the Department of State and the
8 United States Agency for International Development
9 with funds made available in this Act or prior Acts
10 making appropriations for the Department of State,
11 foreign operations, and related programs shall be co-
12 ordinated under the authority of the appropriate
13 Chief of Mission: *Provided*, That such aircraft may
14 be used to transport, on a reimbursable or non-reim-
15 bursable basis, Federal and non-Federal personnel
16 supporting Department of State and USAID pro-
17 grams and activities: *Provided further*, That official
18 travel for other agencies for other purposes may be
19 supported on a reimbursable basis, or without reim-
20 bursement when traveling on a space available basis:
21 *Provided further*, That funds received by the Depart-
22 ment of State in connection with the use of aircraft
23 owned, leased, or chartered by the Department of
24 State may be credited to the Working Capital Fund
25 of the Department and shall be available for ex-

1 penses related to the purchase, lease, maintenance,
2 chartering, or operation of such aircraft.

3 (2) SCOPE.—The requirement and authorities
4 of this subsection shall only apply to aircraft, the
5 primary purpose of which is the transportation of
6 personnel.

7 (d) AIRCRAFT OPERATIONS AND MAINTENANCE.—
8 To the maximum extent practicable, the costs of oper-
9 ations and maintenance, including fuel, of aircraft funded
10 by this Act shall be borne by the recipient country.

11 PARKING FINES AND REAL PROPERTY TAXES OWED BY
12 FOREIGN GOVERNMENTS

13 SEC. 7053. The terms and conditions of section 7055
14 of the Department of State, Foreign Operations, and Re-
15 lated Programs Appropriations Act, 2011 (division F of
16 Public Law 111–117) shall apply to this Act: *Provided*,
17 That the date “September 30, 2009” in subsection
18 (f)(2)(B) of such section shall be deemed to be “Sep-
19 tember 30, 2018”.

20 INTERNATIONAL MONETARY FUND

21 SEC. 7054. (a) EXTENSIONS.—The terms and condi-
22 tions of sections 7086(b) (1) and (2) and 7090(a) of the
23 Department of State, Foreign Operations, and Related
24 Programs Appropriations Act, 2010 (division F of Public
25 Law 111–117) shall apply to this Act.

1 (b) REPAYMENT.—The Secretary of the Treasury
2 shall instruct the United States Executive Director of the
3 International Monetary Fund (IMF) to seek to ensure
4 that any loan will be repaid to the IMF before other pri-
5 vate creditors.

6 PROHIBITION ON PUBLICITY OR PROPAGANDA

7 SEC. 7055. No part of any appropriation contained
8 in this Act shall be used for publicity or propaganda pur-
9 poses within the United States not authorized before the
10 date of the enactment of this Act by Congress: *Provided*,
11 That not to exceed \$25,000 may be made available to
12 carry out the provisions of section 316 of the International
13 Security and Development Cooperation Act of 1980 (Pub-
14 lic Law 96–533; 22 U.S.C. 2151a note).

15 LIMITATIONS RELATED TO FAMILY PLANNING AND

16 REPRODUCTIVE HEALTH

17 SEC. 7056. (a) None of the funds appropriated or
18 otherwise made available by this Act may be made avail-
19 able for the United Nations Population Fund.

20 (b) None of the funds appropriated or otherwise
21 made available by this Act for global health assistance
22 may be made available to any foreign nongovernmental or-
23 ganization that promotes or performs abortion, except in
24 cases of rape or incest or when the life of the mother
25 would be endangered if the fetus were carried to term.

1 UNITED STATES AGENCY FOR INTERNATIONAL
2 DEVELOPMENT MANAGEMENT

3 SEC. 7057. (a) AUTHORITY.—Up to \$93,000,000 of
4 the funds made available in title III of this Act pursuant
5 to or to carry out the provisions of part I of the Foreign
6 Assistance Act of 1961, including funds appropriated
7 under the heading“ Assistance for Europe, Eurasia and
8 Central Asia”, may be used by the United States Agency
9 for International Development to hire and employ individ-
10 uals in the United States and overseas on a limited ap-
11 pointment basis pursuant to the authority of sections 308
12 and 309 of the Foreign Service Act of 1980 (22 U.S.C.
13 3948 and 3949).

14 (b) RESTRICTIONS.—

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

18 (2) The authority to hire individuals contained
19 in subsection (a) shall expire on September 30,
20 2020.

21 (c) CONDITIONS.—The authority of subsection (a)
22 should only be used to the extent that an equivalent num-
23 ber of positions that are filled by personal services contrac-
24 tors or other non-direct hire employees of USAID, who
25 are compensated with funds appropriated to carry out part

1 I of the Foreign Assistance Act of 1961, including funds
2 appropriated under the heading “Assistance for Europe,
3 Eurasia and Central Asia”, are eliminated.

4 (d) PROGRAM ACCOUNT CHARGED.—The account
5 charged for the cost of an individual hired and employed
6 under the authority of this section shall be the account
7 to which the responsibilities of such individual primarily
8 relate: *Provided*, That funds made available to carry out
9 this section may be transferred to, and merged with, funds
10 appropriated by this Act in title II under the heading “Op-
11 erating Expenses”.

12 (e) FOREIGN SERVICE LIMITED EXTENSIONS.—Indi-
13 viduals hired and employed by USAID, with funds made
14 available in this Act or prior Acts making appropriations
15 for the Department of State, foreign operations, and re-
16 lated programs, pursuant to the authority of section 309
17 of the Foreign Service Act of 1980 (22 U.S.C. 3949), may
18 be extended for a period of up to 4 years notwithstanding
19 the limitation set forth in such section.

20 (f) DISASTER SURGE CAPACITY.—Funds appro-
21 priated under title III of this Act to carry out part I of
22 the Foreign Assistance Act of 1961, including funds ap-
23 propriated under the heading “Assistance for Europe,
24 Eurasia and Central Asia”, may be used, in addition to
25 funds otherwise available for such purposes, for the cost

1 (including the support costs) of individuals detailed to or
2 employed by USAID whose primary responsibility is to
3 carry out programs in response to natural disasters, or
4 man-made disasters subject to the regular notification
5 procedures of the Committees on Appropriations.

6 (g) PERSONAL SERVICES CONTRACTORS.—Funds ap-
7 propriated by this Act to carry out chapter 1 of part I,
8 chapter 4 of part II, and section 667 of the Foreign As-
9 sistance Act of 1961, and title II of the Food for Peace
10 Act (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be
11 used by USAID to employ up to 40 personal services con-
12 tractors in the United States, notwithstanding any other
13 provision of law, for the purpose of providing direct, in-
14 terim support for new or expanded overseas programs and
15 activities managed by the agency until permanent direct
16 hire personnel are hired and trained: *Provided*, That not
17 more than 15 of such contractors shall be assigned to any
18 bureau or office: *Provided further*, That such funds appro-
19 priated to carry out title II of the Food for Peace Act
20 (Public Law 83–480; 7 U.S.C. 1721 et seq.), may be made
21 available only for personal services contractors assigned
22 to the Office of Food for Peace.

23 (h) SMALL BUSINESS.—In entering into multiple
24 award indefinite-quantity contracts with funds appro-
25 priated by this Act, USAID may provide an exception to

1 the fair opportunity process for placing task orders under
2 such contracts when the order is placed with any category
3 of small or small disadvantaged business.

4 (i) SENIOR FOREIGN SERVICE LIMITED APPOINT-
5 MENTS.—Individuals hired pursuant to the authority pro-
6 vided by section 7059(o) of the Department of State, For-
7 eign Operations, and Related Programs Appropriations
8 Act, 2011 (division F of Public Law 111–117) may be
9 assigned to or support programs in Afghanistan or Paki-
10 stan with funds made available in this Act and prior Acts
11 making appropriations for the Department of State, for-
12 eign operations, and related programs.

13 GLOBAL HEALTH ACTIVITIES

14 SEC. 7058. (a) IN GENERAL.—Funds appropriated
15 by titles III and IV of this Act that are made available
16 for bilateral assistance for child survival activities or dis-
17 ease programs including activities relating to research on,
18 and the prevention, treatment and control of, HIV/AIDS
19 may be made available notwithstanding any other provi-
20 sion of law except for provisions under the heading “Glob-
21 al Health Programs” and the United States Leadership
22 Against HIV/AIDS, Tuberculosis, and Malaria Act of
23 2003 (117 Stat. 711; 22 U.S.C. 7601 et seq.), as amend-
24 ed.

1 (b) LIMITATION.—Of the funds appropriated by this
2 Act, not more than \$461,000,000 may be made available
3 for family planning/reproductive health.

4 (c) GLOBAL FUND.—Of the funds appropriated by
5 this Act that are available for a contribution to the Global
6 Fund to Fight AIDS, Tuberculosis and Malaria (Global
7 Fund), 10 percent should be withheld from obligation until
8 the Secretary of State determines and reports to the Com-
9 mittees on Appropriations that the Global Fund is—

10 (1) maintaining and implementing a policy of
11 transparency, including the authority of the Global
12 Fund Office of the Inspector General (OIG) to pub-
13 lish OIG reports on a public Web site;

14 (2) providing sufficient resources to maintain
15 an independent OIG that—

16 (A) reports directly to the Board of the
17 Global Fund;

18 (B) maintains a mandate to conduct thor-
19 ough investigations and programmatic audits,
20 free from undue interference; and

21 (C) compiles regular, publicly published
22 audits and investigations of financial, pro-
23 grammatic, and reporting aspects of the Global
24 Fund, its grantees, recipients, sub-recipients,
25 and Local Fund Agents;

1 (3) effectively implementing and enforcing poli-
2 cies and procedures which reflect best practices for
3 the protection of whistleblowers from retaliation, in-
4 cluding best practices for—

5 (A) protection against retaliation for inter-
6 nal and lawful public disclosures;

7 (B) legal burdens of proof;

8 (C) statutes of limitation for reporting re-
9 taliation;

10 (D) access to independent adjudicative
11 bodies, including external arbitration; and

12 (E) results that eliminate the effects of
13 proven retaliation; and

14 (4) implementing the recommendations con-
15 tained in the Consolidated Transformation Plan ap-
16 proved by the Board of the Global Fund on Novem-
17 ber 21, 2011:

18 *Provided*, That such withholding shall not be in addition
19 to funds that are withheld from the Global Fund in fiscal
20 year 2019 pursuant to the application of any other provi-
21 sion contained in this or any other Act.

22 (d) CONTAGIOUS INFECTIOUS DISEASE OUT-
23 BREAKS.—

24 (1) EXTRAORDINARY MEASURES.—If the Sec-
25 retary of State determines and reports to the Com-

1 mittees on Appropriations that an international in-
2 fectious disease outbreak is sustained, severe, and is
3 spreading internationally, or that it is in the na-
4 tional interest to respond to a Public Health Emer-
5 gency of International Concern, funds appropriated
6 by this Act under the headings “Global Health Pro-
7 grams”, “Development Assistance”, “International
8 Disaster Assistance”, “Economic Support Fund”,
9 “Democracy Fund”, “Assistance for Europe, Eur-
10 asia and Central Asia”, “Migration and Refugee As-
11 sistance”, and “Millennium Challenge Corporation”
12 may be made available to combat such infectious dis-
13 ease or public health emergency, and may be trans-
14 ferred to, and merged with, funds appropriated
15 under such headings for the purposes of this para-
16 graph.

17 (2) REPURPOSED FUNDS.—Of the unobligated
18 balances available under the heading “Bilateral Eco-
19 nomic Assistance” in title IX of the Department of
20 State, Foreign Operations, and Related Programs
21 Appropriations Act, 2015 (division J of Public Law
22 113–235)—

23 (A) \$25,000,000 shall be made available
24 for the Emergency Reserve Fund established
25 pursuant to section 7058(c)(1) of the Depart-

1 ment of State, Foreign Operations, and Related
2 Programs Appropriations Act, 2017 (division J
3 of Public Law 115–31): *Provided*, That such
4 funds may only be made available if the Admin-
5 istrator of the United States Agency for Inter-
6 national Development determines and reports to
7 the Committees on Appropriations that it is in
8 the national interest to respond to an emerging
9 health threat that poses severe threats to
10 human health; and

11 (B) \$47,550,000 shall be for programs to
12 accelerate the capabilities of targeted countries
13 to prevent, detect, and respond to infectious
14 disease outbreaks.

15 (3) TRANSFERS BETWEEN ACCOUNTS.—Funds
16 made available pursuant to paragraph (2) under the
17 headings “Global Health Programs” and “Inter-
18 national Disaster Assistance” may be transferred to,
19 and merged with, funds made available under such
20 headings: *Provided*, That such transfer authority is
21 in addition to any other transfer authority provided
22 by law.

23 (4) CLARIFICATION.—Funds made available
24 pursuant to this subsection are in addition to funds
25 otherwise made available for such purposes.

1 discrimination due to law, policy, or practice, by strength-
2 ening protections for women's political status, expanding
3 women's participation in political parties and elections,
4 and increasing women's opportunities for leadership posi-
5 tions in the public and private sectors at the local, provin-
6 cial, and national levels.

7 (c) GENDER-BASED VIOLENCE.—

8 (1)(A) Of the funds appropriated by titles III
9 and IV of this Act, not less than \$150,000,000 shall
10 be made available to implement a multi-year strat-
11 egy to prevent and respond to gender-based violence
12 in countries where it is common in conflict and non-
13 conflict settings.

14 (B) Funds appropriated by titles III and
15 IV of this Act that are available to train foreign
16 police, judicial, and military personnel, includ-
17 ing for international peacekeeping operations,
18 shall address, where appropriate, prevention
19 and response to gender-based violence and traf-
20 ficking in persons, and shall promote the inte-
21 gration of women into the police and other se-
22 curity forces.

23 (2) Department of State and United States
24 Agency for International Development gender pro-
25 grams shall incorporate coordinated efforts to com-

1 able notwithstanding any other provision of law
2 that restricts assistance to foreign countries.

3 (B) Not later than 30 days after enact-
4 ment of this Act, the Administrator of the
5 United States Agency for International Devel-
6 opment shall report to the Committees on Ap-
7 propriations on the status of cumulative unobli-
8 gated balances and obligated, but unexpended,
9 balances in each country where USAID pro-
10 vides basic education assistance and such report
11 shall also include details on the types of con-
12 tracts and grants provided and the goals and
13 objectives of such assistance: *Provided*, That
14 the USAID Administrator shall update such re-
15 port on a quarterly basis until September 30,
16 2020.

17 (C) Of the funds appropriated under title
18 III of this Act for assistance for basic education
19 programs, not less than \$90,000,000 shall be
20 made available for a contribution to multilateral
21 partnerships that support education.

22 (2) HIGHER EDUCATION.—Of the funds appro-
23 priated by title III of this Act, not less than
24 \$235,000,000 shall be made available for assistance
25 for higher education: *Provided*, That of such

1 amount, not less than \$35,000,000 shall be made
2 available for human and institutional capacity build-
3 ing partnerships between higher education institu-
4 tions in the United States and developing countries,
5 of which not less than \$15,000,000 shall be for new
6 partnerships: *Provided further*, That not later than
7 45 days after enactment of this Act, the USAID Ad-
8 ministrator shall consult with the Committees on
9 Appropriations on the proposed uses of funds for
10 such partnerships.

11 (b) CONSERVATION PROGRAMS.—

12 (1) BIODIVERSITY.—Of the funds appropriated
13 under title III of this Act, not less than
14 \$269,000,000 shall be made available for biodiver-
15 sity conservation programs.

16 (2) WILDLIFE POACHING AND TRAFFICKING.—

17 (A) Not less than \$90,664,000 of the
18 funds appropriated under titles III and IV of
19 this Act shall be made available to combat the
20 transnational threat of wildlife poaching and
21 trafficking.

22 (B) None of the funds appropriated under
23 title IV of this Act may be made available for
24 training or other assistance for any military
25 unit or personnel that the Secretary of State

1 determines has been credibly alleged to have
2 participated in wildlife poaching or trafficking,
3 unless the Secretary reports to the appropriate
4 congressional committees that to do so is in the
5 national security interest of the United States.

6 (c) DEVELOPMENT PROGRAMS.—Of the funds appro-
7 priated by this Act under the heading “Development As-
8 sistance”, not less than \$12,000,000 shall be made avail-
9 able for cooperative development programs of USAID, and
10 not less than \$30,000,000 shall be made available for the
11 American Schools and Hospitals Abroad program: *Pro-*
12 *vided*, That any substantive modifications from the prior
13 fiscal year to the evaluation methodology or criteria for
14 selecting grantees for the American Schools and Hospitals
15 Abroad program shall be subject to prior consultation
16 with, and the regular notification procedures of, the Com-
17 mittees on Appropriations.

18 (d) FOOD SECURITY AND AGRICULTURAL DEVELOP-
19 MENT.—Of the funds appropriated by title III of this Act,
20 not less than \$1,000,600,000 shall be made available for
21 food security and agricultural development programs to
22 carry out the purposes of the Global Food Security Act
23 of 2016 (Public Law 114–195), of which not less than
24 \$315,960,000 shall be made available for the Bureau for
25 Food Security, USAID, including not less than

1 \$60,000,000 for the Feed the Future Innovation Labs:
2 *Provided*, That funds may be made available for a con-
3 tribution as authorized by section 3202 of the Food, Con-
4 servation, and Energy Act of 2008 (Public Law 110–246),
5 as amended by section 3206 of the Agricultural Act of
6 2014 (Public Law 113–79).

7 (e) MICROENTERPRISE AND MICROFINANCE.—Of the
8 funds appropriated by this Act, not less than
9 \$265,000,000 shall be made available for microenterprise
10 and microfinance development programs for the poor, es-
11 pecially women.

12 (f) PROGRAMS TO COMBAT TRAFFICKING IN PER-
13 SONS.—Of the funds appropriated by this Act under the
14 headings “Development Assistance”, “Economic Support
15 Fund”, “ Assistance for Europe, Eurasia and Central
16 Asia”, and “International Narcotics Control and Law En-
17 forcement”, not less than \$67,000,000 shall be made
18 available for activities to combat trafficking in persons
19 internationally, of which not less than \$45,000,000 shall
20 be from funds made available under the heading “Inter-
21 national Narcotics Control and Law Enforcement”: *Pro-*
22 *vided*, That funds appropriated by this Act that are made
23 available for programs to end modern slavery shall be in
24 addition to funds made available by this subsection to
25 combat trafficking in persons.

1 (g) WATER AND SANITATION.—Of the funds appro-
2 priated by this Act, not less than \$400,000,000 shall be
3 made available for water supply and sanitation projects
4 pursuant to the Senator Paul Simon Water for the Poor
5 Act of 2005 (Public Law 109–121), of which not less than
6 \$155,000,000 shall be for programs in sub-Saharan Afri-
7 ca, and of which not less than \$15,000,000 shall be made
8 available to support initiatives by local communities in de-
9 veloping countries to build and maintain safe latrines.

10 ENTERPRISE FUNDS

11 SEC. 7061. (a) NOTIFICATION.—None of the funds
12 made available under titles III through VI of this Act may
13 be made available for Enterprise Funds unless the appro-
14 priate congressional committees are notified at least 15
15 days in advance.

16 (b) DISTRIBUTION OF ASSETS PLAN.—Prior to the
17 distribution of any assets resulting from any liquidation,
18 dissolution, or winding up of an Enterprise Fund, in whole
19 or in part, the President shall submit to the appropriate
20 congressional committees a plan for the distribution of the
21 assets of the Enterprise Fund.

22 (c) TRANSITION OR OPERATING PLAN.—Prior to a
23 transition to and operation of any private equity fund or
24 other parallel investment fund under an existing Enter-
25 prise Fund, the President shall submit such transition or

1 operating plan to the appropriate congressional commit-
2 tees.

3 IMPACT ON JOBS IN THE UNITED STATES

4 SEC. 7062. None of the funds appropriated or other-
5 wise made available under titles III through VI of this
6 Act may be obligated or expended to provide—

7 (1) any financial incentive to a business enter-
8 prise currently located in the United States for the
9 purpose of inducing such an enterprise to relocate
10 outside the United States if such incentive or in-
11 ducement is likely to reduce the number of employ-
12 ees of such business enterprise in the United States
13 because United States production is being replaced
14 by such enterprise outside the United States;

15 (2) assistance for any program, project, or ac-
16 tivity that contributes to the violation of internation-
17 ally recognized workers' rights, as defined in section
18 507(4) of the Trade Act of 1974, of workers in the
19 recipient country, including any designated zone or
20 area in that country: *Provided*, That the application
21 of section 507(4)(D) and (E) of such Act should be
22 commensurate with the level of development of the
23 recipient country and sector, and shall not preclude
24 assistance for the informal sector in such country,

1 micro and small-scale enterprise, and smallholder
2 agriculture;

3 (3) any assistance to an entity outside the
4 United States if such assistance is for the purpose
5 of directly relocating or transferring jobs from the
6 United States to other countries and adversely im-
7 pacts the labor force in the United States; or

8 (4) for the enforcement of any rule, regulation,
9 policy, or guidelines implemented pursuant to—

10 (A) the third proviso of subsection 7079(b)
11 of the Department of State, Foreign Oper-
12 ations, and Related Programs Appropriations
13 Act, 2010 (division F of Public Law 111–117);

14 (B) the modification proposed by the Over-
15 seas Private Investment Corporation in Novem-
16 ber 2013 to the Corporation’s Environmental
17 and Social Policy Statement relating to coal; or

18 (C) the Supplemental Guidelines for High
19 Carbon Intensity Projects approved by the Ex-
20 port-Import Bank of the United States on De-
21 cember 12, 2013,

22 when enforcement of such rule, regulation, policy, or
23 guidelines would prohibit, or have the effect of prohibiting,
24 any coal-fired or other power-generation project the pur-
25 pose of which is to: (i) provide affordable electricity in

1 International Development Association (IDA)-eligible
2 countries and IDA-blend countries; and (ii) increase ex-
3 ports of goods and services from the United States or pre-
4 vent the loss of jobs from the United States.

5 INSPECTORS GENERAL

6 SEC. 7063. (a) PROHIBITION ON USE OF FUNDS .—

7 None of the funds appropriated by this Act may be used
8 to deny an Inspector General funded under this Act timely
9 access to any records, documents, or other materials avail-
10 able to the department or agency of the United States
11 Government over which such Inspector General has re-
12 sponsibilities under the Inspector General Act of 1978 (5
13 U.S.C. App.), or to prevent or impede the access of such
14 Inspector General to such records, documents, or other
15 materials, under any provision of law, except a provision
16 of law that expressly refers to such Inspector General and
17 expressly limits the right of access of such Inspector Gen-
18 eral.

19 (b) TIMELY ACCESS.—A department or agency of the
20 United States Government covered by this section shall
21 provide its Inspector General access to all records, docu-
22 ments, and other materials in a timely manner.

23 (c) COMPLIANCE.—Each Inspector General covered
24 by this section shall ensure compliance with statutory limi-
25 tations on disclosure relevant to the information provided

1 by the department or agency over which that Inspector
2 General has responsibilities under the Inspector General
3 Act of 1978 (5 U.S.C. App.).

4 (d) REPORT.—Each Inspector General covered by
5 this section shall report to the Committees on Appropria-
6 tions within 5 calendar days of any failure by any depart-
7 ment or agency of the United States Government to pro-
8 vide its Inspector General access to all requested records,
9 documents, and other materials.

10 GLOBAL INTERNET FREEDOM

11 SEC. 7064. (a) FUNDING.—Of the funds available for
12 obligation during fiscal year 2019 under the headings
13 “International Broadcasting Operations”, “Economic
14 Support Fund”, “Democracy Fund”, and “Assistance for
15 Europe, Eurasia and Central Asia”, not less than
16 \$60,500,000 shall be made available for programs to pro-
17 mote Internet freedom globally: *Provided*, That such pro-
18 grams shall be prioritized for countries whose governments
19 restrict freedom of expression on the Internet, and that
20 are important to the national interest of the United
21 States: *Provided further*, That funds made available pursu-
22 ant to this section shall be matched, to the maximum ex-
23 tent practicable, by sources other than the United States
24 Government, including from the private sector.

25 (b) REQUIREMENTS.—

1 (1) Funds appropriated by this Act under the
2 headings “Economic Support Fund”, “Democracy
3 Fund”, and “Assistance for Europe, Eurasia and
4 Central Asia” that are made available pursuant to
5 subsection (a) shall be—

6 (A) coordinated with other democracy pro-
7 grams funded by this Act under such headings,
8 and shall be incorporated into country assist-
9 ance and democracy promotion strategies, as
10 appropriate;

11 (B) for programs to implement the May
12 2011, International Strategy for Cyberspace;
13 the Department of State International Cyber-
14 space Policy Strategy required by section 402
15 of the Cybersecurity Act of 2015 (division N of
16 Public Law 114–113); and the comprehensive
17 strategy to promote Internet freedom and ac-
18 cess to information in Iran, as required by sec-
19 tion 414 of the Iran Threat Reduction and
20 Syria Human Rights Act of 2012 (22 U.S.C.
21 8754);

22 (C) made available for programs that sup-
23 port the efforts of civil society to counter the
24 development of repressive Internet-related laws
25 and regulations, including countering threats to

1 Internet freedom at international organizations;
2 to combat violence against bloggers and other
3 users; and to enhance digital security training
4 and capacity building for democracy activists;

5 (D) made available for research of key
6 threats to Internet freedom; the continued de-
7 velopment of technologies that provide or en-
8 hance access to the Internet, including cir-
9 cumvention tools that bypass Internet blocking,
10 filtering, and other censorship techniques used
11 by authoritarian governments; and maintenance
12 of the technological advantage of the United
13 States Government over such censorship tech-
14 niques: *Provided*, That the Secretary of State,
15 in consultation with the Chief Executive Officer
16 (CEO) of the Broadcasting Board of Governors
17 (BBG), shall coordinate any such research and
18 development programs with other relevant
19 United States Government departments and
20 agencies in order to share information, tech-
21 nologies, and best practices, and to assess the
22 effectiveness of such technologies; and

23 (E) made available only after the Assistant
24 Secretary for Democracy, Human Rights, and

1 Labor, Department of State, concurs that such
2 funds are allocated consistent with—

3 (i) the strategies referenced in sub-
4 paragraph (B) of this paragraph;

5 (ii) best practices regarding security
6 for, and oversight of, Internet freedom pro-
7 grams; and

8 (iii) sufficient resources and support
9 for the development and maintenance of
10 anti-censorship technology and tools.

11 (2) Funds appropriated by this Act under the
12 heading “International Broadcasting Operations”
13 that are made available pursuant to subsection (a)
14 shall be—

15 (A) made available for tools and techniques
16 to securely develop and distribute BBG digital
17 content; facilitate audience access to such con-
18 tent on Web sites that are censored; coordinate
19 the distribution of BBG digital content to tar-
20 getted regional audiences; and to promote and
21 distribute such tools and techniques, including
22 digital security techniques;

23 (B) coordinated with programs funded by
24 this Act under the heading “ International
25 Broadcasting Operations”, and shall be incor-

1 porated into country broadcasting strategies, as
2 appropriate;

3 (C) coordinated by the BBG CEO to pro-
4 vide Internet circumvention tools and tech-
5 niques for audiences in countries that are stra-
6 tegic priorities for the BBG and in a manner
7 consistent with the BBG Internet freedom
8 strategy; and

9 (D) made available for the research and
10 development of new tools or techniques author-
11 ized in paragraph (A) only after the BBG CEO,
12 in consultation with the Secretary of State and
13 other relevant United States Government de-
14 partments and agencies, evaluates the risks and
15 benefits of such new tools or techniques, and
16 establishes safeguards to minimize the use of
17 such new tools or techniques for illicit purposes.

18 (c) COORDINATION AND SPEND PLANS.—After con-
19 sultation among the relevant agency heads to coordinate
20 and de-conflict planned activities, but not later than 90
21 days after enactment of this Act, the Secretary of State
22 and the BBG CEO shall submit to the Committees on Ap-
23 propriations spend plans for funds made available by this
24 Act for programs to promote Internet freedom globally,
25 which shall include a description of safeguards established

1 by relevant agencies to ensure that such programs are not
2 used for illicit purposes: *Provided*, That the Department
3 of State spend plan shall include funding for all such pro-
4 grams for all relevant Department of State and the United
5 States Agency for International Development offices and
6 bureaus.

7 MULTI-YEAR PLEDGES

8 SEC. 7065. None of the funds appropriated by this
9 Act may be used to make any pledge for future year fund-
10 ing for any multilateral or bilateral program funded in ti-
11 tles III through VI of this Act unless such pledge was—

12 (1) previously justified, including the projected
13 future year costs, in a congressional budget justifica-
14 tion;

15 (2) included in an Act making appropriations
16 for the Department of State, foreign operations, and
17 related programs or previously authorized by an Act
18 of Congress;

19 (3) notified in accordance with the regular noti-
20 fication procedures of the Committees on Appropria-
21 tions, including the projected future year costs; or

22 (4) the subject of prior consultation with the
23 Committees on Appropriations and such consultation
24 was conducted at least 7 days in advance of the
25 pledge.

1 PROHIBITION ON USE OF TORTURE

2 SEC. 7066. None of the funds made available in this
3 Act may be used to support or justify the use of torture,
4 cruel, or inhumane treatment by any official or contract
5 employee of the United States Government.

6 EXTRADITION

7 SEC. 7067. (a) LIMITATION.—None of the funds ap-
8 propriated in this Act may be used to provide assistance
9 (other than funds provided under the headings “Inter-
10 national Disaster Assistance”, “International Narcotics
11 Control and Law Enforcement”, “Migration and Refugee
12 Assistance”, and “Nonproliferation, Anti-terrorism,
13 Demining and Related Assistance”) for the central gov-
14 ernment of a country which has notified the Department
15 of State of its refusal to extradite to the United States
16 any individual indicted for a criminal offense for which
17 the maximum penalty is life imprisonment without the
18 possibility of parole or for killing a law enforcement offi-
19 cer, as specified in a United States extradition request.

20 (b) CLARIFICATION.—Subsection (a) shall only apply
21 to the central government of a country with which the
22 United States maintains diplomatic relations and with
23 which the United States has an extradition treaty and the
24 government of that country is in violation of the terms
25 and conditions of the treaty.

1 (c) WAIVER.—The Secretary of State may waive the
2 restriction in subsection (a) on a case-by-case basis if the
3 Secretary certifies to the Committees on Appropriations
4 that such waiver is important to the national interest of
5 the United States.

6 WAR CRIMES TRIBUNALS

7 SEC. 7068. If the President determines that doing so
8 will contribute to a just resolution of charges regarding
9 genocide or other violations of international humanitarian
10 law, the President may direct a drawdown pursuant to sec-
11 tion 552(c) of the Foreign Assistance Act of 1961 of up
12 to \$30,000,000 of commodities and services for the United
13 Nations War Crimes Tribunal established with regard to
14 the former Yugoslavia by the United Nations Security
15 Council or such other tribunals or commissions as the
16 Council may establish or authorize to deal with such viola-
17 tions, without regard to the ceiling limitation contained
18 in paragraph (2) thereof: *Provided*, That the determina-
19 tion required under this section shall be in lieu of any de-
20 terminations otherwise required under section 552(c): *Pro-*
21 *vided further*, That funds made available pursuant to this
22 section shall be made available subject to the regular noti-
23 fication procedures of the Committees on Appropriations.

24 REORGANIZATION, REDESIGN, AND TRANSFORMATION

25 SEC. 7069. (a) OVERSIGHT.—

1 (1) PRIOR CONSULTATION.—Funds appro-
2 priated by this Act and prior Acts making appro-
3 priations for the Department of State, foreign oper-
4 ations, and related programs may not be used to im-
5 plement a reorganization, redesign, or other plan de-
6 scribed in paragraph (2) by the Department of
7 State, the United States Agency for International
8 Development, or any other Federal department,
9 agency, or organization funded by this Act without
10 prior consultation by the head of such department,
11 agency, or organization with the appropriate con-
12 gressional committees.

13 (2) DESCRIPTION OF ACTIVITIES.—Pursuant to
14 paragraph (1), a reorganization, redesign, or other
15 plan shall include any action to—

16 (A) expand, eliminate, consolidate, or
17 downsize covered departments, agencies, or or-
18 ganizations, including bureaus and offices with-
19 in or between such departments, agencies, or
20 organizations, including the transfer to other
21 agencies of the authorities and responsibilities
22 of such bureaus and offices;

23 (B) expand, eliminate, consolidate, or
24 downsize the United States official presence
25 overseas including at bilateral, regional, and

1 multilateral diplomatic facilities and other plat-
2 forms; and

3 (C) expand or reduce the size of the Civil
4 Service, Foreign Service, eligible family mem-
5 ber, and locally employed staff workforce of the
6 Department of State and USAID from the on-
7 board levels as of December 31, 2017: *Provided*,
8 That not less than 30 days after enactment of
9 this Act, the Secretary of State and the USAID
10 Administrator shall submit to the appropriate
11 congressional committees such on-board levels.

12 (3) NOTIFICATION.—Funds made available by
13 this Act and prior Acts making appropriations for
14 the Department of State, foreign operations, and re-
15 lated programs that are made available for the ac-
16 tivities described in paragraph (2) shall be subject to
17 the regular notification procedures of the Commit-
18 tees on Appropriations: *Provided*, That any such no-
19 tification submitted to such Committees shall include
20 a detailed justification for any proposed action, in-
21 cluding the information specified under this section
22 in the report accompanying this Act.

23 (4) OPERATING PLANS.—Operating plans sub-
24 mitted pursuant to section 7070(a) of this Act shall
25 include, as applicable, amounts for the bureaus, of-

1 fices, and organizations detailed under this section
2 in the report accompanying this Act.

3 (5) EXCEPTION FOR HEALTH AND SAFETY.—

4 The waiver authority and notification requirement of
5 section 7015(e) of this Act shall apply to the re-
6 quirements of paragraphs (1) and (3) of this sub-
7 section.

8 (b) ADDITIONAL REQUIREMENTS.—

9 (1) PERSONNEL.—Not later than 60 days after
10 enactment of this Act and every 60 days thereafter
11 until September 30, 2020, the Secretary of State, in
12 the case of the Department of State, and the
13 USAID Administrator, in the case of USAID, shall
14 report to the appropriate congressional committees
15 on the on-board personnel levels, hiring, and attri-
16 tion of the Civil Service, Foreign Service, eligible
17 family member, and locally employed staff workforce
18 of the Department of State and USAID, as appro-
19 priate, on an operating unit-by-operating unit basis.

20 (2) INFORMATION TECHNOLOGY PLATFORM.—

21 (A) None of the funds appropriated in title
22 I of this Act under the heading “Administration
23 of Foreign Affairs” may be made available for
24 a new major information technology investment

1 without the concurrence of the Chief Informa-
2 tion Officer, Department of State.

3 (B) In complying with the requirements of
4 this paragraph, the Chief Information Officer,
5 Department of State, shall consider whether a
6 new major information technology investment—

7 (i) is consistent with the Department
8 Information Technology Strategic Plan;

9 (ii) maintains consolidated control
10 over enterprise IT functions or improves
11 operational maintenance;

12 (iii) improves Department of State re-
13 siliency to a cyber-attack;

14 (iv) reduces Department of State IT
15 costs over the long-term; and

16 (v) is in accordance with the Federal
17 Acquisition Regulation (FAR), including
18 FAR Part 6 regarding competition require-
19 ments.

20 (3) TECHNOLOGY MODERNIZATION FUND LIM-
21 ITATION.—

22 (A) None of the funds made available by
23 this Act and prior Acts making appropriations
24 for the Department of State, foreign operations,
25 and related programs may be used by an agen-

1 cy to submit a project proposal to the Tech-
2 nology Modernization Board for funding from
3 the Technology Modernization Fund unless, not
4 later than 15 days in advance of submitting the
5 project proposal to the Board, the head of the
6 agency—

7 (i) notifies the Committees on Appro-
8 priations of the proposed submission of the
9 project proposal; and

10 (ii) submits to the Committees on Ap-
11 propriations a copy of the project proposal.

12 (B) None of the funds made available by
13 this Act and prior Acts making appropriations
14 for the Department of State, foreign operations,
15 and related programs may be used by an agen-
16 cy to carry out a project that is approved by the
17 Board unless the head of the agency—

18 (i) submits to the Committees on Ap-
19 propriations a copy of the approved project
20 proposal, including the terms of reimburse-
21 ment of funding received for the project;
22 and

23 (ii) agrees to submit to the Commit-
24 tees on Appropriations a copy of each re-

1 port relating to the project that the head
2 of the agency submits to the Board.

3 (4) STRATEGIC TRANSITIONS.—The USAID
4 Administrator shall regularly consult with the appro-
5 priate congressional committees and development
6 stakeholders on efforts to transition nations from as-
7 sistance recipients to enduring diplomatic, economic,
8 and security partners: *Provided*, That such consulta-
9 tions shall include any changes to the guiding prin-
10 ciples and metrics to support such efforts, and on
11 other matters related to the implementation plan re-
12 quired by section 7069(b) of the Department of
13 State, Foreign Operations, and Related Programs
14 Appropriations Act, 2018 (division K of Public Law
15 115-141).

16 BUDGET DOCUMENTS

17 SEC. 7070. (a) OPERATING PLANS.—Not later than
18 45 days after the date of enactment of this Act, each de-
19 partment, agency, or organization funded in titles I, II,
20 and VI of this Act, and the Department of the Treasury
21 and Independent Agencies funded in title III of this Act,
22 including the Inter-American Foundation and the United
23 States African Development Foundation, shall submit to
24 the Committees on Appropriations an operating plan for
25 funds appropriated to such department, agency, or organi-

1 zation in such titles of this Act, or funds otherwise avail-
2 able for obligation in fiscal year 2019, that provides de-
3 tails of the uses of such funds at the program, project,
4 and activity level: *Provided*, That such plans shall include,
5 as applicable, a comparison between the congressional
6 budget justification funding levels, the most recent con-
7 gressional directives or approved funding levels, and the
8 funding levels proposed by the department or agency; and
9 a clear, concise, and informative description/justification:
10 *Provided further*, That if such department, agency, or or-
11 ganization receives an additional amount under the same
12 heading in title VIII of this Act, operating plans required
13 by this subsection shall include consolidated information
14 on all such funds: *Provided further*, That operating plans
15 that include changes in levels of funding for programs,
16 projects, and activities specified in the congressional budg-
17 et justification, in this Act, or amounts specifically des-
18 igned in the respective tables included in the report ac-
19 companying this Act, as applicable, shall be subject to the
20 notification and reprogramming requirements of section
21 7015 of this Act.

22 (b) SPEND PLANS.—

23 (1) Prior to the initial obligation of funds, the
24 Secretary of State or Administrator of the United
25 States Agency for International Development, as ap-

1 appropriate, shall submit to the Committees on Appro-
2 propriations a spend plan for funds made available by
3 this Act, for—

4 (A) assistance for Afghanistan, Iraq, Leb-
5 anon, Pakistan, and the West Bank and Gaza;

6 (B) assistance made available pursuant to
7 section 7047(d) of this Act to counter Russian
8 influence and aggression, except that such plan
9 shall be on a country-by-country basis; and

10 (C) democracy programs designated in sec-
11 tion 7032(a) of this Act, Power Africa, and sec-
12 tors enumerated in subsections (a), (b), (d), (e),
13 (f), and (g) of section 7060 of this Act; and

14 (D) Funds provided under the heading
15 “International Narcotics Control and Law En-
16 forcement Affairs” for International Organized
17 Crime and for Cybercrime and Intellectual
18 Property Rights: *Provided*, That the spend
19 plans shall include bilateral and global pro-
20 grams funded under such heading along with a
21 brief description of the activities planned for
22 each country.

23 (2) Not later than 45 days after enactment of
24 this Act, the Secretary of the Treasury shall submit
25 to the Committees on Appropriations a detailed

1 spend plan for funds made available by this Act
2 under the heading “Department of the Treasury,
3 International Affairs Technical Assistance” in title
4 III.

5 (3) Notwithstanding paragraph (1), up to 10
6 percent of the funds contained in a spend plan re-
7 quired by this subsection may be obligated prior to
8 the submission of such spend plan if the Secretary
9 of State or the USAID Administrator, as appro-
10 priate, determines that the obligation of such funds
11 is necessary to avoid significant programmatic dis-
12 ruption: *Provided*, That not less than seven days
13 prior to such obligation, the Secretary or Adminis-
14 trator, as appropriate, shall consult with the Com-
15 mittees on Appropriations on the justification for
16 such obligation and the proposed uses of such funds.

17 (c) SPENDING REPORT.—Not later than 45 days
18 after enactment of this Act, the USAID Administrator
19 shall submit to the Committees on Appropriations a de-
20 tailed report on spending of funds made available during
21 fiscal year 2017 under the heading “Development Credit
22 Authority”.

23 (d) CLARIFICATION.—The spend plans referenced in
24 subsection (b) shall not be considered as meeting the noti-

1 fication requirements in this Act or under section 634A
2 of the Foreign Assistance Act of 1961.

3 (e) CONGRESSIONAL BUDGET JUSTIFICATION.—

4 (1) The congressional budget justification for
5 Department of State operations and foreign oper-
6 ations shall be provided to the Committees on Ap-
7 propriations concurrent with the date of submission
8 of the President’s budget for fiscal year 2020: *Pro-*
9 *vided*, That the appendices for such justification
10 shall be provided to the Committees on Appropria-
11 tions not later than 10 calendar days thereafter.

12 (2) The Secretary of State and the USAID Ad-
13 ministrator shall include in the congressional budget
14 justification a detailed justification for multi-year
15 availability for any funds requested under the
16 headings “ Diplomatic Programs” and “Operating
17 Expenses”.

1 TITLE VIII
2 OVERSEAS CONTINGENCY OPERATIONS/GLOBAL
3 WAR ON TERRORISM
4 DEPARTMENT OF STATE
5 ADMINISTRATION OF FOREIGN AFFAIRS
6 DIPLOMATIC PROGRAMS
7 (INCLUDING TRANSFER OF FUNDS)

8 For an additional amount for “Diplomatic Pro-
9 grams”, \$2,975,971,000, to remain available until Sep-
10 tember 30, 2020, of which \$2,376,122,000 is for World-
11 wide Security Protection and shall remain available until
12 expended: *Provided*, That the Secretary of State may
13 transfer up to \$5,000,000 of the total funds made avail-
14 able under this heading to any other appropriation of any
15 department or agency of the United States, upon the con-
16 currence of the head of such department or agency, to sup-
17 port operations in and assistance for Afghanistan and to
18 carry out the provisions of the Foreign Assistance Act of
19 1961: *Provided further*, That any such transfer shall be
20 subject to the regular notification procedures of the Com-
21 mittees on Appropriations: *Provided further*, That such
22 amount is designated by the Congress for Overseas Con-
23 tingency Operations/Global War on Terrorism pursuant to
24 section 251(b)(2)(A)(ii) of the Balanced Budget and
25 Emergency Deficit Control Act of 1985.

1 OFFICE OF INSPECTOR GENERAL

2 For an additional amount for “Office of Inspector
3 General”, \$54,900,000, to remain available until Sep-
4 tember 30, 2020, which shall be for the Special Inspector
5 General for Afghanistan Reconstruction (SIGAR) for re-
6 construction oversight: *Provided*, That printing and repro-
7 duction costs of SIGAR shall not exceed amounts for such
8 costs during fiscal year 2018: *Provided further*, That not-
9 withstanding any other provision of law, any employee of
10 SIGAR who completes at least 12 months of continuous
11 service after the date of enactment of this Act or who is
12 employed on the date on which SIGAR terminates, which-
13 ever occurs first, shall acquire competitive status for ap-
14 pointment to any position in the competitive service for
15 which the employee possesses the required qualifications:
16 *Provided further*, That such amount is designated by the
17 Congress for Overseas Contingency Operations/Global
18 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
19 the Balanced Budget and Emergency Deficit Control Act
20 of 1985.

1 UNITED STATES AGENCY FOR INTERNATIONAL
2 DEVELOPMENT

3 FUNDS APPROPRIATED TO THE PRESIDENT

4 OPERATING EXPENSES

5 For an additional amount for “Operating Expenses”,
6 \$158,067,000, to remain available until September 30,
7 2020: *Provided*, That such amount is designated by the
8 Congress for Overseas Contingency Operations/Global
9 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
10 the Balanced Budget and Emergency Deficit Control Act
11 of 1985.

12 BILATERAL ECONOMIC ASSISTANCE

13 FUNDS APPROPRIATED TO THE PRESIDENT

14 INTERNATIONAL DISASTER ASSISTANCE

15 For an additional amount for “International Disaster
16 Assistance”, \$1,287,578,000, to remain available until ex-
17 pended: *Provided*, That such amount is designated by the
18 Congress for Overseas Contingency Operations/Global
19 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
20 the Balanced Budget and Emergency Deficit Control Act
21 of 1985.

22 ECONOMIC SUPPORT FUND

23 For an additional amount for “Economic Support
24 Fund”, \$1,178,250,000, to remain available until Sep-
25 tember 30, 2020: *Provided*, That such amount is des-

1 ignated by the Congress for Overseas Contingency Oper-
2 ations/Global War on Terrorism pursuant to section
3 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
4 Deficit Control Act of 1985.

5 DEPARTMENT OF STATE

6 MIGRATION AND REFUGEE ASSISTANCE

7 For an additional amount for “Migration and Ref-
8 ugee Assistance” to respond to refugee crises, including
9 in Africa, the Near East, South and Central Asia, and
10 Europe and Eurasia, \$2,363,234,000, to remain available
11 until expended, except that such funds shall not be made
12 available for the resettlement costs of refugees in the
13 United States: *Provided*, That such amount is designated
14 by the Congress for Overseas Contingency Operations/
15 Global War on Terrorism pursuant to section
16 251(b)(2)(A)(ii) of the Balanced Budget and Emergency
17 Deficit Control Act of 1985.

18 GENERAL PROVISIONS

19 ADDITIONAL APPROPRIATIONS

20 SEC. 8001. Notwithstanding any other provision of
21 law, funds appropriated in this title are in addition to
22 amounts appropriated or otherwise made available in this
23 Act for fiscal year 2019.

1 EXTENSION OF AUTHORITIES AND CONDITIONS

2 SEC. 8002. Unless otherwise provided for in this Act,
3 the additional amounts appropriated by this title to appro-
4 priations accounts in this Act shall be available under the
5 authorities and conditions applicable to such appropria-
6 tions accounts.

7 DESIGNATION

8 SEC. 8003. Each amount designated in this Act by
9 the Congress for Overseas Contingency Operations/Global
10 War on Terrorism pursuant to section 251(b)(2)(A)(ii) of
11 the Balanced Budget and Emergency Deficit Control Act
12 of 1985 shall be available (or rescinded, if applicable) only
13 if the President subsequently so designates all such
14 amounts and transmits such designations to the Congress.

15 TITLE IX—ADDITIONAL GENERAL PROVISION

16 SPENDING REDUCTION ACCOUNT

17 SEC. 9001. The amount by which the applicable allo-
18 cation of new budget authority made by the Committee
19 on Appropriations of the House of Representatives under
20 section 302(b) of the Congressional Budget Act of 1974
21 exceeds the amount of proposed new budget authority is
22 \$0.

23 This Act may be cited as the “Department of State,
24 Foreign Operations, and Related Programs Appropria-
25 tions Act, 2019”.

[FULL COMMITTEE PRINT]

Union Calendar No. —

115TH CONGRESS
2^D Session

H. R. —

[Report No. 115—]

A BILL

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

, 2018

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed