

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO S. 1635
OFFERED BY MR. ROYCE OF CALIFORNIA**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

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

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

Sec. 1. Short title; Table of contents.

Sec. 2. Definitions.

TITLE I—EMBASSY SECURITY AND PERSONNEL PROTECTION

Subtitle A—Review and Planning Requirements

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

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

Sec. 103. Direct reporting.

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

Subtitle B—Physical Security and Personnel Requirements

Sec. 111. Capital security cost sharing program.

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

Sec. 113. Transfer authority.

Sec. 114. Security enhancements for soft targets.

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

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

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

Sec. 118. Annual report on embassy construction costs.

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

Subtitle C—Security Training

- Sec. 121. Security training for personnel assigned to high risk, high threat posts.
- Sec. 122. Sense of Congress regarding language requirements for diplomatic security personnel assigned to high risk, high threat post.

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

- Sec. 131. Marine Corps Security Guard Program.

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

- Sec. 201. Competitive hiring status for former employees of the Office of the Special Inspector General for Iraq Reconstruction.
- Sec. 202. Certification of independence of information technology systems of the Office of Inspector General of the Department of State and Broadcasting Board of Governors.
- Sec. 203. Protecting the integrity of internal investigations.
- Sec. 204. Report on Inspector General inspection and auditing of Foreign Service posts and bureaus and other offices of the Department of State.

TITLE III—INTERNATIONAL ORGANIZATIONS

- Sec. 301. Oversight of and accountability for peacekeeper abuses.
- Sec. 302. Reimbursement of contributing countries.
- Sec. 303. Withholding of assistance.
- Sec. 304. Report on Federal Government contributions to the United Nations.
- Sec. 305. Reimbursement or application of credits.
- Sec. 306. United Nations peacekeeping assessment formula.
- Sec. 307. Whistleblower protections for United Nations personnel.
- Sec. 308. Encouraging employment of United States citizens at the United Nations.
- Sec. 309. Comparative report on peacekeeping operations.

TITLE IV—PERSONNEL AND ORGANIZATIONAL ISSUES

- Sec. 401. Locally-employed staff wages.
- Sec. 402. Expansion of civil service opportunities.
- Sec. 403. Promotion to the Senior Foreign Service.
- Sec. 404. Lateral entry into the Foreign Service.
- Sec. 405. Reemployment of annuitants and workforce rightsizing.
- Sec. 406. Integration of foreign economic policy.
- Sec. 407. Training support services.
- Sec. 408. Special agents.
- Sec. 409. Limited appointments in the Foreign Service.
- Sec. 410. Report on diversity recruitment, employment, retention, and promotion.
- Sec. 411. Market data for cost-of-living adjustments.
- Sec. 412. Technical amendment to Federal Workforce Flexibility Act.
- Sec. 413. Retention of mid- and senior-level professionals from traditionally under-represented minority groups.
- Sec. 414. Employee assignment restrictions.

TITLE V—CONSULAR AUTHORITIES

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

TITLE VI—WESTERN HEMISPHERE DRUG POLICY COMMISSION

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

TITLE VII—MISCELLANEOUS PROVISIONS

- Sec. 701. Foreign relations exchange programs.
Sec. 702. United States Advisory Commission on Public Diplomacy.
Sec. 703. Modification of authority to make grants for Radio Free Asia.
Sec. 704. Rewards for Justice.
Sec. 705. Extension of period for reimbursement of seized commercial fishermen.
Sec. 706. Expansion of the Charles B. Rangel International Affairs Program, the Thomas R. Pickering Foreign Affairs Fellowship Program, and the Donald M. Payne International Development Fellowship Program.
Sec. 706. Repeal of obsolete reports.
Sec. 707. Prohibition on additional funding.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) APPROPRIATE CONGRESSIONAL COMMIT-
4 TEES.—The term “appropriate congressional com-
5 mittees” means—

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

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

10 (2) DEPARTMENT.—Unless otherwise specified,
11 the term “Department” means the Department of
12 State.

13 (3) FOREIGN SERVICE.—The term “Foreign
14 Service” has the meaning given such term in section

1 102 of the Foreign Service Act of 1980 (22 U.S.C.
2 3902).

3 (4) INSPECTOR GENERAL.—Unless otherwise
4 specified, the term “Inspector General” means the
5 Office of Inspector General of the Department.

6 (5) PEACEKEEPING CREDITS.—The term
7 “peacekeeping credits” means the amounts by which
8 United States assessed peacekeeping contributions
9 exceed actual expenditures, apportioned to the
10 United States, of peacekeeping operations by the
11 United Nations during a United Nations peace-
12 keeping fiscal year.

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

15 **TITLE I—EMBASSY SECURITY**
16 **AND PERSONNEL PROTECTION**
17 **Subtitle A—Review and Planning**
18 **Requirements**

19 **SEC. 101. DESIGNATION OF HIGH RISK, HIGH THREAT**
20 **POSTS.**

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

1 **“SEC. 104. DESIGNATION OF HIGH RISK, HIGH THREAT**
2 **POSTS.**

3 “(a) INITIAL DESIGNATION.—Not later than 30 days
4 after the date of the enactment of this section, the Sec-
5 retary shall submit to the appropriate congressional com-
6 mittees a report, in classified form, that contains an initial
7 list of diplomatic and consular posts designated as high
8 risk, high threat posts.

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

13 “(c) DESIGNATING EXISTING POSTS.—The Secretary
14 shall regularly review existing diplomatic and consular
15 posts to determine if any such post should be designated
16 as a high risk, high threat post if conditions at such post
17 or the surrounding security environment require such a
18 designation.

19 “(d) DEFINITIONS.—In this section and section 105:

20 “(1) APPROPRIATE CONGRESSIONAL COMMIT-
21 TEES.—The term ‘appropriate congressional com-
22 mittees’ means the Committee on Foreign Affairs of
23 the House of Representatives and the Committee on
24 Foreign Relations of the Senate.

25 “(2) HIGH RISK, HIGH THREAT POST.—The
26 term ‘high risk, high threat post’ means a United

1 States diplomatic or consular post or other United
2 States mission abroad, as determined by the Sec-
3 retary, that, among other factors—

4 “(A) is located in a country—

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

7 “(ii) the government of which lacks
8 the ability or willingness to provide ade-
9 quate security; and

10 “(B) has mission physical security plat-
11 forms that fall below the Department of State’s
12 established standards.

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

14 “(a) BRIEFING.—The Secretary shall provide month-
15 ly briefings to the appropriate congressional committees
16 on—

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

19 “(A) the importance and appropriateness
20 of the objectives of the proposed post to the na-
21 tional security of the United States, and the
22 type and level of security threats such post
23 could encounter;

24 “(B) working plans to expedite the ap-
25 proval and funding for establishing and oper-

1 ating such post, implementing physical security
2 measures, providing necessary security and
3 management personnel, and the provision of
4 necessary equipment;

5 “(C) security ‘tripwires’ that would deter-
6 mine specific action, including enhanced secu-
7 rity measures or evacuation of such post, based
8 on the improvement or deterioration of the local
9 security environment; and

10 “(D) in coordination with the Secretary of
11 Defense, an evaluation of available United
12 States military assets and operational plans to
13 respond to such posts in extremis;

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

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

19 “(4) the progress towards implementation of
20 the provisions specified in title I of the Department
21 of State Security Authorities and Effectiveness Act,
22 Fiscal Year 2017.

23 “(b) CONGRESSIONAL NOTIFICATION.—

24 “(1) IN GENERAL.—Except as provided in para-
25 graph (2), not later than 30 days before opening or

1 reopening a high risk, high threat post, the Sec-
2 retary shall notify the appropriate congressional
3 committees of the decision to open or reopen such
4 post.

5 “(2) EMERGENCY CIRCUMSTANCES.—If the
6 Secretary determines that the critical national secu-
7 rity interests of the United States require the open-
8 ing or reopening of a high risk, high threat post in
9 fewer than 30 days, then as soon as possible, but
10 not later than 48 hours before such opening or re-
11 opening, the Secretary shall transmit to the appro-
12 priate congressional committees a notification detail-
13 ing the decision to open or reopen such post, the na-
14 ture of the critical national security interests at
15 stake, and the circumstances that prevented the nor-
16 mal 30-day notice under paragraph (1).

17 “(c) APPROPRIATE CONGRESSIONAL COMMITTEES.—
18 In this subsection, the term ‘appropriate congressional
19 committees’ means—

20 “(1) the Committee on Foreign Affairs, the
21 Committee on Armed Services, the Permanent Select
22 Committee on Intelligence, and the Committee on
23 Appropriations of the House of Representatives; and

24 “(2) the Committee on Foreign Relations, the
25 Committee on Armed Services, the Select Committee

1 on Intelligence, and the Committee on Appropria-
2 tions of the Senate.”.

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

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

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

7 **SEC. 102. CONTINGENCY PLANS FOR HIGH RISK, HIGH**
8 **THREAT POSTS.**

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

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

14 (A) by inserting “and from complex at-
15 tacks (as such term is defined in section 416 of
16 the Omnibus Diplomatic Security and
17 Antiterrorism Act of 1986),” after “attacks
18 from vehicles”; and

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

21 (2) in paragraph (7), by inserting before the pe-
22 riod at the end the following: “, including at high
23 risk, high threat posts (as such term is defined in
24 section 104 of the Omnibus Diplomatic Security and

1 Antiterrorism Act of 1986), including options for the
2 deployment of additional military personnel or equip-
3 ment to bolster security and rapid deployment of
4 armed or surveillance assets in response to an at-
5 tack”.

6 **SEC. 103. DIRECT REPORTING.**

7 The Assistant Secretary of State for Diplomatic Se-
8 curity shall report directly to the Secretary of State, with-
9 out being required to obtain the approval or concurrence
10 of any other official of the Department, as threats and
11 circumstances require.

12 **SEC. 104. ACCOUNTABILITY REVIEW BOARD RECOMMENDA-**
13 **TIONS RELATED TO UNSATISFACTORY LEAD-**
14 **ERSHIP.**

15 (a) IN GENERAL.—Subsection (c) of section 304 of
16 the Diplomatic Security Act (22 U.S.C. 4834) is amended

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

18 (A) by striking “Whenever” and inserting
19 “If”; and

20 (B) by striking “has breached the duty of
21 that individual” and inserting “has engaged in
22 misconduct or unsatisfactorily performed the
23 duties of employment of that individual, and
24 such misconduct or unsatisfactory performance
25 has significantly contributed to the serious in-

1 jury, loss of life, or significant destruction of
2 property, or the serious breach of security that
3 is the subject of the Board’s examination as de-
4 scribed in subsection (a)”;

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

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

8 (A) by striking “has breached a duty of
9 that individual” and inserting “has engaged in
10 misconduct or unsatisfactorily performed the
11 duties of employment of that individual as de-
12 scribed in this subsection”; and

13 (B) by striking “to the performance of the
14 duties of that individual”.

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

20 **Subtitle B—Physical Security and** 21 **Personnel Requirements**

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

23 (a) SENSE OF CONGRESS ON THE CAPITAL SECURITY
24 COST SHARING PROGRAM.—It is the sense of Congress
25 that the Capital Security Cost Sharing Program should

1 prioritize the construction of new facilities and the mainte-
2 nance of existing facilities at high risk, high threat posts.

3 (b) RESTRICTION ON CONSTRUCTION OF OFFICE
4 SPACE.—Section 604(e)(2) of the Secure Embassy Con-
5 struction and Counterterrorism Act of 1999 (title VI of
6 division A of H.R. 3427, as enacted into law by section
7 1000(a)(7) of Public Law 106–113; 113 Stat. 1501A-453;
8 22 U.S.C. 4865 note) is amended by adding at the end
9 the following new sentence: “A project to construct a dip-
10 lomatic facility of the United States may not include office
11 space or other accommodations for an employee of a Fed-
12 eral department or agency to the extent that the Secretary
13 of State determines that such department or agency has
14 not provided to the Department of State the full amount
15 of funding required by paragraph (1), except that such
16 project may include office space or other accommodations
17 for members of the United States Marine Corps.”.

18 **SEC. 112. LOCAL GUARD CONTRACTS ABROAD UNDER DIP-**
19 **LOMATIC SECURITY PROGRAM.**

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

23 “(d) AWARD OF LOCAL GUARD AND PROTECTIVE
24 SERVICE CONTRACTS.—In evaluating proposals for local
25 guard contracts under this section, the Secretary of State

1 may award such contracts on the basis of best value as
2 determined by a cost-technical tradeoff analysis (as de-
3 scribed in Federal Acquisition Regulation part 15.101)
4 and, with respect to such contracts for posts that are not
5 high risk, high threat posts (as such term is defined in
6 section 104 of the Omnibus Diplomatic Security and
7 Antiterrorism Act of 1986 (22 U.S.C. 4801 et seq.; relat-
8 ing to diplomatic security)), subject to congressional noti-
9 fication 15-days prior to any such award.”.

10 **SEC. 113. TRANSFER AUTHORITY.**

11 Section 4 of the Foreign Service Buildings Act, 1926
12 (22 U.S.C. 295) is amended by adding at the end the fol-
13 lowing new subsection:

14 “(j)(1) In addition to exercising any other transfer
15 authority available to the Secretary of State, and subject
16 to paragraphs (2) and (3), the Secretary may transfer to,
17 and merge with, any appropriation for embassy security,
18 construction, and maintenance such amounts appropriated
19 for fiscal year 2017 for any other purpose related to the
20 administration of foreign affairs on or after October 1,
21 2016, if the Secretary determines such transfer is nec-
22 essary to provide for the security of sites and buildings
23 in foreign countries under the jurisdiction and control of
24 the Secretary.

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

3 “(A) shall not exceed 20 percent of any appro-
4 priation made available for fiscal year 2017 for the
5 Department of State under the heading ‘Administra-
6 tion of Foreign Affairs’, and no such appropriation
7 shall be increased by more than 10 percent by any
8 such transfer; and

9 “(B) shall be merged with funds in the heading
10 to which transferred, and shall be available subject
11 to the same terms and conditions as the funds with
12 which merged.

13 “(3) Not later than 15 days before any transfer of
14 funds pursuant to paragraph (1), the Secretary of State
15 shall notify in writing the Committee on Foreign Relations
16 and the Committee on Appropriations of the Senate and
17 the Committee on Foreign Affairs and the Committee on
18 Appropriations of the House of Representatives. Any such
19 notification shall include a description of the particular se-
20 curity need necessitating the transfer at issue.”.

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

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

1 **SEC. 115. EXEMPTION FROM CERTAIN PROCUREMENT PRO-**
2 **TEST PROCEDURES FOR NONCOMPETITIVE**
3 **CONTRACTING IN EMERGENCY CIR-**
4 **CUMSTANCES.**

5 A determination by the Department of State to use
6 procedures other than competitive procedures under sec-
7 tion 3304 of title 41, United States Code, in order to meet
8 emergency security requirements, as determined by the
9 Secretary of State or the Secretary's designee, including
10 physical security upgrades, protective equipment, and
11 other immediate threat mitigation projects, shall not be
12 subject to challenge by protest under either subchapter V
13 of chapter 35 of title 31, United States Code, or section
14 1491 of title 28, United States Code.

15 **SEC. 116. SENSE OF CONGRESS REGARDING MINIMUM SE-**
16 **CURITY STANDARDS FOR TEMPORARY**
17 **UNITED STATES DIPLOMATIC AND CONSULAR**
18 **POSTS.**

19 It is the sense of Congress that—

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

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

1 **SEC. 117. ASSIGNMENT OF PERSONNEL AT HIGH RISK,**
2 **HIGH THREAT POSTS.**

3 The Secretary of State to the extent practicable shall
4 station key personnel for sustained periods of time at high
5 risk, high threat posts (as such term is defined in section
6 104 of the Omnibus Diplomatic Security and
7 Antiterrorism Act of 1986, as added by section 401 of this
8 Act) in order to—

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

13 (2) ensure that necessary security procedures
14 are implemented.

15 **SEC. 118. ANNUAL REPORT ON EMBASSY CONSTRUCTION**
16 **COSTS.**

17 (a) IN GENERAL.—Not later than 180 days after the
18 date of the enactment of this Act and annually thereafter,
19 the Secretary shall submit to the appropriate congres-
20 sional committees a comprehensive report regarding all
21 ongoing embassy construction projects and major embassy
22 security upgrade projects.

23 (b) CONTENTS.—Each report required under sub-
24 section (a) shall include the following with respect to each
25 ongoing embassy construction projects and major embassy
26 security upgrade projects:

1 (1) The initial cost estimate.

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

4 (3) The projected timeline for completing the
5 project.

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

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

13 (1) The initial cost estimate.

14 (2) The amount actually expended on the
15 project.

16 (3) Any additional time required to complete
17 the project beyond the initial timeline.

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

19 **SEC. 119. EMBASSY SECURITY, CONSTRUCTION, AND MAIN-**
20 **TENANCE.**

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

24 “(c) AUTHORIZATION FOR IMPROVEMENTS AND CON-
25 STRUCTION.—The Secretary of State may improve or con-

1 struct facilities overseas for other Federal departments
2 and agencies on an advance-of-funds or reimbursable basis
3 if such advances or reimbursements are credited to the
4 Embassy Security, Construction, and Maintenance ac-
5 count and remain available until expended.”.

6 **Subtitle C—Security Training**

7 **SEC. 121. SECURITY TRAINING FOR PERSONNEL ASSIGNED** 8 **TO HIGH RISK, HIGH THREAT POSTS.**

9 (a) IN GENERAL.—Title IV of the Omnibus Diplo-
10 matic Security and Antiterrorism Act of 1986 (22 U.S.C.
11 4851 et seq.; relating to diplomatic security) is amended
12 by adding at the end the following new sections:

13 **“SEC. 416. SECURITY TRAINING FOR PERSONNEL ASSIGNED** 14 **TO A HIGH RISK, HIGH THREAT POST.**

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

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

23 “(1) is training to improve basic knowledge and
24 skills; and

25 “(2) may include—

1 “(A) an ability to recognize, avoid, and re-
2 spond to potential terrorist situations, including
3 a complex attack;

4 “(B) conducting surveillance detection;

5 “(C) providing emergency medical care;

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

8 “(E) minimal firearms familiarization; and

9 “(F) defensive driving maneuvers.

10 “(c) EFFECTIVE DATE.—The requirements of this
11 section shall take effect upon the date of the enactment
12 of this section.

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

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

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

1 (22 U.S.C. 3942(a)(1)) holding a position in classes
2 FS-1 or FS-2.

3 “(3) Foreign Service Specialists appointed by
4 the Secretary under section 303 of the Foreign Serv-
5 ice Act of 1980 (22 U.S.C. 3943) holding a position
6 in classes FS-1 or FS-2.

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

9 “(5) Personal services contractors and other
10 contractors serving in positions or capacities similar
11 to the officials described in paragraphs (1) through
12 (4).

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

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

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

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

1 **SEC. 122. SENSE OF CONGRESS REGARDING LANGUAGE RE-**
2 **QUIREMENTS FOR DIPLOMATIC SECURITY**
3 **PERSONNEL ASSIGNED TO HIGH RISK, HIGH**
4 **THREAT POST.**

5 (a) IN GENERAL.—It is the sense of Congress that
6 diplomatic security personnel assigned permanently to or
7 who are in long-term temporary duty status as designated
8 by the Secretary at a high risk, high threat post should
9 receive language training described in subsection (b) in
10 order to prepare such personnel for duty requirements at
11 such post.

12 (b) LANGUAGE TRAINING DESCRIBED.—Language
13 training referred to in subsection (a) should prepare per-
14 sonnel described in such subsection to—

15 (1) speak the language at issue with sufficient
16 structural accuracy and vocabulary to participate ef-
17 fectively in most formal and informal conversations
18 on subjects germane to security; and

19 (2) read within an adequate range of speed and
20 with almost complete comprehension on subjects ger-
21 mane to security.

1 **Subtitle D—Expansion of the Ma-**
2 **rine Corps Security Guard De-**
3 **tachment Program**

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

5 (a) IN GENERAL.—Pursuant to the responsibility of
6 the Secretary of State for diplomatic security under sec-
7 tion 103 of the Diplomatic Security Act (22 U.S.C. 4802;
8 enacted as part of the Omnibus Diplomatic Security and
9 Antiterrorism Act of 1986 (Public Law 99-399)), the Sec-
10 retary of State, in consultation with the Secretary of De-
11 fense, shall conduct an annual review of the Marine Corps
12 Security Guard Program, including the following:

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

17 (2) An assessment of whether the Marine Corps
18 security guards are appropriately deployed among
19 United States embassies, consulates, and other dip-
20 lomatic facilities to respond to evolving security de-
21 velopments and potential threats to United States
22 interests abroad.

23 (3) An assessment of the mission objectives of
24 the Marine Corps Security Guard Program and the

1 procedural rules of engagement to protect diplomatic
2 personnel under the Program.

3 (b) REPORTING REQUIREMENT.—Not later than 180
4 days after the date of the enactment of this Act and annu-
5 ally thereafter for three years, the Secretary of State, in
6 consultation with the Secretary of Defense, shall submit
7 to the Committee on Foreign Affairs, the Committee on
8 Armed Services, and the Committee on Appropriations of
9 the House of Representatives and the Committee on For-
10 eign Relations, the Committee on Armed Services, and the
11 Committee on Appropriations of the Senate an unclassi-
12 fied report, with a classified annex as necessary, that ad-
13 dresses the requirements specified in subsection (a).

14 **TITLE II—OFFICE OF INSPEC-**
15 **TOR GENERAL OF THE DE-**
16 **PARTMENT OF STATE AND**
17 **BROADCASTING BOARD OF**
18 **GOVERNORS**

19 **SEC. 201. COMPETITIVE HIRING STATUS FOR FORMER EM-**
20 **PLOYEES OF THE OFFICE OF THE SPECIAL**
21 **INSPECTOR GENERAL FOR IRAQ RECON-**
22 **STRUCTION.**

23 Notwithstanding any other provision of law, any em-
24 ployee of the Office of the Special Inspector General for
25 Iraq Reconstruction who completes at least 12 months of

1 continuous employment within the Office at any time prior
2 to October 5, 2013, and was not terminated for cause shall
3 acquire competitive status for appointment to any position
4 in the competitive service for which the employee possesses
5 the required qualifications.

6 **SEC. 202. CERTIFICATION OF INDEPENDENCE OF INFORMA-**
7 **TION TECHNOLOGY SYSTEMS OF THE OFFICE**
8 **OF INSPECTOR GENERAL OF THE DEPART-**
9 **MENT OF STATE AND BROADCASTING BOARD**
10 **OF GOVERNORS.**

11 Not later than one year after the date of the enact-
12 ment of this Act and annually thereafter for four years,
13 the Secretary of State shall submit to the appropriate con-
14 gressional committees, with respect to the network, infor-
15 mation systems, and files of the Office of Inspector Gen-
16 eral of the Department of State and Broadcasting Board
17 of Governors, a certification that the Department has en-
18 sured the integrity and independence of such network, in-
19 formation systems, and files, including the prevention of
20 access to such network, information systems, and files
21 other than as authorized by the Inspector General or the
22 Attorney General.

1 **SEC. 203. PROTECTING THE INTEGRITY OF INTERNAL IN-**
2 **VESTIGATIONS.**

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

6 “(6) REQUIRED REPORTING OF ALLEGATIONS
7 AND INVESTIGATIONS AND INSPECTOR GENERAL AU-
8 THORITY.—

9 “(A) IN GENERAL.—The head of a bureau,
10 post, or other office of the Department of State
11 (in this paragraph referred to as a ‘Department
12 entity’) shall submit to the Inspector General of
13 the Department a report of any allegation of—

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

16 “(ii) criminal or serious misconduct
17 on the part of a Department employee at
18 the FS-1, GS-15, or GM-15 level or high-
19 er;

20 “(iii) criminal misconduct on the part
21 of a Department employee; and

22 “(iv) serious, noncriminal misconduct
23 on the part of any Department employee
24 who is authorized to carry a weapon, make
25 arrests, or conduct searches, such as con-
26 duct that, if proved, would constitute per-

1 jury or material dishonesty, warrant sus-
2 pension as discipline for a first offense, or
3 result in loss of law enforcement authority.

4 “(B) DEADLINE.—The head of a Depart-
5 ment entity shall submit to the Inspector Gen-
6 eral of the Department a report of an allegation
7 described in subparagraph (A) not later than
8 five business days after the date on which the
9 head of such Department entity is made aware
10 of such allegation.”.

11 **SEC. 204. REPORT ON INSPECTOR GENERAL INSPECTION**
12 **AND AUDITING OF FOREIGN SERVICE POSTS**
13 **AND BUREAUS AND OTHER OFFICES OF THE**
14 **DEPARTMENT OF STATE.**

15 (a) IN GENERAL.—Not later than 180 days after the
16 date of the enactment of this Act, the Inspector General
17 of the Department of State shall submit to the appropriate
18 congressional committees a report on the requirement
19 under section 209(a)(1) of the Foreign Service Act of
20 1980 (22 U.S.C. 3929(a)(1)) that the Inspector General
21 inspect and audit, at least every five years, the administra-
22 tion of activities and operations of each Foreign Service
23 post and each bureau or other office of the Department
24 of State.

1 (b) CONSIDERATION OF MULTI-TIER SYSTEM.—The
2 report required under subsection (a) shall assess the advis-
3 ability and feasibility of implementing a multi-tier system
4 for inspecting Foreign Service posts and bureaus and
5 other offices of the Department of State under section
6 209(a)(1) of the Foreign Service Act of 1980 featuring
7 more or less frequent inspections and audits based on risk,
8 including security risk, as may be determined by the In-
9 spector General.

10 **TITLE III—INTERNATIONAL**
11 **ORGANIZATIONS**

12 **SEC. 301. OVERSIGHT OF AND ACCOUNTABILITY FOR**
13 **PEACEKEEPER ABUSES.**

14 (a) STRATEGY TO ENSURE REFORM AND ACCOUNT-
15 ABILITY.—Not later than 180 days after the date of the
16 enactment of this Act, the Secretary shall submit, in un-
17 classified form, to the appropriate congressional commit-
18 tees—

19 (1) a United States strategy for combating sex-
20 ual exploitation and abuse in United Nations peace-
21 keeping operations; and

22 (2) an implementation plan for achieving the
23 objectives set forth in the strategy described in para-
24 graph (1).

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

3 (1) To dramatically reduce the incidence of sex-
4 ual exploitation and abuse committed by civilian and
5 military personnel assigned to United Nations peace-
6 keeping operations.

7 (2) To ensure the introduction and implementa-
8 tion by the United Nations of improved training,
9 oversight, and accountability mechanisms for United
10 Nations peacekeeping operations and the personnel
11 involved with such operations.

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

15 (4) To assist the United Nations and troop- or
16 police-contributing countries, as necessary and ap-
17 propriate, to improve their ability to prevent, iden-
18 tify, and prosecute sexual exploitation or abuse by
19 personnel involved in peacekeeping operations.

20 (c) ELEMENTS.—The strategy required under sub-
21 section (a) shall include the following elements and objec-
22 tives:

23 (1) The amendment of the model memorandum
24 of understanding and review of all current memoran-
25 dums of understanding for troop- or police-contrib-

1 uting countries participating in United Nations
2 peacekeeping operations to strengthen provisions re-
3 lating to the investigation, repatriation, prosecution,
4 and discipline of troops or police that are credibly al-
5 leged to have engaged in cases of misconduct.

6 (2) The establishment of onsite courts-martial,
7 as appropriate, for the prosecution of crimes com-
8 mitted by peacekeeping personnel, that is consistent
9 with each peacekeeping operations' status of forces
10 agreement with its host country.

11 (3) The exploration of appropriate arrange-
12 ments to waive the immunity of civilian employees of
13 the United Nations and its specialized agencies,
14 funds, and programs to enable the prosecution of
15 such employees who are credibly alleged to have en-
16 gaged in sexual exploitation, abuse, or other crimes.

17 (4) The creation of a United Nations Security
18 Council ombudsman office that—

19 (A) is authorized to conduct ongoing over-
20 sight of peacekeeping operations;

21 (B) reports directly to the Security Council
22 on—

23 (i) offenses committed by peace-
24 keeping personnel or United Nations civil-
25 ian staff or volunteers; and

1 (ii) the actions taken in response to
2 such offenses; and

3 (C) provides reports to the Security Coun-
4 cil on the conduct of personnel in each peace-
5 keeping operation not less frequently than an-
6 nually and before the expiration or renewal of
7 the mandate of any such peacekeeping oper-
8 ation.

9 (5) The provision of guidance from the United
10 Nations on the establishment of a standing claims
11 commission for each peacekeeping operation—

12 (A) to address any grievances by a host
13 country's civilian population against United Na-
14 tions personnel in cases of alleged abuses by
15 peacekeeping personnel; and

16 (B) to provide means for the government
17 of the country of which culpable United Nations
18 peacekeeping or civilian personnel are nationals
19 to compensate the victims of such crimes.

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

23 (A) obtain and maintain DNA samples
24 from each national of such country who is a
25 member of a United Nations military contin-

1 gent or formed police unit, consistent with na-
2 tional laws, of such contingent or unit; and

3 (B) make such DNA samples available to
4 investigators from the troop- or police contrib-
5 uting country (except that such should not be
6 made available to the United Nations) if allega-
7 tions of sexual exploitation or abuse arise.

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

17 (8) The implementation of appropriate risk re-
18 duction policies, including refusal by the United Na-
19 tions to deploy uniformed personnel from any troop-
20 or police-contributing country that does not ade-
21 quately—

22 (A) investigate allegations of sexual exploi-
23 tation or abuse involving nationals of such
24 country; and

1 (B) ensure justice for those personnel de-
2 termined to have been responsible for such sex-
3 ual exploitation or abuse.

4 (d) IMPLEMENTATION.—The United States Perma-
5 nent Representative to the United Nations shall use the
6 voice, vote, and influence of the United States at the
7 United Nations to advance the objectives of the strategy
8 required by subsection (a).

9 (e) PEACEKEEPING TRAINING.—The United States
10 should deny further United States peacekeeper training or
11 related assistance, except for training specifically designed
12 to reduce the incidence of sexual exploitation or abuse, or
13 to assist in its identification or prosecution, to any troop-
14 or police-contributing country that does not—

15 (1) implement and maintain effective measures
16 to enhance the discovery of sexual exploitation and
17 abuse offenses committed by peacekeeping personnel
18 who are nationals of such country;

19 (2) adequately respond to complaints about
20 such offenses by carrying out swift and effective dis-
21 ciplinary action against the personnel who are found
22 to have committed such offenses; and

23 (3) provide detailed reporting to the ombuds-
24 man described in subsection (c)(4) (or other appro-
25 priate United Nations official) that describes the of-

1 offenses committed by the nationals of such country
2 and such country's responses to such offenses.

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

6 (1) to improve their capacity to investigate alle-
7 gations of sexual exploitation and abuse offenses
8 committed by nationals of such countries while par-
9 ticipating in a United Nations peacekeeping oper-
10 ation; and

11 (2) to appropriately hold accountable any indi-
12 vidual who commits an act of sexual exploitation or
13 abuse.

14 (g) HUMAN RIGHTS REPORTING.—In coordination
15 with the ombudsman described in subsection (c)(4) (or
16 other appropriate United Nations official), the Secretary
17 shall identify, in the Department's annual country reports
18 on human rights practices, the countries of origin of any
19 peacekeeping personnel or units that—

20 (1) are characterized by noteworthy patterns of
21 sexual exploitation or abuse; or

22 (2) have failed to institute appropriate institu-
23 tional and procedural reforms after being made
24 aware of any such patterns.

1 **SEC. 302. REIMBURSEMENT OF CONTRIBUTING COUN-**
2 **TRIES.**

3 It is the policy of the United States that—

4 (1) the present formula for determining the
5 troop reimbursement rate paid to troop- and police-
6 contributing countries for United Nations peace-
7 keeping operations should be clearly explained and
8 made available to the public on the United Nations
9 Department of Peacekeeping Operations website;

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

16 (3) the survey mechanism developed by the
17 United Nations Secretary General's Senior Advisory
18 Group on Peacekeeping Operations for collecting
19 troop- and police-contributing country data on com-
20 mon and extraordinary expenses associated with de-
21 ploying personnel to peacekeeping operations should
22 be coordinated with the audits described in para-
23 graph (2) to ensure proper oversight and account-
24 ability.

1 **SEC. 303. WITHHOLDING OF ASSISTANCE.**

2 It is the policy of the United States that security as-
3 sistance should not be provided to any unit of the security
4 forces of a foreign country if such unit has engaged in
5 a gross violation of human rights or in acts of sexual ex-
6 ploitation or abuse, including while serving in a United
7 Nations peacekeeping operation.

8 **SEC. 304. REPORT ON FEDERAL GOVERNMENT CONTRIBU-**
9 **TIONS TO THE UNITED NATIONS.**

10 (a) IN GENERAL.—Paragraph (1) of section 4(c) of
11 the United Nations Participation Act of 1945 (22 U.S.C.
12 287b(c)) is amended—

13 (1) by amending subparagraph (A) to read as
14 follows:

15 “(A) A description of all assistance from
16 the United States to the United Nations to sup-
17 port peacekeeping operations that—

18 “(i) was provided during the previous
19 fiscal year;

20 “(ii) is expected to be provided during
21 the fiscal year or

22 “(iii) is included in the annual budget
23 request to Congress for the forthcoming
24 fiscal year.”;

25 (2) by amending subparagraph (D) to read as
26 follows:

1 “(D) For assessed or voluntary contribu-
2 tions described in subparagraph (B)(iii) or
3 (C)(iii) that exceed \$100,000 in value, including
4 in-kind contributions—

5 “(i) the total amount or estimated
6 value of all such contributions to the
7 United Nations and to each of its affiliated
8 agencies and related bodies;

9 “(ii) the nature and estimated total
10 value of all in-kind contributions in sup-
11 port of United Nations peacekeeping oper-
12 ations and other international peace-
13 keeping operations, including—

14 “(I) logistics;

15 “(II) airlift;

16 “(III) arms and materiel;

17 “(IV) nonmilitary technology and
18 equipment;

19 “(V) personnel; and

20 “(VI) training;

21 “(iii) the approximate percentage of
22 all such contributions to the United Na-
23 tions and to each such agency or body
24 when compared with all contributions to

1 the United Nations and to each such agen-
2 cy or body from any source; and

3 “(iv) for each such United States
4 Government contribution to the United
5 Nations and to each such agency or
6 body—

7 “(I) the amount or value of the
8 contribution;

9 “(II) a description of the con-
10 tribution, including whether it is an
11 assessed or voluntary contribution;

12 “(III) the purpose of the con-
13 tribution;

14 “(IV) the department or agency
15 of the United States Government re-
16 sponsible for the contribution; and

17 “(V) the United Nations or
18 United Nations affiliated agency or
19 related body that received the con-
20 tribution.”; and

21 (3) by adding at the end the following new sub-
22 paragraph:

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

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

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

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

18 **SEC. 306. UNITED NATIONS PEACEKEEPING ASSESSMENT**

19 **FORMULA.**

20 The Secretary shall direct the United States Perma-
21 nent Representative to the United Nations to use the
22 voice, vote, and influence of the United States at the
23 United Nations to urge the United Nations to share the
24 raw data used to calculate Member State peacekeeping as-

1 assessment rates and to make available the formula for de-
2 termining peacekeeping assessments.

3 **SEC. 307. WHISTLEBLOWER PROTECTIONS FOR UNITED NA-**
4 **TIONS PERSONNEL.**

5 The President shall direct the United States Perma-
6 nent Representative to the United Nations to use the
7 voice, vote, and influence of the United States at the
8 United Nations—

9 (1) to call for the removal of any official at the
10 United Nations or at any United Nations agency
11 whom the Secretary determines has failed to uphold
12 the highest standards of ethics and integrity estab-
13 lished by the United Nations, or whose conduct, with
14 respect to preventing sexual exploitation and abuse
15 by United Nations peacekeepers, has resulted in the
16 erosion of public confidence in the United Nations;

17 (2) to ensure that adequate whistleblower pro-
18 tections are extended to personnel participating in
19 United Nations peacekeeping operations, United Na-
20 tions police officers, United Nations staff, contrac-
21 tors, and victims of misconduct involving United Na-
22 tions personnel;

23 (3) to ensure that the United Nations imple-
24 ments adequate protection measures for whistle-
25 blowers who report significant allegations of mis-

1 conduct by United Nations personnel participating
2 in United Nations peacekeeping operations, United
3 Nations staff, or contractors, specifically by imple-
4 menting best practices for the protection of whistle-
5 blowers from retaliation, including best practices
6 for—

7 (A) protection against retaliation for inter-
8 nal and lawful public disclosures;

9 (B) legal burdens of proof;

10 (C) statutes of limitation for reporting re-
11 taliation;

12 (D) access to independent adjudicative
13 bodies, including external arbitration; and

14 (E) results that eliminate the effects of
15 proven retaliation; and

16 (4) to insist that the United Nations provides
17 adequate redress to any whistleblower who has suf-
18 fered from retribution in violation of the protective
19 measures specified in paragraph (3).

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

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

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

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

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

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

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

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

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

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

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

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

12 **SEC. 309. COMPARATIVE REPORT ON PEACEKEEPING OP-**
13 **ERATIONS.**

14 Not later than one year after the date of the enact-
15 ment of this Act, the Comptroller General of the United
16 States shall submit to the appropriate congressional com-
17 mittees a report on the costs, strengths, and limitations
18 of United States and United Nations peacekeeping oper-
19 ations, which shall include—

20 (1) a comparison of the costs of current United
21 Nations peacekeeping operations and the estimated
22 cost of comparable United States peacekeeping oper-
23 ations; and

24 (2) an analysis of the strengths and limitations
25 of—

1 (A) a peacekeeping operation led by the
2 United States; and

3 (B) a peacekeeping operation led by the
4 United Nations.

5 **TITLE IV—PERSONNEL AND**
6 **ORGANIZATIONAL ISSUES**

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

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

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

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

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

1 (c) **RECORDKEEPING REQUIREMENT.**—The analyt-
2 ical assumptions underlying the calculation of wage levels
3 at each diplomatic post under subsection (a), and the data
4 upon which such calculation is based—

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

7 (2) shall be made available to the appropriate
8 congressional committees upon request.

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

10 It is the sense of Congress that the Department
11 should—

12 (1) expand the Overseas Development Program
13 from 20 positions to not fewer than 40 positions
14 within one year of the date of the enactment of this
15 Act;

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

18 (3) expand the Overseas Development Program
19 to more than 40 positions if the benefits identified
20 in paragraph (2) outweigh the costs identified in
21 such paragraph.

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

23 Section 601(c) of the Foreign Service Act of 1980
24 (22 U.S.C. 4001(c)) is amended by adding at the end the
25 following new paragraph:

1 “(6)(A) The promotion of any individual joining
2 the Service on or after January 1, 2017, to the Sen-
3 ior Foreign Service shall be contingent upon such in-
4 dividual completing at least one tour in—

5 “(i) a global affairs bureau; or

6 “(ii) a global affairs position.

7 “(B) The requirements under subparagraph (A)
8 shall not apply if the Secretary certifies that the in-
9 dividual proposed for promotion to the Senior For-
10 eign Service—

11 “(i) has met all other requirements appli-
12 cable to such promotion; and

13 “(ii) was unable to complete a tour in a
14 global affairs bureau or global affairs position
15 because there was not a reasonable opportunity
16 for such individual to be assigned to such a po-
17 sition.

18 “(C) In this paragraph—

19 “(i) the term ‘global affairs bureau’ means
20 any bureau of the Department that is under the
21 responsibility of—

22 “(I) the Under Secretary for Eco-
23 nomic Growth, Energy, and Environment;

24 “(II) the Under Secretary for Arms
25 Control and International Security Affairs;

1 “(III) the Under Secretary for Man-
2 agement;

3 “(IV) the Assistant Secretary for
4 International Organization Affairs;

5 “(V) the Under Secretary for Public
6 Diplomacy and Public Affairs; or

7 “(VI) the Under Secretary for Civil-
8 ian, Security, Democracy, and Human
9 Rights; and

10 “(ii) the term ‘global affairs position’
11 means any position funded with amounts appro-
12 priated to the Department under the heading
13 ‘Diplomatic Policy and Support’.”.

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

15 (a) SENSE OF CONGRESS.—It is the sense of Con-
16 gress that the Foreign Service should permit mid-career
17 entry into the Foreign Service for qualified individuals
18 who are willing to bring their outstanding talents and ex-
19 periences to the work of the Foreign Service.

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

24 (1) targets mid-career individuals from the civil
25 service and private sector who have skills and experi-

1 ence that would be extremely valuable to the Foreign
2 Service;

3 (2) is in full comportment with current Foreign
4 Service intake procedures, including the requirement
5 to pass the Foreign Service exam;

6 (3) offers participants in such pilot program
7 placement in the Foreign Service at a grade level
8 higher than FS-4 if such placement is warranted by
9 the education and qualifying experience of such indi-
10 viduals;

11 (4) requires only one directed assignment in a
12 position appropriate to such pilot program partici-
13 pant's grade level;

14 (5) includes, as part of the required initial
15 training, a class or module that specifically prepares
16 participants in such pilot program for life in the
17 Foreign Service, including conveying to such partici-
18 pants essential elements of the practical knowledge
19 that is normally acquired during a Foreign Service
20 officer's initial assignments; and

21 (6) includes an annual assessment of the
22 progress of such pilot program by a review board
23 consisting of Department officials with appropriate
24 expertise, including employees of the Foreign Serv-

1 ice, in order to evaluate such pilot program's suc-
2 cess.

3 (c) ANNUAL REPORTING.—Not later than one year
4 after the date of the enactment of this Act and annually
5 thereafter for the duration of the pilot program described
6 in subsection (b), the Secretary shall submit to the appro-
7 priate congressional committees a report that describes
8 the following:

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

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

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

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

17 (5) The structure and operation of such pilot
18 program, including—

19 (A) the operation of such pilot program to
20 date; and

21 (B) any observations and lessons learned
22 about such pilot program that the Secretary
23 considers relevant.

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

1 (1) collect and maintain data on the career pro-
2 gression of each pilot program participant for the
3 length of each participant’s Foreign Service career;
4 and

5 (2) make the data described in paragraph (1)
6 available to the appropriate congressional commit-
7 tees upon request.

8 **SEC. 405. REEMPLOYMENT OF ANNUITANTS AND WORK-**
9 **FORCE RIGHTSIZING.**

10 (a) **WAIVER OF ANNUITY LIMITATIONS.**—Subsection
11 (g) of section 824 of the Foreign Service Act of 1980 (22
12 U.S.C. 4064) is amended—

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

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

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

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

23 “(a) **AUTHORITY.**—The Secretary of State may waive
24 the application of section 8344 or 8468 of title 5, United
25 States Code, on a case-by-case basis, for employment of

1 an annuitant in a position in the Department of State for
2 which there is exceptional difficulty in recruiting or retain-
3 ing a qualified employee, or when a temporary emergency
4 hiring need exists.”.

5 (c) **RIGHTSIZING REPORT.**—On the date on which the
6 President’s annual budget request is submitted to Con-
7 gress each year through 2022, the Secretary shall submit
8 to the appropriate congressional committees a report that
9 describes the implementation status of all rightsizing rec-
10 ommendations made by the Office of Management, Policy,
11 Rightsizing, and Innovation of the Department related to
12 overseas staffing levels, including whether each such rec-
13 ommendation was accepted or rejected by the relevant
14 chief of mission and regional bureau.

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

16 (a) **IN GENERAL.**—The Secretary, in conjunction
17 with the Under Secretary of Economic Growth, Energy,
18 and the Environment, shall establish—

19 (1) foreign economic policy priorities for each
20 regional bureau, including for individual countries,
21 as appropriate; and

22 (2) policies and guidance for integrating such
23 foreign economic policy priorities throughout the De-
24 partment.

1 (b) DEPUTY ASSISTANT SECRETARY.—Within each
2 regional bureau of the Department, the Secretary shall
3 task an existing Deputy Assistant Secretary with appro-
4 priate training and background in economic and commer-
5 cial affairs with the responsibility for economic matters
6 and interests within the responsibilities of each such re-
7 gional bureau, including the integration of the foreign eco-
8 nomic policy priorities established pursuant to subsection
9 (a).

10 (c) TRAINING.—The Secretary shall establish cur-
11 riculum at the George P. Shultz National Foreign Affairs
12 Training Center to develop the practical foreign economic
13 policy expertise and skill sets of Foreign Service officers,
14 including by making available distance-learning courses in
15 commercial, economic, and business affairs, including in
16 the following:

- 17 (1) The global business environment.
- 18 (2) The economics of development.
- 19 (3) Development and infrastructure finance.
- 20 (4) Current trade and investment agreements
21 negotiations.
- 22 (5) Implementing existing multilateral and
23 World Trade Organization agreements, and United
24 States trade and investment agreements.

1 (6) Best practices for customs and export pro-
2 cedures.

3 (7) Market analysis and global supply chain
4 management.

5 **SEC. 407. TRAINING SUPPORT SERVICES.**

6 Subparagraph (B) of section 704(a)(4) of the For-
7 eign Service Act of 1980 (22 U.S.C. 4024(a)(4)) is
8 amended by striking “language instructors, linguists, and
9 other academic and training specialists” and inserting
10 “education and training specialists, including language in-
11 structors and linguists, and other specialists who perform
12 work directly relating to the design, delivery, oversight, or
13 coordination of training delivered by the institution”.

14 **SEC. 408. SPECIAL AGENTS.**

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

18 “(1) conduct investigations concerning—

19 “(A) illegal passport or visa issuance or
20 use;

21 “(B) identity theft or document fraud af-
22 fecting or relating to the programs, functions,
23 or authorities of the Department of State; or

24 “(C) Federal offenses committed within
25 the special maritime and territorial jurisdiction

1 of the United States (as defined in section 7(9)
2 of title 18, United States Code), except as such
3 jurisdiction relates to the premises of United
4 States military missions and related resi-
5 dences;”.

6 (b) CONSTRUCTION.—Nothing in the amendment
7 made by subsection (a) may be construed to limit the in-
8 vestigative authority of any Federal department or agency
9 other than the Department of State.

10 **SEC. 409. LIMITED APPOINTMENTS IN THE FOREIGN SERV-**
11 **ICE.**

12 Section 309 of the Foreign Service Act (22 U.S.C.
13 3949), is amended—

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

16 (2) in subsection (b)—

17 (A) in paragraph (3)—

18 (i) by striking “if continued service”

19 and inserting the following: “if—

20 “(A) continued service”;

21 (ii) in such subparagraph (A) (as so
22 inserted and designated by clause (i) of
23 this subparagraph), by inserting “or” after
24 the semicolon at the end; and

1 (iii) by adding at the end the fol-
2 lowing new subparagraph:

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

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

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

11 (D) by adding at the end the following new
12 paragraph:

13 “(6) in exceptional circumstances if the Secretary de-
14 termines the needs of the Service require the extension
15 of—

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

18 “(B) a limited appointment of a career can-
19 didate for the minimum time needed to resolve a
20 grievance, claim, investigation, or complaint not oth-
21 erwise provided for in this section.”; and

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

24 “(c)(1) Except as provided in paragraph (2) non-
25 career employees who have served for five consecutive

1 years under a limited appointment under this section may
2 be reappointed to a subsequent noncareer limited appoint-
3 ment if there is at least a one-year break in service before
4 such new appointment.

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

7 **SEC. 410. REPORT ON DIVERSITY RECRUITMENT, EMPLOY-**
8 **MENT, RETENTION, AND PROMOTION.**

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

12 (b) ADDITIONAL RECRUITMENT AND OUTREACH RE-
13 QUIRED.—The Department should conduct recruitment
14 activities that—

15 (1) develop and implement effective mechanisms
16 to ensure that the Department is able effectively to
17 recruit and retain highly qualified candidates from a
18 wide diversity of institutions; and

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

21 (c) REPORT.—Not later than 180 days after the date
22 of the enactment of this Act and quadrennially thereafter,
23 the Secretary shall submit to Congress a comprehensive
24 report that describes the efforts, consistent with existing
25 law, including procedures, effects, and results of the De-

1 partment since the period covered by the prior such report,
2 to promote equal opportunity and inclusion for all Amer-
3 ican employees in direct hire and personal service contrac-
4 tors status, particularly employees of the Foreign Service,
5 including equal opportunity for all traditionally under-rep-
6 resented minority groups.

7 **SEC. 411. MARKET DATA FOR COST-OF-LIVING ADJUST-**
8 **MENTS.**

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

16 (b) CONTENT.—The report required under subsection
17 (a) shall include—

18 (1) a list of at least four private sector pro-
19 viders of international cost-of-living data that the
20 Secretary determines are qualified to provide such
21 data;

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

25 (3) a comparison of—

1 (A) the cost of purchasing cost-of-living
2 data from each provider listed in paragraph (1);
3 and

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

6 (4) for countries in which the Department pro-
7 vides a cost-of-living allowance greater than zero and
8 the World Bank estimates that the national price
9 level of the country is less than the national price
10 level of the United States, a comparison of cost-of-
11 living allowances, excluding housing costs, of the pri-
12 vate sector providers referred to in paragraph (1) to
13 rates constructed by the Department's Office of Al-
14 lowances.

15 (c) WAIVER.—If the Secretary determines that com-
16 pliance with subsection (b)(4) at a particular location is
17 cost-prohibitive, the Secretary may waive the requirement
18 under such subsection for such location if the Secretary
19 submits to the appropriate congressional committees writ-
20 ten notice and an explanation of the reasons for such waiv-
21 er.

22 **SEC. 412. TECHNICAL AMENDMENT TO FEDERAL WORK-**
23 **FORCE FLEXIBILITY ACT.**

24 Chapter 57 of title 5, United States Code, is amend-
25 ed—

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

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

10 **SEC. 413. RETENTION OF MID- AND SENIOR-LEVEL PROFES-**
11 **SIONALS FROM TRADITIONALLY UNDER-REP-**
12 **RESENTED MINORITY GROUPS.**

13 The Secretary should provide attention and oversight
14 to the employment, retention, and promotion of tradition-
15 ally under-represented minority groups to promote a di-
16 verse representation among mid- and senior-level career
17 professionals through programs such as—

18 (1) the International Career Advancement Pro-
19 gram;

20 (2) Seminar XXI at the Massachusetts Insti-
21 tute of Technology’s Center for International Stud-
22 ies; and

23 (3) other highly respected international leader-
24 ship programs.

1 **SEC. 414. EMPLOYEE ASSIGNMENT RESTRICTIONS.**

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

5 (b) CERTIFICATION.—Upon full implementation of a
6 right and process for employees to appeal an assignment
7 restriction or preclusion under subsection (a), the Sec-
8 retary shall submit to the appropriate congressional com-
9 mittee a report that—

10 (1) certifies that such process has been fully
11 implemented;

12 (2) includes a detailed description of such proc-
13 ess; and

14 (3) details the number and nature of assign-
15 ment restrictions and preclusions for the previous
16 three years.

17 (c) NOTICE.—The Secretary shall—

18 (1) publish in the Foreign Affairs Manual infor-
19 mation relating to the right and process established
20 pursuant to subsection (a); and

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

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

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

3 (2) by striking “exclusively”.

4 **TITLE V—CONSULAR**
5 **AUTHORITIES**

6 **SEC. 501. CODIFICATION OF ENHANCED CONSULAR IMMUN-**
7 **NITIES.**

8 Section 4 of the Diplomatic Relations Act (22 U.S.C.
9 254e) is amended—

10 (1) by striking “The President” and inserting
11 the following:

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

13 (2) by adding at the end the following new sub-
14 section:

15 “(b) CONSULAR IMMUNITY.—

16 “(1) IN GENERAL.—The Secretary of State,
17 with the concurrence of the Attorney General, may,
18 on the basis of reciprocity and under such terms and
19 conditions as the Secretary may determine, specify
20 privileges and immunities for a consular post, the
21 members of a consular post, and their families which
22 result in more favorable or less favorable treatment
23 than is provided in the Vienna Convention on Con-
24 sular Relations, of April 24, 1963 (T.I.A.S. 6820),

1 entered into force for the United States on Decem-
2 ber 24, 1969.

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

12 **SEC. 502. PASSPORTS MADE IN THE UNITED STATES OF**
13 **AMERICA.**

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

21 (b) BRIEFINGS.—The Secretary, in coordination with
22 the heads of other relevant Federal agencies, shall provide
23 a briefing, which may be given in a classified environment
24 if necessary, to the appropriate congressional committees
25 that includes the following details:

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

3 (2) The costs of all components of the United
4 States passports made outside the United States.

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

8 **TITLE VI—WESTERN HEMI-**
9 **SPHERE DRUG POLICY COM-**
10 **MISSION**

11 **SEC. 601. ESTABLISHMENT.**

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

15 **SEC. 602. DUTIES.**

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

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

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

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

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

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

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

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

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

14 (9) An evaluation of alternative drug policy
15 models in the Western Hemisphere.

16 (10) An evaluation of the impact of local drug
17 consumption in Latin America and the Caribbean in
18 promoting violence and insecurity.

19 (11) Recommendations on how best to improve
20 United States counternarcotics policies in the West-
21 ern Hemisphere.

22 (b) COORDINATION WITH GOVERNMENTS, INTER-
23 NATIONAL ORGANIZATIONS, AND NONGOVERNMENTAL
24 ORGANIZATIONS IN THE WESTERN HEMISPHERE.—In

1 conducting the review required under subsection (a), the
2 Commission is encouraged to consult with—

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

7 (2) the Inter-American Drug Abuse Control
8 Commission (CICAD).

9 (c) REPORT.—

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

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

21 (B) summaries of the input and rec-
22 ommendations of the leaders and organizations
23 with which the Commission consulted under
24 subsection (b).

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

4 **SEC. 603. MEMBERSHIP.**

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

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

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

13 (3) The President shall appoint two members.

14 (b) PROHIBITION.—

15 (1) IN GENERAL.—The Commission may not in-
16 clude—

17 (A) Members of Congress; or

18 (B) Federal, State, or local government of-
19 ficials.

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

23 (c) APPOINTMENT OF INITIAL MEMBERS.—The ini-
24 tial members of the Commission shall be appointed not

1 later than 30 days after the date of the enactment of this
2 Act.

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

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

10 (f) INITIAL MEETING AND SELECTION OF CHAIR-
11 PERSON.—

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

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

20 (g) QUORUM.—Six members of the Commission shall
21 constitute a quorum.

22 (h) COMPENSATION.—Members of the Commission—
23 (1) shall not be considered to be a Federal em-
24 ployee for any purpose by reason of service on the
25 Commission; and

1 (2) shall serve without pay.

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

8 **SEC. 604. POWERS.**

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

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

14 (c) OTHER RESOURCES.—

15 (1) DOCUMENTS, STATISTICAL DATA, AND
16 OTHER SUCH INFORMATION.—

17 (A) IN GENERAL.—The Library of Con-
18 gress, the Office of National Drug Control Pol-
19 icy, the Department of State and any other
20 Federal department or agency shall provide rea-
21 sonable access to documents, statistical data,
22 and other such information the Commission de-
23 termines necessary to carry out its duties.

24 (B) OBTAINING INFORMATION.—The
25 Chairperson of the Commission shall request

1 the head of an agency described in subpara-
2 graph (A) for access to documents, statistical
3 data, or other such information described in
4 such subparagraph that is under the control of
5 such agency in writing when necessary.

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

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

18 (e) AUTHORITY TO CONTRACT.—

19 (1) IN GENERAL.—Subject to the Federal Prop-
20 erty and Administrative Services Act of 1949, the
21 Commission is authorized to enter into contracts
22 with Federal and State agencies, private firms, insti-
23 tutions, and individuals for the conduct of activities
24 necessary to the discharge of its duties under section
25 602.

1 (2) TERMINATION.—A contract, lease, or other
2 legal agreement entered into by the Commission may
3 not extend beyond the date of termination of the
4 Commission.

5 **SEC. 605. STAFF.**

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

11 (b) STAFF.—

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

18 (2) ADDITIONAL STAFF.—The Commission may
19 appoint and fix the compensation of such other per-
20 sonnel as may be necessary to enable the Commis-
21 sion to carry out its duties, without regard to the
22 provisions of title 5, United States Code, governing
23 appointments in the competitive service, and without
24 regard to the provisions of chapter 51 and sub-
25 chapter III of chapter 53 of such title relating to

1 classification and General Schedule pay rates, except
2 that no rate of pay fixed under this subsection may
3 exceed the equivalent of that payable to a person oc-
4 cupying a position at level V of the Executive Sched-
5 ule.

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

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

17 (e) VOLUNTEER SERVICES.—Notwithstanding sec-
18 tion 1342 of title 31, United States Code, the Commission
19 may accept and use voluntary and uncompensated services
20 as the Commission determines necessary.

21 **SEC. 606. SUNSET.**

22 The Commission shall terminate on the date that is
23 60 days after the date on which the Commission submits
24 its report to Congress pursuant to section 602(c).

1 **TITLE VII—MISCELLANEOUS**
2 **PROVISIONS**

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

4 (a) EXCHANGES AUTHORIZED.—Title I of the State
5 Department Basic Authorities Act of 1956 (22 U.S.C.
6 2651a et seq.) is amended by adding at the end the fol-
7 lowing new section:

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

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

19 “(b) SALARY AND BENEFITS.—

20 “(1) MEMBERS OF FOREIGN SERVICE.—During
21 a period in which a member of the Foreign Service
22 is participating in an exchange program authorized
23 pursuant to subsection (a), such member shall be en-
24 titled to the salary and benefits to which such mem-

1 ber would receive but for the assignment under this
2 section.

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

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

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

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

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

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

13 **SEC. 702. UNITED STATES ADVISORY COMMISSION ON PUB-**
14 **LIC DIPLOMACY.**

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

19 (b) **RETROACTIVITY OF EFFECTIVE DATE.**—The
20 amendment made by subsection (a) shall take effect as
21 of October 1, 2016. Any lapse in powers, authorities, or
22 responsibilities of the United States Advisory Commission
23 on Public Diplomacy from the period beginning on Octo-
24 ber 1, 2016, and ending on the date of the enactment of
25 this Act, shall be deemed to have not so lapsed.

1 **SEC. 703. MODIFICATION OF AUTHORITY TO MAKE GRANTS**
2 **FOR RADIO FREE ASIA.**

3 Section 309 of the Foreign Relations Authorization
4 Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6208) is
5 amended—

6 (1) in subsection (a)(1), by striking “the fol-
7 lowing countries” and all that follows through the
8 period at the end and inserting “Asia.”; and

9 (2) in subsection (b)(1), by striking “the re-
10 spective countries of”.

11 **SEC. 704. REWARDS FOR JUSTICE.**

12 (a) IN GENERAL.—Section 36 of the State Depart-
13 ment Basic Authorities Act of 1956 (22 U.S.C. 2708) is
14 amended—

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

17 “(4) REPORTS ON REWARDS AUTHORIZED.—
18 Not less than 15 days after a reward is authorized
19 under this section, the Secretary of State shall sub-
20 mit to the appropriate congressional committees a
21 report, which may be submitted in classified form if
22 necessary, detailing information about the reward,
23 including the identity of the individual for whom the
24 reward is being made, the amount of the reward, the
25 acts with respect to which the reward is being made,
26 and how the reward is being publicized.”; and

1 (2) in subsection (k)(2), by striking “Inter-
2 national Relations” and inserting “Foreign Affairs”.

3 (b) **EFFECTIVE DATE.**—The amendment made by
4 subsection (a)(1) takes effect on the date of the enactment
5 of this Act and applies with respect to any reward author-
6 ized under section 36 of the State Department Basic Au-
7 thorities Act of 1956 (as so amended) on or after such
8 date.

9 **SEC. 705. EXTENSION OF PERIOD FOR REIMBURSEMENT OF**
10 **SEIZED COMMERCIAL FISHERMEN.**

11 Subsection (e) of section 7 of the Fishermen’s Protec-
12 tive Act of 1967 (22 U.S.C. 1977) is amended by striking
13 “2008” and inserting “2018”.

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

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

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

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

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

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

11 **SEC. 706. REPEAL OF OBSOLETE REPORTS.**

12 (a) **ANNUAL REPORT ON THE ISRAELI-PALESTINIAN**
13 **PEACE, RECONCILIATION AND DEMOCRACY FUND.**—Sec-
14 tion 10 of the Palestinian Anti-Terrorism Act of 2006
15 (Public Law 109–446; 22 U.S.C. 2378b note) is amend-
16 ed—

17 (1) by striking subsection (b); and

18 (2) by redesignating subsection (c) as sub-
19 section (b).

20 (b) **ANNUAL REPORT ON ASSISTANCE PROVIDED FOR**
21 **INTERDICTION ACTIONS OF FOREIGN COUNTRIES.**—Sec-
22 tion 1012 of the National Defense Authorization Act for
23 Fiscal Year 1995 (22 U.S.C. 2291-4) is amended—

24 (1) by striking subsection (c); and

1 (2) by redesignating subsection (d) as sub-
2 section (b).

3 (c) REPORTS RELATING TO SUDAN.—The Sudan
4 Peace Act (Public Law 107–245; 50 U.S.C. 1701 note)
5 is amended—

6 (1) by striking section 8; and

7 (2) in section 11—

8 (A) in subsection (a), by striking the enu-
9 merator and the heading; and

10 (B) by striking subsections (b) and (c).

11 (d) ANNUAL REPORT ON OUTSTANDING EXPROPRIA-
12 TION CLAIMS.—Section 527 of the Foreign Relations Au-
13 thorization Act, Fiscal Years 1994 and 1995 (Public Law
14 103–236; 22 U.S.C. 2370a) is amended—

15 (1) by striking subsection (f); and

16 (2) by redesignating subsections (g), (h), and
17 (i) as subsections (f), (g), and (h), respectively.

18 (e) OTHER REPORTING REFORM.—The following
19 provisions of law are repealed:

20 (1) Subsections (c)(4) and (c)(5) of section 601
21 of Public Law 96–465.

22 (2) Section 585 of Public Law 104–208.

23 (3) Section 8 of Public Law 107–245.

24 (4) Section 1012(c) of Public Law 103–337.

25 (5) Section 527(f) of Public Law 103–236.

1 (6) Section 304(f) of Public Law 107–173.

2 (7) Subsections (a) and (b) of section 4 of Pub-
3 lic Law 79–264.

4 (8) Sections 3203 and 3204(f) of Public Law
5 106–246.

6 **SEC. 707. PROHIBITION ON ADDITIONAL FUNDING.**

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

