

Calendar No. 77108TH CONGRESS
1ST SESSION**S. 925****[Report No. 108-39]**

To authorize appropriations for the Department of State and international broadcasting activities for fiscal year 2004 and for the Peace Corps for fiscal years 2004 through 2007, and for other purposes.

IN THE SENATE OF THE UNITED STATES

APRIL 24, 2003

Mr. LUGAR, from the Committee on Foreign Relations, reported under authority of the order of the Senate of April 11, 2003, the following original bill; which was read twice and placed on the calendar

A BILL

To authorize appropriations for the Department of State and international broadcasting activities for fiscal year 2004 and for the Peace Corps for fiscal years 2004 through 2007, 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 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Foreign Relations Au-
5 thorization Act, Fiscal Year 2004”.

1 SEC. 2. TABLE OF CONTENTS.

2 The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. Definitions.

TITLE I—AUTHORIZATIONS OF APPROPRIATIONS

Subtitle A—Department of State

- Sec. 101. Administration of foreign affairs.
- Sec. 102. United States educational, cultural, and public diplomacy programs.
- Sec. 103. International organizations and conferences.
- Sec. 104. International commissions.
- Sec. 105. Migration and refugee assistance.

Subtitle B—United States International Broadcasting Activities

- Sec. 111. Authorizations of appropriations.

TITLE II—DEPARTMENT OF STATE AUTHORITIES AND ACTIVITIES

Subtitle A—Basic Authorities and Activities

- Sec. 201. Interference with protective functions.
- Sec. 202. Authority to issue administrative subpoenas.
- Sec. 203. Enhanced Department of State authority for uniformed security officers.
- Sec. 204. Reimbursement rate for airlift services provided to the Department of State.
- Sec. 205. Immediate response facilities.
- Sec. 206. Security capital cost sharing.
- Sec. 207. Prohibition on transfer of certain visa processing fees.
- Sec. 208. Reimbursement from United States Olympic Committee.

Subtitle B—Educational, Cultural, and Public Diplomacy Authorities

- Sec. 211. Authority to promote biotechnology.
- Sec. 212. The United States Diplomacy Center.
- Sec. 213. Latin America civilian government security program.

TITLE III—ORGANIZATION AND PERSONNEL OF THE DEPARTMENT OF STATE

- Sec. 301. Fellowship of Hope program.
- Sec. 302. Cost-of-living allowances.
- Sec. 303. Additional authority for waiver of annuity limitations on reemployed Foreign Service annuitants.
- Sec. 304. Home leave.
- Sec. 305. Increased limits applicable to post differentials and danger pay allowances.
- Sec. 306. Suspension of Foreign Service members without pay.
- Sec. 307. Claims for lost pay.
- Sec. 308. Repeal of requirement for recertification process for members of the Senior Foreign Service.

- Sec. 309. Deadline for issuance of regulations regarding retirement credit for Government service performed abroad.
- Sec. 310. Separation of lowest ranked Foreign Service members.
- Sec. 311. Disclosure requirements applicable to proposed recipients of the personal rank of ambassador or minister.
- Sec. 312. Provision of living quarters and allowances to the United States representatives to the United Nations.

TITLE IV—INTERNATIONAL ORGANIZATIONS

- Sec. 401. Limitation on the United States share of assessments for United Nations peacekeeping operations after calendar year 2004.
- Sec. 402. Report to Congress on implementation of the Brahimi report.
- Sec. 403. Membership on United Nations councils and commissions.

TITLE V—DESIGNATION OF FOREIGN TERRORIST ORGANIZATIONS

- Sec. 501. Designation of foreign terrorist organizations.

TITLE VI—STRENGTHENING OUTREACH TO THE ISLAMIC WORLD

Subtitle A—Public Diplomacy

- Sec. 601. Plans, reports, and budget documents.
- Sec. 602. Recruitment and training.
- Sec. 603. Report on foreign language briefings.

Subtitle B—Strengthening United States Educational and Cultural Exchange Programs

- Sec. 611. Definitions.
- Sec. 612. Expansion of educational and cultural exchanges.
- Sec. 613. Secondary exchange program.
- Sec. 614. Authorization of appropriations.

Subtitle C—Fellowship Program

- Sec. 621. Short title.
- Sec. 622. Fellowship program.
- Sec. 623. Fellowships.
- Sec. 624. Administrative provisions.

TITLE VII—INTERNATIONAL PARENTAL CHILD ABDUCTION PREVENTION

- Sec. 701. Short title.
- Sec. 702. Inadmissibility of aliens supporting international child abductors and relatives of such abductors.

TITLE VIII—MISCELLANEOUS PROVISIONS

- Sec. 801. Repeal of requirement for semiannual report on extradition of narcotics traffickers.
- Sec. 802. Technical amendments to the United States International Broadcasting Act of 1994.
- Sec. 803. Foreign language broadcasting.
- Sec. 804. Fellowships for multidisciplinary training on nonproliferation issues.
- Sec. 805. Requirement for report on United States policy toward Haiti.

- Sec. 806. Victims of violent crime abroad.
- Sec. 807. Limitation on use of funds relating to United States policy with respect to Jerusalem as the capital of Israel.
- Sec. 808. Requirement for additional report concerning efforts to promote Israel's diplomatic relations with other countries.
- Sec. 809. United States policy regarding the recognition of a Palestinian state.
- Sec. 810. Middle East Broadcasting Network.
- Sec. 811. Sense of Congress relating to international and economic support for a successor regime in Iraq.
- Sec. 812. Sense of Congress relating to Magen David Adom Society.
- Sec. 813. Sense of Congress on climate change.
- Sec. 814. Extension of authorization of appropriation for the United States Commission on International Religious Freedom.

TITLE IX—PEACE CORPS CHARTER FOR THE 21ST CENTURY

- Sec. 901. Short title.
- Sec. 902. Findings.
- Sec. 903. Definitions.
- Sec. 904. Strengthened independence of the Peace Corps.
- Sec. 905. Reports and consultations.
- Sec. 906. Increasing the number of volunteers.
- Sec. 907. Special volunteer recruitment and placement for countries whose governments are seeking to foster greater understanding between their citizens and the United States.
- Sec. 908. Global infectious diseases initiative.
- Sec. 909. Peace Corps Advisory Council.
- Sec. 910. Readjustment allowances.
- Sec. 911. Programs and projects of returned Peace Corps volunteers to promote the goals of the Peace Corps.
- Sec. 912. Authorization of appropriations.

1 **SEC. 3. DEFINITIONS.**

2 In this Act:

3 (1) **APPROPRIATE CONGRESSIONAL COMMIT-**
 4 **TEES.**—The term “appropriate congressional com-
 5 mittees” means the Committee on Foreign Relations
 6 of the Senate and the Committee on International
 7 Relations of the House of Representatives.

8 (2) **DEPARTMENT.**—The term “Department”
 9 means the Department of State.

1 (3) SECRETARY.—Except as otherwise provided
2 in this Act, the term “Secretary” means the Sec-
3 retary of State.

4 **TITLE I—AUTHORIZATIONS OF**
5 **APPROPRIATIONS**

6 **Subtitle A—Department of State**

7 **SEC. 101. ADMINISTRATION OF FOREIGN AFFAIRS.**

8 The following amounts are authorized to be appro-
9 priated for the Department under “Administration of For-
10 eign Affairs” to carry out the authorities, functions, du-
11 ties, and responsibilities in the conduct of foreign affairs
12 of the United States, and for other purposes authorized
13 by law:

14 (1) DIPLOMATIC AND CONSULAR PROGRAMS.—

15 (A) AUTHORIZATION OF APPROPRIA-
16 TIONS.—For “Diplomatic and Consular Pro-
17 grams”, \$4,171,504,000 for the fiscal year
18 2004.

19 (B) WORLDWIDE SECURITY UPGRADES.—

20 Of the amounts authorized to be appropriated
21 by subparagraph (A), \$646,701,000 for the fis-
22 cal year 2004 is authorized to be appropriated
23 for worldwide security upgrades.

1 (2) CAPITAL INVESTMENT FUND.—For “Cap-
2 ital Investment Fund”, \$157,000,000 for the fiscal
3 year 2004.

4 (3) EMBASSY SECURITY, CONSTRUCTION AND
5 MAINTENANCE.—For “Embassy Security, Construc-
6 tion and Maintenance”, \$926,400,000 for the fiscal
7 year 2004, in addition to the amounts authorized to
8 be appropriated for such purpose by section 604 of
9 the Admiral James W. Nance and Meg Donovan
10 Foreign Relations Authorization Act, Fiscal Years
11 2000 and 2001 (as enacted into law by section
12 1000(a)(7) of Public Law 106–113 and contained in
13 appendix G of that Act; 113 Stat. 1501A–453).

14 (4) REPRESENTATION ALLOWANCES.—For
15 “Representation Allowances”, \$9,000,000 for the
16 fiscal year 2004.

17 (5) PROTECTION OF FOREIGN MISSIONS AND
18 OFFICIALS.—For “Protection of Foreign Missions
19 and Officials”, \$10,000,000 for the fiscal year 2004.

20 (6) EMERGENCIES IN THE DIPLOMATIC AND
21 CONSULAR SERVICE.—For “Emergencies in the Dip-
22 lomatic and Consular Service”, \$1,000,000 for the
23 fiscal year 2004.

24 (7) REPATRIATION LOANS.—For “Repatriation
25 Loans”, \$1,219,000 for the fiscal year 2004.

1 (8) PAYMENT TO THE AMERICAN INSTITUTE IN
2 TAIWAN.—For “Payment to the American Institute
3 in Taiwan”, \$19,773,000 for the fiscal year 2004.

4 (9) OFFICE OF THE INSPECTOR GENERAL.—
5 For “Office of the Inspector General”, \$31,703,000
6 for the fiscal year 2004.

7 **SEC. 102. UNITED STATES EDUCATIONAL, CULTURAL, AND**
8 **PUBLIC DIPLOMACY PROGRAMS.**

9 (a) IN GENERAL.—The following amounts are au-
10 thorized to be appropriated for the Department to carry
11 out public diplomacy programs of the Department under
12 the United States Information and Educational Exchange
13 Act of 1948, the Mutual Educational and Cultural Ex-
14 change Act of 1961, Reorganization Plan Number 2 of
15 1977, the Foreign Affairs Reform and Restructuring Act
16 of 1998, the Center for Cultural and Technical Inter-
17 change Between East and West Act of 1960, the Dante
18 B. Fascell North-South Center Act of 1991, and the Na-
19 tional Endowment for Democracy Act, and to carry out
20 other authorities in law consistent with the purposes of
21 such Acts:

22 (1) EDUCATIONAL AND CULTURAL EXCHANGE
23 PROGRAMS.—

24 (A) FULBRIGHT ACADEMIC EXCHANGE
25 PROGRAMS.—

1 (i) IN GENERAL.—For the “Fulbright
2 Academic Exchange Programs”
3 \$127,365,000 for the fiscal year 2004.

4 (ii) VIETNAM FULBRIGHT ACADEMIC
5 EXCHANGE PROGRAM.—Of the amount au-
6 thorized to be appropriated by clause (i),
7 \$5,000,000 to carry out the Vietnam schol-
8 arship program established by section 229
9 of the Foreign Relations Authorization
10 Act, Fiscal Years 1992 and 1993 (Public
11 Law 102–138).

12 (B) OTHER EDUCATIONAL AND CULTURAL
13 EXCHANGE PROGRAMS.—For other educational
14 and cultural exchange programs authorized by
15 law, \$274,981,000 for the fiscal year 2004.

16 (2) NATIONAL ENDOWMENT FOR DEMOC-
17 RACY.—For the “National Endowment for Democ-
18 racy”, \$42,000,000 for the fiscal year 2004.

19 (3) CENTER FOR CULTURAL AND TECHNICAL
20 INTERCHANGE BETWEEN EAST AND WEST.—For the
21 “Center for Cultural and Technical Interchange Be-
22 tween East and West”, \$15,000,000 for the fiscal
23 year 2004.

1 (4) DANTE B. FASCELL NORTH-SOUTH CEN-
2 TER.—For the “Dante B. Fascell North-South Cen-
3 ter”, \$2,000,000 for the fiscal year 2004.

4 (b) ASIA FOUNDATION.—Section 404 of The Asia
5 Foundation Act (22 U.S.C. 4403) is amended to read as
6 follows:

7 “SEC. 404. There are authorized to be appropriated
8 to the Secretary of State \$15,000,000 for the fiscal year
9 2004 for grants to The Asia Foundation pursuant to this
10 title.”.

11 **SEC. 103. INTERNATIONAL ORGANIZATIONS AND CON-**
12 **FERENCES.**

13 (a) ASSESSED CONTRIBUTIONS TO INTERNATIONAL
14 ORGANIZATIONS.—There is authorized to be appropriated
15 for “Contributions to International Organizations”,
16 \$1,010,463,000 for the fiscal year 2004 for the Depart-
17 ment to carry out the authorities, functions, duties, and
18 responsibilities in the conduct of the foreign affairs of the
19 United States with respect to international organizations
20 and to carry out other authorities in law consistent with
21 such purposes.

22 (b) CONTRIBUTIONS FOR INTERNATIONAL PEACE-
23 KEEPING ACTIVITIES.—

24 (1) AUTHORIZATION OF APPROPRIATION.—

25 There is authorized to be appropriated for “Con-

1 tributions for International Peacekeeping Activities”,
2 \$550,200,000 for the fiscal year 2004 for the De-
3 partment to carry out the authorities, functions, du-
4 ties, and responsibilities of the United States with
5 respect to international peacekeeping activities and
6 to carry out other authorities in law consistent with
7 such purposes.

8 (2) AVAILABILITY OF FUNDS.—Funds appro-
9 priated pursuant to paragraph (1) are authorized to
10 be available until September 30, 2005.

11 (c) FOREIGN CURRENCY EXCHANGE RATES.—

12 (1) AUTHORIZATION OF APPROPRIATION.—In
13 addition to amounts authorized to be appropriated
14 by subsection (a), there is authorized to be appro-
15 priated for the Department such sums as may be
16 necessary for the fiscal year 2004 to offset adverse
17 fluctuations in foreign currency exchange rates.

18 (2) AVAILABILITY OF FUNDS.—Amounts appro-
19 priated under this subsection shall be available for
20 obligation and expenditure only to the extent that
21 the Director of the Office of Management and Budg-
22 et determines and certifies to the appropriate con-
23 gressional committees that such amounts are nec-
24 essary due to such fluctuations.

1 **SEC. 104. INTERNATIONAL COMMISSIONS.**

2 The following amounts are authorized to be appro-
3 priated under “International Commissions” for the De-
4 partment to carry out the authorities, functions, duties,
5 and responsibilities in the conduct of the foreign affairs
6 of the United States with respect to international commis-
7 sions and for other purposes authorized by law:

8 (1) INTERNATIONAL BOUNDARY AND WATER
9 COMMISSION, UNITED STATES AND MEXICO.—For
10 “International Boundary and Water Commission,
11 United States and Mexico”—

12 (A) for “Salaries and Expenses”,
13 \$31,562,000 for the fiscal year 2004; and

14 (B) for “Construction”, \$8,901,000 for the
15 fiscal year 2004.

16 (2) INTERNATIONAL BOUNDARY COMMISSION,
17 UNITED STATES AND CANADA.—For “International
18 Boundary Commission, United States and Canada”,
19 \$1,261,000 for the fiscal year 2004.

20 (3) INTERNATIONAL JOINT COMMISSION.—For
21 “International Joint Commission”, \$7,810,000 for
22 the fiscal year 2004.

23 (4) INTERNATIONAL FISHERIES COMMISS-
24 SIONS.—For “International Fisheries Commissions”,
25 \$20,043,000 for the fiscal year 2004.

1 **SEC. 105. MIGRATION AND REFUGEE ASSISTANCE.**

2 (a) IN GENERAL.—There is authorized to be appro-
3 priated for “Migration and Refugee Assistance” for au-
4 thorized activities, \$760,197,000 for the fiscal year 2004.

5 (b) REFUGEES RESETTLING IN ISRAEL.—Of the
6 amount authorized to be appropriated by subsection (a),
7 \$50,000,000 is authorized to be available for the fiscal
8 year 2004 for the resettlement of refugees in Israel.

9 **Subtitle B—United States Inter-**
10 **national Broadcasting Activities**

11 **SEC. 111. AUTHORIZATIONS OF APPROPRIATIONS.**

12 The following amounts are authorized to be appro-
13 priated to carry out United States Government broad-
14 casting activities under the United States Information and
15 Educational Exchange Act of 1948, the United States
16 International Broadcasting Act of 1994, the Radio Broad-
17 casting to Cuba Act, the Television Broadcasting to Cuba
18 Act, and the Foreign Affairs Reform and Restructuring
19 Act of 1998, and to carry out other authorities in law con-
20 sistent with the purposes of such Acts:

21 (1) INTERNATIONAL BROADCASTING OPER-
22 ATIONS.—For “International Broadcasting Oper-
23 ations”, \$561,005,000 for the fiscal year 2004.

24 (2) BROADCASTING CAPITAL IMPROVEMENTS.—
25 For “Broadcasting Capital Improvements”,
26 \$11,395,000 for the fiscal year 2004.

1 **TITLE II—DEPARTMENT OF**
2 **STATE AUTHORITIES AND AC-**
3 **TIVITIES**

4 **Subtitle A—Basic Authorities and**
5 **Activities**

6 **SEC. 201. INTERFERENCE WITH PROTECTIVE FUNCTIONS.**

7 (a) OFFENSE.—Chapter 7 of title 18, United States
8 Code, is amended by adding at the end the following:

9 **“§ 117. Interference with certain protective functions**

10 “Whoever knowingly and willfully obstructs, resists,
11 or interferes with a Federal law enforcement agent en-
12 gaged, within the United States or the special maritime
13 territorial jurisdiction of the United States, in the per-
14 formance of the protective functions authorized by section
15 37 of the State Department Basic Authorities Act of 1956
16 (22 U.S.C. 2709) or section 103 of the Diplomatic Secu-
17 rity Act (22 U.S.C. 4802) shall be fined under this title
18 or imprisoned not more than one year, or both.”.

19 (b) CLERICAL AMENDMENT.—The table of sections
20 at the beginning of such chapter is amended by adding
21 at the end the following new item:

“117. Interference with certain protective functions.”.

1 **SEC. 202. AUTHORITY TO ISSUE ADMINISTRATIVE SUB-**
2 **POENAS.**

3 Section 37 of the State Department Basic Authorities
4 Act of 1956 (22 U.S.C. 2709) is amended by adding at
5 the end the following new subsection:

6 “(d) ADMINISTRATIVE SUBPOENAS.—

7 “(1) IN GENERAL.—If the Secretary determines
8 that there is an imminent threat against a person,
9 foreign mission, or international organization pro-
10 tected under the authority of subsection (a)(3), the
11 Secretary may issue in writing, and cause to be
12 served, a subpoena requiring—

13 “(A) the production of any records or
14 other items relevant to the threat; and

15 “(B) testimony by the custodian of the
16 items required to be produced concerning the
17 production and authenticity of those items.

18 “(2) REQUIREMENTS.—

19 “(A) RETURN DATE.—A subpoena under
20 this subsection shall describe the items required
21 to be produced and shall specify a return date
22 within a reasonable period of time within which
23 the requested items may be assembled and
24 made available. The return date specified may
25 not be less than 24 hours after service of the
26 subpoena.

1 “(B) NOTIFICATION TO ATTORNEY GEN-
2 ERAL.—As soon as practicable following the
3 issuance of a subpoena under this subsection,
4 the Secretary shall notify the Attorney General
5 of its issuance.

6 “(C) OTHER REQUIREMENTS.—The fol-
7 lowing provisions of section 3486 of title 18,
8 United States Code, shall apply to the exercise
9 of the authority of paragraph (1):

10 “(i) Paragraphs (4) through (8) of
11 subsection (a).

12 “(ii) Subsections (b), (c), and (d).

13 “(3) DELEGATION OF AUTHORITY.—The au-
14 thority under this subsection may be delegated only
15 to the Deputy Secretary of State.

16 “(4) ANNUAL REPORT.—Not later than Feb-
17 ruary 1 of each year, the Secretary shall submit to
18 the Committee on Foreign Relations of the Senate
19 and the Committee on International Relations of the
20 House of Representatives a report regarding the ex-
21 ercise of the authority under this subsection during
22 the previous calendar year.”.

1 **SEC. 203. ENHANCED DEPARTMENT OF STATE AUTHORITY**
2 **FOR UNIFORMED SECURITY OFFICERS.**

3 The State Department Basic Authorities Act of 1956
4 is amended by inserting after section 37 (22 U.S.C. 2709)
5 the following new section:

6 **“SEC. 37A. PROTECTION OF BUILDINGS AND AREAS IN THE**
7 **UNITED STATES BY DESIGNATED LAW EN-**
8 **FORCEMENT OFFICERS.**

9 “(a) DESIGNATION OF LAW ENFORCEMENT OFFI-
10 CERS.—The Secretary of State may designate Department
11 of State uniformed guards as law enforcement officers for
12 duty in connection with the protection of buildings and
13 areas within the United States for which the Department
14 of State provides protective services, including duty in
15 areas outside the property to the extent necessary to pro-
16 tect the property and persons on the property.

17 “(b) POWERS OF OFFICERS.—While engaged in the
18 performance of official duties as a law enforcement officer
19 designated under subsection (a), an officer may—

20 “(1) enforce Federal laws and regulations for
21 the protection of persons and property;

22 “(2) carry firearms; and

23 “(3) make arrests without warrant for any of-
24 fense against the United States committed in the of-
25 ficer’s presence, or for any felony cognizable under
26 the laws of the United States if the officer has rea-

1 sonable grounds to believe that the person to be ar-
2 rested has committed or is committing such felony
3 in connection with the buildings and areas, or per-
4 sons, for which the Department of State is providing
5 protective services.

6 “(c) REGULATIONS.—(1) The Secretary of State may
7 prescribe regulations necessary for the administration of
8 buildings and areas within the United States for which
9 the Department of State provides protective services. The
10 regulations may include reasonable penalties, within the
11 limits prescribed in subsection (d), for violations of the
12 regulations.

13 “(2) The Secretary shall consult with the Secretary
14 of Homeland Security in prescribing the regulations under
15 paragraph (1).

16 “(3) The regulations shall be posted and kept posted
17 in a conspicuous place on the property.

18 “(d) PENALTIES.—A person violating a regulation
19 prescribed under subsection (c) shall be fined under title
20 18, United States Code, or imprisoned for not more than
21 30 days, or both.

22 “(e) TRAINING OFFICERS.—The Secretary of State
23 may also designate firearms and explosives training offi-
24 cers as law enforcement officers under subsection (a) for
25 the limited purpose of safeguarding firearms, ammunition,

1 and explosives that are located at firearms and explosives
2 training facilities approved by the Secretary or are in tran-
3 sit between training facilities and Department of State
4 weapons and munitions vaults.

5 “(f) ATTORNEY GENERAL APPROVAL.—The powers
6 granted to officers designated under this section shall be
7 exercised in accordance with guidelines approved by the
8 Attorney General.

9 “(g) RELATIONSHIP TO OTHER AUTHORITY.—Noth-
10 ing in this section shall be construed to affect the author-
11 ity of the Secretary of Homeland Security, the Adminis-
12 trator of General Services, or any Federal law enforcement
13 agency.”.

14 **SEC. 204. REIMBURSEMENT RATE FOR AIRLIFT SERVICES**
15 **PROVIDED TO THE DEPARTMENT OF STATE.**

16 (a) AUTHORITY.—Subsection (a) of section 2642 of
17 title 10, United States Code, is amended by inserting “or
18 the Department of State” after “Central Intelligence
19 Agency”.

20 (b) CONFORMING AND CLERICAL AMENDMENTS.—

21 (1) AMENDMENT TO SECTION HEADING.—The
22 heading for such section is amended to read as fol-
23 lows:

1 **“§ 2642. Reimbursement rate for airlift services pro-**
2 **vided to Central Intelligence Agency or**
3 **Department of State”.**

4 (2) CLERICAL AMENDMENT.—The item relating
5 to such section in the table of sections at the begin-
6 ning of chapter 157 of such title is amended to read
7 as follows:

“2642. Reimbursement rate for airlift services provided to Central Intelligence Agency or Department of State.”.

8 **SEC. 205. IMMEDIATE RESPONSE FACILITIES.**

9 Section 34(c) of the State Department Basic Authori-
10 ties Act of 1956 (22 U.S.C. 2706(c)) is amended to read
11 as follows:

12 “(c)(1) The Secretary may waive the notification re-
13 quirement of subsection (a) and of any other law if the
14 Secretary determines that—

15 “(A) compliance with the requirement would
16 pose a substantial risk to human health or welfare;
17 or

18 “(B) doing so is necessary to provide for the es-
19 tablishment, or renovation of, a diplomatic facility in
20 urgent circumstances, except that the notification re-
21 quirement may not be waived with respect to the re-
22 programming of more than \$10,000,000 for such fa-
23 cility in any one instance.

1 “(2) In the case of any waiver under this subsection,
2 the Secretary shall transmit a notification of the waiver
3 to the Committee on Foreign Relations and the Committee
4 on Appropriations of the Senate and the Committee on
5 International Relations and the Committee on Appropria-
6 tions of the House of Representatives as soon as is prac-
7 ticable, but not later than 3 days after the obligation of
8 the funds. The notification shall include an explanation
9 of the circumstances warranting the exercise of the waiv-
10 er.”.

11 **SEC. 206. SECURITY CAPITAL COST SHARING.**

12 (a) AUTHORIZATION.—The first section of the For-
13 eign Service Buildings Act, 1926 (22 U.S.C. 292) is
14 amended by adding at the end the following new sub-
15 section:

16 “(c)(1) The Secretary of State may, in accordance
17 with this section, collect from every agency of the Federal
18 Government that has assigned employees to any United
19 States diplomatic facility a fee for the purpose of con-
20 structing new United States diplomatic facilities.

21 “(2) The Secretary is authorized to determine annu-
22 ally and charge each Federal agency the amount to be col-
23 lected under paragraph (1) from the agency. To determine
24 such amount, the Secretary may prescribe and use a for-
25 mula that takes into account the number of employees of

1 each agency, including contractors and locally hired per-
2 sonnel, who are assigned to each United States diplomatic
3 facility and are under the authority of the chief of mission
4 pursuant to section 207 of the Foreign Service Act of
5 1980 (22 U.S.C. 3927).

6 “(3) The head of an agency charged a fee under this
7 section shall remit the amount of the fee to the Secretary
8 of State through the Intra-Governmental Payment and
9 Collection System or other appropriate means.

10 “(4) There shall be established on the books of the
11 Treasury an account to be known as the ‘Capital Security
12 Cost-Share Program Fund’, which shall be administered
13 by the Secretary. There shall be deposited into the account
14 all amounts collected by the Secretary pursuant to the au-
15 thority under paragraph (1), and such funds shall remain
16 available until expended. The Secretary shall include in
17 the Department of State’s Congressional Presentation
18 Document each year an accounting of the sources and uses
19 of the amounts deposited into the account.

20 “(5) The Secretary shall not collect a fee for an em-
21 ployee of an agency of the Federal Government who is as-
22 signed to a United States diplomatic facility that is lo-
23 cated at a site for which the Secretary has granted a waiv-
24 er under section 606(a)(2)(B)(i) of the Secure Embassy

1 Construction and Counterterrorism Act of 1999 (22
2 U.S.C. 4865(a)(2)(B)(i)).

3 “(6) In this subsection—

4 “(A) the term ‘agency of the Federal Govern-
5 ment’—

6 “(i) includes the Interagency Cooperative
7 Administrative Support Service; and

8 “(ii) does not include the Marine Security
9 Guard; and

10 “(B) the term ‘United States diplomatic facil-
11 ity’ has the meaning given that term in section 603
12 of the Secure Embassy Construction and
13 Counterterrorism Act of 1999 (22 U.S.C. 4865
14 note).”.

15 (b) EFFECTIVE DATE.—The amendment made by
16 subsection (a) shall take effect on October 1, 2004.

17 **SEC. 207. PROHIBITION ON TRANSFER OF CERTAIN VISA**
18 **PROCESSING FEES.**

19 Section 140(a)(2) of the Foreign Relations Author-
20 ization Act, Fiscal Years 1994 and 1995 (8 U.S.C. 1351
21 note) is amended by inserting before the period at the end
22 the following: “, and shall not be transferred to any other
23 agency”.

1 **SEC. 208. REIMBURSEMENT FROM UNITED STATES OLYM-**
2 **PIC COMMITTEE.**

3 (a) IN GENERAL.—The Secretary shall seek, to the
4 extent practicable, reimbursement from the United States
5 Olympic Committee for security provided to the United
6 States Olympic Team by Diplomatic Security Special
7 Agents during the 2004 Summer Olympics.

8 (b) OFFSETTING RECEIPT.—Reimbursements pro-
9 vided under subsection (a) shall be deposited as an offset-
10 ting receipt to the appropriate Department account.

11 (c) AVAILABILITY OF FUNDS.—Funds collected
12 under the authority in subsection (a) shall remain avail-
13 able for obligation until September 30, 2005.

14 **Subtitle B—Educational, Cultural,**
15 **and Public Diplomacy Authorities**

16 **SEC. 211. AUTHORITY TO PROMOTE BIOTECHNOLOGY.**

17 The Secretary is authorized to support, by grants, co-
18 operative agreements, or contracts, outreach and public di-
19 plomacy activities regarding the benefits of agricultural
20 biotechnology and science-based regulatory systems, and
21 the application of agricultural biotechnology for trade and
22 development purposes. The total amount of grants made
23 pursuant to this authority in a fiscal year shall not exceed
24 \$500,000.

1 **SEC. 212. THE UNITED STATES DIPLOMACY CENTER.**

2 Title I of the State Department Basic Authorities Act
3 of 1956 is amended by adding after section 58 (22 U.S.C.
4 2730) the following new section:

5 **“SEC. 59. THE UNITED STATES DIPLOMACY CENTER.**

6 “(a) ACTIVITIES.—

7 “(1) SUPPORT AUTHORIZED.—The Secretary of
8 State is authorized to provide by contract, grant, or
9 otherwise, for the performance of appropriate mu-
10 seum visitor and educational outreach services, in-
11 cluding organizing conference activities, museum
12 shop services, and food services, in the public exhibit
13 and related space utilized by the United States Di-
14 plomacy Center.

15 “(2) PAYMENT OF EXPENSES.—The Secretary
16 may pay all reasonable expenses of conference activi-
17 ties conducted by the Center, including refreshments
18 and reimbursement of travel expenses incurred by
19 participants.

20 “(3) RECOVERY OF COSTS.—Any revenues gen-
21 erated under the authority of paragraph (1) for vis-
22 itor services may be retained, as a recovery of the
23 costs of operating the Center, and credited to any
24 Department of State appropriation.

25 “(b) DISPOSITION OF UNITED STATES DIPLOMACY
26 CENTER ARTIFACTS AND MATERIALS.—

1 “(1) PROPERTY OF SECRETARY.—All historic
2 documents, artifacts, or other articles permanently
3 acquired by the Department of State and deter-
4 mined by the Secretary to be suitable for display in
5 the United States Diplomacy Center shall be consid-
6 ered to be the property of the Secretary in the Sec-
7 retary’s official capacity and shall be subject to dis-
8 position solely in accordance with this subsection.

9 “(2) SALE OR TRADE.—Whenever the Secretary
10 makes the determination under paragraph (3) with
11 respect to an item, the Secretary may sell at fair
12 market value, trade, or transfer the item, without re-
13 gard to the requirements of subtitle I of title 40,
14 United States Code. The proceeds of any such sale
15 may be used solely for the advancement of the Cen-
16 ter’s mission and may not be used for any purpose
17 other than the acquisition and direct care of collec-
18 tions.

19 “(3) DETERMINATIONS PRIOR TO SALE OR
20 TRADE.—The determination referred to in para-
21 graph (2), with respect to an item, is a determina-
22 tion that—

23 “(A) the item no longer serves to further
24 the purposes of the Center established in the
25 collections management policy of the Center; or

1 “(B) in order to maintain the standards of
2 the collections of the Center, the sale or ex-
3 change of the item would be a better use of the
4 item.

5 “(4) LOANS.—The Secretary may also lend
6 items covered by paragraph (1), when not needed for
7 use or display in the Center, to the Smithsonian In-
8 stitution or a similar institution for repair, study, or
9 exhibition.”.

10 **SEC. 213. LATIN AMERICA CIVILIAN GOVERNMENT SECUR-**
11 **RITY PROGRAM.**

12 The Secretary is authorized to establish, through an
13 institution of higher education in the United States that
14 has prior experience in the field, an educational program
15 designed to promote civilian control of government min-
16 istries in Latin America that perform national security
17 functions by teaching and reinforcing among young pro-
18 fessionals from countries in Latin America the analytical
19 skills, knowledge of civil institutions, and leadership skills
20 necessary to manage national security functions within a
21 democratic civil society.

1 **TITLE III—ORGANIZATION AND**
2 **PERSONNEL OF THE DEPART-**
3 **MENT OF STATE**

4 **SEC. 301. FELLOWSHIP OF HOPE PROGRAM.**

5 (a) FELLOWSHIP AUTHORIZED.—Chapter 5 of title
6 I of the Foreign Service Act of 1980 (22 U.S.C. 3981
7 et seq.) is amended by adding at the end the following
8 new section:

9 “SEC. 506. FELLOWSHIP OF HOPE.—(a) The Sec-
10 retary is authorized to establish the Fellowship of Hope
11 Program. Under the program, the Secretary may assign
12 a member of the Service, for not more than one year, to
13 a position with any designated country or designated enti-
14 ty that permits an employee to be assigned to a position
15 with the Department.

16 “(b) The salary and benefits of a member of the Serv-
17 ice shall be paid as described in subsection (b) of section
18 503 during a period in which such member is participating
19 in the Fellowship of Hope Program. The salary and bene-
20 fits of an employee of a designated country or designated
21 entity participating in such program shall be paid by such
22 country or entity during the period in which such employee
23 is participating in the program.

24 “(c) In this section:

1 “(1) The term ‘designated country’ means a
2 member country of—

3 “(A) the North Atlantic Treaty Organiza-
4 tion; or

5 “(B) the European Union.

6 “(2) The term ‘designated entity’ means—

7 “(A) the North Atlantic Treaty Organiza-
8 tion; or

9 “(B) the European Union.”.

10 (b) TECHNICAL AND CONFORMING AMENDMENTS.—

11 Such Act is amended—

12 (1) in section 503 (22 U.S.C. 3983)—

13 (A) in the section heading, by striking
14 “AND” and inserting “FOREIGN GOVERN-
15 MENTS, OR”; and

16 (B) in subsection (a)(1), by inserting after
17 “body” the following: “, or with a foreign gov-
18 ernment under section 506”; and

19 (2) in section 2, in the table of contents—

20 (A) by striking the item relating to section
21 503 and inserting the following:

“Sec. 503. Assignments to agencies, international organizations, foreign govern-
ments, or other bodies.”;

22 and

1 (B) by inserting after the item relating to
2 section 505 the following:

“Sec. 506. Fellowship of Hope Program.”.

3 **SEC. 302. COST-OF-LIVING ALLOWANCES.**

4 Section 5924(4) of title 5, United States Code, is
5 amended—

6 (1) in the first sentence of subparagraph (A)—

7 (A) by inserting “activities required for
8 successful completion of a grade or course and”
9 after “(including”;

10 (B) by striking “not to exceed the total
11 cost to the Government of the dependent at-
12 tending an adequate school in the nearest local-
13 ity where an adequate school is available” and
14 inserting “subject to the approval of the head
15 of the agency involved”;

16 (2) by striking subparagraph (B) and inserting
17 the following:

18 “(B) The travel expenses of dependents of
19 an employee to and from a secondary, post-sec-
20 ondary, or post-baccalaureate educational insti-
21 tution, not to exceed 1 annual trip each way for
22 each dependent, except that an allowance pay-
23 ment under subparagraph (A) of this paragraph
24 may not be made for a dependent during the 12
25 months following the arrival of the dependent

1 at the selected educational institution under au-
2 thority contained in this subparagraph.”; and
3 (3) by adding at the end the following new sub-
4 paragraph:

5 “(D) Allowances provided pursuant to sub-
6 paragraphs (A) and (B) may include, at the
7 election of the employee, payment or reimburse-
8 ment of the costs incurred to store baggage for
9 the employee’s dependent at or in the vicinity of
10 the dependent’s school during the dependent’s
11 annual trip between the school and the employ-
12 ee’s duty station, except that such payment or
13 reimbursement may not exceed the cost that the
14 Government would incur to transport the bag-
15 gage with the dependent in connection with the
16 annual trip, and such payment or reimburse-
17 ment shall be in lieu of transportation of the
18 baggage.”.

19 **SEC. 303. ADDITIONAL AUTHORITY FOR WAIVER OF ANNU-**
20 **ITY LIMITATIONS ON REEMPLOYED FOREIGN**
21 **SERVICE ANNUITANTS.**

22 Section 824(g) of the Foreign Service Act of 1980
23 (22 U.S.C. 4064(g)) is amended to read as follows:

1 “(g) The Secretary of State may waive the applica-
2 tion of subsections (a) through (d) on a case-by-case basis
3 for an annuitant reemployed on a temporary basis—

4 “(1) if, and for so long as, such waiver is nec-
5 essary due to an emergency involving a direct threat
6 to life or property or other unusual circumstances;
7 or

8 “(2) if the annuitant is employed in a position
9 for which there is exceptional difficulty in recruiting
10 or retaining a qualified employee.”.

11 **SEC. 304. HOME LEAVE.**

12 Chapter 9 of title I of the Foreign Service Act of
13 1980 is amended—

14 (1) in section 901(6) (22 U.S.C. 4081(6)), by
15 striking “unbroken by home leave” both places that
16 it appears; and

17 (2) in section 903(a) (22 U.S.C. 4083(a)), by
18 striking “18 months” in the first sentence and in-
19 serting “12 months”.

20 **SEC. 305. INCREASED LIMITS APPLICABLE TO POST DIF-**
21 **FERENTIALS AND DANGER PAY ALLOW-**
22 **ANCES.**

23 (a) POST DIFFERENTIALS.—Section 5925(a) of title
24 5, United States Code, is amended by striking “25 per-
25 cent” in the third sentence and inserting “35 percent”.

1 (b) DANGER PAY ALLOWANCES.—Section 5928 of
2 title 5, United States Code, is amended by striking “25
3 percent” both places that it appears and inserting “35
4 percent”.

5 **SEC. 306. SUSPENSION OF FOREIGN SERVICE MEMBERS**
6 **WITHOUT PAY.**

7 (a) SUSPENSION.—Section 610 of the Foreign Serv-
8 ice Act of 1980 (22 U.S.C. 4010) is amended by adding
9 at the end the following new subsection:

10 “(c) SUSPENSION.—(1) The Secretary may suspend
11 a member of the Foreign Service without pay when there
12 is reasonable cause to believe that the member has com-
13 mitted a crime for which a sentence of imprisonment may
14 be imposed and there is a connection between the conduct
15 and the efficiency of the Foreign Service.

16 “(2) Any member of the Foreign Service for which
17 a suspension is proposed shall be entitled to—

18 “(A) written notice stating the specific reasons
19 for the proposed suspension;

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

22 “(C) representation by an attorney or other
23 representative; and

1 “(D) a final written decision, including the spe-
2 cific reasons for such decision, as soon as prac-
3 ticable.

4 “(3) Any member suspended under this section may
5 file a grievance in accordance with the procedures applica-
6 ble to grievances under chapter 11 of this title.

7 “(4) In the case of a grievance filed under paragraph
8 (3), the review by the Foreign Service Grievance Board—

9 “(A) shall be limited to a determination of
10 whether the reasonable cause requirement has been
11 fulfilled and whether there is a connection between
12 the conduct and the efficiency of the Foreign Serv-
13 ice; and

14 “(B) may not exercise the authority provided
15 under section 1106(8) of the Foreign Service Act of
16 1980 (22 U.S.C. 4136(8)).

17 “(5) In this section:

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

19 “(i) with respect to a member of the For-
20 eign Service assigned to duty in the United
21 States, 15 days after receiving notice of the
22 proposed suspension; and

23 “(ii) with respect to a member of the For-
24 eign Service assigned to duty outside the

1 United States, 30 days after receiving notice of
2 the proposed suspension.

3 “(B) The term ‘suspend’ or ‘suspension’ means
4 the placing of a member of the Foreign Service, for
5 disciplinary reasons, in a temporary status without
6 duties.”.

7 (b) CONFORMING AND CLERICAL AMENDMENTS.—

8 (1) AMENDMENT OF SECTION HEADING.—Such
9 section, as amended by subsection (a), is further
10 amended by inserting “; **SUSPENSION**” before the
11 period at the end.

12 (2) CLERICAL AMENDMENT.—The item relating
13 to such section in the table of contents in section 2
14 of such Act is amended to read as follows:

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

15 **SEC. 307. CLAIMS FOR LOST PAY.**

16 Section 2 of the State Department Basic Authorities
17 Act of 1956 (22 U.S.C. 2669) is amended by adding at
18 the end the following:

19 “(o) make administrative corrections or adjust-
20 ments to an employee’s pay, allowances, or differen-
21 tials, resulting from mistakes or retroactive per-
22 sonnel actions, as well as provide back pay and other
23 categories of payments under section 5596 of title 5,
24 United States Code, as part of the settlement or

1 compromise of administrative claims or grievances
2 filed against the Department.”.

3 **SEC. 308. REPEAL OF REQUIREMENT FOR RECERTIFI-**
4 **CATION PROCESS FOR MEMBERS OF THE**
5 **SENIOR FOREIGN SERVICE.**

6 Section 305(d) of the Foreign Service Act of 1980
7 (22 U.S.C. 3945(d)) is repealed.

8 **SEC. 309. DEADLINE FOR ISSUANCE OF REGULATIONS RE-**
9 **GARDING RETIREMENT CREDIT FOR GOV-**
10 **ERNMENT SERVICE PERFORMED ABROAD.**

11 Section 321(f) of the Foreign Relations Authorization
12 Act, Fiscal Year 2003 (Public Law 107–228; 116 Stat.
13 1383; 5 U.S.C. 8411 note) is amended by inserting “, not
14 later than 60 days after the date of the enactment of the
15 Foreign Relations Authorization Act, Fiscal Year 2004,”
16 after “regulations”.

17 **SEC. 310. SEPARATION OF LOWEST RANKED FOREIGN**
18 **SERVICE MEMBERS.**

19 Section 2311(b)(1) of the Foreign Relations Author-
20 ization Act, Fiscal Years 1998 and 1999 (subdivision B
21 of division G of the Omnibus Consolidated and Emergency
22 Supplemental Appropriations Act, 1999 (Public Law 105–
23 277; 112 Stat. 2681–826; 22 U.S.C. 4010 note) is amend-
24 ed—

1 (1) by striking “Not later than 90 days after
2 the date of enactment of this Act, the” and inserting
3 “The”;

4 (2) by striking “5 percent” and inserting “2
5 percent”; and

6 (3) by striking “for 2 or more of the 5 years
7 preceding the date of enactment of this Act” and in-
8 serting “at least twice in any 5-year period”.

9 **SEC. 311. DISCLOSURE REQUIREMENTS APPLICABLE TO**
10 **PROPOSED RECIPIENTS OF THE PERSONAL**
11 **RANK OF AMBASSADOR OR MINISTER.**

12 Section 302(a)(2)(B)(ii)(IV) of the Foreign Service
13 Act of 1980 (22 U.S.C. 3942(a)(2)(B)(ii)(IV)) is amended
14 by inserting before the period at the end the following:
15 “, including information that is required to be disclosed
16 on the Standard Form 278, or any successor financial dis-
17 closure report”.

18 **SEC. 312. PROVISION OF LIVING QUARTERS AND ALLOW-**
19 **ANCES TO THE UNITED STATES REPRESENT-**
20 **ATIVES TO THE UNITED NATIONS.**

21 Section 9 of the United Nations Participation Act of
22 1945 (22 U.S.C. 287e–1) is amended to read as follows:

23 “SEC. 9. (a) The Secretary of State may, under such
24 regulations as the Secretary shall prescribe, and notwith-
25 standing subsections (a) and (b) of section 3324 of title

1 31, United States Code, and section 5536 of title 5,
2 United States Code—

3 “(1) make available to the Permanent Rep-
4 resentative of the United States to the United Na-
5 tions and the Deputy Permanent Representative of
6 the United States to the United Nations—

7 “(A) living quarters leased or rented by
8 the United States for a period that does not ex-
9 ceed 10 years; and

10 “(B) allowances for unusual expenses inci-
11 dent to the operation and maintenance of such
12 living quarters that are similar to expenses au-
13 thorized to be funded by section 5913 of title
14 5, United States Code;

15 “(2) make available living quarters in New
16 York leased or rented by the United States for a pe-
17 riod of not more than 10 years to—

18 “(A) not more than 40 members of the
19 Foreign Service assigned to the United States
20 Mission to the United Nations or other United
21 States representatives to the United Nations;
22 and

23 “(B) not more than 2 employees who serve
24 at the pleasure of the Permanent Representa-

1 tive of the United States to the United Nations;
2 and

3 “(3) provide an allowance, as the Secretary con-
4 siders appropriate, to each Delegate and Alternate
5 Delegate of the United States to any session of the
6 General Assembly of the United Nations who is not
7 a permanent member of the staff of the United
8 States Mission to the United Nations, in order to
9 compensate each such Delegate or Alternate Dele-
10 gate for necessary housing and subsistence expenses
11 with respect to attending any such session.

12 “(b) The Secretary may not make available living
13 quarters or allowances under subsection (a) to an em-
14 ployee who is occupying living quarters that are owned by
15 such employee.

16 “(c) Living quarters and allowances provided under
17 subsection (a) shall be considered for all purposes as au-
18 thorized—

19 “(1) by chapter 9 of title I of the Foreign Serv-
20 ice Act of 1980; and

21 “(2) by section 5913 of title 5, United States
22 Code.

23 “(d) The Inspector General for the Department of
24 State and the Broadcasting Board of Governors shall peri-
25 odically review the administration of this section with a

1 view to achieving cost savings and developing appropriate
2 recommendations to make to the Secretary of State re-
3 garding the administration of this section.”.

4 **TITLE IV—INTERNATIONAL**
5 **ORGANIZATIONS**

6 **SEC. 401. LIMITATION ON THE UNITED STATES SHARE OF**
7 **ASSESSMENTS FOR UNITED NATIONS PEACE-**
8 **KEEPING OPERATIONS AFTER CALENDAR**
9 **YEAR 2004.**

10 Section 404(b)(2)(B) of the Foreign Relations Au-
11 thorization Act, Fiscal Years 1994 and 1995 (22 U.S.C.
12 287e note) is amended by adding at the end the following
13 new clause:

14 “(v) For assessments made during a
15 calendar year after calendar year 2004,
16 27.40 percent.”.

17 **SEC. 402. REPORT TO CONGRESS ON IMPLEMENTATION OF**
18 **THE BRAHIMI REPORT.**

19 (a) REQUIREMENT.—Not later than 90 days after the
20 date of the enactment of this Act, the Secretary shall sub-
21 mit to the appropriate congressional committees a report
22 assessing the progress made to implement the rec-
23 ommendations set out in the Report of the Panel on
24 United Nations Peace Operations, transmitted from the
25 Secretary General of the United Nations to the President

1 of the General Assembly and the President of the Security
2 Council on August 21, 2000 (“Report”).

3 (b) CONTENT.—The report required by subsection
4 (a) shall include—

5 (1) an assessment of the United Nations
6 progress toward implementing the recommendations
7 set out in the Report;

8 (2) a description of the progress made toward
9 strengthening the capability of the United Nations
10 to deploy a civilian police force and rule of law
11 teams on an emergency basis at the request of the
12 United Nations Security Council; and

13 (3) a description of the policies, programs, and
14 strategies of the United States Government that
15 support the implementation of the recommendations
16 set out in the Report, especially in the areas of civil-
17 ian police and rule of law.

18 **SEC. 403. MEMBERSHIP ON UNITED NATIONS COUNCILS**

19 **AND COMMISSIONS.**

20 (a) IN GENERAL.—Section 408 of the Department of
21 State Authorization Act, Fiscal Year 2003 (division A of
22 Public Law 107–228; 116 Stat. 1391; 22 U.S.C. 287
23 note) is amended—

24 (1) by striking “and” at the end of paragraph

25 (2);

1 (2) by striking paragraph (3) and inserting the
2 following:

3 “(3) to prevent membership on the United Na-
4 tions Commission on Human Rights or the United
5 Nations Security Council by—

6 “(A) any member nation the government
7 of which, in the judgment of the Secretary,
8 based on the Department’s Annual Country Re-
9 ports on Human Rights and the Annual Report
10 on International Report on Religious Freedom,
11 consistently violates internationally recognized
12 human rights or has engaged in or tolerated
13 particularly severe violations of religious free-
14 dom in that country; or

15 “(B) any member nation the government
16 of which, as determined by the Secretary—

17 “(i) is a sponsor of terrorism; or

18 “(ii) is the subject of United Nations
19 sanctions; and”;

20 (3) by adding at the end the following new
21 paragraph:

22 “(4) to advocate that the government of any
23 member nation that the Secretary determines is a
24 sponsor of terrorism or is the subject of United Na-
25 tions sanctions is not elected to a leadership position

1 in the United Nations General Assembly, the United
 2 Nations Commission on Human Rights, the United
 3 Nations Security Council, or any other entity of the
 4 United Nations.”.

5 (b) CONFORMING AMENDMENT.—The heading of sec-
 6 tion 408 is amended to read as follows:

7 **“SEC. 408. MEMBERSHIP ON UNITED NATIONS COMMIS-**
 8 **SIONS AND COUNCILS AND THE INTER-**
 9 **NATIONAL NARCOTICS CONTROL BOARD.”.**

10 **TITLE V—DESIGNATION OF FOR-**
 11 **EIGN TERRORIST ORGANIZA-**
 12 **TIONS**

13 **SEC. 501. DESIGNATION OF FOREIGN TERRORIST ORGANI-**
 14 **ZATIONS.**

15 (a) PERIOD OF DESIGNATION.—Section 219(a)(4) of
 16 the Immigration and Nationality Act (8 U.S.C.
 17 1189(a)(4)) is amended—

18 (1) in subparagraph (A)—

19 (A) by striking “Subject to paragraphs (5)
 20 and (6), a” and inserting “A”; and

21 (B) by striking “for a period of 2 years be-
 22 ginning on the effective date of the designation
 23 under paragraph (2)(B)” and inserting “until
 24 revoked under paragraph (5) or (6) or set aside
 25 pursuant to subsection (c)”;

1 (2) by striking subparagraph (B) and inserting
2 the following:

3 “(B) REVIEW OF DESIGNATION UPON PE-
4 TITION.—

5 “(i) IN GENERAL.—The Secretary
6 shall review the designation of a foreign
7 terrorist organization under the procedures
8 set forth in clauses (iii) and (iv) if the des-
9 ignated organization files a petition for
10 revocation within the petition period de-
11 scribed in clause (ii).

12 “(ii) PETITION PERIOD.—For pur-
13 poses of clause (i)—

14 “(I) if the designated organiza-
15 tion has not previously filed a petition
16 for revocation under this subpara-
17 graph, the petition period begins 2
18 years after the date on which the des-
19 ignation was made; or

20 “(II) if the designated organiza-
21 tion has previously filed a petition for
22 revocation under this subparagraph,
23 the petition period begins 2 years
24 after the date of the determination

1 made under clause (iv) on that peti-
2 tion.

3 “(iii) PROCEDURES.—Any foreign ter-
4 rorist organization that submits a petition
5 for revocation under this subparagraph
6 must provide evidence in that petition that
7 the relevant circumstances described in
8 paragraph (1) have changed in such a
9 manner as to warrant revocation with re-
10 spect to the organization.

11 “(iv) DETERMINATION.—

12 “(I) IN GENERAL.—Not later
13 than 180 days after receiving a peti-
14 tion for revocation submitted under
15 this subparagraph, the Secretary shall
16 make a determination as to such rev-
17 ocation.

18 “(II) CLASSIFIED INFORMA-
19 TION.—The Secretary may consider
20 classified information in making a de-
21 termination in response to a petition
22 for revocation. Classified information
23 shall not be subject to disclosure for
24 such time as it remains classified, ex-
25 cept that such information may be

1 disclosed to a court ex parte and in
2 camera for purposes of judicial review
3 under subsection (c).

4 “(III) PUBLICATION OF DETER-
5 MINATION.—A determination made by
6 the Secretary under this clause shall
7 be published in the Federal Register.

8 “(IV) PROCEDURES.—Any rev-
9 ocation by the Secretary shall be
10 made in accordance with paragraph
11 (6).”; and

12 (3) by adding at the end the following:

13 “(C) OTHER REVIEW OF DESIGNATION.—

14 “(i) IN GENERAL.—If in a 4-year pe-
15 riod no review has taken place under sub-
16 paragraph (B), the Secretary shall review
17 the designation of the foreign terrorist or-
18 ganization in order to determine whether
19 such designation should be revoked pursu-
20 ant to paragraph (6).

21 “(ii) PROCEDURES.—If a review does
22 not take place pursuant to subparagraph
23 (B) in response to a petition for revocation
24 that is filed in accordance with that sub-
25 paragraph, then the review shall be con-

1 ducted pursuant to procedures established
2 by the Secretary. The results of such re-
3 view and the applicable procedures shall
4 not be reviewable in any court.

5 “(iii) PUBLICATION OF RESULTS OF
6 REVIEW.—The Secretary shall publish any
7 determination made pursuant to this sub-
8 paragraph in the Federal Register.”.

9 (b) ALIASES.—Section 219 of the Immigration and
10 Nationality Act (8 U.S.C. 1189) is amended—

11 (1) by redesignating subsections (b) and (c) as
12 subsections (c) and (d), respectively; and

13 (2) by inserting after subsection (a) the fol-
14 lowing new subsection (b):

15 “(b) AMENDMENTS TO A DESIGNATION.—

16 “(1) IN GENERAL.—The Secretary may amend
17 a designation under this subsection if the Secretary
18 finds that the organization has changed its name,
19 adopted a new alias, dissolved and then reconsti-
20 tuted itself under a different name or names, or
21 merged with another organization.

22 “(2) PROCEDURE.—Amendments made to a
23 designation in accordance with paragraph (1) shall
24 be effective upon publication in the Federal Register.

25 Subparagraphs (B) and (C) of subsection (a)(2)

1 shall apply to an amended designation upon such
2 publication. Paragraphs (2)(A)(i), (4), (5), (6), (7),
3 and (8) of subsection (a) shall also apply to an
4 amended designation.

5 “(3) ADMINISTRATIVE RECORD.—The adminis-
6 trative record shall be corrected to include the
7 amendments as well as any additional relevant infor-
8 mation that supports those amendments.

9 “(4) CLASSIFIED INFORMATION.—The Sec-
10 retary may consider classified information in amend-
11 ing a designation in accordance with this subsection.
12 Classified information shall not be subject to disclo-
13 sure for such time as it remains classified, except
14 that such information may be disclosed to a court ex
15 parte and in camera for purposes of judicial review
16 under subsection (c).”.

17 (c) TECHNICAL AND CONFORMING AMENDMENTS.—
18 Section 219 of the Immigration and Nationality Act (8
19 U.S.C. 1189) is amended—

20 (1) in subsection (a)—

21 (A) in paragraph (3)(B), by striking “sub-
22 section (b)” and inserting “subsection (c)”;

23 (B) in paragraph (6)(A)—

24 (i) in the matter preceding clause (i),
25 by striking “or a redesignation made under

1 paragraph (4)(B)” and inserting “at any
2 time, and shall revoke a designation upon
3 completion of a review conducted pursuant
4 to subparagraphs (B) and (C) of para-
5 graph (4)”;

6 (ii) in clause (i), by striking “or redesi-
7 gnation”;

8 (C) in paragraph (7), by striking “, or the
9 revocation of a redesignation under paragraph
10 (6),”;

11 (D) in paragraph (8)—

12 (i) by striking “, or if a redesignation
13 under this subsection has become effective
14 under paragraph (4)(B),”;

15 (ii) by striking “or redesignation”;

16 and

17 (2) in subsection (c), as so redesignated—

18 (A) in paragraph (1), by striking “of the
19 designation in the Federal Register,” and all
20 that follows through “review of the designa-
21 tion” and inserting “in the Federal Register of
22 a designation, an amended designation, or a de-
23 termination in response to a petition for revoca-
24 tion, the designated organization may seek judi-
25 cial review”;

1 (B) in paragraph (2), by inserting “,
2 amended designation, or determination in re-
3 sponse to a petition for revocation” after “des-
4 ignation”;

5 (C) in paragraph (3), by inserting “,
6 amended designation, or determination in re-
7 sponse to a petition for revocation” after “des-
8 ignation”; and

9 (D) in paragraph (4), by inserting “,
10 amended designation, or determination in re-
11 sponse to a petition for revocation” after “des-
12 ignation” each place that term appears.

13 (d) SAVINGS PROVISION.—For purposes of applying
14 section 219 of the Immigration and Nationality Act on
15 or after the date of enactment of this Act, the term “des-
16 ignation”, as used in that section, includes all redesigna-
17 tions made pursuant to section 219(a)(4)(B) of the Immi-
18 gration and Nationality Act (8 U.S.C. 1189(a)(4)(B))
19 prior to the date of enactment of this Act, and such redesi-
20 gnations shall continue to be effective until revoked as
21 provided in paragraph (5) or (6) of section 219(a) of the
22 Immigration and Nationality Act (8 U.S.C. 1189(a)).

1 **TITLE VI—STRENGTHENING**
2 **OUTREACH TO THE ISLAMIC**
3 **WORLD**

4 **Subtitle A—Public Diplomacy**

5 **SEC. 601. PLANS, REPORTS, AND BUDGET DOCUMENTS.**

6 Section 502 of the United States Information and
7 Educational Exchange Act of 1948 (22 U.S.C. 1462) is
8 amended to read as follows:

9 **“SEC. 502. PLANS, REPORTS, AND BUDGET DOCUMENTS.**

10 **“(a) INTERNATIONAL INFORMATION STRATEGY.—**

11 The President shall develop and report to the Committee
12 on Foreign Relations of the Senate and the Committee
13 on International Relations of the House of Representa-
14 tives an international information strategy. The inter-
15 national information strategy shall consist of public infor-
16 mation plans designed for major regions of the world, in-
17 cluding a focus on regions with significant Muslim popu-
18 lations.

19 **“(b) NATIONAL SECURITY STRATEGY.—**In prepara-

20 tion of the report required by section 108 of the National
21 Security Act of 1947 (50 U.S.C. 404a), the President
22 shall ensure that the report includes a comprehensive dis-
23 cussion of how public diplomacy activities are integrated
24 into the national security strategy of the United States,
25 and how such activities are designed to advance the goals

1 and objectives identified in the report pursuant to section
2 108(b)(1) of that Act.

3 “(c) PLANS REGARDING DEPARTMENT ACTIVI-
4 TIES.—

5 “(1) STRATEGIC PLAN.—In the updated and re-
6 vised strategic plan for program activities of the De-
7 partment required to be submitted under section
8 306 of title 5, United States Code, the Secretary
9 shall identify how public diplomacy activities of the
10 Department are designed to advance each strategic
11 goal identified in the plan.

12 “(2) ANNUAL PERFORMANCE PLAN.—The Sec-
13 retary shall ensure that each annual performance
14 plan for the Department required by section 1115 of
15 title 31, United States Code, includes a detailed dis-
16 cussion of public diplomacy activities of the Depart-
17 ment.

18 “(3) BUREAU AND MISSION PERFORMANCE
19 PLAN.—The Secretary shall ensure that each Bu-
20 reau Performance Plan and each Mission Perform-
21 ance Plan, under regulations of the Department, in-
22 cludes an extensive public diplomacy component.”.

1 **SEC. 602. RECRUITMENT AND TRAINING.**

2 (a) IN GENERAL.—Chapter 7 of title I of the Foreign
3 Service Act of 1980 (22 U.S.C. 4021 et seq.) is amended
4 by adding at the end the following new section:

5 **“SEC. 709. PUBLIC DIPLOMACY TRAINING.**

6 “The Secretary shall ensure that public diplomacy is
7 an important component of training at all levels of the
8 Foreign Service.”.

9 (b) JUNIOR OFFICER TRAINING.—Section 703(b) of
10 the Foreign Service Act of 1980 (22 U.S.C. 4023(b)) is
11 amended in the first sentence by inserting “public diplo-
12 macy,” before “consular”.

13 (c) AMENDMENT TO TABLE OF CONTENTS.—The
14 table of contents in section 2 of the Foreign Service Act
15 of 1980 is amended by inserting at the end of items relat-
16 ing to chapter 7 the following new item:

“Sec. 709. Public Diplomacy Training.”.

17 **SEC. 603. REPORT ON FOREIGN LANGUAGE BRIEFINGS.**

18 Not later than 90 days after the date of enactment
19 of this Act, the Secretary shall submit a report to the ap-
20 propriate congressional committees containing an evalua-
21 tion of the feasibility of conducting regular, televised brief-
22 ings by personnel of the Department of State about
23 United States foreign policy in major foreign languages,
24 including Arabic, Farsi, Chinese, French, and Spanish.

1 **Subtitle B—Strengthening United**
2 **States Educational and Cultural**
3 **Exchange Programs**

4 **SEC. 611. DEFINITIONS.**

5 In this subtitle:

6 (1) **ELIGIBLE COUNTRY.**—The term “eligible
7 country” means a country or entity in Africa, the
8 Middle East, South Asia, or Southeast Asia that—

9 (A) has a significant Muslim population;

10 and

11 (B) is designated by the Secretary as an
12 eligible country.

13 (2) **SECONDARY SCHOOL.**—The term “sec-
14 ondary school” means a school that serves students
15 in any of grades 9 through 12 or equivalent grades
16 in a foreign education system, as determined by the
17 Secretary, in consultation with the Secretary of Edu-
18 cation.

19 (3) **UNITED STATES ENTITY.**—The term
20 “United States entity” means an entity that is orga-
21 nized under laws of a State, the District of Colum-
22 bia, the Commonwealth of Puerto Rico, Guam, the
23 United States Virgin Islands, the Commonwealth of
24 the Northern Mariana Islands, or American Samoa.

1 (4) UNITED STATES SPONSORING ORGANIZA-
2 TION.—The term “United States sponsoring organi-
3 zation” means a nongovernmental organization
4 based in the United States and controlled by a citi-
5 zen of the United States or a United States entity
6 that is designated by the Secretary, pursuant to reg-
7 ulations, to carry out a program authorized by sec-
8 tion 612.

9 **SEC. 612. EXPANSION OF EDUCATIONAL AND CULTURAL**
10 **EXCHANGES.**

11 (a) STATEMENT OF POLICY.—The purpose of this
12 section is to provide for the expansion of international
13 educational and cultural exchange programs with eligible
14 countries.

15 (b) SPECIFIC PROGRAMS.—In carrying out the pur-
16 pose of this section, the Secretary is authorized to conduct
17 or initiate the following programs in eligible countries:

18 (1) FULBRIGHT EXCHANGE PROGRAM.—The
19 Secretary is authorized to substantially increase the
20 number of awards under the J. William Fulbright
21 Educational Exchange Program. The Secretary shall
22 take all appropriate steps to increase support for bi-
23 national Fulbright commissions in eligible countries
24 in order to enhance academic and scholarly ex-
25 changes with those countries.

1 (2) HUBERT H. HUMPHREY FELLOWSHIPS.—
2 The Secretary is authorized to substantially increase
3 the number of Hubert H. Humphrey Fellowships
4 awarded to candidates from eligible countries.

5 (3) SISTER INSTITUTIONS PROGRAMS.—The
6 Secretary is authorized to encourage the establish-
7 ment of “sister institution” programs between
8 United States and foreign institutions (including cit-
9 ies and municipalities) in eligible countries, in order
10 to enhance mutual understanding at the community
11 level.

12 (4) LIBRARY TRAINING EXCHANGES.—The Sec-
13 retary is authorized to develop a demonstration pro-
14 gram to assist governments in eligible countries to
15 establish or upgrade their public library systems to
16 improve literacy. The program may include training
17 in the library sciences.

18 (5) INTERNATIONAL VISITORS PROGRAM.—The
19 Secretary is authorized to expand the number of
20 participants in the International Visitors Program
21 from eligible countries.

22 (6) YOUTH AMBASSADORS.—The Secretary is
23 authorized to establish a program for visits by mid-
24 dle and secondary school students to the United
25 States during school holidays in their home country

1 for periods not to exceed 4 weeks. Participating stu-
2 dents shall reflect the economic and geographic di-
3 versity of their countries. Activities shall include cul-
4 tural and educational activities designed to famil-
5 iarize participating students with American society
6 and values.

7 (7) EDUCATIONAL REFORM.—The Secretary is
8 authorized to enhance programs that seek to im-
9 prove the quality of primary and secondary school
10 systems in eligible countries and promote civic edu-
11 cation, to foster understanding of the United States,
12 and through teachers exchanges, teacher training,
13 textbook modernization, and other efforts.

14 (8) PROMOTION OF RELIGIOUS FREEDOM.—The
15 Secretary is authorized to establish a program to
16 promote dialogue and exchange among leaders and
17 scholars of all faiths from the United States and eli-
18 gible countries.

19 (9) BRIDGING THE DIGITAL DIVIDE.—The Sec-
20 retary is authorized to establish a program to help
21 foster access to information technology among un-
22 derserved populations and civil society groups in eli-
23 gible countries.

24 (10) SPORTS DIPLOMACY.—The Secretary is
25 authorized to expand efforts to promote United

1 States public diplomacy interests in eligible countries
2 and elsewhere through sports diplomacy. Initiatives
3 under this program may include—

4 (A) sending individuals from the United
5 States to train foreign athletes or teams;

6 (B) sending individuals from the United
7 States to assist countries in establishing or im-
8 proving their sports, health, or physical edu-
9 cation programs;

10 (C) providing assistance to athletic gov-
11 erning bodies in the United States to support
12 efforts of such organizations to foster coopera-
13 tion with counterpart organizations abroad; and

14 (D) utilizing United States professional
15 athletes and other well-known United States
16 sports personalities in support of public diplo-
17 macy goals and activities.

18 (11) COLLEGE SCHOLARSHIPS.—

19 (A) IN GENERAL.—The Secretary is au-
20 thorized to establish a program to offer scholar-
21 ships to permit an individual to attend an eligi-
22 ble college or university if such individual—

23 (i) has graduated from secondary
24 school; and

1 (ii) is a citizen or resident of an eligi-
2 ble country.

3 (B) ELIGIBLE COLLEGE OR UNIVERSITY
4 DEFINED.—In this paragraph the term “eligible
5 college or university” means a college or univer-
6 sity that—

7 (i) is primarily located in an eligible
8 country;

9 (ii) is organized under laws of the
10 United States, a State, or the District of
11 Columbia;

12 (iii) is accredited by an accrediting
13 agency recognized by the Secretary of Edu-
14 cation; and

15 (iv) is not controlled by the govern-
16 ment of an eligible country.

17 **SEC. 613. SECONDARY EXCHANGE PROGRAM.**

18 (a) IN GENERAL.—The Secretary is authorized to es-
19 tablish an international exchange visitor program, modeled
20 on the Future Leaders Exchange Program, under which
21 eligible secondary school students from eligible countries
22 would—

23 (1) attend public secondary school in the
24 United States;

25 (2) live with an American host family; and

1 (3) participate in activities designed to promote
2 a greater understanding of American and Islamic
3 values and culture.

4 (b) ELIGIBILITY CRITERIA FOR STUDENTS.—A stu-
5 dent is eligible to participate in the program authorized
6 under subsection (a) if the student—

7 (1) is from an eligible country;

8 (2) is at least 15 years of age but not more
9 than 18 years of age at the time of enrollment in the
10 program;

11 (3) is enrolled in a secondary school in an eligi-
12 ble country;

13 (4) has completed not more than 11 years of
14 primary and secondary education, exclusive of kin-
15 dergarten;

16 (5) demonstrates maturity, good character, and
17 scholastic aptitude, and has the proficiency in the
18 English language necessary to participate in the pro-
19 gram;

20 (6) has not previously participated in an ex-
21 change program in the United States sponsored by
22 the United States Government; and

23 (7) is not inadmissible under the Immigration
24 and Nationality Act or any other law related to im-
25 migration and nationality.

1 (c) PROGRAM REQUIREMENTS.—The program au-
2 thORIZED by subsection (a) shall satisfy the following re-
3 quirements:

4 (1) COMPLIANCE WITH “J” VISA REQUIRE-
5 MENTS.—Participants in the program shall satisfy
6 all requirements applicable to the admission of non-
7 immigrant aliens described in section 101(a)(15)(J)
8 of the Immigration and Nationality Act (8 U.S.C.
9 1101(a)(15)(J)). The program shall be considered a
10 designated exchange visitor program for purposes of
11 the application of section 641 of the Illegal Immi-
12 gration Reform and Immigrant Responsibility Act of
13 1996 (8 U.S.C. 1372).

14 (2) BROAD PARTICIPATION.—Whenever appro-
15 priate, special provisions shall be made to ensure the
16 broadest possible participation in the program, par-
17 ticularly among females and less advantaged citizens
18 of eligible countries.

19 (3) REGULAR REPORTING TO THE SEC-
20 RETARY.—Each United States sponsoring organiza-
21 tion shall report regularly to the Secretary informa-
22 tion about the progress made by the organization in
23 implementation of the program.

1 **SEC. 614. AUTHORIZATION OF APPROPRIATIONS.**

2 Of the amounts authorized to be appropriated for
3 educational and cultural exchange programs under section
4 102(a)(1), there is authorized to be made available to the
5 Department \$30,000,000 for the fiscal year 2004 to carry
6 out programs authorized by this subtitle.

7 **Subtitle C—Fellowship Program**

8 **SEC. 621. SHORT TITLE.**

9 This subtitle may be cited as the “Edward R. Murrow
10 Fellowship Act”.

11 **SEC. 622. FELLOWSHIP PROGRAM.**

12 (a) ESTABLISHMENT.—There is established a fellow-
13 ship program pursuant to which the Broadcasting Board
14 of Governors shall provide fellowships to foreign national
15 journalists while they serve, for a period of 6 months, in
16 positions at the Voice of America, RFE/RL, Incorporated,
17 or Radio Free Asia.

18 (b) DESIGNATION OF FELLOWSHIPS.—Fellowships
19 under this subtitle shall be known as “Edward R. Murrow
20 Fellowships”.

21 (c) PURPOSE OF THE FELLOWSHIPS.—Fellowships
22 under this subtitle shall be provided in order to allow each
23 recipient (in this subtitle referred to as a “Fellow”) to
24 serve on a short-term basis at the Voice of America, RFE/
25 RL, Incorporated, or Radio Free Asia in order to obtain

1 direct exposure to the operations of professional journal-
2 ists.

3 **SEC. 623. FELLOWSHIPS.**

4 (a) LIMITATION.—Not more than 20 fellowships may
5 be provided under this subtitle each fiscal year.

6 (b) REMUNERATION.—The Board shall determine,
7 taking into consideration the position in which each Fellow
8 will serve and the Fellow's experience and expertise, the
9 amount of remuneration the Fellow will receive for service
10 under this subtitle.

11 (c) HOUSING AND TRANSPORTATION.—The Broad-
12 casting Board of Governors shall, pursuant to regula-
13 tions—

14 (1) provide housing for each Fellow while the
15 Fellow is serving abroad, including housing for fam-
16 ily members if appropriate; and

17 (2) pay the costs and expenses incurred by each
18 Fellow for travel between the journalist's country of
19 nationality or last habitual residence and the offices
20 of the Voice of America, RFE/RL, Incorporated, or
21 Radio Free Asia and the country in which the Fel-
22 low serves, including (where appropriate) for travel
23 of family members.

1 **SEC. 624. ADMINISTRATIVE PROVISIONS.**

2 (a) DETERMINATIONS.—The Broadcasting Board of
 3 Governors shall determine which of the individuals se-
 4 lected by the Board will serve at Voice of America, RFE/
 5 RL, Incorporated, or Radio Free Asia and the position
 6 in which each will serve.

7 (b) AUTHORITIES.—Fellows may be employed—

8 (1) under a temporary appointment in the Civil
 9 Service;

10 (2) under a limited appointment in the Foreign
 11 Service; or

12 (3) by contract under the provisions of section
 13 2(c) of the State Department Basic Authorities Act
 14 of 1956 (22 U.S.C. 2669(c)).

15 (c) FUNDING.—Funds available to the Broadcasting
 16 Board of Governors shall be used for the expenses in-
 17 curred in carrying out this subtitle.

18 **TITLE VII—INTERNATIONAL PA-**
 19 **RENTAL CHILD ABDUCTION**
 20 **PREVENTION**

21 **SEC. 701. SHORT TITLE.**

22 This title may be cited as the “International Parental
 23 Child Abduction Prevention Act of 2003”.

1 **SEC. 702. INADMISSIBILITY OF ALIENS SUPPORTING INTER-**
2 **NATIONAL CHILD ABDUCTORS AND REL-**
3 **ATIVES OF SUCH ABDUCTORS.**

4 (a) IN GENERAL.—Section 212(a)(10)(C)(ii) of the
5 Immigration and Nationality Act (8 U.S.C.
6 1182(a)(10)(C)(ii)) is amended by striking subclause (III)
7 and inserting the following:

8 “(III) is a spouse (other than a
9 spouse who is the parent of the ab-
10 ducted child), son or daughter (other
11 than the abducted child), grandson or
12 granddaughter (other than the ab-
13 ducted child), parent, grandparent,
14 sibling, cousin, uncle, aunt, nephew,
15 or niece of an alien described in clause
16 (i), or is a spouse of the abducted
17 child described in clause (i), if such
18 person has been designated by the
19 Secretary of State, at the Secretary of
20 State’s sole and unreviewable discre-
21 tion,

22 is inadmissible until the child described in
23 clause (i) is surrendered to the person
24 granted custody by the order described in
25 that clause, and such person and child are
26 permitted to return to the United States or

1 such person’s place of residence, or until
2 the abducted child is 21 years of age.”.

3 (b) AUTHORITY TO CANCEL CERTAIN DESIGNA-
4 TIONS; IDENTIFICATION OF ALIENS SUPPORTING ABDUC-
5 TORS AND RELATIVES OF ABDUCTORS; ENTRY OF AB-
6 DUCTORS AND OTHER INADMISSIBLE ALIENS IN THE
7 CONSULAR LOOKOUT AND SUPPORT SYSTEM.—Section
8 212(a)(10)(C) of the Immigration and Nationality Act (8
9 U.S.C. 1182(a)(10)(C)) is amended by adding at the end
10 the following:

11 “(iv) AUTHORITY TO CANCEL CER-
12 TAIN DESIGNATIONS.—The Secretary of
13 State may, at the Secretary of State’s sole
14 and unreviewable discretion, at any time,
15 cancel a designation made pursuant to
16 clause (ii)(III).

17 “(v) IDENTIFICATION OF ALIENS SUP-
18 PORTING ABDUCTORS AND RELATIVES OF
19 ABDUCTORS.—In all instances in which the
20 Secretary of State knows that an alien has
21 committed an act described in clause (i),
22 the Secretary of State shall take appro-
23 priate action to identify the individuals
24 who are potentially inadmissible under
25 clause (ii).

1 “(vi) ENTRY OF ABDUCTORS AND
2 OTHER INADMISSIBLE PERSONS IN CON-
3 SULAR LOOKOUT AND SUPPORT SYSTEM.—

4 In all instances in which the Secretary of
5 State knows that an alien has committed
6 an act described in clause (i), the Sec-
7 retary of State shall take appropriate ac-
8 tion to cause the entry into the Consular
9 Lookout and Support System of the name
10 or names of, and identifying information
11 about, such individual and of any persons
12 identified pursuant to clause (v) as poten-
13 tially inadmissible under clause (ii).

14 “(vii) DEFINITIONS.—In this subpara-
15 graph:

16 “(I) CHILD.—The term ‘child’
17 means a person under 21 years of age
18 regardless of marital status.

19 “(II) SIBLING.—The term ‘sib-
20 ling’ includes step-siblings and half-
21 siblings.”.

22 (c) ANNUAL REPORT.—

23 (1) IN GENERAL.—Not later than 180 days
24 after the date of enactment of this Act, and each
25 February 1 thereafter for 4 years, the Secretary of

1 State shall submit to the Committee on Inter-
2 national Relations and the Committee on the Judici-
3 ary of the House of Representatives, and the Com-
4 mittee on Foreign Relations and the Committee on
5 the Judiciary of the Senate, an annual report that
6 describes the operation of section 212(a)(10)(C) of
7 the Immigration and Nationality Act, as amended by
8 this section, during the prior calendar year to which
9 the report pertains.

10 (2) CONTENT.—Each annual report submitted
11 in accordance with paragraph (1) shall specify, to
12 the extent that corresponding data is reasonably
13 available, the following:

14 (A) The number of cases known to the
15 Secretary of State, disaggregated according to
16 the nationality of the aliens concerned, in which
17 a visa was denied to an applicant on the basis
18 of the inadmissibility of the applicant under
19 section 212(a)(10)(C) of the Immigration and
20 Nationality Act (as so amended) during the re-
21 porting period.

22 (B) The cumulative total number of cases
23 known to the Secretary of State, disaggregated
24 according to the nationality of the aliens con-
25 cerned, in which a visa was denied to an appli-

1 cant on the basis of the inadmissibility of the
2 applicant under section 212(a)(10)(C) of the
3 Immigration and Nationality Act (as so amend-
4 ed) since the beginning of the first reporting
5 period.

6 (C) The number of cases known to the
7 Secretary of State, disaggregated according to
8 the nationality of the aliens concerned, in which
9 the name of an alien was placed in the Consular
10 Lookout and Support System on the basis of
11 the inadmissibility of the alien or potential in-
12 admissibility under section 212(a)(10)(C) of the
13 Immigration and Nationality Act (as so amend-
14 ed) during the reporting period.

15 (D) The cumulative total number of
16 names, disaggregated according to the nation-
17 ality of the aliens concerned, known to the Sec-
18 retary of State to appear in the Consular Look-
19 out and Support System on the basis of the in-
20 admissibility of the alien or potential inadmis-
21 sibility under section 212(a)(10)(C) of the Im-
22 migration and Nationality Act (as so amended)
23 at the end of the reporting period.

1 **TITLE VIII—MISCELLANEOUS**
2 **PROVISIONS**

3 **SEC. 801. REPEAL OF REQUIREMENT FOR SEMIANNUAL RE-**
4 **PORT ON EXTRADITION OF NARCOTICS TRAF-**
5 **FICKERS.**

6 Section 3203 of the Emergency Supplemental Act,
7 2000 (division B of Public Law 106–246; 114 Stat. 575)
8 is repealed.

9 **SEC. 802. TECHNICAL AMENDMENTS TO THE UNITED**
10 **STATES INTERNATIONAL BROADCASTING**
11 **ACT OF 1994.**

12 Section 304(c) of the United States International
13 Broadcasting Act of 1994 (22 U.S.C. 6203(c)) is amend-
14 ed—

15 (1) in the first sentence, by striking “Direc-
16 tor’s” and inserting “Secretary’s”; and

17 (2) in the last sentence, by striking “Director”
18 and inserting “Secretary”.

19 **SEC. 803. FOREIGN LANGUAGE BROADCASTING.**

20 (a) IN GENERAL.—During the 1-year period fol-
21 lowing the date of enactment of this Act, the Broadcasting
22 Board of Governors may not eliminate foreign language
23 broadcasting in any of the following languages: Bulgarian,
24 Czech, Estonian, Hungarian, Latvian, Lithuanian, Polish,

1 Slovene, Slovak, Romanian, Croatian, Armenian, and
2 Ukrainian.

3 (b) REPORT.—Not later than 6 months after the date
4 of the enactment of this Act, the Secretary shall report
5 to the appropriate congressional committees on the state
6 of democratic governance and freedom of the press in the
7 following countries: Bulgaria, Czech Republic, Estonia,
8 Hungary, Latvia, Lithuania, Poland, Slovenia, Slovakia,
9 Romania, Croatia, Armenia, and Ukraine.

10 (c) SENSE OF CONGRESS.—It is the sense of Con-
11 gress that providing surrogate broadcasting in countries
12 that have a stable, democratic government and a vibrant,
13 independent press with legal protections should not be a
14 priority of United States international broadcasting ef-
15 forts.

16 **SEC. 804. FELLOWSHIPS FOR MULTIDISCIPLINARY TRAIN-**
17 **ING ON NONPROLIFERATION ISSUES.**

18 (a) FELLOWSHIPS AUTHORIZED.—In carrying out
19 international exchange programs, the Secretary shall de-
20 sign and implement a program to encourage eligible stu-
21 dents to study at an accredited United States institution
22 of higher education in an appropriate graduate program.

23 (b) ELIGIBLE STUDENT DEFINED.—In this section,
24 the term “eligible student” means a citizen of a foreign
25 country who—

1 (2) The United States has a political and eco-
2 nomic interest and a humanitarian and moral re-
3 sponsibility in assisting the Government and people
4 of Haiti in resolving the country's problems and
5 challenges.

6 (3) The situation in Haiti is increasingly cause
7 for alarm and concern, and a sustained, coherent,
8 and active approach by the United States Govern-
9 ment is needed to make progress toward resolving
10 Haiti's political and economic crises.

11 (b) REQUIREMENT FOR REPORT.—Not later than 60
12 days after the date of enactment of this Act, the Sec-
13 retary, in consultation with the Secretary of the Treasury,
14 shall submit to the appropriate congressional committees
15 a report that describes United States policy toward Haiti.
16 The report shall include the following:

17 (1) A description of the activities carried out by
18 the United States Government to resolve Haiti's po-
19 litical crisis and to promote the holding of free and
20 fair elections in Haiti at the earliest possible date.

21 (2) A description of the activities that the
22 United States Government anticipates initiating to
23 resolve the political crisis and promote free and fair
24 elections in Haiti.

1 (3) An assessment of whether Resolution 822
2 issued by the Permanent Council of the Organiza-
3 tion of American States on September 4, 2002, is
4 still an appropriate framework for a multilateral ap-
5 proach to resolving the political and economic crises
6 in Haiti, and of the likelihood that the Organization
7 of American States will develop a new framework to
8 replace Resolution 822.

9 (4) A description of the status of efforts to re-
10 lease the approximately \$146,000,000 in loan funds
11 that have been approved by the Inter-American De-
12 velopment Bank to Haiti for the purposes of reha-
13 bilitating rural roads, reorganizing the health sector,
14 improving potable water supply and sanitation, and
15 providing basic education, a description of any ob-
16 stacles that are delaying the release of the loan
17 funds, and recommendations for overcoming such
18 obstacles, including whether any of the following
19 would facilitate the release of such funds:

20 (A) Establishing an International Mone-
21 tary Fund staff monitoring program in Haiti.

22 (B) Obtaining bridge loans or other
23 sources of funding to pay the cost of any ar-
24 rears owed by the Government of Haiti to the
25 Inter-American Development Bank.

1 (C) Providing technical assistance to the
2 Government of Haiti to permit the Government
3 to meet international financial transparency re-
4 quirements.

5 **SEC. 806. VICTIMS OF VIOLENT CRIME ABROAD.**

6 (a) REPORT.—Not later than 90 days after the date
7 of the enactment of this Act, the Secretary shall submit
8 a report to the appropriate congressional committees on
9 services overseas for United States citizens or nationals
10 of the United States who are victims of violent crime
11 abroad. The report shall include—

12 (1) a proposal for providing increased services
13 to victims of violent crime, including information
14 on—

15 (A) any organizational changes necessary
16 to provide such an increase; and

17 (B) the personnel and budgetary resources
18 necessary to provide such an increase; and

19 (2) proposals for funding and administering fi-
20 nancial compensation for United States citizens or
21 nationals of the United States who are victims of
22 violent crime outside the United States similar to
23 victims compensation programs under the terms of
24 the Crime Victims Fund (42 U.S.C. 10601).

1 (b) ESTABLISHMENT OF A DATABASE.—Not later
2 than 1 year after the date of the enactment of this Act,
3 the Secretary shall establish a database to maintain statis-
4 tics on incidents of violent crime against United States
5 citizens or nationals of the United States abroad that are
6 reported to United States missions.

7 (c) DEFINITIONS.—In this section—

8 (1) the term “violent crime” means murder,
9 non-negligent manslaughter, forcible rape, robbery,
10 or aggravated assault; and

11 (2) the term “national of the United States”
12 has the same meaning given the term in section
13 101(a)(22) of the Immigration and Nationality Act
14 (8 U.S.C. 1101(a)(22)).

15 **SEC. 807. LIMITATION ON USE OF FUNDS RELATING TO**
16 **UNITED STATES POLICY WITH RESPECT TO**
17 **JERUSALEM AS THE CAPITAL OF ISRAEL.**

18 (a) LIMITATION ON USE OF FUNDS FOR CONSULATE
19 IN JERUSALEM.—None of the funds authorized to be ap-
20 propriated by this Act may be expended for the operation
21 of any United States consulate or diplomatic facility in
22 Jerusalem that is not under the supervision of the United
23 States Ambassador to Israel.

24 (b) LIMITATION ON USE OF FUNDS FOR PUBLICA-
25 TIONS.—None of the funds authorized to be appropriated

1 by this Act may be available for the publication of any
2 official document of the United States that lists countries,
3 including Israel, and their capital cities unless the publica-
4 tion identifies Jerusalem as the capital of Israel.

5 **SEC. 808. REQUIREMENT FOR ADDITIONAL REPORT CON-**
6 **CERNING EFFORTS TO PROMOTE ISRAEL'S**
7 **DIPLOMATIC RELATIONS WITH OTHER COUN-**
8 **TRIES.**

9 Section 215(b) of the Foreign Relations Authoriza-
10 tion Act, Fiscal Year 2003 (Public Law 107–228; 116
11 Stat. 1366) is amended by inserting “and again not later
12 than 60 days after the date of the enactment of the For-
13 eign Relations Authorization Act, Fiscal Year 2004,” after
14 “Act,” in the matter preceding paragraph (1).

15 **SEC. 809. UNITED STATES POLICY REGARDING THE REC-**
16 **OGNITION OF A PALESTINIAN STATE.**

17 Congress reaffirms the policy of the United States as
18 articulated in President George W. Bush’s speech of June
19 24, 2002, regarding the criteria for recognizing a Pales-
20 tinian state. Congress reiterates the President’s statement
21 that the United States will not recognize a Palestinian
22 state until the Palestinians elect new leadership that—

23 (1) is not compromised by terrorism;

24 (2) demonstrates, over time, a firm and tan-
25 gible commitment to peaceful co-existence with the

1 State of Israel and an end to anti-Israel incitement;
2 and

3 (3) takes appropriate measures to counter ter-
4 rorism and terrorist financing in the West Bank and
5 Gaza, including dismantling terrorist infrastruc-
6 tures, confiscating unlawful weaponry, and estab-
7 lishing a new security entity that cooperates fully
8 with appropriate Israeli security organizations.

9 **SEC. 810. MIDDLE EAST BROADCASTING NETWORK.**

10 (a) **AUTHORITY.**—The United States International
11 Broadcasting Act of 1994 (22 U.S.C. 6201 et seq.) is
12 amended by inserting after section 309 the following new
13 section:

14 **“SEC. 310. MIDDLE EAST BROADCASTING NETWORK.**

15 “(a) **AUTHORITY.**—Grants authorized under section
16 305 shall be available to make annual grants to a Middle
17 East Broadcasting Network for the purpose of carrying
18 out radio and television broadcasting to the Middle East
19 region.

20 “(b) **FUNCTION.**—The Middle East Broadcasting
21 Network shall provide radio and television programming
22 to the Middle East region consistent with the broadcasting
23 standards and broadcasting principles set forth in section
24 303 of this Act.

1 “(c) GRANT AGREEMENT.—Any grant agreement or
2 grants under this section shall be subject to the following
3 limitations and restrictions:

4 “(1) The Board may not make any grant to the
5 nonprofit corporation, Middle East Broadcasting
6 Network, unless its certificate of incorporation pro-
7 vides that—

8 “(A) the Board of Directors of the Middle
9 East Broadcasting Network shall consist of the
10 members of the Broadcasting Board of Gov-
11 ernors established under section 304 and of no
12 other members; and

13 “(B) such Board of Directors shall make
14 all major policy determinations governing the
15 operation of the Middle East Broadcasting Net-
16 work, and shall appoint and fix the compensa-
17 tion of such managerial officers and employees
18 of the Middle East Broadcasting Network as it
19 considers necessary to carry out the purposes of
20 the grant provided under this title, except that
21 no officer or employee may be paid a salary or
22 other compensation in excess of the rate of pay
23 payable for level III of the Executive Schedule
24 under section 5314 of title 5, United States
25 Code.

1 “(2) Any grant agreement under this section
2 shall require that any contract entered into by the
3 Middle East Broadcasting Network shall specify that
4 obligations are assumed by the Middle East Broad-
5 casting Network and not the United States Govern-
6 ment.

7 “(3) Any grant agreement shall require that
8 any lease agreement entered into by the Middle East
9 Broadcasting Network shall be, to the maximum ex-
10 tent possible, assignable to the United States Gov-
11 ernment.

12 “(4) Grants awarded under this section shall be
13 made pursuant to a grant agreement which requires
14 that grant funds be used only for activities con-
15 sistent with this section, and that failure to comply
16 with such requirements shall permit the grant to be
17 terminated without fiscal obligation to the United
18 States.

19 “(5) Duplication of language services and tech-
20 nical operations between the Middle East Broad-
21 casting Network (including Radio Sawa), RFE/RL,
22 and the International Broadcasting Bureau will be
23 reduced to the extent appropriate, as determined by
24 the Board.

1 “(d) NOT A FEDERAL AGENCY OR INSTRUMENTEN-
2 TALITY.—Nothing in this title may be construed to make
3 the Middle East Broadcasting Network a Federal agency
4 or instrumentality, nor shall the officers or employees of
5 the Middle East Broadcasting Network be deemed to be
6 officers or employees of the United States Government.

7 “(e) AUDIT AUTHORITY.—

8 “(1) IN GENERAL.—Such financial transactions
9 of the Middle East Broadcasting Network as relate
10 to functions carried out under this section may be
11 audited by the General Accounting Office in accord-
12 ance with such principles and procedures and under
13 such rules and regulations as may be prescribed by
14 the Comptroller General of the United States. Any
15 such audit shall be conducted at the place or places
16 where accounts of the Middle East Broadcasting
17 Network are normally kept.

18 “(2) ACCESS TO RECORDS.—Representatives of
19 the General Accounting Office shall have access to
20 all books, accounts, records, reports, files, papers,
21 and property belonging to or in use by the Middle
22 East Broadcasting Network pertaining to such fi-
23 nancial transactions as necessary to facilitate an
24 audit. Such representatives shall be afforded full fa-
25 cilities for verifying transactions with any assets

1 held by depositories, fiscal agents, and custodians.
2 All such books, accounts, records, reports, files, pa-
3 pers, and property of the Middle East Broadcasting
4 Network shall remain in the custody of the Middle
5 East Broadcasting Network.

6 “(3) INSPECTOR GENERAL.—Notwithstanding
7 any other provisions of law, the Inspector General of
8 the Department of State and the Foreign Service is
9 authorized to exercise the authorities of the Inspec-
10 tor General Act with respect to the Middle East
11 Broadcasting Network.”.

12 (b) CONFORMING AMENDMENTS.—

13 (1) AUTHORITIES OF BOARD.—Section 305 of
14 the United States International Broadcasting Act of
15 1994 (22 U.S.C. 6204), is amended—

16 (A) in paragraph (5) of subsection (a), by
17 striking “and 309” and inserting “, 309, and
18 310”;

19 (B) in paragraph (6) of subsection (a), by
20 striking “and 309” and inserting “, 309, and
21 310”; and

22 (C) in subsection (c), by striking “and
23 309” and by inserting “, 309, and 310”.

24 (2) INTERNATIONAL BROADCASTING BUREAU.—
25 Section 307 of the United States International

1 Broadcasting Act of 1994 (22 U.S.C. 6206), is
2 amended—

3 (A) in subsection (a), by striking “and
4 309” and inserting “, 309, and 310”; and

5 (B) in subsection (c), by inserting “, and
6 Middle East Broadcasting Network,” after
7 “Asia”.

8 (3) IMMUNITY FOR LIABILITY.—Section 304(g)
9 of the United States International Broadcasting Act
10 of 1994 (22 U.S.C. 6203(g)), is amended—

11 (A) by striking “and” after “Incor-
12 porated”, and by inserting a comma; and

13 (B) by adding “, and Middle East Broad-
14 casting Network” after “Asia”.

15 (4) CREDITABLE SERVICE.—Section
16 8332(b)(11) of title 5, United States Code, is
17 amended by adding “Middle East Broadcasting Net-
18 work,” after “the Asia Foundation;”.

19 **SEC. 811. SENSE OF CONGRESS RELATING TO INTER-**
20 **NATIONAL AND ECONOMIC SUPPORT FOR A**
21 **SUCCESSOR REGIME IN IRAQ.**

22 (a) FINDINGS.—Congress makes the following find-
23 ings:

24 (1) A peaceful and prosperous Iraq will benefit
25 the entire international community.

1 (2) Winning the peace in Iraq will require the
2 support of the international community, including
3 the assistance of the United Nations and the special-
4 ized agencies of the United Nations.

5 (3) While Iraq's long-term economic prospects
6 are good, the short-term economic situation will be
7 difficult.

8 (4) Iraq has an estimated \$61,000,000,000 in
9 foreign debt, approximately \$200,000,000,000 in
10 pending reparations claims through the United Na-
11 tional Compensation Commission, and an unknown
12 amount of potential liability for terrorism-related
13 claims brought in United States courts.

14 (5) The revenue from the export of oil from
15 Iraq is projected to be less than \$15,000,000,000
16 each year for the years 2004, 2005, and 2006.

17 (b) SENSE OF CONGRESS ON A SUCCESSOR REGIME
18 IN IRAQ.—It is the sense of Congress that—

19 (1) the President should be commended for
20 seeking the support of the international community
21 to build a stable and secure Iraq;

22 (2) the President's position that the oil re-
23 sources of Iraq, and the revenues derived therefrom,
24 are the sovereign possessions of the people of Iraq
25 should be supported; and

1 (3) the President should pursue measures, in
2 cooperation with other nations, to protect an interim
3 or successor regime in Iraq, to the maximum extent
4 possible, from the negative economic implications of
5 indebtedness incurred by the regime of Saddam
6 Hussein, and to assist in developing a resolution of
7 all outstanding claims against Iraq.

8 **SEC. 812. SENSE OF CONGRESS RELATING TO MAGEN**
9 **DAVID ADOM SOCIETY.**

10 It is the sense of Congress that, in light of the find-
11 ings of fact set out in section 690(a) of the Foreign Rela-
12 tions Authorization Act, Fiscal Year 2003 (Public Law
13 107–228; 116 Stat. 1414) and the fact that the Federa-
14 tion of Red Cross and Red Crescent Societies has not
15 granted full membership to the Magen David Adom Soci-
16 ety, the United States should continue to press for full
17 membership for the Magen David Adom Society in the
18 International Red Cross Movement.

19 **SEC. 813. SENSE OF CONGRESS ON CLIMATE CHANGE.**

20 (a) FINDINGS.—Congress makes the following find-
21 ings:

22 (1) Evidence continues to build that increases
23 in atmospheric concentrations of man-made green-
24 house gases are contributing to global climate
25 change.

1 (2) The Intergovernmental Panel on Climate
2 Change (IPCC) has concluded that “there is new
3 and stronger evidence that most of the warming ob-
4 served over the last 50 years is attributable to
5 human activities” and that the average temperature
6 on Earth can be expected to rise between 2.5 and
7 10.4 degrees Fahrenheit in this century.

8 (3) The National Academy of Sciences con-
9 firmed the findings of the IPCC, stating that “the
10 IPCC’s conclusion that most of the observed warm-
11 ing of the last 50 years is likely to have been due
12 to the increase of greenhouse gas concentrations ac-
13 curately reflects the current thinking of the scientific
14 community on this issue” and that “there is general
15 agreement that the observed warming is real and
16 particularly strong within the past twenty years”.
17 The National Academy of Sciences also noted that
18 “because there is considerable uncertainty in current
19 understanding of how the climate system varies nat-
20 urally and reacts to emissions of greenhouse gases
21 and aerosols, current estimates of the magnitude of
22 future warming should be regarded as tentative and
23 subject to future adjustments upward or down-
24 ward”.

1 (4) The IPCC has stated that in the last 40
2 years the global average sea level has risen, ocean
3 heat content has increased, and snow cover and ice
4 extent have decreased, which threatens to inundate
5 low-lying island nations and coastal regions through-
6 out the world.

7 (5) In October 2000, a United States Govern-
8 ment report found that global climate change may
9 harm the United States by altering crop yields, ac-
10 celerating sea-level rise, and increasing the spread of
11 tropical infectious diseases.

12 (6) In 1992, the United States ratified the
13 United Nations Framework Convention on Climate
14 Change (UNFCCC), the ultimate objective of which
15 is the “stabilization of greenhouse gas concentra-
16 tions in the atmosphere at a level that would prevent
17 dangerous anthropogenic interference with the cli-
18 mate system. Such a level should be achieved within
19 a time-frame sufficient to allow ecosystems to adapt
20 naturally to climate change, to ensure that food pro-
21 duction is not threatened and to enable economic de-
22 velopment to proceed in a sustainable manner”.

23 (7) The UNFCCC stated in part that the Par-
24 ties to the Convention are to implement policies
25 “with the aim of returning . . . to their 1990 levels

1 anthropogenic emissions of carbon dioxide and other
2 greenhouse gases” under the principle that “policies
3 and measures . . . should be appropriate for the
4 specific conditions of each Party and should be inte-
5 grated with national development programmes, tak-
6 ing into account that economic development is essen-
7 tial for adopting measures to address climate
8 change”.

9 (8) There is a shared international responsi-
10 bility to address this problem, as industrial nations
11 are the largest historic and current emitters of
12 greenhouse gases, and developing nations’ emissions
13 will significantly increase in the future.

14 (9) The UNFCCC further stated that “devel-
15 oped country Parties should take the lead in com-
16 bating climate change and the adverse effects there-
17 of”, as these nations are the largest historic and
18 current emitters of greenhouse gases. The UNFCCC
19 also stated that “steps required to understand and
20 address climate change will be environmentally, so-
21 cially and economically most effective if they are
22 based on relevant scientific, technical and economic
23 considerations and continually re-evaluated in the
24 light of new findings in these areas”.

1 (10) Senate Resolution 98 of the One Hundred
2 Fifth Congress, which expressed that developing na-
3 tions must also be included in any future, binding
4 climate change treaty and such a treaty must not re-
5 sult in serious harm to the United States economy,
6 should not cause the United States to abandon its
7 shared responsibility to help reduce the risks of cli-
8 mate change and its impacts. Future international
9 efforts in this regard should focus on recognizing the
10 equitable responsibilities for addressing climate
11 change by all nations, including commitments by the
12 largest developing country emitters in a future, bind-
13 ing climate change treaty.

14 (11) While the United States has elected not to
15 become a party to the Kyoto Protocol at this time,
16 it is the position of the United States that it will not
17 interfere with the plans of any nation that chooses
18 to ratify and implement the Kyoto Protocol to the
19 UNFCCC.

20 (12) American businesses need to know how
21 governments worldwide will address the risks of cli-
22 mate change.

23 (13) The United States benefits from invest-
24 ments in the research, development, and deployment
25 of a range of clean energy and efficiency tech-

1 nologies that can reduce the risks of climate change
2 and its impacts and that can make the United
3 States economy more productive, bolster energy se-
4 curity, create jobs, and protect the environment.

5 (b) SENSE OF CONGRESS.—It is the sense of Con-
6 gress that the United States should demonstrate inter-
7 national leadership and responsibility in reducing the
8 health, environmental, and economic risks posed by cli-
9 mate change by—

10 (1) taking responsible action to ensure signifi-
11 cant and meaningful reductions in emissions of
12 greenhouse gases from all sectors;

13 (2) creating flexible international and domestic
14 mechanisms, including joint implementation, tech-
15 nology deployment, tradable credits for emissions re-
16 ductions and carbon sequestration projects that will
17 reduce, avoid, and sequester greenhouse gas emis-
18 sions;

19 (3) participating in international negotiations,
20 including putting forth a proposal to the Conference
21 of the Parties, with the objective of securing United
22 States participation in a future binding climate
23 change Treaty in a manner that is consistent with
24 the environmental objectives of the UNFCCC, that
25 protects the economic interests of the United States,

1 and that recognizes the shared international respon-
2 sibility for addressing climate change, including de-
3 veloping country participation; and

4 (4) establishing a bipartisan Senate observer
5 group designated by the chairman and ranking
6 member of the Committee on Foreign Relations of
7 the Senate, to monitor any international negotiations
8 on climate change, to ensure that the advice and
9 consent function of the Senate is exercised in a man-
10 ner so as to facilitate timely consideration of any
11 new treaty submitted to the Senate.

12 **SEC. 814. EXTENSION OF AUTHORIZATION OF APPROPRIA-**
13 **TION FOR THE UNITED STATES COMMISSION**
14 **ON INTERNATIONAL RELIGIOUS FREEDOM.**

15 Section 207(a) of the International Religious Free-
16 dom Act of 1998 (22 U.S.C. 6435(a)) is amended by strik-
17 ing “2003” and inserting “2004”.

18 **TITLE IX—PEACE CORPS CHAR-**
19 **TER FOR THE 21ST CENTURY**

20 **SEC. 901. SHORT TITLE.**

21 This title may be cited as the “Peace Corps Charter
22 for the 21st Century Act”.

23 **SEC. 902. FINDINGS.**

24 Congress makes the following findings:

1 (1) The Peace Corps was established in 1961 to
2 promote world peace and friendship through the
3 service of United States volunteers abroad.

4 (2) The Peace Corps has sought to fulfill three
5 goals, as follows:

6 (A) To help people in developing nations
7 meet basic needs.

8 (B) To promote understanding of Amer-
9 ica's values and ideals abroad.

10 (C) To promote an understanding of other
11 peoples by Americans.

12 (3) The three goals, which are codified in the
13 Peace Corps Act, have guided the Peace Corps and
14 its volunteers over the years, and worked in concert
15 to promote global acceptance of the principles of
16 international peace and nonviolent coexistence
17 among peoples of diverse cultures and systems of
18 government.

19 (4) Since its establishment, approximately
20 165,000 Peace Corps volunteers have served in 135
21 countries.

22 (5) After more than 40 years of operation, the
23 Peace Corps remains the world's premier inter-
24 national service organization dedicated to promoting
25 grassroots development.

1 (6) The Peace Corps remains committed to
2 sending well trained and well supported Peace Corps
3 volunteers overseas to promote peace, friendship,
4 and international understanding.

5 (7) The Peace Corps is currently operating with
6 an annual budget of \$275,000,000 in 70 countries
7 with 7,000 Peace Corps volunteers.

8 (8) The Peace Corps is an independent agency,
9 and therefore no Peace Corps personnel or volun-
10 teers should be used to accomplish any goal other
11 than the goals established by the Peace Corps Act.

12 (9) The Crisis Corps has been an effective tool
13 in harnessing the skills and talents for returned
14 Peace Corps volunteers and should be expanded to
15 utilize to the maximum extent the talent pool of re-
16 turned Peace Corps volunteers.

17 (10) There is deep misunderstanding and mis-
18 information about American values and ideals in
19 many parts of the world, particularly those with sub-
20 stantial Muslim populations, and a greater Peace
21 Corps presence in such places could foster greater
22 understanding and tolerance.

23 (11) Congress has declared that the Peace
24 Corps should be expanded to sponsor a minimum of
25 10,000 Peace Corps volunteers.

1 (12) President George W. Bush has called for
2 the doubling of the number of Peace Corps volun-
3 teers in service.

4 (13) Any expansion of the Peace Corps must
5 not jeopardize the quality of the Peace Corps volun-
6 teer experience, and therefore can only be accom-
7 plished by an appropriate increase in field and head-
8 quarters support staff.

9 (14) In order to ensure that proposed expansion
10 of the Peace Corps preserves the integrity of the
11 program and the security of volunteers, the inte-
12 grated Planning and Budget System supported by
13 the Office of Planning and Policy Analysis should
14 continue its focus on strategic planning.

15 (15) A streamlined, bipartisan National Peace
16 Corps Advisory Council composed of distinguished
17 returned Peace Corps volunteers and other individ-
18 uals, with diverse backgrounds and expertise, can be
19 a source of ideas and suggestions that may be useful
20 to the Director of the Peace Corps in discharging
21 the Director's duties and responsibilities.

22 **SEC. 903. DEFINITIONS.**

23 In this title:

24 (1) DIRECTOR.—The term “Director” means
25 the Director of the Peace Corps.

1 (2) PEACE CORPS VOLUNTEER.—The term
2 “Peace Corps volunteer” means a volunteer or a vol-
3 unteer leader under the Peace Corps Act.

4 (3) RETURNED PEACE CORPS VOLUNTEER.—
5 The term “returned Peace Corps volunteer” means
6 a person who has been certified by the Director as
7 having served satisfactorily as a Peace Corps volun-
8 teer.

9 **SEC. 904. STRENGTHENED INDEPENDENCE OF THE PEACE**
10 **CORPS.**

11 (a) RECRUITMENT OF VOLUNTEERS.—Section 2A of
12 the Peace Corps Act (22 U.S.C. 2501–1) is amended by
13 adding at the end the following new sentence: “As the
14 Peace Corps is an independent agency, all recruiting of
15 volunteers shall be undertaken primarily by the Peace
16 Corps.”.

17 (b) DETAILS AND ASSIGNMENTS.—Section 5(g) of
18 the Peace Corps Act (22 U.S.C. 2504(g)) is amended by
19 inserting after “*Provided, That*” the following: “such de-
20 tail or assignment does not contradict the standing of
21 Peace Corps volunteers as being independent: *Provided*
22 *further, That*”.

23 **SEC. 905. REPORTS AND CONSULTATIONS.**

24 (a) ANNUAL REPORTS; CONSULTATIONS ON NEW
25 INITIATIVES.—The Peace Corps Act is amended by strik-

1 ing the heading for section 11 (22 U.S.C. 2510) and all
2 that follows through the end of such section and inserting
3 the following:

4 **“SEC. 11. ANNUAL REPORTS; CONSULTATIONS ON NEW INI-**
5 **TIATIVES.**

6 “(a) ANNUAL REPORTS.—The Director shall trans-
7 mit to Congress, at least once in each fiscal year, a report
8 on operations under this Act. Each report shall contain—

9 “(1) a description of efforts undertaken to im-
10 prove coordination of activities of the Peace Corps
11 with activities of international voluntary service or-
12 ganizations, such as the United Nations volunteer
13 program, and of host country voluntary service orga-
14 nizations, including—

15 “(A) a description of the purpose and
16 scope of any development project which the
17 Peace Corps undertook during the preceding
18 fiscal year as a joint venture with any such
19 international or host country voluntary service
20 organizations; and

21 “(B) recommendations for improving co-
22 ordination of development projects between the
23 Peace Corps and any such international or host
24 country voluntary service organizations;

25 “(2) a description of—

1 “(A) any major new initiatives that the
2 Peace Corps has under review for the upcoming
3 fiscal year, and any major initiatives that were
4 undertaken in the previous fiscal year that were
5 not included in prior reports to Congress;

6 “(B) the rationale for undertaking such
7 new initiatives;

8 “(C) an estimate of the cost of such initia-
9 tives; and

10 “(D) any impact such initiatives may have
11 on the safety of volunteers; and

12 “(3) a description of standard security proce-
13 dures for any country in which the Peace Corps op-
14 erates programs or is considering doing so, as well
15 as any special security procedures contemplated be-
16 cause of changed circumstances in specific countries,
17 and assessing whether security conditions would be
18 enhanced—

19 “(A) by collocating volunteers with inter-
20 national or local nongovernmental organiza-
21 tions; or

22 “(B) with the placement of multiple volun-
23 teers in one location.

24 “(b) CONSULTATIONS ON NEW INITIATIVES.—The
25 Director of the Peace Corps should consult with the Com-

1 mittee on Foreign Relations of the Senate and the Com-
2 mittee on International Relations of the House of Rep-
3 resentatives with respect to any major new initiatives not
4 previously discussed in the latest annual report submitted
5 to Congress under subsection (a) or in budget presen-
6 tations. Whenever possible, such consultations should take
7 place prior to the initiation of such initiatives, but in any
8 event as soon as is practicable thereafter.”.

9 (b) ONE-TIME REPORT ON STUDENT LOAN FOR-
10 GIVENESS PROGRAMS.—Not later than 30 days after the
11 date of the enactment of this Act, the Director shall sub-
12 mit to the appropriate congressional committees a report
13 containing—

14 (1) a description of the student loan forgiveness
15 programs currently available to Peace Corps volun-
16 teers upon completion of their service;

17 (2) a comparison of such programs with other
18 Government-sponsored student loan forgiveness pro-
19 grams; and

20 (3) recommendations for any additional student
21 loan forgiveness programs that could attract more
22 applicants from more low- and middle-income appli-
23 cants facing high student loan obligations.

1 **SEC. 906. INCREASING THE NUMBER OF VOLUNTEERS.**

2 (a) REQUIREMENT.—The Director shall develop a
3 plan to increase the number of Peace Corps volunteers to
4 a number that is not less than twice the number of Peace
5 Corps volunteers who were enrolled in the Peace Corps
6 on September 30, 2002.

7 (b) REPORT ON INCREASING THE NUMBER OF VOL-
8 UNTEERS.—

9 (1) INITIAL REPORT.—Not later than 30 days
10 after the date of the enactment of this Act, the Di-
11 rector shall submit to the appropriate congressional
12 committees a report describing in detail the Direc-
13 tor's plan for increasing the number of Peace Corps
14 volunteers as described in subsection (a), including
15 a five-year budget plan for funding such increase in
16 the number of volunteers.

17 (2) SUBSEQUENT REPORTS.—Not later than
18 January 31 of each year in which the number of
19 Peace Corps volunteers is less than twice the num-
20 ber of Peace Corps volunteers who were enrolled in
21 the Peace Corps on September 30, 2002, the Direc-
22 tor shall submit to the appropriate congressional
23 committees an update on the report described in
24 paragraph (1).

1 **SEC. 907. SPECIAL VOLUNTEER RECRUITMENT AND PLACE-**
2 **MENT FOR COUNTRIES WHOSE GOVERN-**
3 **MENTS ARE SEEKING TO FOSTER GREATER**
4 **UNDERSTANDING BETWEEN THEIR CITIZENS**
5 **AND THE UNITED STATES.**

6 (a) REPORT.—Not later than 60 days after the date
7 of the enactment of this Act, the Director shall submit
8 to the appropriate congressional committees a report de-
9 scribing the initiatives that the Peace Corps intends to
10 pursue with eligible countries where the presence of Peace
11 Corps volunteers would facilitate a greater understanding
12 that there exists a universe of commonly shared human
13 values and aspirations. Such report shall include—

14 (1) a description of the recruitment strategies
15 to be employed by the Peace Corps to recruit and
16 train volunteers with the appropriate language skills
17 and interest in serving in such countries; and

18 (2) a list of the countries that the Director has
19 determined should be priorities for special recruit-
20 ment and placement of Peace Corps volunteers.

21 (b) USE OF RETURNED PEACE CORPS VOLUN-
22 TEERS.—Notwithstanding any other provision of law, the
23 Director is authorized and strongly urged to utilize the
24 services of returned Peace Corps volunteers having lan-
25 guage and cultural expertise, including those returned
26 Peace Corps volunteers who may have served previously

1 in countries with substantial Muslim populations, in order
2 to open or reopen Peace Corps programs in such coun-
3 tries.

4 **SEC. 908. GLOBAL INFECTIOUS DISEASES INITIATIVE.**

5 The Director, in cooperation with international public
6 health experts such as experts of the Centers for Disease
7 Control and Prevention, the National Institutes of Health,
8 the World Health Organization, the Pan American Health
9 Organization, and local public health officials, shall de-
10 velop a program of training for all Peace Corps volunteers
11 in the areas of education, prevention, and treatment of
12 infectious diseases in order to ensure that all Peace Corps
13 volunteers make a contribution to the global campaign
14 against such diseases.

15 **SEC. 909. PEACE CORPS ADVISORY COUNCIL.**

16 Section 12 of the Peace Corps Act (22 U.S.C. 2511)
17 is amended—

18 (1) in subsection (b)(2) by striking subpara-
19 graph (D) and inserting the following:

20 “(D) make recommendations for utilizing the
21 expertise of returned Peace Corps volunteers in ful-
22 filling the goals of the Peace Corps.”;

23 (2) in subsection (c)(2)—

24 (A) in subparagraph (A)—

1 (i) in the first sentence, by striking
2 “fifteen” and inserting “seven”; and

3 (ii) by striking the second sentence
4 and inserting the following: “Four of the
5 members shall be former Peace Corps vol-
6 unteers, at least one of whom shall have
7 been a former staff member abroad or in
8 the Washington headquarters, and not
9 more than four shall be members of the
10 same political party.”;

11 (B) by striking subparagraph (D) and in-
12 serting the following:

13 “(D) The members of the Council shall be appointed
14 for 2-year terms.”;

15 (C) by striking subparagraphs (B) and
16 (H); and

17 (D) by redesignating subparagraphs (C),
18 (D), (E), (F), (G), and (I) as subparagraphs
19 (B), (C), (D), (E), (F), and (G), respectively;

20 (3) by striking subsection (g) and inserting the
21 following:

22 “(g) CHAIR.—The President shall designate one of
23 the voting members of the Council as Chair, who shall
24 serve in that capacity for a period not to exceed two
25 years.”;

1 (4) by striking subsection (h) and inserting the
2 following:

3 “(h) MEETINGS.—The Council shall hold a regular
4 meeting during each calendar quarter at a date and time
5 to be determined by the Chair of the Council.”; and

6 (5) by striking subsection (i) and inserting the
7 following:

8 “(i) REPORT.—Not later than July 30 of each year,
9 the Council shall submit a report to the President and the
10 Director of the Peace Corps describing how the Council
11 has carried out its functions under subsection (b)(2).”.

12 **SEC. 910. READJUSTMENT ALLOWANCES.**

13 (a) INCREASED RATES.—The Peace Corps Act is
14 amended—

15 (1) in section 5(c) (22 U.S.C. 2504(c)), by
16 striking “\$125” and inserting “\$275”; and

17 (2) in section 6(1) (22 U.S.C. 2505(1)), by
18 striking “\$125” and inserting “\$275”.

19 (b) EFFECTIVE DATE.—The amendments made by
20 subsection (a) shall take effect on the first day of the first
21 month that begins on or after the date of the enactment
22 of this Act.

1 **SEC. 911. PROGRAMS AND PROJECTS OF RETURNED PEACE**
2 **CORPS VOLUNTEERS TO PROMOTE THE**
3 **GOALS OF THE PEACE CORPS.**

4 (a) PURPOSE.—The purpose of this section is to pro-
5 vide support for returned Peace Corps volunteers to de-
6 velop and carry out programs and projects to promote the
7 third purpose of the Peace Corps Act, as set forth in sec-
8 tion 2(a) of that Act (22 U.S.C. 2501(a)), relating to pro-
9 moting an understanding of other peoples on the part of
10 the American people.

11 (b) GRANTS TO CERTAIN NONPROFIT CORPORA-
12 TIONS.—

13 (1) GRANT AUTHORITY.—The Chief Executive
14 Officer of the Corporation for National and Commu-
15 nity Service (hereafter in the section referred to as
16 the “Corporation”) shall award grants on a competi-
17 tive basis to private nonprofit corporations for the
18 purpose of enabling returned Peace Corps volunteers
19 to use their knowledge and expertise to develop pro-
20 grams and projects to carry out the purpose de-
21 scribed in subsection (a).

22 (2) PROGRAMS AND PROJECTS.—The programs
23 and projects that may receive grant funds under this
24 section include—

25 (A) educational programs designed to en-
26 rich the knowledge and interest of elementary

1 school and secondary school students in the ge-
2 ography and cultures of other countries where
3 the volunteers have served;

4 (B) projects that involve partnerships with
5 local libraries to enhance community knowledge
6 about other peoples and countries; and

7 (C) audio-visual projects that utilize mate-
8 rials collected by the volunteers during their
9 service that would be of educational value to
10 communities.

11 (3) ELIGIBILITY.—To be eligible for a grant
12 under this section, a nonprofit corporation shall have
13 a board of directors composed of returned Peace
14 Corps volunteers with a background in community
15 service, education, or health. The nonprofit corpora-
16 tion shall meet all management requirements that
17 the Corporation determines appropriate and pre-
18 scribes as conditions for eligibility for the grant.

19 (c) GRANT REQUIREMENTS.—A grant under this sec-
20 tion shall be made pursuant to a grant agreement between
21 the Corporation and the nonprofit corporation that—

22 (1) requires grant funds be used only to sup-
23 port programs and projects to carry out the purpose
24 described in subsection (a) through the funding of
25 proposals submitted by returned Peace Corps volun-

1 teers (either individually or cooperatively with other
2 returned volunteers);

3 (2) requires the nonprofit corporation to give
4 preferential consideration to proposals submitted by
5 returned Peace Corps volunteers that request less
6 than \$100,000 to carry out a program or project;

7 (3) requires that not more than 20 percent of
8 the grant funds made available to the nonprofit cor-
9 poration be used for the salaries, overhead, or other
10 administrative expenses of the nonprofit corporation;

11 (4) prohibits the nonprofit corporation from re-
12 ceiving grant funds for more than 2 years unless,
13 beginning in the third year, the nonprofit corpora-
14 tion makes available, to carry out the programs or
15 projects that receive grant funds during that year,
16 non-Federal contributions—

17 (A) in an amount not less than \$2 for
18 every \$3 of Federal funds provided through the
19 grant; and

20 (B) provided directly or through donations
21 from private entities, in cash or in kind, fairly
22 evaluated, including plant, equipment, or serv-
23 ices; and

24 (5) requires the nonprofit corporation to man-
25 age, monitor, and report to the Corporation on the

1 progress of each program or project for which the
2 nonprofit corporation provides funding from a grant
3 under this section.

4 (d) STATUS OF THE FUND.—Nothing in this section
5 shall be construed to make any nonprofit corporation sup-
6 ported under this section an agency or establishment of
7 the Federal Government or to make any member of the
8 board of directors or any officer or employee of such non-
9 profit corporation an officer or employee of the United
10 States.

11 (e) FACTORS IN AWARDING GRANTS.—In deter-
12 mining the number of nonprofit corporations to receive
13 grants under this section for any fiscal year, the Corpora-
14 tion shall—

15 (1) consider the need to minimize overhead
16 costs and maximize resources available to fund pro-
17 grams and projects; and

18 (2) seek to ensure that programs and projects
19 receiving grant funds are carried out across a broad
20 geographical distribution.

21 (f) CONGRESSIONAL OVERSIGHT.—Grant recipients
22 under this section shall be subject to the appropriate over-
23 sight procedures of Congress.

24 (g) FUNDING.—

1 (1) IN GENERAL.—In addition to any other
2 funds made available to the Corporation under any
3 other provision of law, there is authorized to be ap-
4 propriated to the Corporation to carry out this sec-
5 tion, \$10,000,000.

6 (2) AVAILABILITY.—Amounts appropriated pur-
7 suant to paragraph (1) are authorized to remain
8 available until expended.

9 **SEC. 912. AUTHORIZATION OF APPROPRIATIONS.**

10 Section 3(b)(1) of the Peace Corps Act (22 U.S.C.
11 2502(b)(1)) is amended—

12 (1) by striking “2002, and” and inserting
13 “2002,”; and

14 (2) by inserting before the period at the end the
15 following: “, \$359,000,000 for fiscal year 2004,
16 \$401,000,000 for fiscal year 2005, \$443,000,000 for
17 fiscal year 2006, and \$485,000,000 for fiscal year
18 2007”.

Calendar No. 77

108TH CONGRESS
1ST SESSION

S. 925

[Report No. 108-39]

A BILL

To authorize appropriations for the Department of State and international broadcasting activities for fiscal year 2004 and for the Peace Corps for fiscal years 2004 through 2007, and for other purposes.

APRIL 24, 2003

Read twice and placed on the calendar