

105TH CONGRESS
2D SESSION

S. 2375

AMENDMENT

TO

SENATE AMENDMENT

In the House of Representatives, U. S.,

October 20, 1998.

Resolved, That the House disagree to the Senate amendments numbered 2 through 6 of the House amendment to the bill (S. 2375) entitled “An Act to amend the Securities Exchange Act of 1934 and the Foreign Corrupt Practices Act of 1977, to strengthen prohibitions on international bribery and other corrupt practices, and for other purposes”, and agree the Senate amendment numbered 1 with the following

AMENDMENT:

In lieu of the matter proposed to be stricken by such amendment strike line 8 on page 23 of the House engrossed amendments and all that follows through line 2 on page 25 and insert the following:

- 1 *(c) EXTENSION OF LEGAL PROCESS.—*
- 2 *(1) IN GENERAL.—Except as required by inter-*
- 3 *national agreements to which the United States is a*
- 4 *party, an international organization providing com-*
- 5 *mercial communications services, its officials and em-*
- 6 *ployees, and its records shall not be accorded immu-*
- 7 *nity from suit or legal process for any act or omission*
- 8 *taken in connection with such organization’s capacity*
- 9 *as a provider, directly or indirectly, of commercial*

1 *telecommunications services to, from, or within the*
 2 *United States.*

3 (2) *NO EFFECT ON PERSONAL LIABILITY.*—Para-
 4 *graph (1) shall not affect any immunity from per-*
 5 *sonal liability of any individual who is an official or*
 6 *employee of an international organization providing*
 7 *commercial communications services.*

8 (3) *EFFECTIVE DATE.*—*This subsection shall take*
 9 *effect on May 1, 1999.*

10 (d) *ELIMINATION OR LIMITATION OF EXCEPTIONS.*—

11 (1) *ACTION REQUIRED.*—*The President shall, in*
 12 *a manner that is consistent with requirements in*
 13 *international agreements to which the United States*
 14 *is a party, expeditiously take all appropriate actions*
 15 *necessary to eliminate or to reduce substantially all*
 16 *privileges and immunities that are accorded to an*
 17 *international organization described in subparagraph*
 18 *(A) or (B) of subsection (a)(1), its officials, its em-*
 19 *ployees, or its records, and that are not eliminated*
 20 *pursuant to subsection (c).*

21 (2) *DESIGNATION OF AGREEMENTS.*—*The Presi-*
 22 *dent shall designate which agreements constitute*

- 1 *international agreements to which the United States*
- 2 *is a party for purposes of this section.*

Attest:

Clerk.