

Calendar No. 329

113TH CONGRESS
2D SESSION**S. 2124**

To support sovereignty and democracy in Ukraine, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 12, 2014

Mr. MENENDEZ, from the Committee on Foreign Relations, reported the following original bill; which was read twice and placed on the calendar

A BILL

To support sovereignty and democracy in Ukraine, 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 “Support for the Sov-
5 ereignty, Integrity, Democracy, and Economic Stability of
6 Ukraine Act of 2014”.

7 **SEC. 2. DEFINITIONS.**

8 In this Act:

1 (1) ALIEN.—The term “alien” has the meaning
2 given that term in section 101(a) of the Immigration
3 and Nationality Act (8 U.S.C. 1101(a)).

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

7 (A) the Committee on Foreign Relations
8 and the Committee on Appropriations of the
9 Senate; and

10 (B) the Committee on Foreign Affairs and
11 the Committee on Appropriations of the House
12 of Representatives.

13 (3) MATERIALLY ASSISTED.—The term “mate-
14 rially assisted” means the provision of assistance
15 that is significant and of a kind directly relevant to
16 acts described in paragraph (1), (2), or (3) of sec-
17 tion 8(a) or acts described in section 9(a)(1).

18 (4) UNITED STATES PERSON.—The term
19 “United States person” means—

20 (A) a United States citizen or an alien law-
21 fully admitted for permanent residence to the
22 United States; or

23 (B) an entity organized under the laws of
24 the United States or of any jurisdiction within

1 the United States, including a foreign branch of
2 such an entity.

3 **SEC. 3. UNITED STATES POLICY TOWARD UKRAINE.**

4 It is the policy of the United States—

5 (1) to condemn the unjustified military inter-
6 vention of the Russian Federation in the Crimea re-
7 gion of Ukraine and its concurrent occupation of
8 that region, as well as any other form of political,
9 economic, or military aggression against Ukraine;

10 (2) to reaffirm the commitment of the United
11 States to, and to remind Russia of its ongoing com-
12 mitment to, the 1994 Budapest Memorandum on
13 Security Assurances, which was executed jointly with
14 the Russian Federation and the United Kingdom
15 and explicitly secures the independence, sovereignty,
16 and territorial integrity and borders of Ukraine, and
17 to demand the immediate cessation of improper ac-
18 tivities, including the seizures of airfields and other
19 locations, and the immediate return of Russian
20 forces to their barracks;

21 (3) to work with United States partners in the
22 European Union, the North Atlantic Treaty Organi-
23 zation, and at the United Nations to ensure that all
24 nations recognize and not undermine, nor seek to

1 undermine, the independence, sovereignty, or terri-
2 torial or economic integrity of Ukraine;

3 (4) to use all appropriate economic elements of
4 United States national power, in coordination with
5 United States allies, to protect the independence,
6 sovereignty, and territorial and economic integrity of
7 Ukraine;

8 (5) to support the people of Ukraine in their
9 desire to forge closer ties with Europe, including
10 signing an Association Agreement with the Euro-
11 pean Union as a means to address endemic corrup-
12 tion, consolidate democracy, and achieve sustained
13 prosperity;

14 (6) to use the voice and vote of the United
15 States to secure sufficient resources through the
16 International Monetary Fund to support needed eco-
17 nomic structural reforms in Ukraine under condi-
18 tions that will reinforce a sovereign decision by the
19 Government of Ukraine to sign and implement an
20 association agreement with the European Union;

21 (7) to help the Government of Ukraine prepare
22 for the presidential election in May 2014;

23 (8) to reinforce the efforts of the Government
24 of Ukraine to bring to justice those responsible for
25 the acts of violence against peaceful protestors and

1 other unprovoked acts of violence related to the
2 antigovernment protests in that began on November
3 21, 2013;

4 (9) to support the efforts of the Government of
5 Ukraine to recover and return to the Ukrainian
6 state funds stolen by former President Yanukovich,
7 his family, and other current and former members
8 of the Ukrainian government and elites;

9 (10) to support the continued
10 professionalization of the Ukrainian military;

11 (11) to condemn economic extortion by the Rus-
12 sian Federation against Ukraine, Moldova, Lith-
13 uania, and other countries in the region designed to
14 obstruct closer ties between the European Union and
15 the countries of the Eastern Partnership and to re-
16 duce the harmful consequences of such extortion;

17 (12) to condemn the continuing and long-stand-
18 ing pattern and practice by the Government of the
19 Russian Federation of physical and economic aggres-
20 sion toward neighboring countries;

21 (13) to enhance and extend our security co-
22 operation with, security assistance to, and military
23 exercises conducted with, states in Central and East-
24 ern Europe, including North Atlantic Treaty Organi-

1 zation (NATO) member countries, NATO aspirants,
2 and appropriate Eastern Partnership countries;

3 (14) to reaffirm United States defense commit-
4 ments to its treaty allies under Article V of the
5 North Atlantic Treaty;

6 (15) that the continued participation of the
7 Russian Federation in the Group of Eight (G–8) na-
8 tions should be conditioned on the Government of
9 the Russian Federation respecting the territorial in-
10 tegrity of its neighbors and accepting and adhering
11 to the norms and standards of free, democratic soci-
12 eties as generally practiced by every other member
13 nation of the G–8 nations;

14 (16) to explore ways for the United States Gov-
15 ernment to assist the countries of Central and East-
16 ern Europe to diversify their energy sources and
17 achieve energy security; and

18 (17) to ensure the United States maintains its
19 predominant leadership position and influence within
20 the International Monetary Fund, and to guarantee
21 the International Monetary Fund has the resources
22 and governance structure necessary to support struc-
23 tural reforms in Ukraine and respond to and prevent
24 a potentially serious financial crisis in Ukraine or

1 other foreign economic crises that threatens United
2 States national security.

3 **SEC. 4. PROVISION OF COSTS OF LOAN GUARANTEES FOR**
4 **UKRAINE.**

5 (a) IN GENERAL.—From the unobligated balance of
6 amounts appropriated or otherwise made available under
7 the heading “ECONOMIC SUPPORT FUND” under the head-
8 ing “FUNDS APPROPRIATED TO THE PRESIDENT” in title
9 III of the Department of State, Foreign Operations, and
10 Related Programs Appropriations Act, 2014 (division K
11 of Public Law 113–76) and in Acts making appropriations
12 for the Department of State, foreign operations, and re-
13 lated programs for preceding fiscal years (other than
14 amounts designated pursuant to section 251(b)(2)(A) of
15 the Balanced Budget and Emergency Deficit Control Act
16 of 1985 (2 U.S.C. 901(b)(2)(A))), amounts shall be made
17 available for the costs (as defined in section 502 of the
18 Congressional Budget Act of 1974 (2 U.S.C. 661a)) of
19 loan guarantees for Ukraine that are hereby authorized
20 to be provided under this Act.

21 (b) INAPPLICABILITY OF CERTAIN LIMITATIONS.—
22 Amounts made available for the costs of loan guarantees
23 for Ukraine pursuant to subsection (a) shall not be consid-
24 ered “assistance” for the purpose of provisions of law lim-
25 iting assistance to Ukraine.

1 **SEC. 5. RECOVERY OF ASSETS LINKED TO GOVERNMENTAL**
2 **CORRUPTION IN UKRAINE.**

3 (a) **ASSET RECOVERY.**—The Secretary of State, in
4 coordination with the Attorney General and the Secretary
5 of the Treasury, shall assist, on an expedited basis as ap-
6 propriate, the Government of Ukraine to identify, secure,
7 and recover assets linked to acts of corruption by Viktor
8 Yanukovych, members of his family, or other former or
9 current officials of the Government of Ukraine or their
10 accomplices in any jurisdiction through appropriate pro-
11 grams, including the Kleptocracy Asset Recovery Initiative
12 of the Department of Justice.

13 (b) **COORDINATION.**—Any asset recovery efforts un-
14 dertaken pursuant to subsection (a) shall be coordinated
15 through the relevant bilateral or multilateral entities, in-
16 cluding, as appropriate, the Egmont Group of Financial
17 Intelligence Units, the Stolen Asset Recovery Initiative of
18 the World Bank Group and the United Nations Office on
19 Drugs and Crime, the Camden Asset Recovery Inter-
20 Agency Network, and the Global Focal Point Initiative of
21 the International Criminal Police Organization
22 (INTERPOL).

23 (c) **INVESTIGATIVE ASSISTANCE.**—The Secretary of
24 State, in coordination with the Attorney General, shall as-
25 sist the Government of Ukraine, the European Union, and
26 other appropriate countries, on an expedited basis, with

1 formal and informal investigative assistance and training,
2 as appropriate, to support the identification, seizure, and
3 return to the Government of Ukraine of assets linked to
4 acts of corruption.

5 (d) PRIORITY ASSIGNED.—The Secretary of the
6 Treasury shall ensure that the Financial Crimes Enforce-
7 ment Network of the Department of the Treasury assists
8 the Government of Ukraine, the European Union, and
9 other appropriate countries under section 314(a) of the
10 Uniting and Strengthening America by Providing Appro-
11 priate Tools Required to Intercept and Obstruct Ter-
12 rorism Act of 2001 (31 U.S.C. 5311 note).

13 **SEC. 6. DEMOCRACY, CIVIL SOCIETY, GOVERNANCE, AND**
14 **TECHNICAL ASSISTANCE FOR UKRAINE AND**
15 **OTHER STATES IN CENTRAL AND EASTERN**
16 **EUROPE.**

17 (a) IN GENERAL.—The Secretary of State shall, sub-
18 ject to the availability of appropriations, directly or
19 through nongovernmental organizations—

20 (1) improve democratic governance, trans-
21 parency, accountability, rule of law, and anti-corrup-
22 tion efforts in Ukraine;

23 (2) support efforts by the Government of
24 Ukraine to foster greater unity among the people
25 and regions of the country;

1 (3) support the people and Government of
2 Ukraine in preparing to conduct and contest free
3 and fair elections, including through domestic and
4 international election monitoring;

5 (4) assist in diversifying Ukraine's economy,
6 trade, and energy supplies, including at the national,
7 regional, and local levels;

8 (5) strengthen democratic institutions and polit-
9 ical and civil society organizations in Ukraine;

10 (6) expand free and unfettered access to inde-
11 pendent media of all kinds in Ukraine and assist
12 with the protection of journalists and civil society ac-
13 tivists who have been targeted for free speech activi-
14 ties;

15 (7) support political and economic reform initia-
16 tives by Eastern Partnership countries; and

17 (8) support the efforts of the Government of
18 Ukraine, civil society, and international organiza-
19 tions to enhance the economic and political em-
20 powerment of women in Ukraine and to prevent and
21 address violence against women and girls in
22 Ukraine, and support the inclusion of women in
23 Ukraine in any negotiations to restore Ukraine's se-
24 curity, independence, sovereignty, or territorial or
25 economic integrity.

1 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
2 authorized to be appropriated to the Secretary of State
3 \$50,000,000 for fiscal year 2015 to carry out the activities
4 set forth in subsection (a). Amounts appropriated for the
5 activities set forth in subsection (a) shall be used pursuant
6 to the authorization and requirements contained in this
7 section. Additional amounts may be authorized to be ap-
8 propriated under other provisions of law.

9 (c) STRATEGY REQUIREMENT.—Not later than 60
10 days after the date of the enactment of this Act, the Presi-
11 dent shall submit to the appropriate congressional com-
12 mittees a strategy to carry out the activities set forth in
13 subsection (a).

14 (d) NOTIFICATION REQUIREMENT.—

15 (1) IN GENERAL.—Funds appropriated or oth-
16 erwise made available pursuant to subsection (b)
17 may not be obligated until 15 days after the date on
18 which the President has provided notice of intent to
19 obligate such funds to the appropriate congressional
20 committees.

21 (2) WAIVER.—The President may waive the no-
22 tification requirement under paragraph (1) if the
23 President determines that failure to do so would
24 pose a substantial risk to human health or welfare,
25 in which case notification shall be provided as early

1 as practicable, but in no event later than three days
2 after taking the action to which such notification re-
3 quirement was applicable in the context of the cir-
4 cumstances necessitating such waiver.

5 **SEC. 7. ENHANCED SECURITY COOPERATION WITH**
6 **UKRAINE AND OTHER COUNTRIES IN CEN-**
7 **TRAL AND EASTERN EUROPE.**

8 (a) IN GENERAL.—The President shall, subject to the
9 availability of appropriations—

10 (1) enhance security cooperation efforts and re-
11 lationships amongst countries in Central and East-
12 ern Europe and among the United States, the Euro-
13 pean Union, and countries in Central and Eastern
14 Europe;

15 (2) provide additional security assistance, in-
16 cluding defense articles and defense services (as
17 those terms are defined in section 47 of the Arms
18 Export Control Act (22 U.S.C. 2794)) and military
19 training, to countries in Central and Eastern Eu-
20 rope, including Ukraine; and

21 (3) support greater reform, professionalism,
22 and capacity-building efforts within the military, in-
23 telligence, and security services in Central and East-
24 ern Europe, including Ukraine.

1 (b) AUTHORIZATION OF APPROPRIATIONS.—There is
2 authorized to be appropriated to the President a total of
3 \$100,000,000 for fiscal years 2015 through 2017 to carry
4 out this section. Amounts appropriated for the activities
5 set forth in subsection (a) shall be used pursuant to the
6 authorization and requirements contained in this section.
7 Additional amounts may be authorized to be appropriated
8 under other provisions of law.

9 (c) STRATEGY REQUIREMENT.—Not later than 60
10 days after the date of the enactment of this Act, the Presi-
11 dent shall submit to the appropriate congressional com-
12 mittees a strategy to carry out the activities set forth in
13 subsection (a).

14 (d) NOTIFICATION REQUIREMENT.—

15 (1) IN GENERAL.—Funds appropriated or oth-
16 erwise made available pursuant to subsection (b)
17 may not be obligated until 15 days after the date on
18 which the President has provided notice of intent to
19 obligate such funds to the appropriate congressional
20 committees and the Committees on Armed Services
21 of the Senate and the House of Representatives.

22 (2) WAIVER.—The President may waive the no-
23 tification requirement under paragraph (1) if the
24 President determines that failure to do so would
25 pose a substantial risk to human health or welfare,

1 in which case notification shall be provided as early
2 as practicable, but in no event later than three days
3 after taking the action to which such notification re-
4 quirement was applicable in the context of the cir-
5 cumstances necessitating such waiver.

6 **SEC. 8. SANCTIONS ON PERSONS RESPONSIBLE FOR VIO-**
7 **LENCE OR UNDERMINING THE PEACE, SECU-**
8 **RITY, STABILITY, SOVEREIGNTY, OR TERRI-**
9 **TORIAL INTEGRITY OF UKRAINE.**

10 (a) IN GENERAL.—The President shall impose the
11 sanctions described in subsection (b) with respect to—

12 (1) any person, including a current or former
13 official of the Government of Ukraine or a person
14 acting on behalf of that Government, that the Presi-
15 dent determines has perpetrated, or is responsible
16 for ordering, controlling, or otherwise directing, sig-
17 nificant acts of violence or gross human rights
18 abuses in Ukraine against persons associated with
19 the antigovernment protests in Ukraine that began
20 on November 21, 2013;

21 (2) any person that the President determines
22 has perpetrated, or is responsible for ordering, con-
23 trolling, or otherwise directing, significant acts that
24 are intended to undermine the peace, security, sta-

1 bility, sovereignty, or territorial integrity of Ukraine,
2 including acts of economic extortion;

3 (3) any official of the Government of the Rus-
4 sian Federation, or a close associate or family mem-
5 ber of such an official, that the President determines
6 is responsible for, complicit in, or responsible for or-
7 dering, controlling, or otherwise directing, acts of
8 significant corruption in Ukraine, including the ex-
9 propriation of private or public assets for personal
10 gain, corruption related to government contracts or
11 the extraction of natural resources, bribery, or the
12 facilitation or transfer of the proceeds of corruption
13 to foreign jurisdictions; and

14 (4) any individual that the President deter-
15 mines materially assisted, sponsored, or provided fi-
16 nancial, material, or technological support for, or
17 goods or services in support of, the commission of
18 acts described in paragraph (1), (2), or (3).

19 (b) SANCTIONS DESCRIBED.—

20 (1) IN GENERAL.—The sanctions described in
21 this subsection are the following:

22 (A) ASSET BLOCKING.—The exercise of all
23 powers granted to the President by the Inter-
24 national Emergency Economic Powers Act (50
25 U.S.C. 1701 et seq.) to the extent necessary to

1 block and prohibit all transactions in all prop-
2 erty and interests in property of a person deter-
3 mined by the President to be subject to sub-
4 section (a) if such property and interests in
5 property are in the United States, come within
6 the United States, or are or come within the
7 possession or control of a United States person.

8 (B) EXCLUSION FROM THE UNITED
9 STATES AND REVOCATION OF VISA OR OTHER
10 DOCUMENTATION.—In the case of an alien de-
11 termined by the President to be subject to sub-
12 section (a), denial of a visa to, and exclusion
13 from the United States of, the alien, and rev-
14 ocation in accordance with section 221(i) of the
15 Immigration and Nationality Act (8 U.S.C.
16 1201(i)), of any visa or other documentation of
17 the alien.

18 (2) PENALTIES.—A person that violates, at-
19 tempts to violate, conspires to violate, or causes a
20 violation of paragraph (1)(A) or any regulation, li-
21 cense, or order issued to carry out paragraph (1)(A)
22 shall be subject to the penalties set forth in sub-
23 sections (b) and (c) of section 206 of the Inter-
24 national Emergency Economic Powers Act (50
25 U.S.C. 1705) to the same extent as a person that

1 commits an unlawful act described in subsection (a)
2 of that section.

3 (3) EXCEPTION TO COMPLY WITH UNITED NA-
4 TIONS HEADQUARTERS AGREEMENT.—Sanctions
5 under paragraph (1)(B) shall not apply to an alien
6 if admitting the alien into the United States is nec-
7 essary to permit the United States to comply with
8 the Agreement regarding the Headquarters of the
9 United Nations, signed at Lake Success June 26,
10 1947, and entered into force November 21, 1947,
11 between the United Nations and the United States,
12 or other applicable international obligations.

13 (c) WAIVER.—The President may waive the applica-
14 tion of sanctions under subsection (b) with respect to a
15 person if the President—

16 (1) determines that such a waiver is in the na-
17 tional security interests of the United States; and

18 (2) on or before the date on which the waiver
19 takes effect, submits to the Committee on Foreign
20 Relations and the Committee on Banking, Housing,
21 and Urban Affairs of the Senate and the Committee
22 on Foreign Affairs and the Committee on Financial
23 Services of the House of Representatives a notice of
24 and a justification for the waiver.

1 (d) REGULATORY AUTHORITY.—The President shall
2 issue such regulations, licenses, and orders as are nec-
3 essary to carry out this section.

4 **SEC. 9. SANCTIONS ON PERSONS IN THE RUSSIAN FEDERA-**
5 **TION COMPLICIT IN OR RESPONSIBLE FOR**
6 **SIGNIFICANT CORRUPTION.**

7 (a) IN GENERAL.—The President is authorized and
8 encouraged to impose the sanctions described in sub-
9 section (b) with respect to—

10 (1) any official of the Government of the Rus-
11 sian Federation, or a close associate or family mem-
12 ber of such an official, that the President determines
13 is responsible for, or complicit in, or responsible for
14 ordering, controlling, or otherwise directing, acts of
15 significant corruption in the Russian Federation, in-
16 cluding the expropriation of private or public assets
17 for personal gain, corruption related to government
18 contracts or the extraction of natural resources,
19 bribery, or the facilitation or transfer of the pro-
20 ceeds of corruption to foreign jurisdictions; and

21 (2) any individual who has materially assisted,
22 sponsored, or provided financial, material, or techno-
23 logical support for, or goods or services in support
24 of, an act described in paragraph (1).

25 (b) SANCTIONS DESCRIBED.—

1 (1) IN GENERAL.—The sanctions described in
2 this subsection are the following:

3 (A) ASSET BLOCKING.—The exercise of all
4 powers granted to the President by the Inter-
5 national Emergency Economic Powers Act (50
6 U.S.C. 1701 et seq.) to the extent necessary to
7 block and prohibit all transactions in all prop-
8 erty and interests in property of a person deter-
9 mined by the President to be subject to sub-
10 section (a) if such property and interests in
11 property are in the United States, come within
12 the United States, or are or come within the
13 possession or control of a United States person.

14 (B) EXCLUSION FROM THE UNITED
15 STATES AND REVOCATION OF VISA OR OTHER
16 DOCUMENTATION.—In the case of an alien de-
17 termined by the President to be subject to sub-
18 section (a), denial of a visa to, and exclusion
19 from the United States of, the alien, and rev-
20 ocation in accordance with section 221(i) of the
21 Immigration and Nationality Act (8 U.S.C.
22 1201(i)), of any visa or other documentation of
23 the alien.

24 (2) PENALTIES.—A person that violates, at-
25 tempts to violate, conspires to violate, or causes a

1 violation of paragraph (1)(A) or any regulation, li-
2 cense, or order issued to carry out paragraph (1)(A)
3 shall be subject to the penalties set forth in sub-
4 sections (b) and (c) of section 206 of the Inter-
5 national Emergency Economic Powers Act (50
6 U.S.C. 1705) to the same extent as a person that
7 commits an unlawful act described in subsection (a)
8 of that section.

9 (3) EXCEPTION TO COMPLY WITH UNITED NA-
10 TIONS HEADQUARTERS AGREEMENT.—Sanctions
11 under paragraph (1)(B) shall not apply to an alien
12 if admitting the alien into the United States is nec-
13 essary to permit the United States to comply with
14 the Agreement regarding the Headquarters of the
15 United Nations, signed at Lake Success June 26,
16 1947, and entered into force November 21, 1947,
17 between the United Nations and the United States,
18 or other applicable international obligations.

19 (c) WAIVER.—The President may waive the applica-
20 tion of sanctions under subsection (b) with respect to a
21 person if the President—

22 (1) determines that such a waiver is in the na-
23 tional security interests of the United States; and

24 (2) on or before the date on which the waiver
25 takes effect, submits to the Committee on Foreign

1 Relations and the Committee on Banking, Housing,
 2 and Urban Affairs of the Senate and the Committee
 3 on Foreign Affairs and the Committee on Financial
 4 Services of the House of Representatives a notice of
 5 and a justification for the waiver.

6 (d) REGULATORY AUTHORITY.—The President shall
 7 issue such regulations, licenses, and orders as are nec-
 8 essary to carry out this section.

9 **SEC. 10. UNITED STATES LEADERSHIP IN THE INTER-**
 10 **NATIONAL MONETARY FUND.**

11 (a) UNITED STATES QUOTA FOR INTERNATIONAL
 12 MONETARY FUND DIRECT LOAN PROGRAM ACCOUNT.—

13 (1) APPROPRIATION.—There are appropriated,
 14 for an increase in the quota of the United States in
 15 the International Monetary Fund, the dollar equiva-
 16 lent of 40,871,800,000 Special Drawing Rights, to
 17 remain available until expended.

18 (2) COST ESTIMATION.—

19 (A) IN GENERAL.—Notwithstanding the
 20 provisos under the heading “UNITED STATES
 21 QUOTA, INTERNATIONAL MONETARY FUND”
 22 under the heading “INTERNATIONAL MON-
 23 ETARY PROGRAMS” under the heading
 24 “INTERNATIONAL ASSISTANCE PRO-
 25 GRAMS” in title XIV of the Supplemental Ap-

1 appropriations Act, 2009 (Public Law 111–32;
2 123 Stat. 1916), the costs of the amounts ap-
3 propriated under such headings and by para-
4 graph (1) shall be estimated on a present value
5 basis, excluding administrative costs and any
6 incidental effects on governmental receipts or
7 outlays.

8 (B) DISCOUNT RATE.—The discount rate
9 for a present value calculation under subpara-
10 graph (A) shall be the appropriate interest rate
11 on marketable Treasury securities.

12 (3) ADJUSTMENTS UNDER SEQUESTRATION RE-
13 PORTS.—Section 251(b)(2)(A) of the Balanced
14 Budget and Emergency Deficit Control Act of 1985
15 (2 U.S.C. 901(b)(2)(A)) shall not apply to amounts
16 appropriated by paragraph (1).

17 (b) LOANS TO INTERNATIONAL MONETARY FUND
18 DIRECT LOAN PROGRAM ACCOUNT.—

19 (1) RESCISSION.—Of amounts appropriated
20 under the heading “LOANS TO INTERNATIONAL
21 MONETARY FUND” under the heading “INTER-
22 NATIONAL MONETARY PROGRAMS” under the
23 heading “INTERNATIONAL ASSISTANCE PRO-
24 GRAMS” in title XIV of the Supplemental Appro-
25 priations Act, 2009 (Public Law 111–32; 123 Stat.

1 1916) that are available for obligation, the dollar
2 equivalent of 40,871,800,000 Special Drawing
3 Rights is rescinded effective—

4 (A) on the date on which the rollback of
5 the credit arrangement of the United States in
6 the New Arrangements to Borrow of the Inter-
7 national Monetary Fund takes effect; but

8 (B) not earlier than the increase in the
9 quota of the United States authorized by sec-
10 tion 72 of the Bretton Woods Agreements Act,
11 as added by subsection (c)(2).

12 (2) COST ESTIMATION.—

13 (A) IN GENERAL.—Notwithstanding the
14 second through fourth provisos under the head-
15 ing “LOANS TO INTERNATIONAL MONETARY
16 FUND” under the heading “INTER-
17 NATIONAL MONETARY PROGRAMS”
18 under the heading “INTERNATIONAL AS-
19 SISTANCE PROGRAMS” in title XIV of the
20 Supplemental Appropriations Act, 2009 (Public
21 Law 111–32; 123 Stat. 1916), the costs of the
22 amounts appropriated under such headings and
23 rescinded by paragraph (1) shall be estimated
24 on a present value basis, excluding administra-

1 tive costs and any incidental effects on govern-
2 mental receipts or outlays.

3 (B) DISCOUNT RATE.—The discount rate
4 for a present value calculation under subpara-
5 graph (A) shall be the appropriate interest rate
6 on marketable Treasury securities.

7 (3) ADJUSTMENTS UNDER SEQUESTRATION RE-
8 PORTS.—Section 251(b)(2)(A) of the Balanced
9 Budget and Emergency Deficit Control Act of 1985
10 (2 U.S.C. 901(b)(2)(A)) shall not apply to amounts
11 rescinded by paragraph (1).

12 (c) AMENDMENTS TO THE BRETTON WOODS AGREE-
13 MENTS ACT.—

14 (1) RESCISSION OF FUNDS.—Section 17(b) of
15 the Bretton Woods Agreements Act (22 U.S.C.
16 286e–2(b)) is amended in paragraphs (1) and (2) by
17 inserting before the end period the following: “only
18 to the extent that such amounts are not rescinded
19 by an Act of Congress”.

20 (2) ACCEPTANCE OF AMENDMENTS TO ARTI-
21 CLES OF AGREEMENT; QUOTA INCREASE.—The
22 Bretton Woods Agreements Act (22 U.S.C. 286 et
23 seq.) is amended by adding at the end the following:

1 **“SEC. 71. ACCEPTANCE OF AMENDMENTS TO THE ARTI-**
2 **CLES OF AGREEMENT OF THE FUND.**

3 “The United States Governor of the Fund may ac-
4 cept the amendments to the Articles of Agreement of the
5 Fund as proposed in resolution 66–2 of the Board of Gov-
6 ernors of the Fund.

7 **“SEC. 72. QUOTA INCREASE.**

8 “(a) IN GENERAL.—The United States Governor of
9 the Fund may consent to an increase in the quota of the
10 United States in the Fund equivalent to 40,871,800,000
11 Special Drawing Rights.

12 “(b) SUBJECT TO APPROPRIATIONS.—The authority
13 provided by subsection (a) shall be effective only to such
14 extent or in such amounts as are appropriated in ad-
15 vance.”.

16 **SEC. 11. ANNUAL REPORT ON MILITARY AND SECURITY DE-**
17 **VELOPMENTS INVOLVING THE RUSSIAN FED-**
18 **ERATION.**

19 (a) REPORT.—Not later than June 1, 2015, and
20 June 1 of each year thereafter through 2020, the Sec-
21 retary of Defense shall submit to the specified congres-
22 sional committees a report, in both classified and unclassi-
23 fied form, on the current and future military power of the
24 Russian Federation (in this section referred to as “Rus-
25 sia”). The report shall address the current and probable
26 future course of military-technological development of the

1 Russian military, the tenets and probable development of
2 the security strategy and military strategy of the Govern-
3 ment of Russia, and military organizations and oper-
4 ational concepts, for the 20-year period following submis-
5 sion of such report.

6 (b) MATTERS TO BE INCLUDED.—The report re-
7 quired under subsection (a) shall include the following:

8 (1) An assessment of the security situation in
9 regions neighboring Russia.

10 (2) The goals and factors shaping the security
11 strategy and military strategy of the Government of
12 Russia.

13 (3) Trends in Russian security and military be-
14 havior that would be designed to achieve, or that are
15 consistent with, the goals described in paragraph
16 (2).

17 (4) An assessment of the global and regional se-
18 curity objectives of the Government of Russia, in-
19 cluding objectives that would affect the North Atlan-
20 tic Treaty Organization, the Middle East, or the
21 People's Republic of China.

22 (5) A detailed assessment of the sizes, loca-
23 tions, and capabilities of the nuclear, special oper-
24 ations, land, sea, and air forces of the Government
25 of Russia.

1 (6) Developments in Russian military doctrine
2 and training.

3 (7) An assessment of the proliferation activities
4 of the Government of Russia and Russian entities,
5 as a supplier of materials, technologies, or expertise
6 relating to nuclear weapons or other weapons of
7 mass destruction or missile systems.

8 (8) Developments in the asymmetric capabilities
9 of the Government of Russia, including its strategy
10 and efforts to develop and deploy cyberwarfare and
11 electronic warfare capabilities, details on the number
12 of malicious cyber incidents originating from Russia
13 against Department of Defense infrastructure, and
14 associated activities originating or suspected of origi-
15 nating from Russia.

16 (9) The strategy and capabilities of space and
17 counterspace programs in Russia, including trends,
18 global and regional activities, the involvement of
19 military and civilian organizations, including state-
20 owned enterprises, academic institutions, and com-
21 mercial entities, and efforts to develop, acquire, or
22 gain access to advanced technologies that would en-
23 hance Russian military capabilities.

24 (10) Developments in Russia's nuclear pro-
25 gram, including the size and state of Russia's stock-

1 pile, its nuclear strategy and associated doctrines, its
2 civil and military production capacities, and projec-
3 tions of its future arsenals.

4 (11) A description of the anti-access and area
5 denial capabilities of the Government of Russia.

6 (12) A description of Russia’s command, con-
7 trol, communications, computers, intelligence, sur-
8 veillance, and reconnaissance modernization program
9 and its applications for Russia’s precision guided
10 weapons.

11 (13) In consultation with the Secretary of En-
12 ergy and the Secretary of State, developments re-
13 garding United States-Russian engagement and co-
14 operation on security matters.

15 (14) Other military and security developments
16 involving Russia that the Secretary of Defense con-
17 siders relevant to United States national security.

18 (c) SPECIFIED CONGRESSIONAL COMMITTEES DE-
19 FINED.—In this section, the term “specified congressional
20 committees” means—

21 (1) the Committee on Foreign Relations and
22 the Committee on Armed Services of the Senate; and

23 (2) the Committee on Foreign Affairs and the
24 Committee on Armed Services of the House of Rep-
25 resentatives.

1 **SEC. 12. RESCISSIONS FROM FOREIGN RELATIONS AC-**
2 **COUNTS.**

3 (a) INTERNATIONAL NARCOTICS CONTROL AND LAW
4 ENFORCEMENT.—Of the funds appropriated under the
5 heading “International Security Assistance, Department
6 of State, International Narcotics Control and Law En-
7 forcement” in title IV of division K of the Consolidated
8 Appropriations Act, 2014 (Public Law 113–76),
9 \$65,000,000 are rescinded.

10 (b) CONTRIBUTION TO THE INTERNATIONAL DEVEL-
11 OPMENT ASSOCIATION.—Of the funds appropriated under
12 the heading “Multilateral Assistance, International Finan-
13 cial Institutions, Contribution to the International Devel-
14 opment Association” in title V of division K of the Consoli-
15 dated Appropriations Act, 2014 (Public Law 113–76),
16 \$43,525,000 are rescinded.

17 (c) CONTRIBUTION TO THE ASIAN DEVELOPMENT
18 FUND.—Of the funds appropriated under the heading
19 “Multilateral Assistance, International Financial Institu-
20 tions, Contribution to the Asian Development Fund” in
21 title V of division K of the Consolidated Appropriations
22 Act, 2014 (Public Law 113–76), \$9,000,000 are re-
23 scinded.

24 (d) CONTRIBUTION TO THE AFRICAN DEVELOPMENT
25 FUND.—Of the funds appropriated under the heading
26 “Multilateral Assistance, International Financial Institu-

1 tions, Contribution to the African Development Fund” in
2 title V of division K of the Consolidated Appropriations
3 Act, 2014 (Public Law 113–76), \$16,475,000 are re-
4 scinded.

5 (e) SUBSIDY APPROPRIATION FOR THE EXPORT-IM-
6 PORT BANK OF THE UNITED STATES.—Of the unex-
7 pended balances available under the heading “Export and
8 Investment Assistance, Export-Import Bank of the United
9 States, Subsidy Appropriation” from prior Acts making
10 appropriations for the Department of State, foreign oper-
11 ations, and related programs, \$23,500,000 are rescinded.

12 **SEC. 13. RESCISSIONS FROM DEPARTMENT OF DEFENSE**
13 **PROCUREMENT ACCOUNTS.**

14 Of the funds appropriated in Department of Defense
15 Appropriations Acts, the following funds are hereby re-
16 scinded from the following accounts and programs in the
17 specified amounts:

18 (1) Other Procurement, Army, 2013/2015:
19 \$41,500,000.

20 (2) Aircraft Procurement, Army, 2014/2016:
21 \$80,000,000.

22 (3) Missile Procurement, Air Force, 2014/2016:
23 \$36,000,000.

Calendar No. 329

113TH CONGRESS
2^D SESSION

S. 2124

A BILL

To support sovereignty and democracy in Ukraine,
and for other purposes.

March 12, 2014

Read twice and placed on the calendar