Public Law 97-121
97th Congress

An Act

Making appropriations for foreign assistance and related programs for the fiscal year ending September 30, 1982, and for other purposes.

Dec. 29, 1981
[H.R. 4559]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for foreign assistance and related programs for the fiscal year ending September 30, 1982, and for other purposes, namely:

Foreign Assistance and Related Programs Appropriations Act, 1982.

TITLE I—MULTILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL FINANCIAL INSTITUTIONS

CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT BANK

For payment to the Inter-American Development Bank by the Secretary of the Treasury, for the United States share of the replenishment of the resources of the Fund for Special Operations, as authorized by the Act of June 3, 1980 (Public Law 96-259), $173,177,000 to remain available until expended; and $48,053,477, for the United States share of the increase in subscriptions to the paid-in capital stock, as authorized by the Act of June 3, 1980 (Public Law 96-259), to remain available until expended: *Provided,* That no such payment may be made while the United States Executive Director to the Bank is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, or while the alternate United States Executive Director to the Bank is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

94 Stat. 429.

LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

The United States Governor of the Inter-American Development Bank may subscribe without fiscal year limitation to the callable capital portion of the United States share of such increase in capital stock in an amount not to exceed $609,582,129.

CONTRIBUTION TO THE INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

For payment to the International Bank for Reconstruction and Development by the Secretary of the Treasury, for the United States share of the increase in subscriptions to the paid-in capital stock, as authorized by the International Financial Institutions Act,

Ante, p. 745.

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$37,168,491, to remain available until expended, and $109,720,549 for the General Capital Increase, as authorized by section 39 of the Bretton Woods Agreements Act, to remain available until expended: *Provided,* That no such payment may be made while the United States Executive Director to the Bank is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, or while the alternate United States Executive Director to the Bank is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

Ante, p. 740.

LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

The United States Governor of the International Bank for Reconstruction and Development may subscribe without fiscal year limitation to the callable portion of the United States share of such increases in capital stock in an amount not to exceed $1,687,728,491.

CONTRIBUTION TO THE INTERNATIONAL FINANCE CORPORATION

For payment to the International Finance Corporation by the Secretary of the Treasury, $14,447,900, for the United States share of the increase in subscriptions to capital stock, as authorized by the International Financial Institutions Act, to remain available until expended.

Ante, p. 745.

CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT ASSOCIATION

For payment to the International Development Association by the Secretary of the Treasury, $700,000,000, for the second installment of the United States contribution to the sixth replenishment, as authorized by section 17 of the International Development Association Act, to remain available until expended: *Provided,* That no such payment may be made while the United States Executive Director to the International Bank for Reconstruction and Development is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, or while the alternate United States Executive Director to the Bank is compensated by the Bank at a rate in excess of the rate provided for an individual occupying a position at level V of the Executive Schedule under section 5316 of title 5, United States Code: *Provided further,* That the Secretary of the Treasury shall instruct the Executive Director to undertake negotiations to reallocate the development credits made available through the sixth replenishment to provide a more efficient distribution among recipient nations including a reduction in the maximum development credits provided to any given nation.

Ante, p. 740.

CONTRIBUTION TO THE ASIAN DEVELOPMENT BANK

For payment to the Asian Development Bank by the Secretary of the Treasury, for the United States share of the increase in subscriptions to the paid-in capital stock, as authorized by the International Financial Institutions Act, $4,713,851, to remain available until expended; and for the United States contribution to the increase in

resources of the Asian Development Fund, as authorized by the Act of June 3, 1980 (Public Law 96-259), $108,250,000 to remain available until expended; and as authorized by the International Financial Institutions Act, $7,847,869, to remain available until expended: *Provided,* That no such payment may be made while the United States Director of the Bank is compensated by the Bank at a rate which, together with whatever compensation such Director receives from the United States, is in excess of the rate provided for an individual occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, or while any alternate United States Director to the Bank is compensated by the Bank in excess of the rate provided for an individual occupying a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

94 Stat. 429.

Ante, p. 745.

LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS

The United States Governor of the Asian Development Bank may subscribe without fiscal year limitation to the callable capital portion of the United States share of such increase in capital stock in an amount not to exceed $42,632,409.

CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

For payment to the African Development Fund by the Secretary of the Treasury, $58,333,333, as authorized by the Act of June 3, 1980 (Public Law 96-259), for the United States contribution to the second replenishment of the African Development Fund, to remain available until expended.

94 Stat. 429.

INTERNATIONAL ORGANIZATIONS AND PROGRAMS

For necessary expenses to carry out the provisions of section 301 of the Foreign Assistance Act of 1961, and of section 2 of the United Nations Environment Program Participation Act of 1973, $215,438,000: *Provided,* That no funds shall be available for the United Nations Fund for Science and Technology or the United Nations Decade for Women: *Provided further,* That not less than $126,750,000 shall be available only for the United Nations Development Program: *Provided further,* That not more than $41,500,000 shall be available for the United Nations Children's Fund: *Provided further,* That not more than $7,850,000 shall be available for the United Nations Environment Program.

22 USC 2221.
22 USC 287 note.

TITLE II—BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

For expenses necessary to enable the President to carry out the provisions of the Foreign Assistance Act of 1961, and for other purposes, to remain available until September 30, 1982, unless otherwise specified herein, as follows:

22 USC 2151 note.

AGENCY FOR INTERNATIONAL DEVELOPMENT

Agriculture, rural development, and nutrition, Development Assistance: For necessary expenses to carry out the provisions of section 103, $700,000,000: *Provided,* That of this amount the funds

22 USC 2151a.

provided for loans shall remain available for obligation until September 30, 1983.

Population, Development Assistance: For necessary expenses to carry out the provisions of section 104(b), $211,000,000: *Provided,* That of this amount the funds provided for loans shall remain available for obligation until September 30, 1983: *Provided further,* That none of the funds appropriated under this heading may be available for the World Health Organization's Special Program of Research, Development and Research Training in Human Reproduction.

22 USC 2151b.

Health, Development Assistance: For necessary expenses to carry out the provisions of section 104(c), $133,405,000: *Provided,* That of this amount the funds provided for loans shall remain available for obligation until September 30, 1983.

Education and human resources development, Development Assistance: For necessary expenses to carry out the provisions of section 105, $103,550,000: *Provided,* That $4,000,000 of this amount shall be available only for scholarships for South African students in accordance with the last sentence of section 105(a) of the Foreign Assistance Act of 1961 (as added by title III of the International Security and Development Cooperation Act of 1981): *Provided further,* That of this amount the funds provided for loans shall remain available for obligation until September 30, 1983.

22 USC 2151c.

Ante, p. 1532.

Energy and selected development activities, Development Assistance: For necessary expenses to carry out the provisions of sections 106 and 107, $137,200,000: *Provided,* That of this amount the funds provided for loans shall remain available for obligation until September 30, 1983.

22 USC 2151d, 2151e.

Science and technology, Development Assistance: For necessary expenses to carry out the provisions of sections 106–107, $10,000,000: *Provided,* That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for obligation until September 30, 1983.

Loan allocation, Development Assistance: Of the new obligational authority appropriated under this Act to carry out the provisions of sections 103 through 107, not less than 30 percent shall be available for loans for the fiscal year 1982: *Provided,* That loans made pursuant to this authority to countries whose annual per capita gross national product is greater than $730 but less than $1,180 shall be repayable within twenty-five years following the date on which funds are initially made available under such loans and loans to countries whose annual per capita gross national product is greater than or equal to $1,180 shall be repayable within twenty years following the date on which funds are initially made available under such loans.

22 USC 2151a–2151e.

American schools and hospitals abroad: For necessary expenses to carry out the provisions of section 214, $20,000,000.

22 USC 2174.

International disaster assistance: For necessary expenses to carry out the provisions of section 491, $27,000,000: *Provided,* That of the funds appropriated under this paragraph, not less than $10,000,000 shall be used for earthquake relief and reconstruction in southern Italy.

22 USC 2292.

Sahel development program.

Sahel development program: For necessary expenses to carry out the provisions of section 121, $93,757,500, to remain available until expended: *Provided,* That no part of such appropriation may be available to make any contribution of the United States to the Sahel development program in excess of 10 per centum of the total contributions to such program: *Provided further,* That of such amount, $2,000,000 shall be used for the African Development Foundation

22 USC 2151s.

and, in addition, the unobligated balances as of September 30, 1981, of funds heretofore made available for the African Development Foundation are hereby continued available for the fiscal year 1982 for use for the African Development Foundation.

Payment to the Foreign Service Retirement and Disability Fund: For payment to the "Foreign Service Retirement and Disability Fund", as authorized by the Foreign Service Act of 1980, $32,552,000. 94 Stat. 2071.

Economic support fund: For necessary expenses to carry out the provisions of chapter 4 of part II, $2,576,000,000: *Provided,* That of the funds appropriated under this paragraph, not less than $806,000,000 shall be available for Israel, not less than $771,000,000 shall be available for Egypt: *Provided further,* That no funds provided for the Special Requirements Fund shall be obligated or expended without the prior written approval of the Appropriations Committees of both Houses of Congress: *Provided further,* That not less than $100,000,000 shall be available for Sudan, not less than $5,000,000 for Poland, not less than $5,000,000 for Tunisia, and not less than $20,000,000 for Costa Rica: *Provided further,* That not more than $15,000,000 shall be available for Cyprus. 22 USC 3901 note. 22 USC 2346.

Peacekeeping operations: For necessary expenses to carry out the provisions of section 551, $14,000,000. 22 USC 2348.

Operating expenses of the Agency for International Development: For necessary expenses to carry out the provisions of section 667, $331,000,000: *Provided,* That not more than $20,000,000 of this amount shall be for Foreign Affairs Administrative Support. 22 USC 2427.

Trade and development: For necessary expenses to carry out the provisions of section 661, $6,907,000, to remain available until expended. 22 USC 2421.

Housing and other credit guaranty programs: During the fiscal year 1982, total commitments to guarantee loans shall not exceed $150,000,000 of contingent liability for loan principal.

International narcotics control: For necessary expenses to carry out the provisions of section 481, $36,700,000: *Provided,* That these and other funds heretofore made available for international narcotics control may be used in accordance with the provisions of H.R. 3566, as reported May 19, 1981. 22 USC 2291. *Ante,* p. 1519.

USE OF CERTAIN POLISH CURRENCIES

Subject to the enactment of authorizing legislation, during the fiscal year 1982, the equivalent in currency or credit of $70,000,000 in Polish zlotys (received by the United States from the April 1981 sale of United States Government-held dairy products to Poland) shall be available for use in Poland to serve United States interests, including use for activities of common benefit to the people of the United States and the people of Poland, such as joint programs in energy, agriculture, education, science, health, and culture, or for humanitarian activities.

INTER-AMERICAN FOUNDATION

For expenses necessary to carry out the functions of the Inter-American Foundation in accordance with the provisions of section 401 of the Foreign Assistance Act of 1969, and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 104 of the Government Corporation Control Act, $12,000,000. 22 USC 290f. 31 USC 849.

OVERSEAS PRIVATE INVESTMENT CORPORATION

The Overseas Private Investment Corporation is authorized to make such expenditures within the limits of funds available to it and in accordance with law (including not to exceed $8,000 for entertainment allowances), and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 104 of the Government Corporation Control Act (31 U.S.C. 849), as may be necessary in carrying out the program set forth in the budget for the current fiscal year.

During the fiscal year 1982 and within the resources and authority available, gross obligations for the amount of direct loans shall not exceed $10,000,000.

During the fiscal year 1982, total commitments to guarantee loans shall not exceed $100,000,000 of contingent liability for loan principal.

INDEPENDENT AGENCY

PEACE CORPS

For expenses necessary to carry out the provisions of the Peace Corps Act (75 Stat. 612), $105,000,000: *Provided,* That none of the funds appropriated in this paragraph shall be used to pay for abortions.

DEPARTMENT OF STATE

MIGRATION AND REFUGEE ASSISTANCE

For expenses, not otherwise provided for, necessary to enable the Secretary of State to provide, as authorized by law, a contribution to the International Committee of the Red Cross and assistance to refugees, including contributions to the Intergovernmental Committee for European Migration and the United Nations High Commissioner for Refugees; salaries and expenses of personnel and dependents as authorized by the Foreign Service Act of 1980, allowances as authorized by sections 5921 through 5925 of title 5, United States Code; hire of passenger motor vehicles; and services as authorized by section 3109 of title 5, United States Code, $503,000,000: *Provided,* That $30,000,000 of this amount shall be transferred to the Agency for International Development to be used only for resettlement services and facilities for refugees and displaced persons in Africa: *Provided further,* That $5,000,000 of this amount shall be used for assistance for persons displaced by strife in El Salvador as provided in H.R. 3566 as reported May 19, 1981: *Provided further,* That these funds shall be administered in a manner that insures equity in the treatment of all refugees receiving Federal assistance: *Provided further,* That no funds herein appropriated shall be used to assist directly in the migration to any nation in the Western Hemisphere of any person not having a security clearance based on reasonable standards to insure against Communist infiltration in the Western Hemisphere: *Provided further,* That not more than $7,426,000 of the funds appropriated under this heading shall be available for the administrative expenses of the Office of Refugee Programs of the Department of State.

94 Stat. 2071.
22 USC 3901 note.

Ante, p. 1519.

TITLE III—MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

MILITARY ASSISTANCE

For necessary expenses to carry out the provisions of section 503 of the Foreign Assistance Act of 1961, including administrative expenses and purchase of passenger motor vehicles for replacement only for use outside of the United States, $176,512,000, to remain available for obligation until September 30, 1983. 22 USC 2311.

INTERNATIONAL MILITARY EDUCATION AND TRAINING

For necessary expenses to carry out the provisions of section 541 of the Foreign Assistance Act of 1961, $38,488,000. 22 USC 2347.

FOREIGN MILITARY CREDIT SALES

For expenses necessary to enable the President to carry out the provisions of sections 23 and 24 of the Arms Export Control Act, $750,000,000 of which not less than $550,000,000 shall be allocated to Israel and not less than $200,000,000 shall be allocated for Egypt: *Provided,* That of the amount provided for the total aggregate credit sale ceiling during the current fiscal year, not less than $1,400,000,000 shall be allocated to Israel. 22 USC 2763, 2764.

During the fiscal year 1982 and within the resources and authority available, gross obligations for the principal amount of direct loans, exclusive of loan guaranty defaults, shall not exceed $750,000,000.

During the fiscal year 1982, total commitments to guarantee loans shall not exceed $3,083,500,000 of contingent liability for loan principal.

TITLE IV—EXPORT-IMPORT BANK OF THE UNITED STATES

The Export-Import Bank of the United States is authorized to make such expenditures within the limits of funds and borrowing authority available to such corporation, and in accordance with law, and to make such contracts and commitments without regard to fiscal year limitations, as provided by section 104 of the Government Corporation Control Act, as may be necessary in carrying out the program set forth in the budget for the current fiscal year for such corporation: *Provided,* That none of the funds available during the current fiscal year may be used to make expenditures, contracts, or commitments for the export of nuclear equipment, fuel, or technology to any country other than a nuclear-weapon State as defined in Article IX of the Treaty on the Non-Proliferation of Nuclear Weapons eligible to receive economic or military assistance under this Act that has detonated a nuclear explosive after the date of enactment of this Act. 31 USC 849. 21 UST 483.

LIMITATION ON PROGRAM ACTIVITY

During the fiscal year 1982 and within the resources and authority available, gross obligations for the principal amount of direct loans shall not exceed $4,400,000,000. During the fiscal year 1982, total commitments to guarantee loans shall not exceed $9,220,000,000 of contingent liability for loan principal.

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed $15,115,000 (to be computed on an accrual basis) shall be available during the current fiscal year for administrative expenses, including hire of passenger motor vehicles and services as authorized by section 3109 of title 5, United States Code, and not to exceed $16,000 for entertainment allowances for members of the Board of Directors: *Provided*, That (1) fees or dues to international organizations of credit institutions engaged in financing foreign trade, (2) necessary expenses (including special services performed on a contract or a fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Export-Import Bank or in which it has an interest, including expenses of collections of pledged collateral, or the investigation or appraisal of any property in respect to which an application for a loan has been made, and (3) expenses (other than internal expenses of the Export-Import Bank) incurred in connection with the issuance and servicing of guarantees, insurance, and reinsurance, shall be considered as nonadministrative expenses for the purposes of this paragraph.

TITLE V—GENERAL PROVISIONS

Water or related land resource projects.

SEC. 501. None of the funds appropriated in this Act (other than funds appropriated for "International organizations and programs") shall be used to finance the construction of any new flood control, reclamation, or other water or related land resource project or program which has not met the standards and criteria used in determining the feasibility of flood control, reclamation, and other water and related land resource programs and projects proposed for construction within the United States of America under the Principles and Standards for Planning Water and Related Land Resources dated October 25, 1973.

SEC. 502. Except for the appropriations entitled "International disaster assistance", "United States emergency refugee and migration assistance fund" and the special requirements fund within the appropriations entitled "Military Assistance" and the special requirements fund within the appropriations entitled "Economic support fund", not more than 15 per centum of any appropriation item made available by this Act for the fiscal year 1982 shall be obligated or reserved during the last month of availability.

Pensions, annuities and certain compensation payments.

SEC. 503. None of the funds appropriated in this Act nor any of the counterpart funds generated as a result of assistance hereunder or any prior Act shall be used to pay pensions, annuities, retirement pay, or adjusted service compensation for any persons heretofore or hereafter serving in the armed forces of any recipient country.

Procurement contracts, payment prohibition. 22 USC 2151 note.

SEC. 504. None of the funds appropriated or made available pursuant to this Act for carrying out the Foreign Assistance Act of 1961, may be used for making payments on any contract for procurement to which the United States is a party entered into after the date of enactment of this Act which does not contain a provision authorizing the termination of such contract for the convenience of the United States.

United Nations members, assessments, payment prohibition.

SEC. 505. None of the funds appropriated or made available pursuant to this Act for carrying out the Foreign Assistance Act of 1961, may be used to pay in whole or in part any assessments, arrearages, or dues of any member of the United Nations.

SEC. 506. None of the funds contained in title II of this Act may be used to carry out the provisions of section 209(d) of the Foreign Assistance Act of 1961. 22 USC 2169.

SEC. 507. Of the funds appropriated or made available pursuant to this Act, not to exceed $110,000 shall be for official residence expenses of the Agency for International Development during the fiscal year 1982: *Provided,* That appropriate steps shall be taken to assure that, to the maximum extent possible, United States-owned foreign currencies are utilized in lieu of dollars. Official residence expenses.

SEC. 508. Of the funds appropriated or made available pursuant to this Act, not to exceed $10,000 shall be for entertainment expenses of the Agency for International Development during fiscal year 1982. Entertainment expenses.

SEC. 509. Of the funds appropriated or made available pursuant to this Act, not to exceed $100,000 shall be for representation allowances of the Agency for International Development during fiscal year 1982: *Provided,* That appropriate steps shall be taken to assure that, to the maximum extent possible, United States-owned foreign currencies are utilized in lieu of dollars: *Provided further,* That of the total funds made available by this Act under the headings "Military Assistance" and "Foreign Military Credit Sales", not to exceed $2,500 shall be available for entertainment expenses and not to exceed $70,000 shall be available for representation allowances: *Provided further,* That of the funds made available by this Act under the heading "International Military Education and Training", not to exceed $125,000 shall be available for entertainment allowances: *Provided further,* That of the funds made available by this Act for the Inter-American Foundation, not to exceed $2,500 shall be available for entertainment and representation allowances: *Provided further,* That of the funds made available by this Act for the Peace Corps, not to exceed a total of $4,000 shall be available for entertainment expenses. Representation allowances.

SEC. 510. None of the funds appropriated or made available (other than funds for "International organizations and programs") pursuant to this Act for carrying out the Foreign Assistance Act of 1961, may be used to finance the export of nuclear equipment, fuel, or technology or to provide assistance for the training of foreign nationals in nuclear fields. Nuclear material, assistance prohibition. 22 USC 2151 note.

SEC. 511. Funds appropriated by this Act may not be obligated or expended to provide assistance to any country for the purpose of aiding the efforts of the government of such country to repress the legitimate rights of the population of such country contrary to the Universal Declaration of Human Rights. Human rights.

SEC. 512. None of the funds appropriated or made available pursuant to this Act shall be obligated or expended to finance directly any assistance to Mozambique, except that the President may waive this prohibition if he determines, and so reports to the Congress, that furnishing such assistance would further the foreign policy interests of the United States. Mozambique, assistance prohibition.

SEC. 513. None of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended to finance directly any assistance or reparations to Libya, Iraq, or South Yemen. None of the funds appropriated or otherwise made available pursuant to this Act shall be obligated or expended to finance directly any assistance or reparations to Angola, Cambodia, Cuba, Laos, the Socialist Republic of Vietnam, or Syria. Assistance prohibition to certain countries.

SEC. 514. None of the funds made available by this Act may be obligated under an appropriation account to which they were not appropriated without the written prior approval of the Appropriations Committees of both Houses of the Congress.

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Publicity or propaganda.

SEC. 515. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes within the United States not authorized before the date of enactment of this Act by the Congress.

Appropriation expiration.

SEC. 516. No part of any appropriation contained in this Act shall remain available for obligation after the expiration of the current fiscal year unless expressly so provided in this Act.

Countries in default.

SEC. 517. No part of any appropriation contained in this Act shall be used to furnish assistance to any country which is in default during a period in excess of one calendar year in payment to the United States of principal or interest on any loan made to such country by the United States pursuant to a program for which funds are appropriated under this Act.

Certain international financial institutions.

SEC. 518. None of the funds appropriated or made available pursuant to this Act shall be available to any international financial institution whose United States representative cannot upon request obtain the amounts and the names of borrowers for all loans of the international financial institution, including loans to employees of the institution, or the compensation and related benefits of employees of the institution.

SEC. 519. None of the funds appropriated or made available pursuant to this Act shall be available to any international financial institution whose United States representative cannot upon request obtain any document developed by the management of the international financial institutions.

Governments aiding war criminals or international terrorists.

SEC. 520. None of the funds appropriated or otherwise made available by this Act to the Export-Import Bank and funds appropriated by this Act for direct foreign assistance may be obligated for any government which aids or abets, by granting sanctuary from prosecution to, any individual or group which has committed or is being sought by any other government for prosecution for any war crime or an act of international terrorism, unless the President finds that the national security requires otherwise.

Foreign commodities production, expansion assistance.

SEC. 521. None of the funds appropriated or made available pursuant to this Act for direct assistance and none of the funds otherwise made available pursuant to this Act to the Export-Import Bank and the Overseas Private Investment Corporation shall be obligated or expended to finance any loan, any assistance or any other financial commitments for establishing or expanding production of any commodity for export by any country other than the United States, if the commodity is likely to be in surplus on world markets at the time the resulting productive capacity is expected to become operative and if the assistance will cause substantial injury to United States producers of the same, similar, or competing commodity: *Provided*, That such prohibition shall not apply to the Export-Import Bank if in the judgment of its Board of Directors the benefits to industry and employment in the United States are likely to outweigh the injury to United States producers of the same, similar, or competing commodity.

Surplus commodities on world markets.
22 USC 262h.

SEC. 522. The Secretary of the Treasury shall instruct the United States executive directors of the International Bank for Reconstruction and Development, the International Development Association, the International Finance Corporation, the Inter-American Development Bank, the Asian Development Bank, the African Development Bank, and the African Development Fund to use the voice and vote of the United States to oppose any assistance by these institutions, using funds appropriated or made available pursuant to this Act, for the production of any commodity for export, if it is in surplus on

world markets and if the assistance will cause substantial injury to United States producers of the same, similar, or competing commodity.

SEC. 523. None of the funds made available under this Act for "Agriculture, rural development, and nutrition, Development Assistance," "Population, Development Assistance," "Health, Development Assistance," "Education and human resources development, Development Assistance," "Energy, private voluntary organizations, and selected development activities, Development Assistance," "Science and technology, Development Assistance," "International organizations and programs," "American schools and hospitals abroad," "Trade and development program," "Sahel development program," "International narcotics control," "Economic support fund," "Peacekeeping operations," "Operating Expenses of the Agency for International Development," "Military assistance," "International military education and training," "Foreign military credit sales," "Inter-American Foundation," "Peace Corps," or "Migration and refugee assistance," shall be available for obligation for activities, programs, projects, type of materiel assistance, countries, or other operation not justified or in excess of the amount justified to the Appropriations Committees for obligation under any of these specific headings for the fiscal year 1982 unless the Appropriations Committees of both Houses of Congress are previously notified fifteen days in advance.

SEC. 524. The expenditure of any appropriation under this Act for any consulting service through procurement contract, pursuant to 5 U.S.C. 3109, shall be limited to those contracts where such expenditures are a matter of public record and available for public inspection, except where otherwise provided under existing law, or under existing Executive order issued pursuant to existing law.

SEC. 525. None of the funds appropriated under this Act may be used to lobby for abortion. Abortions, prohibition.

This Act may be cited as the "Foreign Assistance and Related Programs Appropriations Act, 1982". Short title.

Approved December 29, 1981.

LEGISLATIVE HISTORY—H.R. 4559 (S. 1802):

HOUSE REPORTS: No. 97-245 (Comm. on Appropriations) and No. 97-416 (Comm. of Conference).
SENATE REPORT No. 97-266 accompanying S. 1802 (Comm. on Appropriations).
CONGRESSIONAL RECORD, Vol. 127 (1981):
Nov. 17, S. 1802 considered and passed Senate.
Dec. 10, 11, considered and passed House.
Dec. 11, considered and passed Senate, amended, in lieu of S. 1802.
Dec. 16, House and Senate agreed to conference report.
WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS, Vol. 17, No. 53 (1981):
Dec. 29, Presidential statement.