

105TH CONGRESS  
1ST SESSION

# H. R. 331

To prohibit foreign assistance to Russia unless certain requirements relating to Russian intelligence activities, relations between Russia and certain countries, Russian arms control policy, and the reform of the Russian economy are met.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 7, 1997

Mr. SOLOMON introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To prohibit foreign assistance to Russia unless certain requirements relating to Russian intelligence activities, relations between Russia and certain countries, Russian arms control policy, and the reform of the Russian economy are met.

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 “Freedom and Self-De-  
5 termination for the Former Soviet Union Act”.

1 **SEC. 2. PROHIBITION ON FOREIGN ASSISTANCE TO RUSSIA.**

2 (a) IN GENERAL.—Foreign assistance may not be ob-  
3 ligated or expended for Russia for any fiscal year unless  
4 the President certifies to the Congress for such fiscal year  
5 the following:

6 (1) The President has received satisfactory as-  
7 surances from the Government of Russia, which  
8 have been confirmed by the Director of the Federal  
9 Bureau of Investigation, that the intelligence activi-  
10 ties of Russia in the United States are confined to  
11 what is considered routine, non-adversarial informa-  
12 tion gathering activities.

13 (2) Russia is making continual progress toward  
14 the unconditional implementation of the Russian-  
15 Moldovan troop withdrawal agreement, signed by the  
16 prime ministers of Russia and Moldova on October  
17 21, 1994.

18 (3) Russia is not providing military assistance  
19 to any military forces in the Transdnistria region of  
20 Moldova.

21 (4) Russian military forces in the Kaliningrad  
22 region of Russia are respecting the sovereign terri-  
23 tory of Lithuania and other neighboring countries  
24 and such forces are not offensively postured against  
25 any other country.

1           (5) The activities of Russia in the other inde-  
2           pendent states of the former Soviet Union do not  
3           represent an attempt by Russia to violate or other-  
4           wise diminish the sovereignty and independence of  
5           such states.

6           (6) Russia is not providing military assistance  
7           to any Bosnian Serb military units or combatants or  
8           to the Government of the Federal Republic of Yugo-  
9           slavia.

10          (7) Russia is not providing any intelligence in-  
11          formation to Cuba and is not providing any assist-  
12          ance to Cuba with respect to the signal intelligence  
13          facility at Lourdes or the nuclear facility at Cienfue-  
14          gos.

15          (8)(A) Russia is not providing to the countries  
16          described in subparagraph (B) goods or technology,  
17          including conventional weapons, which could materi-  
18          ally contribute to the acquisition by these countries  
19          of chemical, biological, nuclear, or advanced conven-  
20          tional weapons.

21          (B) The countries described in this subpara-  
22          graph are Iran, Iraq, Syria, the People's Republic of  
23          China, or any country, the government of which the  
24          Secretary of State has determined, for purposes of  
25          section 6(j)(1) of the Export Administration Act of

1 1979 (50 U.S.C. app. 2405(6)(j)(1)), has repeatedly  
2 provided support for acts of international terrorism.

3 (9) Russia is in strict compliance with all arms  
4 control agreements to which Russia and the United  
5 States are a party.

6 (10) Russia has ceased all strategic nuclear  
7 weapons modernization.

8 (11) Russia is in strict compliance with all  
9 trade and financial agreements between Russia and  
10 any United States business.

11 (b) REPORT.—The President shall submit to the Con-  
12 gress for each fiscal year a report containing the certifi-  
13 cations required by subsection (a). Such report shall be  
14 submitted in unclassified and classified versions.

15 **SEC. 3. ANNUAL REPORTS.**

16 At the beginning of each fiscal year, the President  
17 and the Comptroller General of the United States shall  
18 each submit to the Congress a report containing the fol-  
19 lowing:

20 (1) The amount of foreign assistance provided  
21 to Russia for the preceding fiscal year, including—

22 (A) the name of each organization or en-  
23 tity to which such assistance was provided;

24 (B) the purpose of such assistance; and

1 (C) an assessment of the effectiveness of  
2 such assistance.

3 (2) A detailed accounting of the amount of for-  
4 eign assistance appropriated for Russia which has  
5 not been expended and the status of such assistance.

6 (3) An estimate of the total amount of capital  
7 exported from Russia during the previous fiscal year  
8 and an analysis of the reasons for the export of such  
9 capital.

10 **SEC. 4. REQUIREMENT TO OPPOSE ASSISTANCE TO RUSSIA**  
11 **FROM INTERNATIONAL FINANCIAL INSTITU-**  
12 **TIONS.**

13 The President should instruct the United States exec-  
14 utive director of each international financial institution to  
15 use the voice and vote of the United States to oppose any  
16 assistance from that financial institution to Russia unless  
17 Russia is in compliance with the requirements contained  
18 in section 2.

19 **SEC. 5. DEFINITIONS.**

20 For purposes of this Act:

21 (1) FOREIGN ASSISTANCE.—The term “foreign  
22 assistance” means assistance under the Foreign As-  
23 sistance Act of 1961 (22 U.S.C. 2151 et seq.), the  
24 Freedom for Russia and Emerging Eurasian Democ-  
25 racies and Open Markets Support Act of 1992 (22

1 U.S.C. 5801 et seq.), or the Cooperative Threat Re-  
2 duction Act of 1993 (22 U.S.C 5951 et seq.), except  
3 that such term does not include—

4 (A) humanitarian assistance;

5 (B) educational and cultural exchanges be-  
6 tween the United States and Russia;

7 (C) assistance provided for the promotion  
8 of democratic political reform and the rule of  
9 law; and

10 (D) assistance for safety upgrades of civil-  
11 ian nuclear power plants.

12 (2) GOODS OR TECHNOLOGY.—The term  
13 “goods or technology” has the meaning given such  
14 term in section 1608(3) of the Iran-Iraq Arms Non-  
15 Proliferation Act of 1992 (50 U.S.C. 1701 note).

16 (3) INTERNATIONAL FINANCIAL INSTITU-  
17 TION.—The term “international financial institu-  
18 tion” means the European Bank for Reconstruction  
19 and Development, the International Bank for Recon-  
20 struction and Development, the International Devel-  
21 opment Association, the International Financial Cor-  
22 poration, the Global Environmental Facility, the  
23 Multilateral Investment Guaranty Agency, or the  
24 International Monetary Fund.

1           (4) OTHER INDEPENDENT STATES OF THE  
2       FORMER SOVIET UNION.—The term “other inde-  
3       pendent states of the former Soviet Union” means  
4       the following: Armenia, Azerbaijan, Belarus, Esto-  
5       nia, Georgia, Kazakhstan, Kyrgyzstan, Latvia, Lith-  
6       uania, Moldova, Tajikistan, Turkmenistan, Ukraine,  
7       and Uzbekistan.

8   **SEC. 6. EFFECTIVE DATE.**

9       (a) IN GENERAL.—Except as provided in subsection  
10      (b), this Act shall apply only with respect to fiscal years  
11      beginning on or after the date of the enactment of this  
12      Act.

13      (b) EXCEPTIONS.—In the case of the fiscal year in  
14      which this Act is enacted—

15           (1) the prohibition contained in section 2 shall  
16           apply with respect to the obligation or expenditure  
17           of foreign assistance on or after the date of the en-  
18           actment of this Act (including foreign assistance  
19           which has been obligated but not expended before  
20           the date of the enactment of this Act); and

21           (2) the requirement contained in section 4 shall  
22           apply with respect to the provision of assistance by  
23           an international financial institution on or after the  
24           date of the enactment of this Act.

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