

107TH CONGRESS
1ST SESSION

H.R. 3556

To prohibit assistance for Afghanistan unless the national government of Afghanistan undertakes efforts to control illegal drugs in Afghanistan, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2001

Ms. WATERS (for herself and Mr. MICA) introduced the following bill; which was referred to the Committee on International Relations

A BILL

To prohibit assistance for Afghanistan unless the national government of Afghanistan undertakes efforts to control illegal drugs in Afghanistan, 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 “Afghanistan Illegal
5 Drug Eradication Act”.

6 SEC. 2. PROHIBITIONS ON ASSISTANCE FOR AFGHANISTAN.

7 (a) GENERAL PROHIBITION.—Beginning on and
8 after the date of the enactment of this Act, United States
9 assistance may not be provided for Afghanistan unless the

1 President determines and certifies to Congress that the
2 national government of Afghanistan meets the following
3 requirements:

4 (1) The government does not engage in the cul-
5 tivation of poppies or drug trafficking or otherwise
6 facilitate the cultivation, production, transportation,
7 or distribution of illegal drugs.

8 (2) The government has destroyed all illegal
9 drugs held in storage at locations owned, operated,
10 controlled, or seized by the government.

11 (3) The government has established and is im-
12 plementing appropriate institutional mechanisms to
13 prohibit the cultivation, production, transportation,
14 and distribution of illegal drugs, including appro-
15 priate enforcement mechanisms.

16 (b) SPECIFIC PROHIBITION.—

17 (1) IN GENERAL.—Beginning on and after the
18 date of the enactment of this Act, United States as-
19 sistance may not be provided for an individual or en-
20 tity in Afghanistan that cultivates, produces, trans-
21 ports, or distributes illegal drugs.

22 (2) MANDATE TO REPORT.—Any officer or em-
23 ployee of a Federal department or agency having
24 knowledge of facts or circumstances that reasonably
25 indicate that any individual or entity in Afghanistan

1 that receives United States assistance is involved in
2 the cultivation, production, transportation, or dis-
3 tribution of illegal drugs shall, notwithstanding any
4 memorandum of understanding or other agreement
5 to the contrary, report such knowledge or facts to
6 the appropriate official.

7 (c) DEFINITIONS.—In this section:

8 (1) APPROPRIATE OFFICIAL.—The term “ap-
9 propriate official” means the Attorney General, the
10 Inspector General of the Federal department or
11 agency involved, or the head of such department or
12 agency.

13 (2) ILLEGAL DRUGS.—The term “illegal drugs”
14 means controlled substances, as that term is defined
15 in section 102(6) of the Controlled Substances Act
16 (21 U.S.C. 802(6)), in particular opium poppy and
17 poppy straw included in subsection (a)(3) of sched-
18 ule II under part B of title II of such Act.

19 (3) UNITED STATES ASSISTANCE.—The term
20 “United States assistance” means funds made avail-
21 able to carry out any program, project, or activity
22 under any provision of law, except that such term
23 does not include funds made available to provide hu-

1 manitarian assistance through private voluntary or-
2 ganizations.

