

Public Law 95-481
95th Congress

An Act

Making appropriations for Foreign Assistance and related programs for the fiscal year ending September 30, 1979, and for other purposes.

Oct. 18, 1978
[H.R. 12931]

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, 1979, and for other purposes, namely:

Foreign
Assistance and
Related
Programs
Appropriations
Act, 1979.

TITLE I—FOREIGN ASSISTANCE ACT ACTIVITIES

FUNDS APPROPRIATED TO THE PRESIDENT

For expenses necessary to enable the President to carry out the provisions of the Foreign Assistance Act of 1961, as amended, and for other purposes, to remain available until September 30, 1979, unless otherwise specified herein, as follows:

22 USC 2151
note.

ECONOMIC ASSISTANCE

Agriculture, rural development, and nutrition, Development Assistance: For necessary expenses to carry out the provisions of section 103, \$605,000,000: *Provided*, That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for expenditure until September 30, 1980.

22 USC 2151a.

Population, Development Assistance: For necessary expenses to carry out the provisions of section 104(b), \$185,000,000: *Provided*, That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for expenditure until September 30, 1980.

22 USC 2151b.

Health, Development Assistance: For necessary expenses to carry out the provisions of section 104(c), \$130,000,000: *Provided*, That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for expenditure until September 30, 1980: *Provided further*, That not more than \$5,000,000 shall be available for an Expanded Immunization Program—Yaws Eradication Program in West Africa.

Education and human resources development, Development Assistance: For necessary expenses to carry out the provisions of section 105, \$97,000,000: *Provided*, That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for expenditure until September 30, 1980.

22 USC 2151c.

Technical assistance, energy, research, reconstruction, and selected development problems, Development Assistance: For necessary expenses to carry out the provisions of section 106, \$115,000,000: *Provided*, That the amounts provided for loans to carry out the purposes of this paragraph shall remain available for expenditure until September 30, 1980.

22 USC 2151d.

Loan allocation, Development Assistance: Of the new obligational authority appropriated under this Act to carry out the provisions of

22 USC
2151a-2151d.

sections 103-106, not less than \$396,200,000 shall be available for loans for fiscal year 1979: *Provided*, That loans made pursuant to this authority to countries whose annual per capita gross national product is greater than \$550 but less than \$900 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 \$900 shall be repayable within twenty years following the date on which funds are initially made available under such loans.

22 USC 2221.
22 USC 287 note.

International organizations and programs: For necessary expenses to carry out the provisions of section 301 of the Foreign Assistance Act of 1961, as amended, and of section 2 of the United Nations Environment Program Participation Act of 1973, \$260,000,000: *Provided*, That none of the funds appropriated under this heading may be available to provide a United States contribution to the United Nations University.

22 USC 2174.

American schools and hospitals abroad: For necessary expenses to carry out the provisions of section 214, \$25,000,000: *Provided*, That \$1,000,000 shall be available only for support of Israeli students studying in American sponsored centers of learning in the Arab countries and Arab students studying in American sponsored centers of learning in Israel.

Contingency fund: For necessary expenses, \$3,000,000, to be used for the purposes set forth in section 451.

22 USC 2261.

International disaster assistance: For necessary expenses to carry out the provisions of section 491, \$20,000,000: *Provided*, That \$1,000,000 shall be available only to control locust plagues in Africa.

Ante, p. 953.

Assistance to African refugees: For necessary expenses to carry out the provisions of section 495F, \$15,000,000.

22 USC 2151s.

Sahel development program: For necessary expenses to carry out the provisions of section 121, \$75,000,000, 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.

22 USC 2291.

International narcotics control: For necessary expenses to carry out the provisions of section 481, \$38,500,000: *Provided*, That not to exceed \$3,000,000 shall be for the United Nations Fund for Drug Abuse Control.

22 USC 801 note.

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 1946, as amended, \$24,820,000: *Provided*, That none of these funds or other funds available to the Foreign Service Retirement and Disability Fund shall be available to carry out the provisions of section 406 of the Foreign Relations Authorization Act, Fiscal Year 1979.

Ante, p. 979.

22 USC 2362.

Overseas training (foreign currency program): For necessary expenses to carry out the provisions of section 612, \$400,000 in foreign currencies which the Treasury Department declares to be excess to the normal requirements of the United States.

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," "Technical assistance, energy, research, reconstruction, and selected development problems, Development Assistance," "International organizations and programs," "American schools and hospitals abroad," "Assistance to African refugees," "Sahel development pro-

gram," "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 fiscal year 1979 unless the Appropriations Committees of both Houses of the Congress are previously notified fifteen days in advance.

ECONOMIC SUPPORT FUND

Economic support fund: For necessary expenses to carry out the provisions of sections 531 through 534 of the Foreign Assistance Act of 1961, as amended, \$1,882,000,000: *Provided*, That of the funds appropriated under this paragraph, \$785,000,000 shall be allocated to Israel, \$750,000,000 shall be allocated to Egypt and, \$93,000,000 shall be allocated to Jordan: *Provided further*, That not more than \$45,000,000, of which sum not more than \$5,000,000 shall be for refugee assistance through International Relief Organizations in Rhodesia, shall be available for the Southern Africa Program: *Provided further*, That none of the funds appropriated under this heading may be used to provide a United States contribution to the United Nations Relief and Works Agency.

Ante, pp. 733, 735.

PEACEKEEPING OPERATIONS

Peacekeeping operations: For necessary expenses to carry out the provisions of section 551 of the Foreign Assistance Act of 1961, as amended, \$27,400,000: *Provided*, That none of the funds appropriated under this heading may be available for the Middle East Special Requirements Fund.

Ante, p. 736.

OPERATING EXPENSES OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT

Operating expenses of the Agency for International Development: For necessary expenses to carry out the provisions of section 667 of the Foreign Assistance Act of 1961, as amended, \$254,000,000: *Provided*, That not more than \$97,000,000 of this amount shall be for AID-Washington Operating Expenses: *Provided further*, That not to exceed \$700,000 of funds provided to the Agency for International Development by this Act shall be available for hiring experts and consultants pursuant to 5 U.S.C. 3109: *Provided further*, That not to exceed \$10,000,000 of the funds made available by this Act shall be made available for personal service contracts and that of this amount not to exceed \$2,000,000 shall be made available from Operating Expenses of the Agency for International Development and not to exceed \$8,000,000 shall be available from other funds made available by this Act.

22 USC 2427.

ISRAEL-UNITED STATES BINATIONAL AGRICULTURAL RESEARCH AND DEVELOPMENT FUND

For payment to the Israel-United States Binational Agricultural Research and Development Fund as authorized by section 1458 of the Food and Agriculture Act of 1977, \$40,000,000, to remain available until expended.

7 USC 3291.

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 \$10,000 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, as amended (31 U.S.C. 849), as may be necessary in carrying out the program set forth in the budget for the current fiscal year.

INTER-AMERICAN FOUNDATION

22 USC 290f.

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, as amended, 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 amended, \$10,000,000: *Provided*, That not to exceed \$3,618,000 of previously appropriated funds shall also be available for necessary expenses during the current fiscal year.

MILITARY ASSISTANCE

22 USC 2311.

Military assistance: For necessary expenses to carry out the provisions of section 503 of the Foreign Assistance Act of 1961, as amended, including administrative expenses and purchase of passenger motor vehicles for replacement only for use outside of the United States, \$83,375,000, in addition to which amount the unobligated balance as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1977 and the unobligated balance as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1979 and, further, amounts obligated as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1978 are, if deobligated, continued available for the fiscal year 1979, the total of all such funds made available not to exceed \$210,375,000. The unobligated and obligated balances as of September 30, 1978, shall be merged with and accounted for under the same basic account symbol assigned by the Treasury for the appropriation made under this heading: *Provided*, That the Appropriations Committees of both Houses of the Congress are notified fifteen days in advance of the obligation of such deobligated funds for activities, programs, projects, type of materiel assistance, countries or other operations not justified or in excess of the amount justified for the fiscal year 1979: *Provided further*, That none of the funds contained under this heading shall be available for the purchase of new automotive vehicles outside of the United States.

INTERNATIONAL MILITARY EDUCATION AND TRAINING

22 USC 2347.

International military education and training: For necessary expenses to carry out the provisions of section 541 of the Foreign Assistance Act of 1961, as amended, \$27,900,000, in addition to which amount the unobligated balance as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1977 and the unobli-

gated balance as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1978 are continued available for the fiscal year 1979 and, further, amounts obligated as of September 30, 1978, in the basic account symbol assigned by the Treasury for the appropriation made available under this heading for the fiscal year 1978 are, if deobligated, continued available for the fiscal year 1979, the total of all such funds made available not to exceed \$28,755,000. The unobligated and obligated balances as of September 30, 1978, shall be merged with and accounted for under the same basic account symbol assigned by the Treasury for the appropriation made under this heading: *Provided*, That the Appropriations Committees of both Houses of the Congress are notified fifteen days in advance of the obligation of such deobligated funds for activities, programs, projects, type of materiel assistance, countries or other operations not justified or in excess of the amount justified for the fiscal year 1979.

GENERAL PROVISIONS

SEC. 101. None of the funds herein appropriated (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.

Water or land
related resource
project,
prohibitions.

SEC. 102. Except for the appropriations entitled "Contingency fund", "International disaster assistance", and "United States emergency refugee and migration assistance fund", not more than 15 per centum of any appropriation item made available by this Act for fiscal year 1979 shall be obligated or reserved during the last month of availability.

SEC. 103. Unobligated balances as of September 30, 1978, of funds heretofore made available under the authority of the Foreign Assistance Act of 1961, as amended, for "International disaster assistance", "Middle East special requirements fund", and "United States emergency refugee and migration assistance fund" are hereby continued available for the fiscal year 1979, for the same appropriation account and for the same purposes for which appropriated.

SEC. 104. None of the funds herein appropriated 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.

Pensions,
annuities and
certain
compensation
payment
prohibition.
Procurement
contracts,
payment
prohibition.
22 USC 2151
note.

SEC. 105. None of the funds appropriated or made available pursuant to this Act for carrying out the Foreign Assistance Act of 1961, as amended, 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.

SEC. 106. None of the funds appropriated or made available pursuant to this Act for carrying out the Foreign Assistance Act of 1961, as amended, may be used to pay in whole or in part any assessments, arrearsages, or dues of any member of the United Nations.

United Nations
members,
assessments,
payment
prohibition.

22 USC 2169,
2211.
Uganda,
Cambodia, Laos,
and the Socialist
Republic of
Vietnam,
assistance
prohibition,
exception.

SEC. 107. None of the funds contained in title I of this Act may be used to carry out the provisions of sections 209(d) and 251(h) of the Foreign Assistance Act of 1961, as amended.

SEC. 108. 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 Uganda, Cambodia, Laos, or the Socialist Republic of Vietnam: *Provided, however,* That such prohibition shall not apply to graduate students from Uganda completing their studies at United States institutions.

SEC. 109. Of the funds appropriated or made available pursuant to this Act, not to exceed \$118,000 shall be for official residence expenses of the Agency for International Development during fiscal year 1979: *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.

SEC. 110. Of the funds appropriated or made available pursuant to this Act, not to exceed \$13,000 shall be for entertainment expenses of the Agency for International Development during fiscal year 1979.

SEC. 111. Of the funds appropriated or made available pursuant to this Act, not to exceed \$96,000 shall be for representation allowances of the Agency for International Development during fiscal year 1979: *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.

Nuclear material,
assistance
prohibitions.
22 USC 2151
note.

SEC. 112. 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, as amended, 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.

Human rights.

SEC. 113. 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.

Mozambique or
Angola,
assistance
prohibition.

SEC. 114. None of the funds appropriated or made available pursuant to this Act shall be obligated or expended to finance directly any assistance to Mozambique or Angola; except that, such funds shall be available to finance the completion of the training of Angolan students who started training prior to fiscal year 1978.

SEC. 115. 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.

TITLE II—FOREIGN MILITARY CREDIT SALES

FOREIGN MILITARY CREDIT SALES

22 USC 2763,
2764.

For expenses not otherwise provided for, necessary to enable the President to carry out the provisions of sections 23 and 24 of the Arms Export Control Act, \$654,500,000: *Provided,* That of the amount provided for the total aggregate credit sale ceiling during the current fiscal year, not less than \$1,000,000,000 shall be allocated to Israel.

TITLE III—FOREIGN ASSISTANCE (OTHER)

INDEPENDENT AGENCY ACTION—INTERNATIONAL PROGRAMS

PEACE CORPS

For expenses necessary for Action to carry out the provisions of the Peace Corps Act, as amended (22 U.S.C. 2501 et seq.), \$95,000,000: *Provided*, That of the funds appropriated under this heading, not more than \$320,000 shall be available for the United Nations Volunteer Program: *Provided further*, 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 1946, as amended (22 U.S.C. 801-1158); allowances as authorized by 5 U.S.C. 5921-5925; hire of passenger motor vehicles; and services as authorized by 5 U.S.C. 3109; \$111,544,200: *Provided*, That not to exceed \$3,225,000 of this amount shall be available for refugees in Africa: *Provided further*, That \$20,000,000 of these funds be expended only by the Department of Health, Education, and Welfare for the resettlement in the United States of Soviet and other refugees not currently covered by existing Federal refugee programs: *Provided further*, That these funds shall be administered in a manner that ensures 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.

UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND

For necessary expenses to carry out the provisions of section 2(c) of the Migration and Refugee Assistance Act of 1962, as amended (22 U.S.C. 2601(c)), \$9,500,000, to remain available until expended.

FUNDS APPROPRIATED TO THE PRESIDENT

INTERNATIONAL FINANCIAL INSTITUTIONS

CONTRIBUTION TO THE ASIAN DEVELOPMENT BANK

For payment to the Asian Development Bank by the Secretary of the Treasury, \$265,000,000, for the (1) United States share of the increase in subscriptions to the (a) paid-in capital stock, and (b) callable capital stock, and (2) the United States contribution to the increase in resources of the Asian Development Fund as authorized by the Act of October 3, 1977 (Public Law 95-118), to remain available until expended: *Provided*, That no such payment may be made while the United States Director to the Bank is compensated by the Bank at a rate which, together with whatever compensation such Direc-

22 USC 285t.

tor 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.

CONTRIBUTION TO THE INTER-AMERICAN DEVELOPMENT BANK

22 USC 283w.

For payment to the Inter-American Development Bank by the Secretary of the Treasury, \$763,728,483, for the United States share of (1) the increase in subscriptions to (a) paid-in capital stock, and (b) callable capital stock, and (2) the fifth replenishment of the resources of the Fund for Special Operations as authorized by the Act of May 31, 1976 (Public Law 94-302), 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.

CONTRIBUTION TO THE INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

22 USC 282u.

For payment to the International Bank for Reconstruction and Development by the Secretary of the Treasury, \$163,079,165, for the United States share of the increase in subscriptions to the (1) paid-in capital stock, and (2) callable capital stock, as authorized by the Act of October 3, 1977 (Public Law 95-118), 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.

CONTRIBUTION TO THE INTERNATIONAL FINANCE CORPORATION

22 USC 285s.

For payment to the International Finance Corporation by the Secretary of the Treasury, \$40,045,100, for the United States share of the increase in subscriptions to capital stock, as authorized by the Act of October 3, 1977 (Public Law 95-118), to remain available until expended.

CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT ASSOCIATION

22 USC 284l.

For payment to the International Development Association by the Secretary of the Treasury, \$458,000,000 for the United States contribution to the fourth replenishment as authorized by the Act of August 14, 1974 (Public Law 93-373), to remain available until expended and \$800,000,000, for the second installment of the United

States contribution to the fifth replenishment as authorized by the Act of October 3, 1977 (Public Law 95-118), 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.

22 USC 284n.

CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND

For payment to the African Development Fund by the Secretary of the Treasury, \$25,000,000, for the United States contribution to the increase in resources as authorized by the Act of October 3, 1977 (Public Law 95-118), to remain available until expended.

22 USC
290g-10.

FUTURE UNITED STATES CONTRIBUTIONS TO THE INTERNATIONAL FINANCIAL INSTITUTIONS

It is the sense of the Congress that the United States share of contributions to future replenishments of the International Financial Institutions should not exceed the percentages enumerated below for each of the respective accounts within these institutions:

22 USC 262c
note.

Asian Development Bank:

Paid-in capital, 16.3 percent;
Callable capital, 16.3 percent;
Asian Development Fund, 22.2 percent;

African Development Bank:

Special Fund, 18 percent;

Inter-American Development Bank:

Paid-in capital, 34.5 percent;
Callable capital, 34.5 percent;
Fund for Special Operations, 40 percent;

International Bank for Reconstruction and Development:

Paid-in capital, 24 percent;
Callable capital, 24 percent;

International Development Association, 25 percent;

International Finance Corporation, 23 percent.

TITLE IV—EXPORT-IMPORT BANK OF THE UNITED STATES

The Export-Import Bank of the United States is hereby authorized to make such expenditures within the limits of funds and borrowing authority available to such corporation, and in accord 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 amended, as may be necessary in carrying out the program set forth in the budget for the current fiscal year for such corporation, except as hereinafter provided: *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

31 USC 849.

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.

LIMITATION ON PROGRAM ACTIVITY

Not to exceed \$5,347,345,000 (of which not to exceed \$3,750,000,000 shall be for direct loans) shall be authorized during the current fiscal year for other than administrative expenses.

LIMITATION ON ADMINISTRATIVE EXPENSES

Not to exceed \$13,515,000 (to be computed on an accrual basis) shall be available during the current fiscal year for administrative expenses, including hire of passenger motor vehicles, services as authorized by 5 U.S.C. 3109, and not to exceed \$24,000 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 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 Bank) incurred in connection with the issuance and servicing of guarantees, insurance, and reinsurance, shall be considered as nonadministrative expenses for the purposes hereof.

TITLE V—UNITED STATES PARTICIPATION, SUPPLEMENTARY FINANCING FACILITY, INTERNATIONAL MONETARY FUND

For the purpose of participation by the United States, in an amount equivalent to 1,450,000,000 Special Drawing Rights, in the Supplementary Financing Facility established by decision numbered 5508-(77/127) of the Executive Directors of the Fund, as provided in the decision numbered 5509-(77/127) of the Fund, and for the expenditures resulting therefrom, not to exceed \$1,831,640,000, to remain available until the termination of the facility: *Provided*, That no such payment may be made while the United States Executive Director to the International Monetary Fund is compensated by the Fund 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 Fund is compensated by the Fund 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.

TITLE VI—GENERAL PROVISIONS

Publicity or
propaganda.

SEC. 601. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes within the United States not heretofore authorized by the Congress.

SEC. 602. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided hereinafter.

Fiscal year.

SEC. 603. 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.

Countries in default.

SEC. 604. None of the funds appropriated by this Act shall be available for the Office of the Inspector General of Foreign Assistance.

Office of the Inspector General of Foreign Assistance, prohibition. Certain international financial institutions, prohibition. Cuba, assistance prohibition.

SEC. 605. 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.

Terrorism, prohibitions.

SEC. 606. None of the funds appropriated in this Act shall be used for any form of aid or trade, either by monetary payment or by the sale or transfer of any goods of any nature, directly to Cuba.

SEC. 607. 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 an act of international terrorism, unless the President of the United States finds that the national security requires otherwise.

Financial assistance for expanding production for commodities of other countries, prohibition.

SEC. 608. None of the funds appropriated or made available pursuant to this Act for direct foreign 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 expanded 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.

World financial institutions, assistance for commodities in surplus on world markets, prohibition. 22 USC 262h.

SEC. 609. 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 and the Asian Development Bank, and the executive director representing the United States at 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.

Presidential
consultations
with OECD.
22 USC 2169
note.

Presidential
report to
Congress.

Human rights
standards.
22 USC 262d
note.

Short title.

SEC. 610. The President shall initiate wide international consultations beginning with the member nations of the Organization of Economic Cooperation and Development (OECD), designed to develop a viable standard governing the allocation of development assistance for the production and export of commodities. Such consultations shall relate to commodities which are in surplus in the world market and if produced for export would cause substantial harm to producers of the same, similar or competing products. Not later than one year after the enactment of this Act the President shall report to the President of the Senate, the Speaker of the House of Representatives, and the Chairmen of the House and Senate Appropriations Committees on the progress made in carrying out this section.

SEC. 611. The President shall direct the United States Governor of the International Bank for Reconstruction and Development, the United States Governor of the International Finance Corporation, the United States Governor of the International Development Association, the United States Governor of the Inter-American Development Bank, the United States Governor of the Asian Development Bank, and the United States Governor of the African Development Fund, to propose and seek adoption of an amendment to the Articles of Agreement for their respective institutions to establish human rights standards to be considered in connection with each application for assistance.

This Act may be cited as the "Foreign Assistance and Related Programs Appropriations Act, 1979".

Approved October 18, 1978.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 95-1250 (Comm. on Appropriations) and No. 95-1754 (Comm. of Conference).

SENATE REPORT No. 95-1194 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 124 (1978):

July 31, Aug. 2-4, 14, considered and passed House.

Sept. 21, 22, considered and passed Senate, amended.

Oct. 12, House agreed to conference report; concurred in certain Senate amendments, in others with amendments, insisted on disagreement to Senate amendment No. 63.

Oct. 13, Senate agreed to conference report; concurred in House amendments, receded from amendment No. 63.