

FINDINGS

Pub. L. 106-309, title IV, § 401(b), Oct. 17, 2000, 114 Stat. 1096, provided that: “The Congress makes the following findings:

“(1) It is in the mutual economic interest of the United States and peoples in developing and transitional countries to promote cooperatives and credit unions.

“(2) Self-help institutions, including cooperatives and credit unions, provide enhanced opportunities for people to participate directly in democratic decision-making for their economic and social benefit through ownership and control of business enterprises and through the mobilization of local capital and savings and such organizations should be fully utilized in fostering free market principles and the adoption of self-help approaches to development.

“(3) The United States seeks to encourage broad-based economic and social development by creating and supporting—

“(A) agricultural cooperatives that provide a means to lift low income farmers and rural people out of poverty and to better integrate them into national economies;

“(B) credit union networks that serve people of limited means through safe savings and by extending credit to families and microenterprises;

“(C) electric and telephone cooperatives that provide rural customers with power and telecommunications services essential to economic development;

“(D) housing and community-based cooperatives that provide low income shelter and work opportunities for the urban poor; and

“(E) mutual and cooperative insurance companies that provide risk protection for life and property to under-served populations often through group policies.”

DECLARATIONS OF POLICY

Pub. L. 106-309, title IV, § 401(c)(1), Oct. 17, 2000, 114 Stat. 1096, provided that: “The Congress supports the development and expansion of economic assistance programs that fully utilize cooperatives and credit unions, particularly those programs committed to—

“(A) international cooperative principles, democratic governance and involvement of women and ethnic minorities for economic and social development;

“(B) self-help mobilization of member savings and equity and retention of profits in the community, except for those programs that are dependent on donor financing;

“(C) market-oriented and value-added activities with the potential to reach large numbers of low income people and help them enter into the mainstream economy;

“(D) strengthening the participation of rural and urban poor to contribute to their country’s economic development; and

“(E) utilization of technical assistance and training to better serve the member-owners.”

REPORT

Pub. L. 106-309, title IV, § 401(d), Oct. 17, 2000, 114 Stat. 1097, provided that: “Not later than 6 months after the date of the enactment of this Act [Oct. 17, 2000], the Administrator of the United States Agency for International Development, in consultation with the heads of other appropriate agencies, shall prepare and submit to Congress a report on the implementation of section 111 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151i), as amended by subsection (c).”

§ 2151j. Repealed. Pub. L. 93-559, § 30(b), Dec. 30, 1974, 88 Stat. 1804

Section, Pub. L. 87-195, pt. I, § 112, as added Pub. L. 93-189, § 2(3), Dec. 17, 1973, 87 Stat. 716, related to police training prohibition. See section 2420 of this title.

§ 2151k. Integrating women into national economies; report

(a) Particular programs, projects, and activities

In recognition of the fact that women in developing countries play a significant role in economic production, family support, and the overall development process of the national economies of such countries, subchapter I of this chapter shall be administered so as to give particular attention to those programs, projects, and activities which tend to integrate women into the national economies of developing countries, thus improving their status and assisting the total development effort.

(b) Assistance to encourage participation and integration of women; prohibition against separate assistance program for women

(1) Up to \$10,000,000 of the funds made available each fiscal year under this part and part X of this subchapter shall be used, in addition to funds otherwise available for such purposes, for assistance on such terms and conditions as the President may determine to encourage and promote the participation and integration of women as equal partners in the development process in the developing countries. These funds shall be used primarily to support activities which will increase the economic productivity and income earning capacity of women.

(2) Nothing in this section shall be construed to authorize the establishment of a separate development assistance program for women.

(c) Funds for United Nations Decade for Women

Not less than \$500,000 of the funds made available under this part for the fiscal year 1982 shall be expended on international programs which support the original goals of the United Nations Decade for Women.

(Pub. L. 87-195, pt. I, § 113, as added Pub. L. 93-189, § 2(3), Dec. 17, 1973, 87 Stat. 716; amended Pub. L. 94-161, title III, § 309, Dec. 20, 1975, 89 Stat. 860; Pub. L. 95-88, title I, § 108, Aug. 3, 1977, 91 Stat. 536; Pub. L. 95-424, title I, § 108, Oct. 6, 1978, 92 Stat. 947; Pub. L. 96-53, title I, § 122, Aug. 14, 1979, 93 Stat. 366; Pub. L. 97-113, title III, § 305, Dec. 29, 1981, 95 Stat. 1533; Pub. L. 101-513, title V, § 562(d)(2), Nov. 5, 1990, 104 Stat. 2031.)

Editorial Notes

AMENDMENTS

1990—Subsec. (b)(1), Pub. L. 101-513 inserted “and part X of this subchapter” after “this part”.

1981—Subsec. (c), Pub. L. 97-113 added subsec. (c).

1979—Subsec. (b), Pub. L. 96-53 redesignated subsec. (d) as (b), and repealed former subsec. (b) which related to Presidential report to Congress on the impact of development programs, etc., on the economic integration of women.

Subsec. (c), Pub. L. 96-53 repealed subsec. (c) which required the report under former subsec. (b) to be submitted not later than one year after Aug. 3, 1977.

Subsec. (d), Pub. L. 96-53 redesignated subsec. (d) as (b).

1978—Subsec. (d), Pub. L. 95-424 added subsec. (d).

1977—Pub. L. 95-88 designated existing provisions as subsec. (a), inserted provisions relating to a recognition of the fact that women in developing countries play a significant role in economic production, family support, and the overall development process of the na-

tional economies of such countries, and added subsecs. (b) and (c).

1975—Pub. L. 94-161 substituted “This subchapter” for “Sections 2151a through 2151e of this title”.

Statutory Notes and Related Subsidiaries

REFERENCES TO SUBCHAPTER I DEEMED TO INCLUDE CERTAIN PARTS OF SUBCHAPTER II

References to subchapter I of this chapter are deemed to include parts IV (§ 2346 et seq.), VI (§ 2348 et seq.), and VIII (§ 2349aa et seq.) of subchapter II of this chapter, and references to subchapter II are deemed to exclude such parts. See section 202(b) of Pub. L. 92-226, set out as a note under section 2346 of this title, and sections 2348c and 2349aa-5 of this title.

EFFECTIVE DATE OF 1979 AMENDMENT

Amendment by Pub. L. 96-53 effective Oct. 1, 1979, see section 512(a) of Pub. L. 96-53, set out as a note under section 2151 of this title.

EFFECTIVE DATE OF 1978 AMENDMENT

Amendment by Pub. L. 95-424 effective Oct. 1, 1978, see section 605 of Pub. L. 95-424, set out as a note under section 2151 of this title.

Executive Documents

DELEGATION OF FUNCTIONS

For delegation of functions of President under this section, see Ex. Ord. No. 12163, Sept. 29, 1979, 44 F.R. 56673, as amended, set out as a note under section 2381 of this title.

§§ 2151l, 2151m. Repealed. Pub. L. 95-424, title I, §§ 102(f), 104(b), Oct. 6, 1978, 92 Stat. 942, 947

Section 2151l, Pub. L. 87-195, pt. I, § 114, as added Pub. L. 93-189, § 2(3), Dec. 17, 1973, 87 Stat. 716; amended Pub. L. 95-88, title I, § 109, Aug. 3, 1977, 91 Stat. 536, prohibited use of funds for performance of abortions or involuntary sterilizations.

Section 2151m, Pub. L. 87-195, pt. I, § 115, as added Pub. L. 93-559, § 20, Dec. 30, 1974, 88 Stat. 1800; amended Pub. L. 95-88, title I, § 110, Aug. 3, 1977, 91 Stat. 536, prohibited use of funds available under this part for any countries to which assistance is furnished under part IV of subchapter II of this chapter or under subchapter V of this chapter without specific authorization from Congress.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1978, see section 605 of Pub. L. 95-424, set out as an Effective Date of 1978 Amendment note under section 2151 of this title.

§ 2151n. Human rights and development assistance

(a) Violations barring assistance; assistance for needy people

No assistance may be provided under subchapter I of this chapter, and no support may be provided under subchapter II of chapter 103 of this title, to the government of any country which engages in a consistent pattern of gross violations of internationally recognized human rights, including torture or cruel, inhuman, or degrading treatment or punishment, prolonged detention without charges, causing the disappearance of persons by the abduction and clandestine detention of those persons, or other flagrant denial of the right to life, liberty, and

the security of person, unless such assistance will directly benefit the needy people in such country.

(b)¹ Information to Congressional committees for realization of assistance for needy people; concurrent resolution terminating assistance

In determining whether this standard is being met with regard to funds allocated under subchapter I of this chapter or subchapter II of chapter 103 of this title, the Committee on Foreign Relations of the Senate or the Committee on Foreign Affairs of the House of Representatives may require the Administrator primarily responsible for administering subchapter I of this chapter or the Chief Executive Officer of the United States International Development Finance Corporation, as applicable, to submit in writing information demonstrating that such assistance or support will directly benefit the needy people in such country, together with a detailed explanation of the assistance or support to be provided (including the dollar amounts of such assistance or support) and an explanation of how such assistance or support will directly benefit the needy people in such country. If either committee or either House of Congress disagrees with the Administrator's justification it may initiate action to terminate assistance to any country by a concurrent resolution under section 2367 of this title.

(b)¹ Protection of children from exploitation

No assistance may be provided under subchapter I of this chapter, and no support may be provided under subchapter II of chapter 103 of this title, to any government failing to take appropriate and adequate measures, within their means, to protect children from exploitation, abuse or forced conscription into military or paramilitary services.

(c) Factors considered

In determining whether or not a government falls within the provisions of subsection (a) and in formulating development assistance programs under subchapter I of this chapter, or support provided under subchapter II of chapter 103 of this title, the Administrator, or the Chief Executive Officer of the United States International Development Finance Corporation, as applicable, shall consider, in consultation with the Assistant Secretary of State for Democracy, Human Rights, and Labor and in consultation with the Ambassador at Large for International Religious Freedom—

(1) the extent of cooperation of such government in permitting an unimpeded investigation of alleged violations of internationally recognized human rights by appropriate international organizations, including the International Committee of the Red Cross, or groups or persons acting under the authority of the United Nations or of the Organization of American States;

(2) specific actions which have been taken by the President or the Congress relating to multilateral or security assistance to a less developed country because of the human rights practices or policies of such country; and

¹ So in original. Two subsecs. (b) have been enacted.