

CHRONO

[Redacted]

22 July 1985

(b)(3)

MEMORANDUM FOR:

[Redacted]

(b)(3)

FROM:

SUBJECT:

"Anti-Terrorism Czar" - Colloquy on H.R. 1555

1. Attached please find a copy of p. H 5356 of the Congressional Record for 10 July 1985. It contains a colloquy between Representatives Hyde and Fascell concerning Section 407 of H.R. 1555, of the "International Security and Development Cooperation Act of 1985". The colloquy makes it clear that the "anti-terrorism czar" provisions of Section 407 (Section 408 in the Bill as finally passed by the House) do not contravene existing Agency authorities and that any reports to the Congress on the subject will be directed to the intelligence oversight committees.

2. The Senate counterpart to H.R. 1555 does not contain a provision similar to Section 407 and efforts are underway to ensure that Section 407 is not included in any conference version of the bill.

3. I also attach for your information various anti-terrorism provisions of H.R. 1555 which were added on the House floor and included in the Bill as it finally passed. None affects the Agency direct

[Redacted]

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Attachments
as stated

Distribution:

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OLL/LEG: b (26 July 1985)

STAT

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"(J) \$193,600 for fiscal year 1986 and \$193,600 for fiscal year 1987 shall be for the Convention on International Trade in Endangered Species;

"(K) \$1,936,000 for fiscal year 1986 and \$1,936,000 for fiscal year 1987 shall be for the World Food Program;

"(L) \$484,000 for fiscal year 1986 and \$484,000 for fiscal year 1987 shall be for the United Nations Institute for Namibia;

"(M) \$332,024 for fiscal year 1986 and \$332,024 for fiscal year 1987 shall be for the United Nations Trust Fund for South Africa;

"(N) \$96,800 for fiscal year 1986 and \$96,800 for fiscal year 1987 shall be for the United Nations Voluntary Fund for Victims of Torture;

"(O) \$193,600 for fiscal year 1986 and \$193,600 for fiscal year 1987 shall be for the United Nations Industrial Development Organization;

"(P) \$1,511,048 for fiscal year 1986 and \$1,511,048 for fiscal year 1987 shall be for the United Nations Development Program Trust Fund to Combat Poverty and Hunger in Africa;

"(Q) \$2,662,000 for fiscal year 1986 and \$2,662,000 for fiscal year 1987 shall be for contributions to international conventions and scientific organizations;

"(R) \$484,000 for fiscal year 1986 and \$484,000 for fiscal year 1987 for the United Nations Centre on Human Settlements (Habitat); and

"(S) \$242,000 for fiscal year 1986 and \$242,000 for fiscal year 1987 for the World Heritage Fund."

SEC. 403. PALESTINE LIBERATION ORGANIZATION.

Chapter 3 of part I of the Foreign Assistance Act of 1961 is amended by adding at the end thereof the following new section:

"SEC. 307. PALESTINE LIBERATION ORGANIZATION.

"(a) PROHIBITION ON FUNDING.—Funds authorized to be appropriated by this chapter may not be made available for the United States proportionate share for programs for the Palestine Liberation Organization or for projects whose primary purpose is to provide benefits to the Palestine Liberation Organization or entities associated with it.

"(b) ANNUAL REVIEW.—The Secretary of State—

"(1) shall review, at least annually, the budgets and accounts of all international organizations receiving payments of any such funds; and

"(2) shall report to the appropriate committees of the Congress the amounts of funds expended by each such organization for the purposes described in subsection (a) and the amount contributed by the United States to each such organization."

SEC. 404. SOUTH-WEST AFRICA PEOPLE'S ORGANIZATION.

Chapter 3 of part I of the Foreign Assistance Act of 1961 is further amended by adding at the end thereof the following new section:

"SEC. 308. SOUTH-WEST AFRICA PEOPLE'S ORGANIZATION.

"(a) LIMITATION ON FUNDING.—Funds authorized to be appropriated by this chapter may not be made available for the United States proportionate share for programs for the South-West Africa People's Organization, except that funds may be made available for the United States proportionate share of programs for the South-West Africa People's Organization if the President certifies to the Congress that such funds would not be used to support the military or paramilitary activities of the South-West Africa People's Organization.

"(b) ANNUAL REVIEW.—The Secretary of State—

"(1) shall review, at least annually, the budgets and accounts of all international

organizations receiving payments of any such funds; and

"(2) shall report to the appropriate committees of the Congress the amounts of funds expended by each such organization for the purposes described in subsection (a) and the amount contributed by the United States to each such organization."

SEC. 405. COMMUNIST COUNTRIES.

Chapter 3 of part I of the Foreign Assistance Act of 1961 is further amended by adding at the end thereof the following new section:

"SEC. 309. COMMUNIST COUNTRIES.

"(a) LIMITATION ON FUNDING.—Funds authorized to be appropriated by this chapter may not be made available for the United States proportionate share for programs for Communist countries listed in section 620(f) of this Act.

"(b) PRESIDENTIAL WAIVER.—Subsection (a) shall not apply to the extent that the President determines and reports to the Congress that it is in the national interest of the United States to provide funding for the United States proportionate share for programs for a particular Communist country or countries.

"(c) ANNUAL REVIEW.—The Secretary of State—

"(1) shall review, at least annually, the budgets and accounts of all international organizations receiving payments of any such funds; and

"(2) shall report to the appropriate committees of the Congress the amounts of funds expended by each such organization for the purposes described in subsection (a) and the amount contributed by the United States to each such organization."

SEC. 406. INTERNATIONAL DISASTER ASSISTANCE.

The first sentence of section 492(a) of the Foreign Assistance Act of 1961 is amended to read as follows: "There are authorized to be appropriated to the President to carry out section 491, \$24,200,000 for fiscal year 1986 and \$24,200,000 for fiscal year 1987."

SEC. 407. ANTI-TERRORISM ASSISTANCE PROGRAM.

(a) AUTHORIZATIONS.—Section 575 of the Foreign Assistance Act of 1961 is amended to read as follows:

"SEC. 575. AUTHORIZATIONS OF APPROPRIATIONS.

"(a) AUTHORIZATIONS.—There are authorized to be appropriated to the President to carry out this chapter \$4,840,000 for fiscal year 1986 and \$4,840,000 for fiscal year 1987.

"(b) EXTENDED OBLIGATIONAL AVAILABILITY.—Amounts appropriated under this section are authorized to remain available until expended."

"(c) ITEMS ON THE MUNITIONS LIST.—Section 573(d)(4) of such Act is amended to read as follows:

"(4)(A) Except as provided in subparagraph (B), articles on the United States Munitions List established pursuant to the Arms Export Control Act may not be made available under this chapter.

"(B) For fiscal years 1986 and 1987, articles on the United States Munitions List may be made available under this chapter if—

"(i) they are small arms in category I (relating to firearms), ammunition in category III (relating to ammunition) for small arms in category I, or articles in category X (relating to protective personnel equipment), and they are directly related to anti-terrorism training being provided under this chapter;

"(ii) the recipient country is not prohibited by law from receiving assistance under one or more of the following provisions: chapter 2 of this part, chapter 5 of this part, or the Arms Export Control Act; and

"(iii) at least 15 days before the articles are made available to the foreign country,

the President notifies the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate of the proposed transfer, in accordance with the procedures applicable to reprogramming notifications pursuant to section 634A of this Act.

"(C) The value (in terms of original acquisition cost) of all equipment and commodities provided under subsection (a) of this section, including articles described in subparagraph (B)(i) of this paragraph, may not exceed \$325,000 in fiscal year 1986 or \$325,000 in fiscal year 1987."

(c) Section 573 of such Act is amended by adding at the end thereof the following new subsection:

"(f) Funds made available to carry out this chapter may not be used for personnel compensation and benefits."

(d) EXPIRATION OF AUTHORITY.—Section 577 of such Act is repealed.

SEC. 408. COORDINATION OF ALL U.S. ANTI-TERRORISM ASSISTANCE TO FOREIGN COUNTRIES.

(a) COORDINATION.—The Secretary of State shall be responsible for coordinating all anti-terrorism assistance to foreign countries provided by the United States Government.

(b) REPORTS.—Not later than February 1 each year, the Secretary of State, in consultation with appropriate United States Government agencies, shall report to the appropriate committees of the Congress on the anti-terrorism assistance provided by the United States Government during the preceding fiscal year. Such reports may be provided on a classified basis to the extent necessary, and shall specify the amount and nature of the assistance provided.

SEC. 409. COUNTRIES SUPPORTING INTERNATIONAL TERRORISM.

(a) PROHIBITION.—Section 620A of the Foreign Assistance Act of 1961 is amended to read as follows:

"SEC. 620A. PROHIBITION ON ASSISTANCE TO COUNTRIES SUPPORTING INTERNATIONAL TERRORISM.

"(a) PROHIBITION.—The United States shall not provide any assistance under this Act, the Agricultural Trade Development and Assistance Act of 1954, the Peace Corps Act, or the Arms Export Control Act, to any country which the President determines—

"(1) grants sanctuary from prosecution to any individual or group which has committed an act of international terrorism, or

"(2) otherwise supports international terrorism.

"(b) PRESIDENTIAL WAIVER.—The President may waive the application of subsection (a) to a country if the President determines that national security or humanitarian reasons justify such waiver. The President shall publish each waiver in the Federal Register and, at least 15 days before the waiver takes effect, shall notify the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate of the waiver (including the justification for the waiver) in accordance with the procedures applicable to reprogramming notifications pursuant to section 634A of this Act.

"(c) INTERNATIONAL COOPERATION.—If sanctions are imposed on a country pursuant to subsection (a) because of its support for international terrorism, the President should call upon other countries to impose similar sanctions on that country."

(b) CONFORMING AMENDMENT.—Section 3(f) of the Arms Export Control Act is amended by striking out "credits, and guaranties" and "credits, or guaranties" each place they appear.

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SEC. 410. INTERNATIONAL CIVIL AVIATION BOYCOTT OF COUNTRIES SUPPORTING INTERNATIONAL TERRORISM.

It is the sense of the Congress that the President—

(1) should call for an international civil aviation boycott with respect to those countries which the President determines—

(A) grant sanctuary from prosecution to any individual or group which has committed an act of international terrorism, or

(B) otherwise support international terrorism; and

(2) should take steps, both bilateral and multilateral, to achieve a total international civil aviation boycott with respect to those countries.

SEC. 411. PROHIBITION ON IMPORTS FROM AND EXPORTS TO COUNTRIES ENGAGED IN TERRORISM.

(a) **PROHIBITION ON IMPORTS.**—Notwithstanding any other provision of law, the President shall prohibit any article grown, produced, extracted, or manufactured in Libya from being imported into the United States.

(b) **PROHIBITION ON EXPORTS.**—Notwithstanding any other provision of law, the President shall prohibit any goods or technology, including technical data or other information, subject to the jurisdiction of the United States or exported by any person subject to the jurisdiction of the United States, from being exported to Libya.

(c) **DEFINITION.**—For purposes of this section, the term "United States" includes territories and possessions of the United States.

SEC. 412. TRADE AND DEVELOPMENT PROGRAM.

The first sentence of section 661(b) of the Foreign Assistance Act of 1961 is amended to read as follows: "There are authorized to be appropriated to the President for purposes of this section, in addition to funds otherwise available for such purposes, \$20,328,000 for fiscal year 1986 and \$20,328,000 for fiscal year 1987."

SEC. 413. OPERATING EXPENSES.

Section 667(a)(1) of the Foreign Assistance Act of 1961 is amended to read as follows:

"(1) \$379,004,100 for fiscal year 1986 and \$379,004,100 for fiscal year 1987 for necessary operating expenses of the agency primarily responsible for administering part I of this Act; and"

Subtitle 2—International Airport Security**SEC. 451. SECURITY STANDARDS FOR FOREIGN AIR TRANSPORTATION.**

(a) **SECURITY AT FOREIGN AIRPORTS.**—Section 1115 of the Federal Aviation Act of 1958 (49 U.S.C. App. 1515) is amended to read as follows:

"SECURITY STANDARDS IN FOREIGN AIR TRANSPORTATION**"ASSESSMENT OF SECURITY MEASURES**

"SEC. 1115. (a)(1) The Secretary of Transportation shall conduct at such intervals as the Secretary shall deem necessary an assessment of the effectiveness of the security measures maintained at those foreign airports being served by air carriers, those foreign airports from which foreign air carriers serve the United States, those foreign airports which are not under the de facto control of the government and pose a high risk of introducing danger to international air travel, and at such other foreign airports as the Secretary may deem appropriate.

"(2) Each such assessment shall be made by the Secretary of Transportation in consultation with the appropriate aeronautic authorities of the foreign government concerned and each air carrier serving the foreign airport at which the Secretary is conducting such assessment.

"(3) The assessment shall determine the extent to which an airport effectively main-

tains and administers security measures. In making an assessment of any airport under this subsection, the Secretary shall use a standard which will result in an analysis of the security measures at such airport based upon, at a minimum, the standards and recommendations contained in Annex 17 to the Convention on International Civil Aviation, as such standards and recommendations are in effect on the date of such assessment.

"CONSULTATION WITH THE SECRETARY OF STATE

"(b) In carrying out subsection (a), the Secretary of Transportation shall consult the Secretary of State with respect to the terrorist threat which exists in each country. The Secretary of Transportation shall also consult with the Secretary of State in order to determine which foreign airports are not under the de facto control of the government of the country in which they are located and pose a high risk of introducing danger to international air travel.

"REPORT OF ASSESSMENTS

"(c) Each report to the Congress required by section 315 of this Act shall contain—

"(1) a summary of the assessments conducted pursuant to subsection (a) of this section; and

"(2) a description of the extent to which identified security deficiencies have been eliminated.

"NOTIFICATION TO FOREIGN COUNTRY OF DETERMINATION

"(d) Whenever, after an assessment in accordance with subsection (a) of this section, the Secretary of Transportation determines that an airport does not maintain and administer effective security measures, the Secretary shall notify the appropriate authorities of such foreign government of such determination, and recommend the steps necessary to bring the security measures in use at that airport up to the standard used by the Secretary in making such assessment.

"SANCTIONS

"(e)(1) Paragraph (2) of this subsection shall become effective 120 days after the notification required in subsection (d) of this section of the determination by the Secretary of Transportation, if the Secretary of Transportation finds that the foreign government has failed to bring the security measures at the identified airport up to the standard used by the Secretary in making an assessment of such airport under subsection (a) of this section, except that paragraph (2) shall become effective immediately upon the Secretary's determination if—

"(A) the Secretary of State determines that the country in which such airport is located is a high terrorist threat country, and

"(B) the Secretary of Transportation determines that a condition exists that threatens the safety or security of passengers, aircraft, or crew traveling to or from such airport.

"(2) Subject to paragraph (1), if the Secretary of Transportation determines pursuant to this section that an airport does not maintain and administer effective security measures—

"(A) the Secretary of Transportation shall publish in the Federal Register, and shall cause to be posted and prominently displayed at all United States airports regularly being served by scheduled air carrier operations, the identification of such airport;

"(B) each air carrier and foreign air carrier providing service between the United States and such airport shall provide notice of such determination by the Secretary to any passenger purchasing a ticket for transportation between the United States and such airport, with such notice to be made by written material included on or with such ticket;

"(C) the Secretary of Transportation, after consultation with the appropriate aeronautical authorities of the foreign government concerned and each air carrier serving such airport, may, notwithstanding section 1102 of this Act and with the approval of the Secretary of State, withhold, revoke, or impose conditions on the operating authority of any air carrier or foreign air carrier to engage in foreign air transportation utilizing such airport; and

"(D) the President may prohibit air carriers and foreign air carriers from providing service between the United States and any other foreign airport which is directly or indirectly served by aircraft flying to or from the airport with respect to which the determination is made under this section.

"(3) The Secretary of Transportation shall promptly report to the Congress any action taken under this subsection, setting forth information concerning the attempts made to secure the cooperation of the foreign government in meeting the standard used by the Secretary in making the assessment of such airport under subsection (a) of this section.

"AUTHORITY FOR IMMEDIATE SUSPENSION OF AIR SERVICE

"(f) Notwithstanding sections 1102 and 1114 of this Act, whenever the Secretary of Transportation determines that—

"(1) a condition exists that threatens the safety or security of passengers, aircraft, or crew traveling to or from a foreign airport, and

"(2) the public interest requires an immediate suspension of services between the United States and the identified airport, the Secretary of Transportation shall, without notice or hearing and with the approval of the Secretary of State, suspend the right of any air carrier or foreign air carrier to engage in foreign air transportation to or from that foreign airport and the right of any person to operate aircraft in foreign air commerce to or from that foreign airport.

"CONDITIONS OF AUTHORITY

"(g) The provisions of this section shall be deemed to be a condition to any authority granted under title IV or title VI of this Act to any air carrier or any foreign air carrier, issued under authority vested in the Secretary of Transportation."

(b) CONFORMING AMENDMENTS.—

(1) **INFORMATION IN SEMIANNUAL REPORTS.**—Section 315(a) of the Federal Aviation Act of 1958 (49 U.S.C. App. 1356(a)) is amended by adding at the end thereof the following new sentence: "Each semiannual report submitted by the Administrator pursuant to the preceding sentence shall include the information described in section 1115(c) of this Act."

(2) **CIVIL PENALTIES.**—Section 901(a)(1) of the Federal Aviation Act of 1958 (49 U.S.C. App. 1471(a)(1)) is amended by inserting "or 1115(e)(2)(B)" after "1114".

(3) **TABLE OF CONTENTS.**—That portion of the table of contents contained in the first section of the Federal Aviation Act of 1958 which appears under the center heading

"TITLE XI—MISCELLANEOUS"

is amended by striking out

"Sec. 1115. Security standards in foreign air transportation."

and inserting in lieu thereof

"Sec. 1115. Security standards in foreign air transportation.

"(a) Assessment of security measures.

"(b) Consultation with the Secretary of State.

"(c) Report of assessments.

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"(d) Notification to foreign country of determination.

"(e) Sanctions.

"(f) Authority for immediate suspension of air service.

"(g) Conditions of authority."

(c) **CLOSING OF BEIRUT INTERNATIONAL AIRPORT.**—It is the sense of the Congress that the President is urged and encouraged to take all appropriate steps to carry forward his announced policy of seeking the effective closing of the international airport in Beirut, Lebanon, at least until such time as the Government of Lebanon has instituted measures and procedures designed to prevent the use of that airport by aircraft hijackers and other terrorists in attacking civilian airlines or their passengers, hijacking their aircraft, or taking or holding their passengers hostage.

SEC. 452. TRAVEL ADVISORY AND SUSPENSION OF FOREIGN ASSISTANCE.

(a) **TRAVEL ADVISORY.**—When section 1115(e)(2) of the Federal Aviation Act of 1958 becomes effective with respect to an airport because of a determination by the Secretary of Transportation that such airport does not maintain and administer effective measures, the Secretary of State shall issue a travel advisory with respect to that airport. Any travel advisory issued under this subsection shall be published in the Federal Register. The Secretary of State shall take the necessary steps to widely publicize that travel advisory.

(b) **SUSPENSION OF FOREIGN ASSISTANCE.**—The President shall suspend all assistance under the Foreign Assistance Act of 1961 or the Arms Export Control Act to any country in which is located an airport with respect to which section 1115(e)(2) of the Federal Aviation Act of 1958 becomes effective. The President may waive the requirements of this subsection if the President determines and reports to the Congress that there is a national security humanitarian emergency which requires such waiver.

(c) **LIFTING OF SANCTIONS.**—The sanctions required to be imposed with respect to a country pursuant to this section and section 1115(e)(2)(A) and (B) of the Federal Aviation Act of 1958 may be lifted only if the Secretary of Transportation, in consultation with the Secretary of State, has determined that effective security measures are maintained and administered at the airport in that country with respect to which the Secretary had made the determination described in section 1115 of the Federal Aviation Act of 1958.

SEC. 453. NOTIFICATIONS TO CONGRESS OF LIFTING OF SANCTIONS.

The Congress shall be notified if any sanction imposed pursuant to section 452 of this Act or section 1115(e) of the Federal Aviation Act of 1958 is lifted.

SEC. 454. SKY MARSHALL PROGRAMS.

(1) (a) **UNITED STATES AIRMARSHALLS.—STUDY OF NEED FOR EXPANSION OF PROGRAM.**—The Secretary of Transportation, in coordination with the Secretary of State, shall study the need for an expanded airmarshall program on international flights of United States air carriers. The Secretary of Transportation shall report the results of this study to the Congress within 6 months after the date of enactment of this Act.

(2) **AUTHORITY TO CARRY FIREARMS AND MAKE ARRESTS.**—The Secretary of Transportation, with the approval of the Attorney General and the Secretary of State, may authorize persons, in connection with the performance of their air transportation security duties, to carry firearms and to make arrests without warrant for any offense against the United States committed in their presence, or for any felony cognizable under the laws of the

United States, if they have reasonable grounds to believe that the person to be arrested has committed or is committing a felony.

(b) **INTERNATIONAL SKY MARSHALL PROGRAM.**—The Secretary of State, in cooperation with the Secretary of Transportation, shall study the feasibility of establishing an international sky marshall program. The Secretary of State shall report the results of this study to the Congress within 6 months after the date of enactment of this Act.

SEC. 455. MEETING OF INTERNATIONAL CIVIL AVIATION ORGANIZATION; INTERNATIONAL MORATORIUM ON USE OF CERTAIN AIRPORTS.

The Secretary of State and the Secretary of Transportation, jointly, shall—

(1) call for an immediate convening of a meeting of the International Civil Aviation Organization to—

(A) discuss the current status of international airport compliance with existing international security standards; and

(B) upgrade the security standards for international airports; and

(2) call on the member countries of the International Civil Aviation Organization to enforce that Organization's existing standards and impose a moratorium on the use of any international airport which is not in compliance with such standards.

SEC. 456. MULTILATERAL AND BILATERAL AGREEMENTS WITH RESPECT TO AIRCRAFT SABOTAGE, AIRCRAFT HIJACKING, AND AIRPORT SECURITY.

The Secretary of State shall seek formal multilateral and bilateral agreement on strengthening enforcement measures and standards for compliance with respect to aircraft sabotage, aircraft hijacking, and airport security.

SEC. 457. ANTITERRORISM ASSISTANCE PROGRAM.

In addition to amounts otherwise authorized to be appropriated for such purpose, there are authorized to be appropriated to carry out chapter 8 of part II of the Foreign Assistance Act of 1961 (relating to the anti-terrorism assistance program) \$5,000,000 for fiscal year 1986 and \$5,000,000 for fiscal year 1987.

SEC. 458. RESEARCH ON AIRPORT SECURITY TECHNIQUES FOR DETECTING EXPLOSIVES.

In order to improve security at international airports, there are authorized to be appropriated to the Secretary of Transportation from the Airport and Airway Trust Fund (in addition to amounts otherwise available for such purpose) \$5,000,000, without fiscal year limitation, to be used for research on and the development of airport security devices or techniques for detecting explosives.

SEC. 459. INTERNATIONAL ANTITERRORISM COMMITTEE.

The Congress calls upon the President to seek the establishment of an international committee, to be known as the International Anti-Terrorism Committee, consisting of representatives of the member countries of the North Atlantic Treaty Organization, Japan, and such other countries as may be invited and may choose to participate. The purpose of the Committee should be to focus the attention and secure the cooperation of the governments and the public of the participating countries, and of the governments and the public of other countries, on the problems and responses to international terrorism, by serving as a forum at both the political and law enforcement levels.

SEC. 460. HIJACKING OF TWA FLIGHT 847 AND OTHER ACTS OF TERRORISM.

The Congress joins with all Americans in celebrating the release of the hostages taken from Trans World Airlines flight 847. It is the sense of the Congress that—

(1) purser Uli Derickson, pilot John Teslake, co-pilot Philip Maresca, flight engineer Benjamin Zimmermann, and the rest of the crew of Trans World Airlines flight 847 displayed extraordinary valor and heroism during the hostages ordeal and therefore should be commended;

(2) the hijackers who murdered United States Navy Petty Officer Stethem should be immediately brought to justice;

(3) all diplomatic means should continue to be employed to obtain the release of the 7 United States citizens previously kidnapped and still held in Lebanon;

(4) acts of international terrorism should be universally condemned; and

(5) the Secretary of State should be supported in his efforts to gain international cooperation to prevent future acts of terrorism.

SEC. 461. INTERNATIONAL TERRORISM CONTROL TREATY.

It is the sense of the Congress that the President should establish a process by which democratic and open societies of the world, which are those most plagued by terrorism, negotiate a viable treaty to effectively prevent and respond to terrorist attacks. Such a treaty should incorporate an operative definition of terrorism, and should establish effective close intelligence-sharing, joint counterterrorist training, and uniform laws on asylum, extradition, and swift punishment for perpetrators of terrorism. Parties to such a treaty should include, but not be limited to, those democratic nations who are most victimized by terrorism.

SEC. 462. EFFECTIVE DATE.

This subtitle shall take effect on the date of enactment of this Act.

SEC. 414. BAN ON IMPORTING GOODS AND SERVICES FROM COUNTRIES SUPPORTING TERRORISM.

(a) **AUTHORITY.**—The President may ban the importation into the United States of any good or service from any country which supports terrorism or terrorist organizations or harbors terrorists or terrorist organizations.

(b) **DEFINITION.**—For the purposes of subsection (a), the terms "terrorist" and "terrorist organizations" mean an individual, group, or any combination thereof which is involved in terrorism.

TITLE V—INTERNATIONAL NARCOTICS CONTROL

SEC. 501. AUTHORIZATIONS FOR INTERNATIONAL NARCOTICS CONTROL ASSISTANCE.

Subsection (a)(1) of section 482 of the Foreign Assistance Act of 1961 is amended to read as follows:

"(a)(1) To carry out the purposes of section 481, there are authorized to be appropriated to the President \$55,688,100 for fiscal year 1986 and \$55,688,100 for fiscal year 1987."

SEC. 502. DEVELOPMENT AND ILLICIT NARCOTICS PRODUCTION.

Section 126(b) of the Foreign Assistance Act of 1961 is amended—

(1) by inserting "and under chapter 4 of part II" immediately after "this chapter"; and

(2) by inserting "(1)" after "(b)" and by adding at the end thereof the following new paragraph:

"(2) The agency primarily responsible for administering this part may utilize resources for activities aimed at increasing awareness of the effects of production and trafficking of illicit narcotics on source and transit countries."

SEC. 503. REPORTS ON INTERNATIONAL NARCOTICS CONTROL ASSISTANCE.

Section 481(b) of the Foreign Assistance Act of 1961 is amended to read as follows:

projects whose primary purpose is to provide benefits to the Palestine Liberation Organization or entities associated with it.

"(b) ANNUAL REVIEW.—The Secretary of State—

"(1) shall review, at least annually, the budgets and accounts of all international organizations receiving payments of any such funds; and

"(2) shall report to the appropriate committees of the Congress the amounts of funds expended by each such organization for the purposes described in subsection (a) and the amount contributed by the United States to each such organization."

SEC. 806. SOUTH-WEST AFRICA PEOPLE'S ORGANIZATION.

Chapter 3 of part 1 of the Foreign Assistance Act of 1961 is further amended by adding at the end thereof the following new section:

"SEC. 806. SOUTH-WEST AFRICA PEOPLE'S ORGANIZATION.

"(a) LIMITATION ON FUNDING.—Funds authorized to be appropriated by this chapter may not be made available for the United States proportionate share for programs for the South-West Africa People's Organization, except that funds may be made available for the United States proportionate share of programs for the South-West Africa People's Organization if the President certifies to the Congress that such funds would not be used to support the military or paramilitary activities of the South-West Africa People's Organization.

"(b) ANNUAL REVIEW.—The Secretary of State—

"(1) shall review, at least annually, the budgets and accounts of all international organizations receiving payments of any such funds; and

"(2) shall report to the appropriate committees of the Congress the amounts of funds expended by each such organization for the purposes described in subsection (a) and the amount contributed by the United States to each such organization."

SEC. 806. INTERNATIONAL DISASTER ASSISTANCE.

The first sentence of section 492(a) of the Foreign Assistance Act of 1961 is amended to read as follows: "There are authorized to be appropriated to the President to carry out section 491, \$25,000,000 for fiscal year 1986 and \$25,000,000 for fiscal year 1987."

SEC. 806. ANTI-TERRORISM ASSISTANCE PROGRAM.

"(a) AUTHORIZATIONS.—Section 575 of the Foreign Assistance Act of 1961 is amended to read as follows:

"SEC. 575. AUTHORIZATIONS OF APPROPRIATIONS.

"(a) AUTHORIZATIONS.—There are authorized to be appropriated to the President to carry out this chapter \$5,000,000 for fiscal year 1986 and \$5,000,000 for fiscal year 1987.

"(b) EXTENDED OBLIGATIONAL AVAILABILITY.—Amounts appropriated under this section are authorized to remain available until expended."

"(b) ITEMS ON THE MUNITIONS LIST.—Section 573(d)(4) of such Act is amended to read as follows:

"(4)(A) Except as provided in subparagraph (B), articles on the United States Munitions List established pursuant to the Arms Export Control Act may not be made available under this chapter.

"(B) For fiscal years 1986 and 1987, articles on the United States Munitions List may be made available under this chapter if—

"(i) they are small arms in category I (relating to firearms), ammunition in category III (relating to ammunition) for small arms in category I, or articles in category X (relating to protective personnel equipment), and they are directly related to anti-terrorism training being provided under this chapter;

"(ii) the recipient country is not prohibited by law from receiving assistance under one or more of the following provisions: chapter 2 of this part, chapter 5 of this part, or the Arms Export Control Act; and

"(iii) at least 15 days before the articles are made available to the foreign country, the President notifies the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate of the proposed transfer, in accordance with the procedures applicable to reprogramming notifications pursuant to section 634A of this Act.

"(C) The value (in terms of original acquisition cost) of all equipment and commodities provided under subsection (a) of this section, including articles described in subparagraph (B)(i) of this paragraph, may not exceed \$325,000 in fiscal year 1986 or \$325,000 in fiscal year 1987."

"(c) Section 573 of such Act is amended by adding at the end thereof the following new subsection:

"(f) Funds made available to carry out this chapter may not be used for personnel compensation and benefits."

"(d) EXPIRATION OF AUTHORITY.—Section 577 of such Act is repealed.

SEC. 807. COORDINATION OF ALL U.S. ANTI-TERRORISM ASSISTANCE TO FOREIGN COUNTRIES.

"(a) COORDINATION.—The Secretary of State shall be responsible for coordinating all anti-terrorism assistance to foreign countries provided by the United States Government.

"(b) REPORTS.—Not later than February 1 each year, the Secretary of State, in consultation with appropriate United States Government agencies, shall report to the appropriate committees of the Congress on the anti-terrorism assistance provided by the United States Government during the preceding fiscal year. Such reports may be provided on a classified basis to the extent necessary, and shall specify the amount and nature of the assistance provided.

SEC. 808. TRADE AND DEVELOPMENT PROGRAM.

The first sentence of section 661(b) of the Foreign Assistance Act of 1961 is amended to read as follows: "There are authorized to be appropriated to the President for purposes of this section, in addition to funds otherwise available for such purposes, \$21,000,000 for fiscal year 1986 and \$21,000,000 for fiscal year 1987."

SEC. 808. OPERATING EXPENSES.

Section 667(a)(1) of the Foreign Assistance Act of 1961 is amended to read as follows:

"(1) \$391,533,200 for fiscal year 1986 and \$391,533,200 for fiscal year 1987 for necessary operating expenses of the agency primarily responsible for administering part 1 of this Act; and"

Mr. HYDE. Mr. Chairman, section 407 of H.R. 1555 provides that the Secretary of State shall coordinate all U.S. Government antiterrorism assistance to foreign countries. It also requires the Secretary to report annually to appropriate committees of the Congress on such assistance.

Section 407 states that the Secretary will be responsible for "coordinating" all U.S. antiterrorism assistance to foreign countries. This makes clear that—while the Secretary will be both fully informed of all such U.S. assistance and responsible for ensuring that no duplication, gaps or unwarranted competition occurs in providing such assistance—the Secretary's role under section 407 does not impair or affect the existing authorities and responsi-

bilities of the Director of Central Intelligence under the National Security Act of 1947 or Executive Order 12333.

I note also, Mr. Chairman, that the reports required by section 407 do not affect existing arrangements for the protection of detailed information on antiterrorism intelligence activities. Thus, the Foreign Affairs Committee report on H.R. 1555 states with respect to the reports required by section 407 that:

It is the intent of the Committee that the required annual reports be referred to the appropriate committees consistent with existing law regarding the reporting of intelligence activities.

This makes clear that reports on antiterrorism intelligence activities will be referred to the Congressional Intelligence Committees.

Mr. Chairman, given that section 407 preserves existing authorities concerning antiterrorism intelligence activities and ensures protection of information furnished to the Congress relating to such activities, I believe that enactment of section 407 will be a positive contribution toward combating international terrorism.

Mr. FASCELL. Mr. Chairman, I move to strike the last word.

Mr. Chairman, may I inquire how much time is left under the rule?

The CHAIRMAN. The Chair will state to the gentleman that under the rule, there are 4 hours and 23 minutes remaining under the limitation.

Mr. FASCELL. Mr. Chairman, we are now at title IV and I just simply wanted to alert Members as to what we are going to do.

Mr. Chairman, we have two amendments which we will take up immediately which are noncontroversial and have strong broad bipartisan support. Then, unfortunately from our standpoint, we will have to rise because of a privileged motion that will have to be debated. Mr. Chairman, does the Chair have any idea about how long the privileged motion will take?

The CHAIRMAN. The Chair will state to the gentleman that the Chair cannot respond to an inquiry related to proceedings in the House.

Mr. FASCELL. Mr. Chairman, may I inquire, does anybody on the floor have any idea?

Mr. Chairman, I guess then it may take as much as 1 hour. Then we would come back, resume our sitting as the Committee of the Whole and finish title IV and continue therefrom.

We do have some other amendments which might take some debate, although I must say we have been working very diligently.

Mr. Chairman, I want to thank Members on both sides of the aisle who have worked very hard in dealing with the many amendments that we have, trying to reach agreement so that we may conserve time.

Mr. Chairman, it would be my hope, therefore, that we can conclude the remaining time of 4 hours and 23 min-