

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4210

To authorize the President to establish a program to assist the transition to full NATO membership of Poland, Hungary, the Czech Republic, and Slovakia by January 1999.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 14, 1994

Mr. GILMAN introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To authorize the President to establish a program to assist the transition to full NATO membership of Poland, Hungary, the Czech Republic, and Slovakia by January 1999.

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 “NATO Expansion Act  
5 of 1994”.

6       **SEC. 2. FINDINGS.**

7       The Congress makes the following findings:

8               (1) On January 10, 1994, the leaders of the  
9       NATO member nations meeting in Brussels, Bel-

1       gium, issued an invitation to European countries  
2       that do not belong to NATO to participate in a pro-  
3       gram of expanded cooperation with NATO called the  
4       Partnership for Peace.

5               (2) In that invitation, the leaders of the NATO  
6       member nations stated: “We reaffirm that the Alli-  
7       ance, as provided in Article 10 of the Washington  
8       Treaty, remains open to the membership of other  
9       European states in a position to further the prin-  
10      ciples of the Treaty and to contribute to the security  
11      of the North Atlantic area. We expect and would  
12      welcome NATO expansion that would reach to  
13      democratic states to our East, as part of an evolu-  
14      tionary process, taking into account political and se-  
15      curity developments in the whole of Europe.”.

16              (3) The political and economic transformation  
17      of the formerly communist-ruled countries of Europe  
18      has been under way since 1989. In establishing a  
19      new Strategic Concept for NATO in November  
20      1991, the leaders of the NATO member nations ob-  
21      served: “All the countries that were formerly adver-  
22      saries of NATO have dismantled the Warsaw Pact  
23      and rejected ideological hostility to the West. They  
24      have in varying degrees, embraced and begun to im-  
25      plement policies aimed at achieving pluralistic de-

1       mocracy, the rule of law, respect for human rights  
2       and a market economy.’’.

3           (4) In particular, Poland, Hungary, the Czech  
4       Republic, and Slovakia have made significant  
5       progress toward establishing democratic institutions,  
6       free market economies, civilian control of their  
7       armed forces, and the rule of law since the fall of  
8       their previous communist governments.

9       **SEC. 3. SENSE OF THE CONGRESS.**

10       It is the sense of the Congress that—

11           (1) the leaders of the NATO member nations  
12       are to be commended for reaffirming that NATO  
13       membership remains open to European countries  
14       emerging from communist domination and for wel-  
15       coming eventual expansion of NATO to include such  
16       countries;

17           (2) Poland, Hungary, the Czech Republic, and  
18       Slovakia should be in a position to further the prin-  
19       ciples of the North Atlantic Treaty and to contribute  
20       to the security of the North Atlantic area not later  
21       than January 10, 1999, 5 years from the date of the  
22       establishment of the Partnership for Peace, and, in  
23       accordance with Article 10 of such Treaty, should be  
24       invited to become full NATO members not later  
25       than that date, provided these countries—

1 (A) maintain their progress toward estab-  
2 lishing democratic institutions, free market  
3 economies, civilian control of their armed  
4 forces, and the rule of law; and

5 (B) remain committed to protecting the  
6 rights of all their citizens and respecting the  
7 territorial integrity of their neighbors;

8 (3) the United States, other NATO member na-  
9 tions, and NATO itself should furnish appropriate  
10 assistance to facilitate the transition of Poland,  
11 Hungary, the Czech Republic, and Slovakia to full  
12 NATO membership not later than January 10,  
13 1999; and

14 (4) other European countries emerging from  
15 communist domination may be in a position at a fu-  
16 ture date to further the principles of the North At-  
17 lantic Treaty and to contribute to the security of the  
18 North Atlantic area, and at the appropriate time  
19 they should receive assistance to facilitate their tran-  
20 sition to full NATO membership and should be in-  
21 vited to become full NATO members.

22 **SEC. 4. AUTHORITY FOR PROGRAM TO FACILITATE TRANSI-**  
23 **TION TO NATO MEMBERSHIP.**

24 (a) IN GENERAL.—The President may establish a  
25 program to assist the transition to full NATO membership

1 of Poland, Hungary, the Czech Republic, Slovakia, and  
2 other European countries emerging from communist domi-  
3 nation designated by the President pursuant to subsection  
4 (e).

5 (b) CONDUCT OF PROGRAM.—The program estab-  
6 lished under subsection (a) shall facilitate the transition  
7 to full NATO membership of the countries described in  
8 such subsection by supporting and encouraging, inter  
9 alia—

10 (1) joint planning, training, and military exer-  
11 cises with NATO forces;

12 (2) greater interoperability of military equip-  
13 ment, air defense systems, and command, control,  
14 and communications systems; and

15 (3) conformity of military doctrine.

16 (c) TYPE OF ASSISTANCE.—In carrying out the pro-  
17 gram established under subsection (a), the President may  
18 provide to the countries described in such subsection the  
19 following types of security assistance:

20 (1) The transfer of excess defense articles  
21 under section 516 of Foreign Assistance Act of  
22 1961, without regard to the restrictions in para-  
23 graphs (1) through (3) of subsection (a) of such sec-  
24 tion (relating to the eligibility of countries for such  
25 articles under such section).

1           (2) The transfer of nonlethal excess defense ar-  
2           ticles under section 519 of the Foreign Assistance  
3           Act of 1961, without regard to the restriction in  
4           subsection (a) of such section (relating to the jus-  
5           tification of the foreign military financing program  
6           for the fiscal year in which a transfer is authorized).

7           (3) Assistance under chapter 4 of part II of the  
8           Foreign Assistance Act of 1961 (relating to the Eco-  
9           nomic Support Fund).

10          (4) Assistance under chapter 5 of part II of  
11          that Act (relating to international military education  
12          and training).

13          (5) Assistance under section 23 of the Arms  
14          Export Control Act (relating to the “Foreign Mili-  
15          tary Financing Program”).

16          (d) ADDITIONAL ASSISTANCE.—In addition to the se-  
17          curity assistance provided under subsection (c), the Presi-  
18          dent may, in carrying out the program established under  
19          subsection (a), provide assistance from funds appropriated  
20          after the date of the enactment of this Act under the fol-  
21          lowing accounts:

22                (1) The “Nonproliferation and Disarmament  
23                Fund” account.

24                (2) The “Countries in Transition” account.

1 (e) DESIGNATION OF OTHER EUROPEAN COUNTRIES  
2 EMERGING FROM COMMUNIST DOMINATION.—The Presi-  
3 dent may designate other European countries emerging  
4 from communist domination to receive assistance under  
5 the program established under subsection (a) if the Presi-  
6 dent determines and reports to the appropriate congres-  
7 sional committees that such countries—

8 (1) have made significant progress toward es-  
9 tablishing democratic institutions, a free market  
10 economy, civilian control of their armed forces, and  
11 the rule of law; and

12 (2) are likely, within 5 years of such determina-  
13 tion, to be in a position to further the principles of  
14 the North Atlantic Treaty and to contribute to the  
15 security of the North Atlantic area.

16 **SEC. 5. AUTHORIZATION OF STATUS OF FORCES AGREE-**  
17 **MENTS.**

18 The President is authorized to confer, pursuant to  
19 agreement with any country eligible to participate in the  
20 Partnership for Peace, rights in respect of the military  
21 and related civilian personnel (including dependents of any  
22 such personnel) and activities of that country in the  
23 United States comparable to the rights conferred by that  
24 country in respect of the military and related civilian per-

1 sonnel (including dependents of any such personnel) and  
2 activities of the United States in that country.

3 **SEC. 6. REPORTING REQUIREMENT.**

4 (a) IN GENERAL.—Not later than 1 year after the  
5 date of enactment of this Act, and at least once every year  
6 thereafter, the President shall submit to the appropriate  
7 congressional committees a report on the implementation  
8 of this Act.

9 (b) CONTENTS.—Each such report shall include—

10 (1) an assessment of the progress made by Po-  
11 land, Hungary, the Czech Republic, Slovakia, and  
12 other European countries emerging from communist  
13 domination designated by the President pursuant to  
14 section 4(e) toward meeting the standards for  
15 NATO membership set forth in Article 10 of the  
16 North Atlantic Treaty, including—

17 (A) an assessment of the progress of such  
18 countries toward establishing democratic insti-  
19 tutions, free market economies, civilian control  
20 of their armed forces, and the rule of law; and

21 (B) the commitment of such countries in  
22 protecting the rights of all their citizens and re-  
23 specting the territorial integrity of their neigh-  
24 bors;

1           (2) a description of all assistance provided  
2           under the program established under section 4, or  
3           otherwise provided by the United States Government  
4           to facilitate the transition to full NATO membership  
5           of Poland, Hungary, the Czech Republic, Slovakia,  
6           and other European countries emerging from com-  
7           munist domination designated by the President pur-  
8           suant to section 4(e);

9           (3) a description of all assistance provided by  
10          other NATO member nations or NATO itself to fa-  
11          cilitate the transition to full NATO membership of  
12          Poland, Hungary, the Czech Republic, Slovakia, and  
13          other European countries emerging from communist  
14          domination designated by the President pursuant to  
15          section 4(e); and

16          (4) a description of any agreement entered into  
17          pursuant to section 5.

18 **SEC. 7. DEFINITIONS.**

19          For purposes of this Act, the following definitions  
20          apply:

21           (1) **APPROPRIATE CONGRESSIONAL COMMIT-**  
22          **TEES.**—The term “appropriate congressional com-  
23          mittees” means the Committee on Foreign Affairs,  
24          the Committee on Armed Services, and the Commit-  
25          tee on Appropriations of the House of Representa-

1       tives and the Committee on Foreign Relations, the  
2       Committee on Armed Services, and the Committee  
3       on Appropriations of the Senate.

4           (2) NATO.—The term “NATO” means the  
5       North Atlantic Treaty Organization.

6           (3) OTHER EUROPEAN COUNTRIES EMERGING  
7       FROM COMMUNIST DOMINATION.—The term “other  
8       European countries emerging from communist domi-  
9       nation” means—

10           (A) any member of the Conference on Se-  
11       curity and Cooperation in Europe located—

12           (i) in the territory of the former  
13       Union of Soviet Socialist Republics; or

14           (ii) in the territory of the former So-  
15       cialist Federal Republic of Yugoslavia; or

16           (B) Estonia, Latvia, Lithuania, Romania,  
17       Bulgaria, or Albania.

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