

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

# H. R. 5034

To make certain technical amendments relating to the State Department Basic Authorities Act of 1956, the United States Information and Educational Exchange Act of 1948, and other provisions of law.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 13, 1994

Mr. BERMAN (for himself and Ms. SNOWE) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To make certain technical amendments relating to the State Department Basic Authorities Act of 1956, the United States Information and Educational Exchange Act of 1948, and other provisions of law.

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. TECHNICAL AND CONFORMING AMENDMENTS.**

4 (a) Section 121 of the Foreign Relations Authoriza-  
5 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
6 236) is amended in subsection (d)(1)—

7 (1) by striking “and the Director of the United  
8 States Information Agency” and inserting “, the Di-

1 rector of the United States Information Agency, or  
2 the Administrator of the Agency for International  
3 Development”; and

4 (2) by striking “or the United States Informa-  
5 tion Agency” and inserting “, the United States In-  
6 formation Agency, or the Agency for International  
7 Development”.

8 (b) The Act entitled “An Act to regulate the issue  
9 and validity of passports, and for other purposes”, ap-  
10 proved July 3, 1926 (44 Stat. 887, 22 U.S.C. 211a) as  
11 amended by section 127(a) of the Foreign Relations Au-  
12 thorization Act, Fiscal Years 1994 and 1995 is amend-  
13 ed—

14 (1) by striking “other employees” and inserting  
15 “such other employees”; and

16 (2) by striking “United States,” and inserting  
17 “United States”.

18 (c) Section 139 of the Foreign Relations Authoriza-  
19 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
20 236) is amended in paragraph (20) by striking “2349aa”  
21 and inserting “4858(b)”.

22 (d) Section 140 of the Foreign Relations Authoriza-  
23 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
24 236) is amended in subsection (c)(2) by striking “serious

1 loss of life or property” and inserting “serious injury, loss  
2 of life, or significant destruction of property”.

3 (e) Section 142(a) of the Foreign Relations Author-  
4 ization Act, Fiscal Years 1994 and 1995 (Public Law  
5 103–236) is amended—

6 (1) in paragraph (2) by striking “not,” and in-  
7 serting “not”; and

8 (2) in paragraph (3) by striking “because” and  
9 inserting “because,”.

10 (f)(1) Section 1 of the State Department Basic Au-  
11 thorities Act of 1956 (22 U.S.C. 2662) as amended by  
12 section 161(a) of the Foreign Relations Authorization Act,  
13 Fiscal Years 1994 and 1995 (Public Law 103–236) is  
14 amended in subsection (a)(2) by inserting “and the Dep-  
15 uty Secretary of State” after “Secretary”.

16 (2) Section 161 of the Foreign Relations Authoriza-  
17 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–  
18 236) is amended in subsection (b) by striking “133” and  
19 inserting “162”.

20 (3) Section 161 of the Foreign Relations Authoriza-  
21 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–  
22 236) is amended in subsection (f)(2)—

23 (A) by striking “the principal duty of negotia-  
24 tions for”;

1 (B) in subparagraph (A) by striking “In-  
2 creased”; and inserting “The principal duty of nego-  
3 tiating increased”; and

4 (C) in subparagraph (B) by striking  
5 “Recoupment” and inserting “In consultation with  
6 the Department of Defense, assist in negotiations  
7 with the host governments for the recoupment”.

8 (4)(A) The Omnibus Diplomatic Security and  
9 Antiterrorism Act of 1986 (22 U.S.C. 4801 et seq.) as  
10 amended by section 162(g) of the Foreign Relations Au-  
11 thorization Act, Fiscal Years 1994 and 1995 (Public Law  
12 102-236)) is amended—

13 (i) in section 103(a)(2)(B)(i) by striking “oper-  
14 ations” and inserting “operation”; and

15 (ii) in the table of contents—

16 (I) by striking the item relating to section  
17 104;

18 (II) by striking the item relating to section  
19 105;

20 (III) by striking the item relating to title  
21 II and inserting the following:

“TITLE II—PERSONNEL”;

22 (IV) by striking the item relating to sec-  
23 tion 201 and inserting the following:

“Sec. 201. Diplomatic Security Service.”;

24 and

1 (V) by striking the item relating to section  
2 203 and inserting the following:

“Sec. 203. Special agents.”.

3 (B) Section 162 of the Foreign Relations Authoriza-  
4 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
5 236) is amended in subsection (q) by striking “2655” and  
6 inserting “2655a”.

7 (g) Section 179 of the Foreign Relations Authoriza-  
8 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
9 236) is amended in subsection (b) by striking “individual  
10 holding a career or career candidate appointment” and in-  
11 serting “individuals holding career or career candidate ap-  
12 pointments”.

13 (h) The Foreign Service Act of 1980 (22 U.S.C. 3901  
14 et seq.) as amended by section 180(a) of the Foreign Rela-  
15 tions Authorization Act, Fiscal Years 1994 and 1995  
16 (Public Law 103-236) is amended—

17 (1) in section 311—

18 (A) by striking the section heading and in-  
19 serting in lieu thereof:

20 “SEC. 311. UNITED STATES CITIZENS HIRED  
21 ABROAD.—”; and

22 (B) in subsection (d) by inserting “by rea-  
23 son of such employment” after “eligible”;

24 (2) in section 610(a)(2) by inserting “(other  
25 than a United States citizen employed under section

1       311 who is not a family member)” after “A member  
2       of the Service”; and

3               (3) in the table of contents by striking the item  
4       relating to section 311 and inserting the following:

“Sec. 311. United States citizens hired abroad.”.

5       (i) Section 181(c) of the Foreign Relations Author-  
6       ization Act, Fiscal Years 1994 and 1995 (Public Law  
7       103–236) is amended—

8               (1) by striking “system),” and inserting “sys-  
9       tem,”; and

10              (2) by striking “that agency” and inserting  
11       “that agency)”.

12       (j) Section 182 of the Foreign Relations Authoriza-  
13       tion Act, Fiscal Years 1994 and 1995 (Public Law 103–  
14       236) is amended in subsection (a) by striking “has” and  
15       inserting “have”.

16       (k) Part I of title 18, United States Code (as amend-  
17       ed by section 506 of Public Law 103–236) is amended  
18       in paragraph (1) of section 2340 by striking “with” and  
19       inserting “within his”.

20       (l) Section 564 of the Foreign Relations Authoriza-  
21       tion Act, Fiscal Years 1994 and 1995 (Public Law 103–  
22       236) is amended in subsection (a) by striking “primary  
23       or secondary” and inserting “secondary or tertiary”.

1 (m) Section 217 of the Immigration and Nationality  
2 Act (8 U.S.C. 1187) is amended in subsection (f) by strik-  
3 ing “1994” and inserting “1995”.

4 (n) The Secretary of State is authorized to obligate  
5 and expend from the Department of State’s “Diplomatic  
6 and Consular Programs” appropriation not more than  
7 \$2,500,000 of the amount appropriated in title XI, chap-  
8 ter 2 of Public Law 102–368 for the purchase of real  
9 property for use by the Department of State for its Miami  
10 Regional Center.

11 (o) Section 102(g) of the Foreign Relations Author-  
12 ization Act, Fiscal Years 1994 and 1995 (Public Law  
13 103–236) is amended—

14 (1) by inserting “the United Nations and its af-  
15 filiated agencies in” after “appropriated for”;

16 (2) by striking “each of the fiscal years 1994  
17 and” and inserting “fiscal year”;

18 (3) by striking “unless” and inserting “until”;

19 (4) by striking “States” and inserting “Na-  
20 tions”; and

21 (5) by striking “promotes, condones,” and in-  
22 serting “promotes and condones”.

23 (p) Section 303 of the Foreign Relations Authoriza-  
24 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–

1 236) is amended by adding at the end the following new  
2 subsection:

3 “(c) VOICE OF AMERICA BROADCASTS.—The long-  
4 range interests of the United States are served by commu-  
5 nicating directly with the peoples of the world by radio.  
6 To be effective, the Voice of America must win the atten-  
7 tion and respect of listeners. These principles will there-  
8 fore govern Voice of America (VOA) broadcasts:

9 “(1) VOA will serve as a consistently reliable  
10 and authoritative source of news. VOA news will be  
11 accurate, objective, and comprehensive.

12 “(2) VOA will represent America, not any sin-  
13 gle segment of American society, and will therefore  
14 present a balanced and comprehensive projection of  
15 significant American thought and institutions.

16 “(3) VOA will present the policies of the United  
17 States clearly and effectively, and will also present  
18 responsible discussions and opinion on these poli-  
19 cies.”.

20 (q) Section 701(f)(4) of the United States Informa-  
21 tion and Educational Exchange Act of 1948 (22 U.S.C.  
22 1476(f)(4)) is amended by striking “1993” and inserting  
23 “1995”.

24 (r) Section 132 of the Foreign Relations Authoriza-  
25 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–

1 236) is amended by inserting “or issuance of a passport”  
2 after “nationality”.

3 (s)(1) Section 305(a)(14) of the Foreign Relations  
4 Authorization Act, Fiscal Years 1994 and 1995 (Public  
5 Law 103–236) is amended by striking “to” and inserting  
6 “of”.

7 (2) Section 309(d)(1)(B) of such Act is amended by  
8 inserting “of all members” after “confirmation”.

9 (t) Section 101(b)(2) of the Foreign Relations Au-  
10 thorization Act, Fiscal Years 1994 and 1995 (Public Law  
11 103–236) is amended in subparagraph (D) by striking  
12 “\$400,000 is authorized to be appropriated for each of  
13 the” and inserting “\$800,000 is authorized to be appro-  
14 priated for”.

15 (u) Section 191(a)(4) of the Foreign Relations Au-  
16 thorization Act, Fiscal Years 1994 and 1995 (Public Law  
17 103–236) is amended by inserting before the semicolon  
18 “, the Agency for International Development, and the  
19 United States Information Agency”.

20 (v) Section 8 of the Eisenhower Exchange Fellowship  
21 Act of 1990 (Public Law 101–454) is amended by adding  
22 at the end the following: “Notwithstanding section 555 of  
23 Public Law 100–461 and title III of S. 2757 as reported  
24 by the Senate Committee on Foreign Relations on Septem-  
25 ber 7, 1988, (pursuant to the enactment under section 555

1 of Public Law 100-461), the Director of the United States  
2 Information Agency is authorized to administer such au  
3 pair programs through fiscal year 1995 in a manner con-  
4 sistent with the requirements of the Mutual Educational  
5 and Cultural Exchange Act of 1961 and shall promulgate  
6 regulations regarding such au pair programs.”.

7 (w) The table of contents of the Foreign Relations  
8 Authorization Act, Fiscal Years 1994 and 1995 (Public  
9 Law 103-236) is amended by striking the item relating  
10 to section 534 and inserting the following:

“Sec. 534. Study of democracy effectiveness.”.

11 (x) Section 101(b) of the Foreign Relations Author-  
12 ization Act, Fiscal Years 1994 and 1995 (Public Law  
13 103-236) is amended in paragraph (2)(D) by striking  
14 “title 5” and inserting “part D of title V”.

15 (y) Section 701 of the Foreign Service Act of 1980  
16 (22 U.S.C. 4021) is amended by striking the section cap-  
17 tion and inserting “INSTITUTION FOR TRAINING”.

18 (z) Section 134 of the Foreign Relations Authoriza-  
19 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
20 236) is amended by inserting “, 1926” after “Act”.

21 (aa) Section 139 of the Foreign Relations Authoriza-  
22 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
23 236) is amended in paragraph (21), by striking “1990 and  
24 1991 (22 U.S.C. 287(e))” and inserting “1992 and 1993  
25 (22 U.S.C. 287e note).

1 (bb) Section 140 of the Foreign Relations Authoriza-  
2 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
3 236) is amended in subsection (a)(2), by striking “sub-  
4 section (a)” and inserting “paragraph (1)”.

5 (cc) Section 162 of the Foreign Relations Authoriza-  
6 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
7 236) is amended in subsection (o)(3)(B), by striking  
8 “paragraph (d)” and inserting “subsection (d)”.

9 (dd) Section 529 of the Foreign Relations Authoriza-  
10 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
11 236) is amended by striking “Nuclear Nonproliferation  
12 Treaty” each of the three places it appears and inserting  
13 “Treaty on the Nonproliferation of Nuclear Weapons”.

14 (ee) The table of contents of the Immigration and  
15 Nationality Act is amended by striking the item relating  
16 to section 104 and inserting:

“Sec. 104. Powers and duties of the Secretary of State.”.

17 (ff) Section 164(b) of the Foreign Relations Author-  
18 ization Act, Fiscal Years 1994 and 1995 (Public Law  
19 103-236) is amended by inserting “of 1962” after “Mi-  
20 gration and Refugee Assistance Act”.

21 (gg) Section 173(c) of the Foreign Relations Author-  
22 ization Act, Fiscal Years 1994 and 1995 (Public Law  
23 103-236) is amended by inserting “United States” before  
24 “Arms Control and Disarmament Agency” both places it  
25 appears.

1 (hh) Section 309(b) of the Foreign Service Act of  
2 1980 (22 U.S.C. 3901(b)) is amended by striking “; and  
3 (5) as a foreign national employee.” and inserting “; and  
4 “(5) as a foreign national employee.”.

5 (ii) Section 611 of the Foreign Service Act of 1980  
6 (as amended by section 181(a)(2) of the Foreign Relations  
7 Authorization Act, Fiscal Years 1994 and 1995 (Public  
8 Law 103–236)) is amended by striking “SEC. 611” and  
9 all that follows through “(a)” and inserting the following:  
10 “SEC. 611. REDUCTIONS IN FORCE.—(a)”.

11 (jj) Section 181 of the Foreign Relations Authoriza-  
12 tion Act, Fiscal Years 1994 and 1995 (Public Law 103–  
13 236) is amended—

14 (1) in subsection (a)(5) by inserting “of 1980”  
15 after “Foreign Service Act”; and

16 (2) in subsection (b), by striking “Section  
17 1005” and inserting “Section 1005(a)”.

18 (kk) The PLO Commitments Compliance Act of 1989  
19 (title VIII of Public Law 101–246) as amended by section  
20 524 of the Foreign Relations Authorization Act, Fiscal  
21 Years 1994 and 1995 (Public Law 103–236) is amend-  
22 ed—

23 (1) in section 804(b) by striking “section  
24 (3)(b)(1) of the Middle East Peace Facilitation Act

1 of 1994” and inserting “section 583(b)(1) of the  
2 Middle East Peace Facilitation Act of 1994”; and

3 (2) in section 804(b)(1), by striking “section  
4 (4)(a) of the Middle East Peace Facilitation Act of  
5 1994” and inserting “section 584(a) of the Middle  
6 East Peace Facilitation Act of 1994”.

7 (ll) Section 315 of the Foreign Relations Authoriza-  
8 tion Act, Fiscal Years 1994 and 1995 (Public Law 103-  
9 236) is amended by adding after subsection (c) the follow-  
10 ing new subsection:

11 “(d) RELOCATION COSTS.—Notwithstanding any  
12 other provision of law, funds derived from the sale of real  
13 property assets of RFE/RL in Munich, Germany, may be  
14 retained, obligated, and expended to meet one-time costs  
15 associated with the consolidation of United States Govern-  
16 ment broadcasting activities in accordance with this title,  
17 including the costs of relocating RFE/RL offices and oper-  
18 ations.”.

19 (mm)(1) The Act entitled “An Act to provide for the  
20 reorganization of the consular service of the United  
21 States” approved April 5, 1906 (34 Stat. 100, 22 U.S.C.  
22 4215) as amended by section 127 of the Foreign Relations  
23 Authorization Act, Fiscal Years 1994 and 1995 (Public  
24 Law 103-236) is amended by striking the last sentence  
25 of section 7.

1       (2) The Act of August 18, 1856 (11 Stat. 61, 22  
2 U.S.C. 4221) is amended in section 24 by adding at the  
3 end the following new sentence: “Pursuant to such regula-  
4 tions as the Secretary of State may prescribe, the Sec-  
5 retary may designate any other employee of the Depart-  
6 ment of State who is a citizen of the United States to  
7 perform any notarial function authorized to be performed  
8 by a consular officer of the United States under this Act.”.

○