

# MARKUP OF H.RES. 449 AND H.R. 3879

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MARKUP  
BEFORE THE  
SUBCOMMITTEE ON AFRICA  
OF THE  
COMMITTEE ON  
INTERNATIONAL RELATIONS  
HOUSE OF REPRESENTATIVES  
ONE HUNDRED SIXTH CONGRESS  
FIRST SESSION

Wednesday, April 12, 2000

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## MARKUP OF H. RES. 449 AND H.R. 3879

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Wednesday, April 12, 2000

HOUSE OF REPRESENTATIVES,  
SUBCOMMITTEE ON AFRICA,  
COMMITTEE ON INTERNATIONAL RELATIONS,  
*Washington, D.C.*

The Subcommittee met, pursuant to notice, at 3 P.m. In room 2255, Rayburn House Office Building, Hon. Ed Royce (Chairman of the Subcommittee) presiding.

Mr. ROYCE. We will now consider H.R. 449, a resolution congratulating the people of Senegal on the success of the multi-party electoral process there.

The Chair lays the legislation before the Committee, and the Clerk will report the title of the legislation.

The CLERK. H. Res. 449 congratulating the people of Senegal on the success of the multi-party electoral process.

Mr. ROYCE. Without objection, the Clerk will read the preamble and operative language of the bill for amendment.

The CLERK. Congratulating the people of Senegal—

Mr. ROYCE. Without objection, the legislation is considered as having been read and is open to amendment at any point.

[The information referred appears in the appendix.]

Mr. ROYCE. This legislation, authored by Mr. Payne and Mr. Hastings and myself, was introduced on March 23rd and referred by the Chairman to the Subcommittee.

I am going to be very brief, but, basically, I believe the U.S. and the international community hasn't done enough to commend leaders honoring democratic values in Africa. We fail to realize how important a supportive voice from the international community, especially the United States, can be. Democracy has won a triumph in Senegal. It is important that we recognize this, and I ask my colleagues to support this resolution.

Are there any members seeking recognition or seeking to offer amendments?

Mr. HASTINGS. Yes. Mr. Chairman, let me just congratulate you for expediting this matter, and I would like to associate myself with your remarks. I can't imagine a more worthy task than to say to those that have moved toward some democratic effort that we recognize that. Because we are quick to condemn, and rightly so, when they do not; and in that sense, and knowing the vast amount of time that you have spent in trying to assist in democracy efforts in Africa, then I think that this is a timely resolution, and I am glad to be associated with you, Mr. Meeks and Ms. Lee and our other colleagues in offering it.

Mr. ROYCE. Thank you, Mr. Hastings.

Do I hear a motion that the Subcommittee report this legislation favorably to the Full Committee?

Mr. CHABOT. So moved.

Mr. HASTINGS. Mr. Chairman—not to be preemptive, Mr. Chabot—but I move that the Subcommittee report the legislation as favorably to the Full Committee.

Mr. ROYCE. Without objection, the motion is agreed to, and we shall do that.

Now if we can move to the resolution on Sierra Leone, we will now consider H.R. 3879, a bill to support the government of Sierra Leone in its peace-building efforts and for other purposes.

The Chair lays the legislation before the Committee, and the Clerk will report the title of the legislation.

The CLERK. H.R. 3879, a bill to support the Republic of Sierra Leone in its peace-building efforts, and for other purposes.

Mr. ROYCE. Without objection, the clerk will read the preamble and operative language of the bill for amendment.

The CLERK. Be it enacted by the Senate and House of Representatives—

Mr. ROYCE. Without objection, the legislation is considered as having been read and is open to amendment at any point.

[The information referred to appears in the appendix.]

Mr. HASTINGS. Mr. Chairman, I have an amendment.

Mr. ROYCE. Very good. The Chair recognizes the gentleman from Florida.

Mr. HASTINGS. Mr. Chairman, this amendment is being offered in lieu of Congressman Payne's present one and Mr. Payne has a statement that I would ask unanimous consent that it be admitted for the record.

Mr. ROYCE. The clerk will report the amendment.

The CLERK. Amendment in the nature of a substitute to H.R. 3879 offered by Mr. Payne. Strike—

Mr. ROYCE. May I ask unanimous consent to dispense with reading of the amendment.

[The information referred to appears in the appendix.]

Mr. HASTINGS. Mr. Chairman, as I indicated, I ask unanimous consent for Mr. Payne's statement to be made a part of the record.

Mr. ROYCE. Without objection.

[The prepared statement of Mr. Payne appears in the appendix.]

Mr. HASTINGS. That said, Mr. Payne and Mr. Gejdenson, the Ranking Member who just presented, have worked with the Subcommittee to ensure this bill's passage. Mr. Chabot and the other Ranking Member who just came in, also are about the status of Sierra Leone. With that in mind, Mr. Chairman, I think to expedite matters I would just urge the bill's adoption and yield back the balance of the time.

Mr. ROYCE. The question is on the amendment of the gentleman from Florida. All those in favor of the amendment, say aye. All those opposed to the amendment, say no.

The ayes have it, and the amendment is adopted.

Are there any further members seeking recognition?

Mr. HASTINGS. Mr. Chairman, I only seek recognition with your permission.

Mr. ROYCE. Mr. Hastings.

Mr. HASTINGS. Thank you, Mr. Chairman. I seek recognition to be added as a co-sponsor, if I am not. I probably am, but I just want to make sure that I am in this instance.

Mr. ROYCE. Without objection.

Do I hear a motion that the Subcommittee report the legislation as amended favorably to the Full Committee?

Mr. HASTINGS. Mr. Chairman, I move that the Subcommittee report the legislation as amended favorably to the Full Committee.

Mr. ROYCE. Without objection, that motion is agreed to.

Very good. Thank you, Mr. Hastings. Thank you, Mr. Chabot. Thank you, Mr. Gejdenson, for your amendment.

Mr. HASTINGS. I move we adjourn.

Mr. ROYCE. We stand adjourned.

[Whereupon, at 3:07 p.m., the Subcommittee was adjourned.]





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## **A P P E N D I X**

APRIL 12, 2000

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106TH CONGRESS  
2D SESSION

## H. RES. 449

Congratulating the people of Senegal on the success of the multi-party electoral process.

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### IN THE HOUSE OF REPRESENTATIVES

MARCH 23, 2000

Mr. PAYNE (for himself, Mr. ROYCE, Mr. HASTINGS of Florida, Mr. MEEKS of New York, and Ms. LEE) submitted the following resolution; which was referred to the Committee on International Relations

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## RESOLUTION

Congratulating the people of Senegal on the success of the multi-party electoral process.

Whereas the Republic of Senegal held free, fair, and transparent multi-party elections on March 19, 2000;

Whereas Senegalese President Abdou Diouf conceded defeat to longtime rival Abdoulaye Wade on Monday, March 20, 2000, after a hotly contested run-off election;

Whereas President Diouf's party, Parti Socialist, has ruled in the West African country of Senegal since independence from France in 1960;

Whereas President-elect Abdoulaye Wade of the Parti Democratique Senegal (PDS) was voted into office by a majority of the electorate and is Senegal's third President;

- Whereas the citizens of Dakar, Senegal, joyously welcomed the results of Senegal's free and fair elections;
- Whereas on February 27, 2000, during the first round of voting, President Diouf amassed 41.3 percent of the vote to Wade's 31 percent;
- Whereas President-elect Wade won 22 of the country's 31 districts and received 60 percent of the total 1,616,307 votes cast;
- Whereas President-elect Wade's victory ends 40 years of uninterrupted rule by Mr. Diouf's Socialist Party;
- Whereas President Diouf telephoned Mr. Wade to congratulate him on winning the elections;
- Whereas President-elect Wade campaigned on the principles of "probité, good work, and involvement of the youth" in the construction of Senegal;
- Whereas Mr. Wade received the endorsement of five leading opposition candidates after the second round of voting, including Mr. Moustapha Niasse, a former foreign minister in President Diouf's party;
- Whereas Mr. Niasse said the new government's first task would be to re-establish the country's equilibrium and fight corruption;
- Whereas the newly elected President Wade first ran for the presidency in 1978 against ex-President Leopold Senghor and ran in four subsequent polls;
- Whereas this West African country of 10 million people has remained relatively stable and prosperous;
- Whereas Senegalese President Diouf took office 19 years ago and served as prime minister for 10 years;

Whereas his predecessor and mentor, poet and politician Leopold Sedar Senghor, surprised the country in 1980 by voluntarily stepping down and turning over power to President Diouf, as prescribed by Senegal's constitution;

Whereas Senegal has a free press and judiciary;

Whereas Senegal is a recipient of the African Crisis Responsive Initiative;

Whereas Mr. Wade's history symbolizes a triumph for a country which has long been considered a model of African democracy although ruled by one party; and

Whereas this election marks a contribution to a paradigm shift of a new political system on the West African coast:  
Now, therefore, be it

1       *Resolved*, That the House of Representatives—

2               (1) commends the people of the Republic of  
3       Senegal for voting in this historic Presidential elec-  
4       tion;

5               (2) congratulates President Diouf for stepping  
6       down before the results were officially announced  
7       and upholding democracy and good governance;

8               (3) encourages the Administration to send a  
9       Presidential delegation to the West African Country  
10      of Senegal to welcome President Wade into office;

11              (4) strongly urges the Economic Community Of  
12      West African States (ECOWAS) to follow Senegal's  
13      lead and make efforts to promote democratic re-  
14      forms and prevent future conflicts;

1           (5) calls upon the newly elected President to in-  
2     volve all Senegalese to accept the election results  
3     and move the country forward;

4           (6) calls on all factions within the Secessionist  
5     Movement of Democratic Forces in the Casamance  
6     (MFDC) rebel group in Casamance to commit to a  
7     cessation of hostilities and create stability for its  
8     people;

9           (7) strongly urges newly elected President  
10    Wade to continue the peace initiative started by  
11    former President Diouf with the Secessionist Move-  
12    ment of Democratic Forces in the Casamance  
13    (MFDC);

14          (8) urges President-elect Wade to dialogue with  
15    the MFDC to settle the Casamance conflict through  
16    political negotiations and urges prompt initiation of  
17    peace talks; and

18          (9) recognizes Senegal as one of the first Afri-  
19    can states to adopt a multi-party system in the early  
20    1980's and a nation that has been a longtime beacon  
21    of democracy on a continent of one-party states and  
22    military dictatorships.

106TH CONGRESS  
2D SESSION

# H. R. 3879

To support the Government of the Republic of Sierra Leone in its peace-building efforts, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 2000

Mr. GEJDENSON (for himself, Mr. MEEKS of New York, Mr. TOWNS, Mr. HALL of Ohio, Mr. McDERMOTT, Mr. SNYDER, Ms. LEE, Ms. MILLENDER-McDONALD, and Mr. WEXLER) introduced the following bill; which was referred to the Committee on International Relations, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To support the Government of the Republic of Sierra Leone in its peace-building efforts, and for other purposes.

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 "Sierra Leone Peace  
5 Support Act of 2000".

### 6 SEC. 2. FINDINGS AND SENSE OF CONGRESS.

7 (a) FINDINGS.—The Congress makes the following  
8 findings:

1           (1) Eight years of civil war and massive human  
2       rights violations have created a humanitarian crisis  
3       in the Republic of Sierra Leone, leaving over 50,000  
4       dead and 1,000,000 displaced from their homes.

5           (2) As many as 480,000 Sierra Leoneans have  
6       fled into neighboring countries, especially Guinea.

7           (3) All parties to the conflict have committed  
8       abuses, but the Revolutionary United Front (RUF)  
9       and its ally, the former Sierra Leonean army  
10      (AFRC) are responsible for the overwhelming major-  
11      ity.

12          (4) The RUF and AFRC have systematically  
13      abducted, raped, mutilated, killed, or forced children  
14      to fight alongside RUF soldiers.

15          (5) The RUF continues to hold hundreds and  
16      perhaps thousands of prisoners, including many  
17      child soldiers, despite the agreement of RUF leader-  
18      ship at Lome to release all children.

19          (6) The civil defense forces committed human  
20      rights violations, including killings and recruitment  
21      of child soldiers, and Economic Community of West  
22      African States Military Observer Group (ECOMOG)  
23      forces have also committed human rights abuses, in-  
24      cluding executions of captured combatants and  
25      killings of civilians.

1           (7) Neighboring countries, especially Liberia  
2           and Burkina Faso, have contributed greatly to the  
3           destruction of Sierra Leone by aiding and arming  
4           the RUF and providing sanctuary for RUF fighters.

5           (8) International humanitarian efforts to assist  
6           Sierra Leoneans, both at home and in Guinea, have  
7           fallen far short of need such that conditions in ref-  
8           ugee camps and among displaced persons camps are  
9           deplorable, food and medicine is dangerously inad-  
10          equate, and the refugee population on the Sierra  
11          Leonean border continues to be preyed upon by  
12          RUF insurgents and subjected to rape, mutilation,  
13          or killing.

14          (9) Demobilization, demilitarization, and re-  
15          integration (DDR) efforts, as called for in the Lome  
16          agreement of July 1999, have begun months late  
17          and are still at beginning stages.

18          (10) With the withdrawal of the West African  
19          peacekeeping forces, the United Nations Security  
20          Council has approved the deployment of 11,000  
21          peacekeeping forces for Sierra Leone.

22          (11) There are approximately 45,000 combat-  
23          ants, including many child soldiers, in Sierra Leone  
24          who must be demobilized, provided with alternate



1 employment, and reintegrated into their commu-  
2 nities.

3 (12) Both the Government of Sierra Leone and  
4 the RUF/AFRC formally agreed in the Lome Con-  
5 vention of July 7, 1999, to uphold, promote, and  
6 protect the human rights (including the right to life  
7 and liberty, freedom from torture, the right to a fair  
8 trial, freedom of conscience, expression, and associa-  
9 tion, and the right to take part in the governance of  
10 one's country) of every Sierra Leonean as well as  
11 the enforcement of humanitarian law.

12 (b) SENSE OF CONGRESS.Ð The Congress urges the  
13 President to vigorously promote efforts to end further deg-  
14 radation of conditions in the Republic of Sierra Leone  
15 from further degradation, to dramatically increase United  
16 States assistance to demobilization, demilitarization, and  
17 reintegration (DDR) efforts and humanitarian initiatives,  
18 to assist in the collection of documentation about human  
19 rights abuses by all parties, and to engage in diplomatic  
20 initiatives aimed at consolidating the peace and protecting  
21 human rights.

22 **SEC. 3. DEMOBILIZATION, DEMILITARIZATION, AND RE-**  
23 **INTEGRATION ASSISTANCE.**

24 (a) IN GENERAL.Ð There is authorized to be appro-  
25 priated to the President \$10,000,000 for fiscal year 2001

1 for assistance under chapter 4 of part II of the Foreign  
 2 Assistance Act of 1961 (22 U.S.C. 2221 et seq.) to the  
 3 Sierra Leone DDR Trust Fund of the International Bank  
 4 for Reconstruction and Development for demobilization,  
 5 demilitarization, and reintegration assistance in Sierra  
 6 Leone. Assistance under the preceding sentence may not  
 7 be used to provide stipends to ex-combatants of the civil  
 8 war in the Republic of Sierra Leone.

9 (b) ADDITIONAL REQUIREMENTS.Ð Amounts appro-  
 10 priated pursuant to subsection (a)Ð

11 (1) are in addition any other amounts available  
 12 for the purpose described in such subsection; and

13 (2) are authorized to remain available until ex-  
 14 pended.

15 **SEC. 4. DEMOCRATIZATION, ELECTORAL, AND JUDICIAL AS-**  
 16 **SISTANCE.**

17 (a) DEMOCRATIZATION AND ELECTORAL ASSIST-  
 18 ANCE.Ð

19 (1) IN GENERAL.Ð There is authorized to be  
 20 appropriated to the President \$3,000,000 for fiscal  
 21 year 2001 for assistanceÐ

22 (A) to train political parties in the Repub-  
 23 lic of Sierra Leone in democratic processes; and

24 (B) to assist with the preparation for  
 25 democratic elections in Sierra Leone.

1           (2) LIMITATION.Ð Assistance under paragraph  
2           (1)(A) may only be provided to political parties  
3           whose leaders and members cooperate with the  
4           United Nations Assistance Mission in Sierra Leone  
5           (UNAMSIL) and the Truth and Reconciliation Com-  
6           mission described in section 5(b).

7           (b) JUDICIAL ASSISTANCE.Ð There is authorized to  
8           be appropriated to the President \$5,000,000 for fiscal  
9           year 2001 for assistance to rebuild and strengthen the ca-  
10          pacity of the judiciary in the Republic of Sierra Leone and  
11          to assist efforts to establish the rule of law and maintain  
12          law and order in Sierra Leone.

13          (c) ADDITIONAL REQUIREMENTS.Ð Amounts appro-  
14          priated pursuant to the authorization of appropriations  
15          under each of subsections (a) and (b)Ð

16                (1) are in addition any other amounts available  
17                for the purposes described in each such subsection,  
18                respectively; and

19                (2) are authorized to remain available until ex-  
20                pended.

21 **SEC. 5. ACCOUNTABILITY.**

22          (a) STATEMENT OF CONGRESSIONAL CONCERN  
23          ABOUT ACCOUNTABILITY.Ð It is the sense of the Congress  
24          that a thorough and nonpartisan initiative to collect infor-  
25          mation on human rights abuses by all parties to the con-

1 flict in the Republic of Sierra Leone be undertaken. Com-  
2 prehensive and detailed information, particularly the iden-  
3 tification of specific units, individuals, and commanders  
4 found to have been especially abusive, will be essential for  
5 vetting human rights abusers from the newly formed  
6 armed forces and police forces of Sierra Leone and for  
7 deterring abuses by all parties in the future. Accordingly,  
8 the Congress calls upon the administration to strongly  
9 support an independent process of data collection on  
10 human rights abuses in Sierra Leone, for use by the Truth  
11 and Reconciliation Commission when it has been estab-  
12 lished, and to support any future initiatives of inter-  
13 national accountability for Sierra Leone.

14 (b) ASSISTANCE FOR TRUTH AND RECONCILIATION  
15 COMMISSION.Ð

16 (1) ASSISTANCE FOR ESTABLISHMENT AND  
17 SUPPORT OF COMMISSION.Ð The President is au-  
18 thorized to provide assistance for the establishment  
19 and support of a Truth and Reconciliation Commis-  
20 sion to establish accountability for human rights  
21 abuses in the Republic of Sierra Leone.

22 (2) ASSISTANCE FOR HUMAN RIGHTS DATA  
23 COLLECTION.Ð The Secretary of State, acting  
24 through the Assistant Secretary of the Bureau of  
25 Democracy, Human Rights and Labor, is authorized

1 to collect human rights data with respect to Sierra  
 2 Leone and assist the Truth and Reconciliation Com-  
 3 mission in carrying out its functions.

4 (3) AUTHORIZATION OF APPROPRIATIONS.Ð

5 (A) ESTABLISHMENT AND SUPPORT OF  
 6 COMMISSION.Ð There is authorized to be appro-  
 7 priated to the President \$1,500,000 for fiscal  
 8 year 2001 for assistance under chapter 4 of  
 9 part II of the Foreign Assistance Act of 1961  
 10 to carry out paragraph (1).

11 (B) HUMAN RIGHTS DATA COLLECTION.Ð  
 12 There is authorized to be appropriated to the  
 13 Secretary of State \$500,000 for fiscal year  
 14 2001 to carry out paragraph (2). Amounts ap-  
 15 propriated pursuant to the authorization of ap-  
 16 propriations under the preceding sentence shall  
 17 be deposited in the "Human Rights Fund" of  
 18 the Bureau of Democracy, Human Rights and  
 19 Labor of the Department of State.

20 (C) AVAILABILITY.Ð Amounts appro-  
 21 priated pursuant to the authorization of appro-  
 22 priations under subparagraphs (A) and (B) are  
 23 authorized to remain available until expended.

24 **SEC. 6. LIBERIA AND BURKINA FASO.**

25 (a) REPORTS TO CONGRESS.Ð

1           (1) ARMS FLOWS.␣ Not later than 6 months  
2     after the date of the enactment of this Act, the  
3     President shall submit to the Congress a report to  
4     the Committee on International Relations of the  
5     House of Representatives, in classified or unclassi-  
6     fied form, which provides information concerning in-  
7     telligence estimates of arms flows into the Republic  
8     of Sierra Leone, particularly detailing any role of Li-  
9     beria and Burkina Faso.

10          (2) SIERRA LEONEAN MINERALS.␣ Not later  
11     than 6 months after the date of the enactment of  
12     this Act, the President shall submit a report to the  
13     Committee on International Relations of the House  
14     of Representatives, in classified or unclassified form,  
15     which provides information concerning illicit sales of  
16     Sierra Leonean gold and diamonds through Liberia.

17     (b) ASSISTANCE FOR NEIGHBORING COUNTRIES.␣

18          (1) United States assistance may be provided to  
19     the Central Government of a neighboring country if  
20     such government␣

21                 (A) provides demonstrated support for the  
22             peace process in the Republic of Sierra Leone;  
23             and

24                 (B) does not provide training or other sup-  
25             port for the RUF/AFRC forces or any other

1 forces organized against the elected government  
2 of Sierra Leone.

3 (2) United States assistance may be provided to  
4 the Central Government of neighboring countries  
5 only if such Government cooperates with efforts to  
6 monitor arms flows to Sierra Leone.

7 (3) UNITED STATES ASSISTANCE. In this sub-  
8 section, the term "United States assistance" means  
9 assistance of any kind which is provided by grant,  
10 sale, loan, lease, credit, guaranty, or insurance, or  
11 by any other means, by any agency or instrumen-  
12 tality of the United States Government.

13 **SEC. 7. SENSE OF CONGRESS.**

14 It is the sense of the Congress that

15 (1) mechanisms should be in place to provide  
16 for an increase in assistance to the United Nations  
17 peacekeeping force to enable that force to protect ci-  
18 vilians from atrocities in the event of a breakdown  
19 in the peace agreement and a return to fighting; and

20 (2) if the governments of countries neighboring  
21 the Republic of Sierra Leone are determined to be  
22 aiding insurgents in Sierra Leone and armed conflict  
23 resumes, the United States should impose sanctions  
24 against RUF/AFRC supporters in the region by de-  
25 nying visas to the President and other high govern-

1       ment officials in Liberia and Burkina Faso, freezing  
 2       their assets in the United States, and consideration  
 3       of an embargo of diamonds coming from areas not  
 4       under the control of the Government of Sierra  
 5       Leone.

6 **SEC. 8. DESIGNATION FOR PURPOSES OF GRANTING TEM-**  
 7 **PORARY PROTECTED STATUS TO SIERRA**  
 8 **LEONEANS.**

9       (a) DESIGNATION.Ð

10       (1) IN GENERAL.Ð For purposes of section 244  
 11       of the Immigration and Nationality Act (8 U.S.C.  
 12       1254a), the Republic of Sierra Leone shall each be  
 13       treated as if it had been designated under subsection  
 14       (b) of such section, subject to the provisions of this  
 15       section.

16       (2) PERIOD OF DESIGNATION.Ð Such designa-  
 17       tion shall take effect on the date of the enactment  
 18       of this Act and shall remain in effect until such time  
 19       as the President certifies to the Congress that condi-  
 20       tions are sufficiently improved to allow aliens to re-  
 21       turn to Sierra Leone, or such time as the designa-  
 22       tion with respect to Sierra Leone expires and is not  
 23       extended, whichever occurs later.

24       (b) ALIENS ELIGIBLE.Ð In applying section 244 of  
 25       the Immigration and Nationality Act pursuant to the des-



1 ignation under this Act, subject to section 244(c)(3) of  
2 such Act, an alien who is a national of the Republic of  
3 Sierra Leone meets the requirement of section 244(c)(1)  
4 of such Act only if

5 (1) the alien has been continuously physically  
6 present in the United States since January 1, 1998;

7 (2) the alien is admissible as an immigrant, ex-  
8 cept as otherwise provided under section  
9 244(c)(2)(A) of such Act, and is not ineligible for  
10 temporary protected status under section  
11 244(c)(2)(B) of such Act; and

12 (3) the alien registers for temporary protected  
13 status in a manner which the Attorney General shall  
14 establish.

15 (c) CONSENT TO TRAVEL ABROAD. The Attorney  
16 General shall give the prior consent to travel abroad de-  
17 scribed in section 244(f)(3) of the Immigration and Na-  
18 tionality Act to an alien who is granted temporary pro-  
19 tected status pursuant to the designation under this Act,  
20 if the alien establishes to the satisfaction of the Attorney  
21 General that emergency and extenuating circumstances  
22 beyond the control of the alien require the alien to depart  
23 for a brief, temporary trip abroad. An alien returning to  
24 the United States in accordance with such an authoriza-  
25 tion shall be treated the same as any other returning alien

22

13

1 provided temporary protected status under section 244 of  
2 such Act.

**AMENDMENT IN THE NATURE OF A SUBSTITUTE**  
**TO H.R. 3879**  
**OFFERED BY \_\_\_\_\_**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Sierra Leone Peace  
3 Support Act of 2000”.

4 **SEC. 2. FINDINGS AND SENSE OF CONGRESS.**

5       (a) FINDINGS.—The Congress makes the following  
6 findings:

7           (1) Eight years of civil war and massive human  
8 rights violations have created a humanitarian crisis  
9 in the Republic of Sierra Leone, leaving over 50,000  
10 dead and 1,000,000 displaced from their homes.

11          (2) As many as 480,000 Sierra Leoneans have  
12 fled into neighboring countries, especially Guinea.

13          (3) All parties to the conflict have committed  
14 abuses, but the Revolutionary United Front (RUF)  
15 and its ally, the former Sierra Leonean army  
16 (AFRC) are responsible for the overwhelming major-  
17 ity.

1           (4) The RUF and AFRC have systematically  
2     abducted, raped, mutilated, killed, or forced children  
3     to fight alongside RUF soldiers.

4           (5) The RUF continues to hold hundreds and  
5     perhaps thousands of prisoners, including many  
6     child soldiers, despite the agreement of RUF leader-  
7     ship at Lome to release all children.

8           (6) The civil defense forces committed human  
9     rights violations, including killings and recruitment  
10    of child soldiers, and Economic Community of West  
11    African States Military Observer Group (ECOMOG)  
12    forces have also committed human rights abuses, in-  
13    cluding executions of captured combatants and  
14    killings of civilians.

15          (7) Neighboring countries, especially Liberia  
16    and Burkina Faso, have contributed greatly to the  
17    destruction of Sierra Leone by aiding and arming  
18    the RUF and providing sanctuary for RUF fighters.

19          (8) International humanitarian efforts to assist  
20    Sierra Leoneans, both at home and in Guinea, have  
21    fallen far short of need such that conditions in ref-  
22    ugee camps and among displaced persons camps are  
23    deplorable, food and medicine is dangerously inad-  
24    equate, and the refugee population on the Sierra  
25    Leonean border continues to be preyed upon by

1 RUF insurgents and subjected to rape, mutilation,  
2 or killing.

3 (9) Demobilization, demilitarization, and re-  
4 integration (DDR) efforts, as called for in the Lome  
5 agreement of July 1999, have begun months late  
6 and are still at beginning stages.

7 (10) With the withdrawal of the West African  
8 peacekeeping forces, the United Nations Security  
9 Council has approved the deployment of 11,000  
10 peacekeeping forces for Sierra Leone.

11 (11) There are approximately 45,000 combat-  
12 ants, including many child soldiers, in Sierra Leone  
13 who must be demobilized, provided with alternate  
14 employment, and reintegrated into their commu-  
15 nities.

16 (12) Both the Government of Sierra Leone and  
17 the RUF/AFRC formally agreed in the Lome Con-  
18 vention of July 7, 1999, to uphold, promote, and  
19 protect the human rights (including the right to life  
20 and liberty, freedom from torture, the right to a fair  
21 trial, freedom of conscience, expression, and associa-  
22 tion, and the right to take part in the governance of  
23 one's country) of every Sierra Leonean as well as  
24 the enforcement of humanitarian law.

1 (b) SENSE OF CONGRESS.—The Congress urges the  
2 President to vigorously promote efforts to end further deg-  
3 radation of conditions in the Republic of Sierra Leone  
4 from further degradation, to dramatically increase United  
5 States assistance to demobilization, demilitarization, and  
6 reintegration (DDR) efforts and humanitarian initiatives,  
7 to assist in the collection of documentation about human  
8 rights abuses by all parties, and to engage in diplomatic  
9 initiatives aimed at consolidating the peace and protecting  
10 human rights.

11 **SEC. 3. DEMOBILIZATION, DEMILITARIZATION, AND RE-**  
12 **INTEGRATION ASSISTANCE.**

13 (a) IN GENERAL.—There is authorized to be appro-  
14 priated to the President \$10,000,000 for fiscal year 2001  
15 for assistance under chapter 4 of part II of the Foreign  
16 Assistance Act of 1961 (22 U.S.C. 2221 et seq.) to the  
17 Sierra Leone DDR Trust Fund of the International Bank  
18 for Reconstruction and Development for demobilization,  
19 demilitarization, and reintegration assistance in Sierra  
20 Leone. Assistance under the preceding sentence may not  
21 be used to provide stipends to ex-combatants of the civil  
22 war in the Republic of Sierra Leone.

23 (b) ADDITIONAL REQUIREMENTS.—Amounts appro-  
24 priated pursuant to subsection (a)—

1           (1) are in addition any other amounts available  
2       for the purpose described in such subsection; and  
3           (2) are authorized to remain available until ex-  
4       pended.

5 **SEC. 4. DEMOCRATIZATION, ELECTORAL, AND JUDICIAL AS-**  
6 **SISTANCE.**

7       (a) DEMOCRATIZATION AND ELECTORAL ASSIST-  
8       ANCE.—

9           (1) IN GENERAL.—There is authorized to be  
10       appropriated to the President \$3,000,000 for fiscal  
11       year 2001 for assistance—

12           (A) to train political parties in the Repub-  
13       lic of Sierra Leone in democratic processes; and

14           (B) to assist with the preparation for  
15       democratic elections in Sierra Leone.

16       (2) LIMITATIONS.—(A) Assistance under para-  
17       graph (1) may be made available only if the Presi-  
18       dent first determines and certifies to the Congress  
19       that the Lome Convention of July 7, 1999, is being  
20       implemented and there is a cessation of hostilities in  
21       Sierra Leone.

22           (B) Assistance under paragraph (1)(A) may  
23       only be provided to political parties whose leaders  
24       and members cooperate with the United Nations As-  
25       sistance Mission in Sierra Leone (UNAMSIL) and

1 the Truth and Reconciliation Commission described  
2 in section 5(b).

3 (b) JUDICIAL ASSISTANCE.—There is authorized to  
4 be appropriated to the President \$5,000,000 for fiscal  
5 year 2001 for assistance to rebuild and strengthen the ca-  
6 pacity of the judiciary in the Republic of Sierra Leone and  
7 to assist efforts to establish the rule of law and maintain  
8 law and order in Sierra Leone.

9 (c) EXPANDED INTERNATIONAL MILITARY EDU-  
10 CATION AND TRAINING ASSISTANCE.—Beginning 1 year  
11 after the conclusion of free and fair elections in Sierra  
12 Leone, the President may provide expanded international  
13 military education and training assistance to the military  
14 forces and related civilian personnel of Sierra Leone under  
15 section 541 of the Foreign Assistance Act of 1961 (22  
16 U.S.C. 2347) solely for the purpose of providing training  
17 relating to defense management, civil-military relations,  
18 law enforcement cooperation, and military justice.

19 (d) ADDITIONAL REQUIREMENTS.—Amounts appro-  
20 priated pursuant to the authorization of appropriations  
21 under each of subsections (a) and (b)—

22 (1) are in addition any other amounts available  
23 for the purposes described in each such subsection,  
24 respectively; and



1           (2) are authorized to remain available until ex-  
2       pended.

3 **SEC. 5. ACCOUNTABILITY.**

4       (a) STATEMENT OF CONGRESSIONAL CONCERN  
5 ABOUT ACCOUNTABILITY.—It is the sense of the Congress  
6 that a thorough and nonpartisan initiative to collect infor-  
7 mation on human rights abuses by all parties to the con-  
8 flict in the Republic of Sierra Leone be undertaken. Com-  
9 prehensive and detailed information, particularly the iden-  
10 tification of specific units, individuals, and commanders  
11 found to have been especially abusive, will be essential for  
12 vetting human rights abusers from the newly formed  
13 armed forces and police forces of Sierra Leone and for  
14 deterring abuses by all parties in the future. Accordingly,  
15 the Congress calls upon the administration to strongly  
16 support an independent process of data collection on  
17 human rights abuses in Sierra Leone, for use by the Truth  
18 and Reconciliation Commission when it has been estab-  
19 lished, and to support any future initiatives of inter-  
20 national accountability for Sierra Leone.

21       (b) ASSISTANCE FOR TRUTH AND RECONCILIATION  
22 COMMISSION.—

23           (1) ASSISTANCE FOR ESTABLISHMENT AND  
24       SUPPORT OF COMMISSION.—The President is au-  
25       thorized to provide assistance for the establishment

1 and support of a Truth and Reconciliation Commis-  
2 sion to establish accountability for human rights  
3 abuses in the Republic of Sierra Leone.

4 (2) ASSISTANCE FOR HUMAN RIGHTS DATA  
5 COLLECTION.—The Secretary of State, acting  
6 through the Assistant Secretary of the Bureau of  
7 Democracy, Human Rights and Labor, is authorized  
8 to collect human rights data with respect to Sierra  
9 Leone and assist the Truth and Reconciliation Com-  
10 mission in carrying out its functions.

11 (3) AUTHORIZATION OF APPROPRIATIONS.—

12 (A) ESTABLISHMENT AND SUPPORT OF  
13 COMMISSION.—There is authorized to be appro-  
14 priated to the President \$1,500,000 for fiscal  
15 year 2001 for assistance under chapter 4 of  
16 part II of the Foreign Assistance Act of 1961  
17 to carry out paragraph (1).

18 (B) HUMAN RIGHTS DATA COLLECTION.—  
19 There is authorized to be appropriated to the  
20 Secretary of State \$500,000 for fiscal year  
21 2001 to carry out paragraph (2). Amounts ap-  
22 propriated pursuant to the authorization of ap-  
23 propriations under the preceding sentence shall  
24 be deposited in the “Human Rights Fund” of

1 the Bureau of Democracy, Human Rights and  
2 Labor of the Department of State.

3 (C) AVAILABILITY.—Amounts appro-  
4 priated pursuant to the authorization of appro-  
5 priations under subparagraphs (A) and (B) are  
6 authorized to remain available until expended.

7 **SEC. 6. NEIGHBORING COUNTRIES OF SIERRA LEONE.**

8 (a) REPORTS TO CONGRESS.—

9 (1) ARMS FLOWS.—Not later than 6 months  
10 after the date of the enactment of this Act, the  
11 President shall transmit to the Committee on Inter-  
12 national Relations of the House of Representatives  
13 and the Committee on Foreign Relations of the Sen-  
14 ate a report which provides information, including  
15 measurable, credible, and verifiable evidence (to the  
16 extent practicable), concerning the extent to which  
17 neighboring countries of the Republic of Sierra  
18 Leone are involved in arms flows into Sierra Leone.

19 (2) SIERRA LEONEAN MINERALS.—Not later  
20 than 6 months after the date of the enactment of  
21 this Act, the President shall transmit to the Com-  
22 mittee on International Relations of the House of  
23 Representatives and the Committee on Foreign Re-  
24 lations of the Senate a report which provides infor-  
25 mation, including measurable, credible, and verifi-

1       able evidence (to the extent practicable), concerning  
2       illicit sales of Sierra Leonean gold and diamonds  
3       through neighboring countries of the Republic of Si-  
4       erra Leone.

5       (b) NOTIFICATION BY SECRETARY OF STATE.—If a  
6       report transmitted by the President pursuant to para-  
7       graph (1) or (2) of subsection (a) contains measurable,  
8       credible, or verifiable evidence that a country is involved  
9       in arms flows into Sierra Leone, or that a country is in-  
10      volved in illicit sales of Sierra Leonean gold or diamonds  
11      through that country, then the Secretary of State—

12           (1) shall take all necessary steps to initiate dip-  
13      lomatic efforts to bring about the termination of  
14      such activities by the country; and

15           (2) if the country has not ceased the proscribed  
16      activity within 3 months of the initiation of such  
17      diplomatic efforts, shall inform the country of the  
18      possibility that United States foreign assistance for  
19      the country may be terminated or suspended if the  
20      country does not cease the proscribed activity.

21      (c) ASSISTANCE FOR NEIGHBORING COUNTRIES.—  
22      United States assistance may be provided to the central  
23      government of a neighboring country of the Republic of  
24      Sierra Leone only if such government—

1           (1)(A) provides demonstrated support for the  
2       peace process in the Republic of Sierra Leone in ac-  
3       cordance with the Lome Convention of July 7, 1999;  
4       and

5           (B) does not provide training or other support  
6       for the RUF/AFRC forces or any other forces pro-  
7       scribed under the Lome Convention; and

8           (2) cooperates with efforts to monitor arms  
9       flows to Sierra Leone.

10          (3) UNITED STATES ASSISTANCE.—In this sub-  
11       section, the term “United States assistance” means  
12       assistance of any kind which is provided by grant,  
13       sale, loan, lease, credit, guaranty, or insurance, or  
14       by any other means, by any agency or instrumen-  
15       tality of the United States Government.