

99TH CONGRESS
2D SESSION

S. J. RES. 283

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JOINT RESOLUTION

Relating to Central America pursuant to the International
Security and Development Cooperation Act of 1985.

1 *Resolved by the Senate and House of Representatives*
2 *of the United States of America in Congress assembled,*

PURPOSES

4 SECTION 1. The purposes of this joint resolution are to
5 promote peace, stability, and democracy in Central America,
6 to encourage a negotiated resolution of the conflict in the
7 region and, towards these ends, to enable the President to
8 provide additional assistance for the Nicaraguan democratic
9 resistance, as requested by the President on February 25,
10 1986, pursuant to the provisions of section 722(p) of the

1 International Security and Development Cooperation Act of
2 1985 (Public Law 99-83) and section 106(a) of the Supple-
3 mental Appropriations Act, 1985 (Public Law 99-88), sub-
4 ject to the terms and conditions of this joint resolution.

5 POLICY TOWARD CENTRAL AMERICA

6 SEC. 2. (a) It is the policy of the United States that—

7 (1) the building of democracy, the restoration of
8 peace, the improvement of living conditions, and the
9 application of equal justice under law in Central Amer-
10 ica are important to the interests of the United States
11 and the community of American States;

12 (2) the interrelated issues of social and human
13 progress, economic growth, political reform, and re-
14 gional security must be effectively dealt with to assure
15 a democratic and economically and politically secure
16 Central America; and

17 (3) the September 1983 Contadora Document of
18 Objectives, which sets forth a framework for negotiat-
19 ing a peaceful settlement to the conflict and turmoil in
20 the region, is to be encouraged and supported.

21 (b) The United States strongly supports as essential to
22 the objectives set forth in subsection (a)—

23 (1) national reconciliation in Nicaragua and the
24 creation of a framework for negotiating a peaceful,
25 democratic settlement to the Nicaraguan conflict; and

(2) efforts to reach a comprehensive and verifiable final agreement based on the Contadora Document of Objectives, including efforts to encourage the Government of Nicaragua to pursue a dialogue with the representatives of all elements of the Nicaraguan democratic opposition for the purposes of achieving a democratic political settlement of the conflict, including free and fair elections.

POLICY TOWARD THE GOVERNMENT OF NICARAGUA

SEC. 3. (a) United States policy toward Nicaragua shall be based upon Nicaragua's responsiveness to continuing concerns affecting the national security of the United States and Nicaragua's neighbors about—

(1) Nicaragua's close military and security ties to Cuba and the Soviet Union and its Warsaw Pact allies, including the presence in Nicaragua of military and security personnel from those countries and allies;

(2) Nicaragua's buildup of military forces in numbers disproportionate to those of its neighbors and equipped with sophisticated weapons systems and facilities designed to accommodate even more advanced equipment;

(3) Nicaragua's unlawful support for armed subversion and terrorism directed against the democratically elected governments of other countries;

1 (4) Nicaragua's internal repression and lack of op-
2 portunity for the exercise of civil and political rights
3 which would allow the people of Nicaragua to have a
4 meaningful voice in determining the policies of their
5 government through participation in regularly sched-
6 uled free and fair elections and the establishment of
7 democratic institutions; and

8 (5) Nicaragua's refusal to negotiate in good faith
9 for a peaceful resolution of the conflict in Central
10 America based upon the comprehensive implementation
11 of the September 1983 Contadora Document of Objec-
12 tives and, in particular, its refusal to engage in a seri-
13 ous national dialogue with all elements of the Nicara-
14 guan democratic opposition.

15 (b) The United States will address the concerns de-
16 scribed in subsection (a) through economic, political, and dip-
17 lomatic measures, as well as through support for the Nicara-
18 guan democratic resistance. In order to assure every opportu-
19 nity for a peaceful resolution of the conflict in Central Amer-
20 ica, the United States will—

21 (1) engage in bilateral discussions with the Gov-
22 ernment of Nicaragua with a view toward facilitating
23 progress in achieving a peaceful resolution of the con-
24 flict, if the Government of Nicaragua simultaneously
25 engages in a serious dialogue with representatives of

1 all elements of the Nicaraguan democratic opposition;
2 and

3 (2) limit the types and amounts of assistance pro-
4 vided to the Nicaraguan democratic resistance and take
5 other positive action in response to steps taken by the
6 Government of Nicaragua toward meeting the concerns
7 described in subsection (a).

8 (c) The duration of bilateral discussions with the Gov-
9 ernment of Nicaragua and the implementation of additional
10 measures under subsection (b) shall be determined, after con-
11 sultation with the Congress, by reference to Nicaragua's ac-
12 tions in response to the concerns described in subsection (a).
13 Particular regard will be paid to whether—

14 (1) freedom of speech, assembly, religion, and po-
15 litical activity are being respected in Nicaragua and
16 progress is being made toward the holding of regularly
17 scheduled free and fair elections;

18 (2) there has been a halt to the flow of arms and
19 the introduction of foreign military personnel into Nica-
20 ragua, and a withdrawal of all foreign military person-
21 nel has begun;

22 (3) a cease-fire with the Nicaraguan democratic
23 resistance is being respected; and

1 (4) Nicaragua is refraining from acts of aggres-
2 sion, including support for insurgency and terrorism in
3 other countries.

4 (d) The actions by the United States under this joint
5 resolution in response to the concerns described in subsection
6 (a) are consistent with the right of the United States to
7 defend itself and to assist its allies in accordance with inter-
8 national law and treaties in force. Such actions are directed,
9 not to determine the form or composition of any government
10 of Nicaragua, but to achieve a comprehensive and verifiable
11 agreement among Central American countries, based upon
12 the 1983 Contadora Document of Objectives, including inter-
13 nal reconciliation within Nicaragua, based upon democratic
14 principles, without the use of force by the United States.
15 Nothing in this joint resolution shall be construed as authoriz-
16 ing any member or unit of the armed forces of the United
17 States to engage in combat against the Government of
18 Nicaragua.

19 POLICY TOWARD THE NICARAGUAN DEMOCRATIC
20 RESISTANCE

21 SEC. 4. (a) It is the policy of the United States to assist
22 all groups within the Nicaraguan democratic resistance
23 which—

24 (1) are committed to work together for democratic
25 national reconciliation in Nicaragua based on the docu-
26 ment issued by the six Nicaraguan opposition parties

1 on February 7, 1986, entitled "Proposal to the Nicara-
2 guan Government for a Solution to the Crisis in Our
3 Country"; and

4 (2) respect international standards of conduct and
5 refrain from violations of human rights or from other
6 criminal acts.

7 (b) No assistance under this joint resolution may be pro-
8 vided to any group that retains in its ranks any individual
9 who has been found to engage in—

10 (1) gross violations of internationally recognized
11 human rights (as defined in section 502B(d)(1) of the
12 Foreign Assistance Act of 1961); or

13 (2) drug smuggling or significant misuse of public
14 or private funds.

15 (c)(1) The Congress finds that the Nicaraguan demo-
16 cratic resistance has been broadening its representative base,
17 through the forging of cooperative relationships between the
18 United Nicaraguan Opposition (UNO) and other democratic
19 resistance elements, and has been increasing the responsive-
20 ness of military forces to civilian leadership.

21 (2) The President shall use the authority provided by
22 this joint resolution to further the developments described in
23 paragraph (1) and to encourage the Nicaraguan democratic
24 resistance to take additional steps to strengthen its unity,
25 pursue a defined and coordinated program for representative

1 democracy in Nicaragua, and otherwise increase its appeal to
2 the Nicaraguan people.

3 (d) In furtherance of the policy set out in this section,
4 not less than \$10,000,000 of the funds transferred under sec-
5 tion 5(a) shall be available only for assistance to resistance
6 forces otherwise eligible and not currently included within
7 UNO, of which amount \$5,000,000 shall be available only
8 for the Southern Opposition Bloc (BOS) and \$5,000,000
9 shall be available only for the Indian resistance force known
10 as Misurasata.

11 (e) Notwithstanding any other provision of this joint res-
12 olution, no member of the United States armed forces, or
13 employee of any department, agency, or other component of
14 the United States government may enter Nicaragua to pro-
15 vide military advice, training, or logistical support to para-
16 military groups operating inside that country.

17 TRANSFER OF FUNDS

18 SEC. 5. (a)(1) The Congress hereby approves the provi-
19 sion of assistance for the Nicaraguan democratic resistance in
20 accordance with the provisions of this joint resolution.

21 (2) There are transferred to the President for use in car-
22 rying out the provisions of this joint resolution \$100,000,000
23 of unobligated funds from such accounts for which appropria-
24 tions were made by the Department of Defense Appropria-
25 tions Act, 1986 (as contained in Public Law 99-190), as the
26 President shall designate. No limitation or restriction con-

1 tained in section 10 of Public Law 91-672, section 8109 of
2 the Department of Defense Appropriations Act, 1986, sec-
3 tion 502 of the National Security Act of 1947, or any other
4 provision of law shall apply to the transfer or use of such
5 funds.

6 (b) Notwithstanding the Impoundment Control Act of
7 1974, not more than 25 percent of the funds transferred
8 under subsection (a) may be available for obligation or ex-
9 penditure in accordance with this joint resolution upon the
10 date of enactment of this joint resolution, and not more than
11 an additional 15 percent of such funds may be so available
12 upon the transmittal of each report required by section 12.

13 (c) Funds transferred under subsection (a) shall remain
14 available for the same periods of time, but not to exceed Sep-
15 tember 30, 1987, as such funds would have been available
16 under the Department of Defense Appropriations Act, 1986
17 (as contained in Public Law 99-190), but for the enactment
18 of this joint resolution.

19 (d)(1) There are transferred to the President out of funds
20 appropriated by the Supplemental Appropriations Act, 1985
21 (Public Law 99-88), under the heading "Assistance For Im-
22 plementation of a Contadora Agreement" such sums as the
23 President may require, but not more than \$2,000,000, to fa-
24 cilitate the participation of Costa Rica, El Salvador, Guate-
25 mala, and Honduras in regional meetings and negotiations to

1 promote peace, stability, and security in Central America. No
2 limitation or restriction contained in section 15 of the State
3 Department Basic Authorities Act of 1956, section 10 of
4 Public Law 91-672, or any other provision of law shall apply
5 to the transfer or use of such funds.

6 (2) Funds transferred under paragraph (1) shall remain
7 available for the same period of time as such funds would
8 have been available under the Supplemental Appropriations
9 Act, 1985 (Public Law 99-88), but for the enactment of this
10 joint resolution.

11 FUNDS FOR HUMANITARIAN ASSISTANCE

12 SEC. 6. (a) Of the amounts transferred under section
13 5(a), \$30,000,000 shall be available only for the provision of
14 humanitarian assistance to the Nicaraguan democratic resist-
15 ance by the Nicaraguan Humanitarian Assistance Office (es-
16 tablished by Executive Order 12530).

17 (b) Of the \$30,000,000 made available only for purposes
18 of subsection (a), \$3,000,000 shall be available only for
19 strengthening programs and activities of the Nicaraguan
20 democratic resistance for the observance and advancement of
21 human rights.

22 APPLICATION OF EXISTING LAWS

23 SEC. 7. (a) Except as otherwise provided in this joint
24 resolution, funds transferred under section 5(a) shall be avail-
25 able for the purposes described in section 105(a) of the Intel-
26 ligence Authorization Act for Fiscal Year 1986, and all the

1 requirements, terms, and conditions of such section and sec-
2 tions 101 and 102 of such Act, section 502 of the National
3 Security Act of 1947, and section 106 of the Supplemental
4 Appropriations Act, 1985 (Public Law 99-88), shall be
5 deemed to have been met for such use of such funds.

6 (b) The use of funds made available under this joint res-
7 olution is subject to all applicable provisions of law and estab-
8 lished procedures relating to the oversight by the Congress of
9 operations of departments and agencies.

10 (c) Nothing in this joint resolution shall be construed as
11 permitting the President to furnish additional assistance to
12 the Nicaraguan democratic resistance from funds other than
13 the funds transferred under section 5(a) or otherwise specifi-
14 cally authorized by the Congress for assistance to the Nicara-
15 guan democratic resistance.

16 USE OF FUNDS AFTER A PEACEFUL SETTLEMENT

17 SEC. 8. If the President determines and so reports to
18 the Congress that a peaceful settlement of the conflict in
19 Central America has been reached, then the unobligated bal-
20 ance, if any, of funds transferred under section 5(a) shall be
21 available for the purposes of relief, rehabilitation, and recon-
22 struction in Central American countries in accordance with
23 the authorities contained in chapter 4 of part II of the For-
24 eign Assistance Act of 1961 (relating to economic support
25 fund assistance).

1 INCENTIVES FOR A NEGOTIATED SETTLEMENT

2 SEC. 9. (a) Assistance under this joint resolution shall be
3 provided in a manner designed to encourage the Government
4 of Nicaragua to respond favorably to the many opportunities
5 available for achieving a negotiated settlement of the conflict
6 in Central America. These opportunities include the follow-
7 ing proposals:

8 (1) Six opposition Nicaraguan political parties on
9 February 7, 1986, called for an immediate cease-fire,
10 an effective general amnesty, abolition of the state of
11 emergency, agreement on a new electoral process and
12 general elections, effective fulfillment of international
13 commitments for democratization, and observance of
14 implementation of these actions and commitments by
15 appropriate international groups and organizations;

16 (2) President Reagan on February 10, 1986, of-
17 fered simultaneous talks between the Government of
18 Nicaragua and all elements of the Nicaraguan demo-
19 cratic opposition in Nicaragua and between the Gov-
20 ernment of Nicaragua and the United States Govern-
21 ment;

22 (3) President Jose Napoleon Duarte of El Salva-
23 dor on March 5, 1986, offered an additional dialogue
24 between the Government of El Salvador and the insur-
25 gents in El Salvador if the Government of Nicaragua

1 would simultaneously engage in a dialogue with all ele-
2 ments of the Nicaraguan democratic opposition; and

3 (4) President Reagan's Message to the Congress
4 of March 19, 1986, proposed a mission to Latin Amer-
5 ica by his special envoy to encourage the Contadora
6 and Support Group countries to join in urging the
7 Government of Nicaragua to initiate a national dia-
8 logue with representatives of all elements of the Nica-
9 raguan democratic opposition.

10 (b) In furtherance of the objectives set forth in subsec-
11 tion (a), and except as provided in subsection (c), assistance
12 to the Nicaraguan democratic resistance under this joint reso-
13 lution shall be limited to the following:

14 (1) humanitarian assistance (as defined in section
15 722(g)(5) of the International Security and Develop-
16 ment Cooperation Act of 1985);

17 (2) logistics advice and assistance;

18 (3) support for democratic political and diplomatic
19 activities;

20 (4) training in radio communications, collection,
21 and utilization of intelligence, logistics, and small-unit
22 skills and tactics; and

23 (5) equipment and supplies necessary for defense
24 against air attacks.

1 (c) On and after July 1, 1986, the restrictions in subsec-
2 tion (b) shall cease to apply beginning 15 days after the
3 President determines and reports to the Congress that—

4 (1) the Central American countries have not con-
5 cluded a comprehensive and effective agreement based
6 on the Contadora Document of Objectives,

7 (2) the Government of Nicaragua is not engaged
8 in a serious dialogue with representatives of all ele-
9 ments of the Nicaraguan democratic opposition, accom-
10 panied by a cease-fire and an effective end to the exist-
11 ing constraints on freedom of speech, assembly, reli-
12 gion, and political activity, leading to regularly sched-
13 uled free and fair elections and the establishment of
14 democratic institutions, and

15 (3) there is no reasonable prospect of achieving
16 such agreement, dialogue, cease-fire, and end to con-
17 straints described in paragraphs (1) and (2) through
18 further diplomatic measures, multilateral or bilateral,
19 without additional assistance to the Nicaraguan demo-
20 cratic resistance,

21 unless the Congress has enacted a joint resolution under, sec-
22 tion 10 disapproving the provision of additional assistance
23 (other than assistance described in subsection (b)).

24 (d)(1) Notwithstanding subsection (c), no assistance
25 (other than the assistance described in paragraphs (1) through

1 (4) of subsection (b)) shall be provided at any time to the
2 Nicaraguan democratic resistance under this joint resolution
3 if—

4 (A) the President determines that—

5 (i) the Central American countries have con-
6 cluded a comprehensive and effective agreement
7 based on the Contadora Document of Objectives;
8 or

9 (ii) the Government of Nicaragua is engaging
10 in a serious dialogue with representatives of all
11 elements of the Nicaraguan democratic opposition,
12 accompanied by a cease-fire and an effective end
13 to the existing constraints on freedom of speech,
14 assembly, religion, and political activity leading to
15 regularly scheduled free and fair elections and the
16 establishment of democratic institutions; or

17 (B) the Congress enacts a joint resolution under
18 section 10 disapproving the provision of additional as-
19 sistance (other than assistance described in paragraphs
20 (1) through (4) of subsection (b)).

21 (2) The prohibition contained in paragraph (1) shall not
22 apply with respect to assistance described in paragraph (5) of
23 subsection (b) if the Government of Nicaragua acquires addi-
24 tional equipment or materiel to carry out air attacks.

1 (e) The limitations on assistance that may be furnished
2 to the Nicaraguan democratic resistance which are contained
3 in subsections (b) and (d) shall cease to apply if the Congress
4 enacts a joint resolution, in accordance with section 10, stat-
5 ing that the Government of Nicaragua has failed to accept or
6 observe a cease-fire with the Nicaraguan democratic
7 resistance.

8 (f)(1) Notwithstanding any other provision of this joint
9 resolution, on or after July 1, 1986, funds may be obligated
10 or expended under this joint resolution only if the President
11 determines and reports to the Congress that the Nicaraguan
12 democratic resistance groups receiving assistance under this
13 joint resolution have agreed to and are beginning to
14 implement—

15 (A) confederation and reform measures to broaden
16 their leadership base;

17 (B) the coordination of their efforts;

18 (C) the elimination of human rights abuses;

19 (D) the pursuit of a defined and coordinated pro-
20 gram for achieving representative democracy in Nica-
21 ragua; and

22 (E) the subordination of military forces to civilian
23 leadership.

24 (2) In making his determination under paragraph (1),
25 the President shall take into account the effectiveness and

1 legitimacy of the political leadership of those Nicaraguan
2 democratic resistance groups receiving assistance under this
3 joint resolution, including the ability of that political leader-
4 ship—

5 (A) to reflect the views and objectives of the in-
6 ternal and external Nicaraguan democratic opposition;

7 (B) to function as the spokesman for the Nicara-
8 guan democratic opposition with Central Americans,
9 international organizations, and the United States
10 Government;

11 (C) to represent the Nicaraguan democratic oppo-
12 sition in dealing with the Government of Nicaragua;

13 (D) to provide command and control for the mili-
14 tary forces of all resistance groups receiving assistance
15 under this joint resolution and to establish the goals for
16 their military operations;

17 (E) to determine the distribution of assistance pro-
18 vided under this joint resolution; and

19 (F) to provide the legal mechanisms necessary for
20 the enforcement of standards of conduct applicable to
21 all members of the resistance groups receiving assist-
22 ance under this joint resolution.

23 CONGRESSIONAL PRIORITY PROCEDURES

24 SEC. 10. (a)(1) A joint resolution described in subsection
25 (c) of section 9 shall be one without a preamble, the matter
26 after the resolving clause of which is as follows: "That the

1 Congress disapproves the provision of additional assistance to
2 the Nicaraguan democratic resistance pursuant to the joint
3 resolution entitled 'Joint resolution relating to Central Amer-
4 ica pursuant to the International Security and Development
5 Cooperation Act of 1985', except as provided in section 9(b)
6 thereof."

7 (2) A joint resolution described in subsection (d)(1)(B) of
8 section 9 shall be one without a preamble, the matter after
9 the resolving clause of which is as follows: "That the Con-
10 gress disapproves the provision of additional assistance to the
11 Nicaraguan democratic resistance pursuant to the joint reso-
12 lution entitled 'Joint resolution relating to Central America
13 pursuant to the International Security and Development Co-
14 operation Act of 1985', except as provided in paragraphs (1)
15 through (4) of section 9(b) and paragraph (2) of subsection (d)
16 thereof."

17 (3) A joint resolution described in subsection (e) of sec-
18 tion 9 shall be one without a preamble, the matter after the
19 resolving clause of which is as follows: "That the Congress
20 finds that the Government of Nicaragua has failed to accept
21 or observe a cease-fire and hereby approves the provision of
22 assistance to the Nicaraguan democratic resistance pursuant
23 to the joint resolution entitled 'Joint Resolution relating to
24 Central America pursuant to the International Security and

1 Development Cooperation Act of 1985.', notwithstanding
2 subsection (b) or (d) of section 5 thereof".

3 (b) A joint resolution described in subsection (a)(1),
4 (a)(2), or (a)(3) shall be considered in the House of Represent-
5 atives and in the Senate in accordance with the provisions of
6 paragraphs (3) through (7) of section 8066(c) of the Depart-
7 ment of Defense Appropriations Act, 1985 (as contained in
8 Public Law 98-473), except that—

9 (1) references in such paragraphs to a joint resolu-
10 tion shall be deemed to be references to the respective
11 joint resolution set forth in subsection (a)(1), subsection
12 (a)(2), or subsection (a)(3);

13 (2) references in such paragraphs to the Commit-
14 tee on Appropriations shall be deemed to be references
15 to the appropriate committee or committees of the re-
16 spective House of Congress;

17 (3) references in such paragraphs to the eighth
18 day and to fifteen calendar days shall be deemed to be
19 references to the fifth day and to five calendar days,
20 respectively; and

21 (4) amendments may be in order but only if the
22 amendments are germane.

23 (c) The provisions of this section are enacted—

24 (1) as exercises of the rulemaking powers of the
25 House of Representatives and Senate, and as such

1 they are deemed a part of the Rules of the House and
2 the Rules of the Senate, respectively, but applicable
3 only with respect to the procedure to be followed in
4 the House and the Senate in the case of joint resolutions
5 under section 9, and they supersede other rules
6 only to the extent that they are inconsistent with such
7 rules; and

8 (2) with full recognition of the constitutional right
9 of the House and the Senate to change their rules at
10 any time, in the same manner, and to the same extent
11 as in the case of any other rule of the House or
12 Senate, and of the right of the Committee on Rules of
13 the House of Representatives to report a resolution for
14 the consideration of any measure.

15 COMMISSION ON CENTRAL AMERICAN NEGOTIATIONS

16 SEC. 11. (a)(1) There is established the Commission on
17 Central American Negotiations (hereafter in this section referred to as the "Commission"), which shall be composed of
18 five members appointed as follows:
19

20 (A) One individual appointed by the Speaker of
21 the House of Representatives;

22 (B) One individual appointed by the Minority
23 Leader of the House of Representatives;

24 (C) One individual appointed by the Majority
25 Leader of the Senate;

1 (D) One individual appointed by the Minority
2 Leader of the Senate; and

3 (E) One individual, who shall serve as Chairman
4 of the Commission, selected by unanimous vote of the
5 other members of the Commission.

6 (2) No officer or employee of the United States may be
7 appointed as a member of the Commission.

8 (b) The purpose of the Commission is to monitor and
9 report on the efforts of the Nicaraguan democratic resistance
10 to coordinate and reform and on the status of any negotia-
11 tions on the peace, stability, and security of Central America,
12 including negotiations conducted between or among—

13 (1) the Government of Nicaragua and all elements
14 of the Nicaraguan democratic opposition, including the
15 Nicaraguan democratic resistance;

16 (2) the governments of Central American coun-
17 tries;

18 (3) the Government of the United States and the
19 Government of Nicaragua;

20 (4) the governments of the Contadora and Support
21 Group countries and the government of the Central
22 American countries; and

23 (5) the Government of El Salvador and the insur-
24 gents in El Salvador.

1 (c)(1) The Commission may appoint and fix the pay of
2 not more than seven staff personnel, but at such rates not in
3 excess of the rate of pay for GS-18 of the General Schedule
4 under section 5332 of title 5, United States Code.

5 (2)(A) Each member of the Commission shall be entitled
6 to receive the daily equivalent of the annual rate of basic pay
7 in effect for grade GS-18 of the General Schedule under sec-
8 tion 5332 of title 5, United States Code, for each day during
9 which such member is engaged in the performance of duties
10 as a member of the Commission.

11 (B) While away from his home or regular place of busi-
12 ness in the performance of duties for the Commission, a
13 member or staff personnel of the Commission shall be al-
14 lowed travel expenses, including a per diem in lieu of subsist-
15 ence, not to exceed the expenses allowed persons employed
16 intermittently in Government service under section 5703 of
17 title 5, United States Code.

18 (3) For purposes of pay and other employment benefits,
19 rights, and privileges and for all other purposes, any em-
20 ployee of the Commission shall be considered to be a con-
21 gressional employee as defined in section 2107 of title 5,
22 United States Code.

23 (d)(1) A majority of the members of the Commission
24 shall constitute a quorum.

1 (2) All decisions of the Commission, except as otherwise
2 provided in this section, shall be by majority vote.

3 (e) The Commission may make such reports in connec-
4 tion with its duties as it deems necessary to the Speaker of
5 the House of Representatives and the chairman of the Com-
6 mittee of Foreign Relations of the Senate, except that—

7 (1) not later than 5 days after receipt by the Con-
8 gress of a report by the President under section 9(c),
9 the Commission shall prepare and transmit to the
10 Speaker of the House of Representatives and the
11 chairman of the Committee on Foreign Relations of the
12 Senate a report addressing all the matters which are
13 required to be included in reports of the President by
14 paragraphs (1), (3), and (4) of section 12; and

15 (2) not later than June 30, 1986, the Commission
16 shall prepare and transmit to the Congress a report on
17 whether the Nicaraguan democratic resistance groups
18 receiving assistance under this joint resolution have
19 agreed to and are beginning to implement measures de-
20 scribed in subparagraphs (A) through (E) of section
21 9(f)(1) and an evaluation of the factors described in sec-
22 tion 9(f)(2).

23 (f)(1) Salaries and expenses of the Commission, but not
24 more than \$400,000, shall be paid from the contingent fund

1 of the Senate out of the Account for Miscellaneous Items, in
2 accordance with the provisions of this section.

3 (2) Funds made available to the Commission by para-
4 graph (1) shall be disbursed on vouchers approved by the
5 Chairman, except that no voucher shall be required for the
6 disbursement of the salary of an individual appointed under
7 subsection (c).

8 (3) For purposes of section 502(b) of the Mutual Securi-
9 ty Act of 1954, the Commission shall be deemed to be a
10 standing committee of the Congress and shall be entitled to
11 use of funds in accordance with such section.

12 (g) The Commission shall terminate not later than 30
13 days after transmittal of the reports required by subsections
14 (e) and (f).

15 PRESIDENTIAL REPORTING REQUIREMENT

16 SEC. 12. Not later than 90 days after the date of enact-
17 ment of this joint resolution, and every 90 days thereafter,
18 the President shall prepare and transmit to the Congress a
19 report on actions taken to achieve a resolution of the conflict
20 in Central America in a manner that meets the concerns de-
21 scribed in section 3(a). Each such report shall include—

22 (1) a detailed statement of any progress made in
23 reaching a negotiated settlement, including the willing-
24 ness of the Nicaraguan democratic resistance and the
25 Government of Nicaragua to negotiate a settlement;

1 (2) a detailed accounting of the disbursements
2 made to provide assistance with the funds transferred
3 under section 5(a);

4 (3) a discussion of alleged human rights violations
5 by the Nicaraguan democratic resistance and the Gov-
6 ernment of Nicaragua, including a statement of the
7 steps taken by the Nicaraguan democratic resistance to
8 remove from their ranks any individuals who have en-
9 gaged in human rights abuses; and

10 (4) an evaluation of the progress made by the
11 Nicaraguan democratic resistance in broadening its
12 political base and defining a unified and coordinated
13 program for achieving representative democracy in
14 Nicaragua.

15 REQUESTS FOR ADDITIONAL ASSISTANCE

16 SEC. 13. The provisions of subsections (s) and (t) of sec-
17 tion 722 of the International Security and Development Co-
18 operation Act of 1985 shall apply with respect to any request
19 described in section 722(p) of such Act submitted by the
20 President to the Congress on or after the date of enactment
21 of this joint resolution, except that, for purposes of consider-
22 ation in a House of Congress of a joint resolution under sub-
23 section (s) or (t) of such section, amendments to such a joint

1 resolution may be in order but only if such amendments are
2 germane.

Passed the Senate March 27 (legislative day, March
18), 1986.

Attest:

Secretary.