

PERCY AMENDMENT

62

1 ~~is committed to the holding of free elections at~~ 1

2 ~~an early date, and~~ 2

3 ~~(b) has demonstrated its willingness to negotiate~~ 3

4 ~~an equitable political resolution of the conflict with any~~ 4

5 ~~group which renounces and refrains from further mili~~ 5

6 ~~tary or paramilitary opposition activity.~~ 6

7 ~~Each such certification shall discuss fully and completely the~~ 7

8 ~~justification for making each of the determinations required by~~ 8

9 ~~paragraphs (1) through (5).~~ 9

10 ~~(d) The President may not make the first certification~~ 10

11 ~~under subsection (a) of this section until after he has certified~~ 11

12 ~~to the Speaker of the House of Representatives and the~~ 12

13 ~~chairman of the Committee on Foreign Relations of the~~ 13

14 ~~Senate that he has determined that the Government of El~~ 14

15 ~~Salvador has made good faith efforts both to investigate the~~ 15

16 ~~murders of the six United States citizens in El Salvador in~~ 16

17 ~~December 1980 and January 1981 and to bring to justice~~ 17

18 ~~those responsible for those murders.~~ 18

19 ARGENTINA 19

20 SEC. 708. (a) Section 620B of the Foreign Assistance 20

21 Act of 1961, relating to Argentina, is repealed. 21

22 (b) Notwithstanding any other provision of law— 22

23 (1) no assistance may be furnished under chapter 23

24 2, 4, 5, or 6 of part II of the Foreign Assistance Act 24

25 of 1961 to Argentina; 25

1 (2) no sales of defense articles or services may be
2 made under the Arms Export Control Act, to
3 Argentina;

4 (3) no credits (including participation in credits)
5 may be extended and no loan may be guaranteed under
6 the Arms Export Control Act with respect to Argenti-
7 na; and

8 (4) no export licenses may be issued under section
9 38 of the Arms Export Control Act to or for the Gov-
10 ernment of Argentina,

11 unless and until the President submits to the Speaker of the
12 House of Representatives and the chairman of the Commit-
13 tee on Foreign Relations of the Senate a detailed report
14 certifying—

15 (A) that the Government of Argentina has made
16 significant progress in complying with internationally
17 recognized principles of human rights; and

18 (B) that the provision of such assistance, articles,
19 or services is in the national interest of the United
20 States.

(c) In determining significant progress for purposes of
clause (A) of subsection (b), particular attention shall be paid
as to whether—

2 (1) the Government of Argentina has made every
2 effort to account for those citizens listed as "disap-

S. 1196—rs

Red
Yellow marks section deleted by Senate
Floor action (It was the part most off-
ensive to Argentina)

Para at Encl to be substituted for
deletion

Next step—House anticipated Nov 81,
followed by Joint Comte Dec 81 at earliest

1 peared" and has provided a listing of all Argentine citi-
 2 zens known to the Government both to have disap-
 3 peared and have died after November 6, 1974; and

4 (2) the Government of Argentina has either re-
 5 leased or brought to justice those prisoners held at the
 6 disposition of the National Executive Power (PEN).

7 **ANGOLA**

8 SEC. 709. (a) Section 118 of the International Security
 9 and Development Cooperation Act of 1980, relating to
 10 Angola, is repealed.

11 (b) Nothing in this section shall be construed to be an
 12 endorsement by Congress of the provision of assistance for
 13 the purpose, or which would have the effect, of promoting or
 14 augmenting, directly or indirectly, the capacity of any nation,
 15 group, organization, movement, or individual to conduct mili-
 16 tary or paramilitary operations in Angola. If the President
 17 determines that such assistance should be furnished in the
 18 national security interests of the United States, he shall, in
 19 addition to other requirements of law, under the appropriate
 20 conditions of confidentiality, and prior to the furnishing of
 21 such assistance, submit to the Committee on Foreign Affairs
 22 of the House of Representatives and the Committee on For-
 23 eign Relations of the Senate a report which includes—

24 (1) a detailed statement of the reasons supporting
 25 such determination;

- () Referred to the Committee on _____
and ordered to be printed
(xx) Ordered to lie on the table and to be printed

INTENDED to be proposed by _____ Senator Percy

Viz:

- 1 (a) Delete section 708(c); and
2 (b) Add the following new section at the appropriate
3 place in the bill:

4 "Sec. __. It is the sense of the Congress that it
5 welcomes the actions of the Government of Argentina to
6 adjudicate numerous cases of those detained under the
7 National Executive Power of the Argentine Government.
8 The Congress expresses the hope that further such progress
9 will continue, especially with regard to (a) providing
10 information, insofar as the Government of Argentina has
11 information, on those citizens in Argentina listed as
12 'disappeared' who have died, and (b) those prisoners who
13 have not yet been either released or brought to justice
14 and who are being held at the disposition of the National
15 Executive Power."

15

16

17

18

19

20

21

22

ENCL