

to enhance the ability of their law enforcement personnel to deter terrorists and terrorist groups from engaging in international terrorist acts such as bombing, kidnapping, assassination, hostage taking, and hijacking. Such assistance may include training services and the provision of equipment and other commodities related to bomb detection and disposal, management of hostage situations, physical security, and other matters relating to the detection, deterrence, and prevention of acts of terrorism, the resolution of terrorist incidents, and the apprehension of those involved in such acts.

(Pub. L. 87-195, pt. II, §571, as added Pub. L. 98-151, §101(b)(2), Nov. 14, 1983, 97 Stat. 972; amended Pub. L. 104-164, title I, §121(a), July 21, 1996, 110 Stat. 1428.)

#### CODIFICATION

Section 571 of Pub. L. 87-195 is based on section 201 of title II of H.R. 2992, Ninety-eighth Congress, as reported May 17, 1983, and enacted into law by Pub. L. 98-151.

#### AMENDMENTS

1996—Pub. L. 104-164 substituted “Notwithstanding any other provision of law that restricts assistance to foreign countries (other than sections 2304 and 2371 of this title)” for “Subject to the provisions of this part”.

#### EFFECTIVE DATE

Section 203 of title II of H.R. 2992, as enacted into permanent law by Pub. L. 98-151, §101(b)(2), Nov. 14, 1983, 97 Stat. 972, provided that: “This title [enacting this part and amending sections 2304 and 2403 of this title] shall take effect on the date of enactment of this Act [Nov. 14, 1983].”

#### DELEGATION OF FUNCTIONS

For delegation of functions of President under this section, see Ex. Ord. No. 12163, Sept. 29, 1979, 44 F.R. 56673, as amended, set out as a note under section 2381 of this title.

### § 2349aa-1. Purposes

Activities conducted under this part shall be designed—

(1) to enhance the antiterrorism skills of friendly countries by providing training and equipment to deter and counter terrorism;

(2) to strengthen the bilateral ties of the United States with friendly governments by offering concrete assistance in this area of great mutual concern; and

(3) to increase respect for human rights by sharing with foreign civil authorities modern, humane, and effective antiterrorism techniques.

(Pub. L. 87-195, pt. II, §572, as added Pub. L. 98-151, §101(b)(2), Nov. 14, 1983, 97 Stat. 972.)

#### CODIFICATION

Section 572 of Pub. L. 87-195 is based on section 201 of title II of H.R. 2992, Ninety-eighth Congress, as reported May 17, 1983, and enacted into law by Pub. L. 98-151.

#### DELEGATION OF FUNCTIONS

For delegation of functions of President under this section, see Ex. Ord. No. 12163, Sept. 29, 1979, 44 F.R. 56673, as amended, set out as a note under section 2381 of this title.

### § 2349aa-2. Limitations

#### (a) Services and commodities furnished by agency of United States Government; advance payment

Whenever the President determines it to be consistent with and in furtherance of the purposes of this part, and on such terms and conditions consistent with this chapter as he may determine, any agency of the United States Government is authorized to furnish services and commodities, without charge to funds available to carry out this part, to an eligible foreign country, subject to payment in advance of the value thereof (within the meaning of section 2403(m) of this title) in United States dollars by the foreign country. Credits and the proceeds of guaranteed loans made available to such countries pursuant to the Arms Export Control Act [22 U.S.C. 2751 et seq.] shall not be used for such payments. Collections under this part shall be credited to the currently applicable appropriation, account, or fund of the agency providing such services and commodities and shall be available for the purposes for which such appropriation, account, or fund is authorized to be used.

#### (b) Consultation in development and implementation of assistance

The Assistant Secretary of State for Democracy, Human Rights, and Labor shall be consulted in the determinations of the foreign countries that will be furnished assistance under this part and determinations of the nature of assistance to be furnished to each such country.

#### (c) Arms and ammunition; value of equipment and commodities

(1) Arms and ammunition may be provided under this part only if they are directly related to antiterrorism assistance.

(2) The value (in terms of original acquisition cost) of all equipment and commodities provided under this part in any fiscal year shall not exceed 30 percent of the funds made available to carry out this part for that fiscal year.

#### (d) Information exchange activities

This part does not apply to information exchange activities conducted by agencies of the United States Government under other authority for such purposes.

(Pub. L. 87-195, pt. II, §573, as added Pub. L. 98-151, §101(b)(2), Nov. 14, 1983, 97 Stat. 972; amended Pub. L. 99-83, title V, §501(b), (c), Aug. 8, 1985, 99 Stat. 220; Pub. L. 99-399, title V, §507, Aug. 27, 1986, 100 Stat. 873; Pub. L. 101-604, title II, §213(b), Nov. 16, 1990, 104 Stat. 3086; Pub. L. 103-236, title I, §162(e)(3), Apr. 30, 1994, 108 Stat. 405; Pub. L. 104-132, title III, §328(a), Apr. 24, 1996, 110 Stat. 1257; Pub. L. 104-164, title I, §121(b), July 21, 1996, 110 Stat. 1428.)

#### REFERENCES IN TEXT

This chapter, referred to in subsec. (a), was in the original “this Act”, meaning Pub. L. 87-195, Sept. 4, 1961, 75 Stat. 424, as amended, known as the Foreign Assistance Act of 1961. For complete classification of this Act to the Code, see Short Title note set out under section 2151 of this title and Tables.

The Arms Export Control Act, referred to in subsec. (a), is Pub. L. 90-629, Oct. 22, 1968, 82 Stat. 1320, as