

Executive Documents

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.

For delegation of certain functions of President under subsec. (b)(2), see section 3(b) of Ex. Ord. No. 12884, Dec. 1, 1993, 58 F.R. 64099, as amended, set out as a note under section 5812 of this title.

PART XII—SUPPORT FOR THE ECONOMIC AND POLITICAL INDEPENDENCE OF THE COUNTRIES OF THE SOUTH CAUCASUS AND CENTRAL ASIA

Editorial Notes

PRIOR PROVISIONS

A prior part XII, consisting of section 2296, related to the Enterprise for the Americas Initiative, prior to repeal by Pub. L. 102-549, title VI, §602(b), Oct. 28, 1992, 106 Stat. 3669.

§ 2296. United States assistance to promote reconciliation and recovery from regional conflicts**(a) Purpose of assistance**

The purposes of assistance under this section include—

- (1) the creation of the basis for reconciliation between belligerents;
- (2) the promotion of economic development in areas of the countries of the South Caucasus and Central Asia impacted by civil conflict and war; and
- (3) the encouragement of broad regional cooperation among countries of the South Caucasus and Central Asia that have been destabilized by internal conflicts.

(b) Authorization for assistance**(1) In general**

To carry out the purposes of subsection (a), the President is authorized to provide humanitarian assistance and economic reconstruction assistance for the countries of the South Caucasus and Central Asia to support the activities described in subsection (c).

(2) Definition of humanitarian assistance

In this subsection, the term “humanitarian assistance” means assistance to meet humanitarian needs, including needs for food, medicine, medical supplies and equipment, education, and clothing.

(c) Activities supported

Activities that may be supported by assistance under subsection (b) include—

- (1) providing for the humanitarian needs of victims of the conflicts;
- (2) facilitating the return of refugees and internally displaced persons to their homes; and
- (3) assisting in the reconstruction of residential and economic infrastructure destroyed by war.

(Pub. L. 87-195, pt. I, §499, as added Pub. L. 106-113, div. B, §1000(a)(2) [title V, §596(b)], Nov. 29, 1999, 113 Stat. 1535, 1501A-123.)

Editorial Notes

PRIOR PROVISIONS

A prior section 2296, Pub. L. 87-195, pt. I, §499, as added Pub. L. 102-391, title V, §594(a), Oct. 6, 1992, 106

Stat. 1692, authorized reduction of certain debts owed to the United States, prior to repeal by Pub. L. 102-549, title VI, §602(b), Oct. 28, 1992, 106 Stat. 3669.

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§ 2296a. Economic assistance**(a) Purpose of assistance**

The purpose of assistance under this section is to foster economic growth and development, including the conditions necessary for regional economic cooperation, in the South Caucasus and Central Asia.

(b) Authorization for assistance

To carry out the purpose of subsection (a), the President is authorized to provide assistance for the countries of the South Caucasus and Central Asia to support the activities described in subsection (c).

(c) Activities supported

In addition to the activities described in section 2295 of this title, activities supported by assistance under subsection (b) should support the development of the structures and means necessary for the growth of private sector economies based upon market principles.

(Pub. L. 87-195, pt. I, §499A, as added Pub. L. 106-113, div. B, §1000(a)(2) [title V, §596(b)], Nov. 29, 1999, 113 Stat. 1535, 1501A-124.)

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§ 2296b. Development of infrastructure**(a) Purpose of programs**

The purposes of programs under this section include—

- (1) to develop the physical infrastructure necessary for regional cooperation among the countries of the South Caucasus and Central Asia; and
- (2) to encourage closer economic relations and to facilitate the removal of impediments to cross-border commerce among those countries and the United States and other developed nations.

(b) Authorization for programs

To carry out the purposes of subsection (a), the following types of programs for the countries of the South Caucasus and Central Asia may be used to support the activities described in subsection (c):

- (1) Activities by the Export-Import Bank to complete the review process for eligibility for financing under the Export-Import Bank Act of 1945 [12 U.S.C. 635 et seq.].
- (2) The provision of insurance, reinsurance, financing, or other assistance by the United

States International Development Finance Corporation.

(3) Assistance under section 2421 of this title (relating to the Trade and Development Agency).

(c) Activities supported

Activities that may be supported by programs under subsection (b) include promoting actively the participation of United States companies and investors in the planning, financing, and construction of infrastructure for communications, transportation, including air transportation, and energy and trade including highways, railroads, port facilities, shipping, banking, insurance, telecommunications networks, and gas and oil pipelines.

(Pub. L. 87-195, pt. I, § 499B, as added Pub. L. 106-113, div. B, § 1000(a)(2) [title V, § 596(b)], Nov. 29, 1999, 113 Stat. 1535, 1501A-124; amended Pub. L. 115-254, div. F, title VI, § 1470(j)(2), Oct. 5, 2018, 132 Stat. 3517.)

Editorial Notes

REFERENCES IN TEXT

The Export-Import Bank Act of 1945, referred to in subsec. (b)(1), is act July 31, 1945, ch. 341, 59 Stat. 526, as amended, which is classified generally to subchapter I (§ 635 et seq.) of chapter 6A of Title 12, Banks and Banking. For complete classification of this Act to the Code, see Short Title note set out under section 635 of Title 12 and Tables.

AMENDMENTS

2018—Subsec. (b)(2). Pub. L. 115-254, which directed amendment of “section 449B(b)(2)” of the Foreign Assistance Act of 1961 by substituting “United States International Development Finance Corporation” for “Overseas Private Investment Corporation”, was executed to this section, which is section 499B of the Foreign Assistance Act of 1961, to reflect the probable intent of Congress.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 2018 AMENDMENT

Amendment by Pub. L. 115-254 effective at the end of the transition period, as defined in section 9681 of this title, see section 1470(w) of Pub. L. 115-254, set out as a note under section 905 of Title 2, The Congress.

§ 2296c. Border control assistance

(a) Purpose of assistance

The purpose of assistance under this section includes the assistance of the countries of the South Caucasus and Central Asia to secure their borders and implement effective controls necessary to prevent the trafficking of illegal narcotics and the proliferation of technology and materials related to weapons of mass destruction (as defined in section 2332a(c)(2) of title 18), and to contain and inhibit transnational organized criminal activities.

(b) Authorization for assistance

To carry out the purpose of subsection (a), the President is authorized to provide assistance to the countries of the South Caucasus and Central Asia to support the activities described in subsection (c).

(c) Activities supported

Activities that may be supported by assistance under subsection (b) include assisting those

countries of the South Caucasus and Central Asia in developing capabilities to maintain national border guards, coast guard, and customs controls.

(Pub. L. 87-195, pt. I, § 499C, as added Pub. L. 106-113, div. B, § 1000(a)(2) [title V, § 596(b)], Nov. 29, 1999, 113 Stat. 1535, 1501A-124.)

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§ 2296d. Strengthening democracy, tolerance, and the development of civil society

(a) Purpose of assistance

The purpose of assistance under this section is to promote institutions of democratic government and to create the conditions for the growth of pluralistic societies, including religious tolerance and respect for internationally recognized human rights.

(b) Authorization for assistance

To carry out the purpose of subsection (a), the President is authorized to provide the following types of assistance to the countries of the South Caucasus and Central Asia:

(1) Assistance for democracy building, including programs to strengthen parliamentary institutions and practices.

(2) Assistance for the development of non-governmental organizations.

(3) Assistance for development of independent media.

(4) Assistance for the development of the rule of law, a strong independent judiciary, and transparency in political practice and commercial transactions.

(5) International exchanges and advanced professional training programs in skill areas central to the development of civil society.

(6) Assistance to promote increased adherence to civil and political rights under section 2151n(e) of this title.

(c) Activities supported

Activities that may be supported by assistance under subsection (b) include activities that are designed to advance progress toward the development of democracy.

(Pub. L. 87-195, pt. I, § 499D, as added Pub. L. 106-113, div. B, § 1000(a)(2) [title V, § 596(b)], Nov. 29, 1999, 113 Stat. 1535, 1501A-125.)

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§ 2296e. Administrative authorities

(a) Assistance through governments and non-governmental organizations

Assistance under this part may be provided to governments or through nongovernmental organizations.