

mittees a report that sets forth a detailed plan for improving broadcasting content for the purpose of targeting new audiences and increasing listenership; and

(B) 1 year after July 20, 2018, and annually thereafter for each of the next 5 years, the Secretary of State, in consultation with the Broadcasting Board of Governors, shall submit to the appropriate congressional committees a report including—

(i) a description of the effectiveness of actions taken pursuant to this section, including data reflecting audience and listenership, device distribution and usage, and technological development and advancement usage;

(ii) the amount of funds expended by the United States Government pursuant to section 403;<sup>1</sup> and

(iii) other appropriate information necessary to fully inform Congress of efforts related to this section.

#### **(b) Authorization of appropriations**

##### **(1) In general**

There are authorized to be appropriated to the President \$3,000,000 for each of the fiscal years 2005 through 2022 to carry out subsection (a).

##### **(2) Availability**

Amounts appropriated pursuant to the authorization of appropriations under paragraph (1) are authorized to remain available until expended.

#### **(c) Report**

Not later than 1 year after October 18, 2004, and annually through 2022, the Secretary of State, after consultation with the heads of other appropriate Federal departments and agencies, shall submit to the appropriate congressional committees a report, in classified form, on actions taken pursuant to this section.

#### **(d) Information technology study**

Not later than 180 days after the date of the enactment of the North Korea Sanctions and Policy Enhancement Act of 2015,<sup>1</sup> the President shall submit to the appropriate congressional committees a classified report that sets forth a detailed plan for making unrestricted, unmonitored, and inexpensive electronic mass communications available to the people of North Korea.

(Pub. L. 108–333, title I, §104, Oct. 18, 2004, 118 Stat. 1291; Pub. L. 110–346, §7, Oct. 7, 2008, 122 Stat. 3941; Pub. L. 112–172, §6, Aug. 16, 2012, 126 Stat. 1309; Pub. L. 114–122, title III, §301, Feb. 18, 2016, 130 Stat. 112; Pub. L. 115–198, §§5, 7(b), July 20, 2018, 132 Stat. 1521, 1523.)

#### **Editorial Notes**

##### **REFERENCES IN TEXT**

Section 403, referred to in subsec. (a)(7)(B)(ii), may mean section 403 of the North Korea Sanctions and Policy Enhancement Act of 2016, Pub. L. 114–122, which authorized appropriations to carry out various provisions in this chapter and was classified to section 9253 of this

title, prior to repeal by Pub. L. 115–198, §9, July 20, 2018, 132 Stat. 1525. There is no section 403 of Pub. L. 108–333, of which this section is a part.

The date of the enactment of the North Korea Sanctions and Policy Enhancement Act of 2015, referred to in subsec. (d), probably means the date of enactment of the North Korea Sanctions and Policy Enhancement Act of 2016, Pub. L. 114–122, which was approved Feb. 18, 2016.

#### **AMENDMENTS**

2018—Subsec. (a). Pub. L. 115–198, §5, designated existing provisions as par. (1), inserted heading, inserted “, USB drives, micro SD cards, audio players, video players, cell phones, wi-fi, wireless internet, web pages, internet, wireless telecommunications, and other electronic media that shares information” before period at end, and added pars. (2) to (7).

Subsec. (b)(1). Pub. L. 115–198, §7(b)(1), substituted “\$3,000,000” for “\$2,000,000” and “2022” for “2017”.

Subsec. (c). Pub. L. 115–198, §7(b)(2), substituted “2022” for “2017”.

2016—Subsec. (d). Pub. L. 114–122 added subsec. (d).

2012—Subsecs. (b)(1), (c). Pub. L. 112–172 substituted “2017” for “2012”.

2008—Subsec. (b)(1). Pub. L. 110–346, §7(1), substituted “2012” for “2008”.

Subsec. (c). Pub. L. 110–346, §7(2), substituted “annually through 2012” for “in each of the 3 years thereafter”.

#### **Statutory Notes and Related Subsidiaries**

##### **CHANGE OF NAME**

Broadcasting Board of Governors renamed United States Agency for Global Media pursuant to section 6204(a)(22) of this title. The renaming was effectuated by notice to congressional appropriations committees dated May 24, 2018, and became effective Aug. 22, 2018.

#### **Executive Documents**

##### **DELEGATION OF FUNCTIONS**

Functions of President under section 301 of Pub. L. 114–122 (adding subsec. (d) of this section) delegated to Secretary of State by Memorandum of President of the United States, May 18, 2016, 81 F.R. 37479, set out as a note under section 9212 of this title.

#### **§ 7815. United Nations Commission on Human Rights**

It is the sense of Congress that the United Nations has a significant role to play in promoting and improving human rights in North Korea, and that—

(1) the United Nations Commission on Human Rights (UNCHR) has taken positive steps by adopting Resolution 2003/10 and Resolution 2004/13 on the situation of human rights in North Korea, and particularly by requesting the appointment of a Special Rapporteur on the situation of human rights in North Korea; and

(2) the severe human rights violations within North Korea warrant country-specific attention and reporting by the United Nations Working Group on Arbitrary Detention, the Working Group on Enforced and Involuntary Disappearances, the Special Rapporteur on Extrajudicial, Summary, or Arbitrary Executions, the Special Rapporteur on the Right to Food, the Special Rapporteur on the Promotion and Protection of the Right to Freedom of Opinion and Expression, the Special Rapporteur on Freedom of Religion or Belief,

<sup>1</sup> See References in Text note below.

and the Special Rapporteur on Violence Against Women.

(Pub. L. 108-333, title I, §105, Oct. 18, 2004, 118 Stat. 1291.)

#### § 7816. Establishment of regional framework

##### (a) Findings

The Congress finds that human rights initiatives can be undertaken on a multilateral basis, such as the Organization for Security and Cooperation in Europe (OSCE), which established a regional framework for discussing human rights, scientific and educational cooperation, and economic and trade issues.

##### (b) Sense of Congress

It is the sense of Congress that the United States<sup>1</sup> should explore the possibility of a regional human rights dialogue with North Korea that is modeled on the Helsinki process, engaging all countries in the region in a common commitment to respect human rights and fundamental freedoms.

(Pub. L. 108-333, title I, §106, Oct. 18, 2004, 118 Stat. 1292.)

#### § 7817. Special Envoy on North Korean human rights issues

##### (a) Special Envoy

The President shall appoint a special envoy for North Korean human rights issues within the Department of State (hereafter in this section referred to as the “Special Envoy”), by and with the advice and consent of the Senate. The Special Envoy should be a person of recognized distinction in the field of human rights who shall have the rank of ambassador and shall hold the office at the pleasure of the President.

##### (b) Central objective

The central objective of the Special Envoy is to coordinate and promote efforts to improve respect for the fundamental human rights of the people of North Korea, including, in coordination with the Bureau of Population, Refugees, and Migration, the protection of those people who have fled as refugees.

##### (c) Duties and responsibilities

The Special Envoy shall—

(1) participate in the formulation and the implementation of activities carried out pursuant to this chapter;

(2) engage in discussions with North Korean officials regarding human rights;

(3) support international efforts to promote human rights and political freedoms in North Korea, including coordination and dialogue between the United States and the United Nations, the European Union, North Korea, and the other countries in Northeast Asia;

(4) consult with non-governmental organizations who have attempted to address human rights in North Korea;

(5) make recommendations regarding the funding of activities authorized in sections 7812 and 7814 of this title;

(6) review strategies for improving protection of human rights in North Korea, includ-

ing technical training and exchange programs; and

(7) develop an action plan for supporting implementation of the United Nations Commission on Human Rights Resolution 2004/13.

##### (d) Report on activities

Not later than 180 days after October 18, 2004, and annually thereafter through 2022, the Special Envoy shall submit to the appropriate congressional committees a report on the activities undertaken in the preceding 12 months under subsection (c).

(Pub. L. 108-333, title I, §107, Oct. 18, 2004, 118 Stat. 1292; Pub. L. 110-346, §8, Oct. 7, 2008, 122 Stat. 3941; Pub. L. 112-172, §7, Aug. 16, 2012, 126 Stat. 1309; Pub. L. 115-198, §7(c), July 20, 2018, 132 Stat. 1523.)

#### Editorial Notes

##### AMENDMENTS

2018—Subsec. (d). Pub. L. 115-198 substituted “2022” for “2017”.

2012—Subsec. (d). Pub. L. 112-172 substituted “2017” for “2012”.

2008—Pub. L. 110-346, §8(1), substituted “North Korean human rights issues” for “human rights in North Korea” in section catchline.

Subsec. (a). Pub. L. 110-346, §8(2), in first sentence, substituted “North Korean human rights issues” for “human rights in North Korea” and inserted “, by and with the advice and consent of the Senate” before period at end and, in second sentence, inserted “who shall have the rank of ambassador and shall hold the office at the pleasure of the President” before period at end.

Subsec. (b). Pub. L. 110-346, §8(3), inserted “, including, in coordination with the Bureau of Population, Refugees, and Migration, the protection of those people who have fled as refugees” after “North Korea”.

Subsec. (c). Pub. L. 110-346, §8(4), added par. (1), redesignated former pars. (1) to (6) as (2) to (7), respectively, and substituted “sections 7812 and 7814” for “section 7812” in par. (5).

Subsec. (d). Pub. L. 110-346, §8(5), substituted “thereafter through 2012” for “for the subsequent 5 year-period”.

#### SUBCHAPTER II—ASSISTING NORTH KOREANS IN NEED

#### § 7831. Report on United States humanitarian assistance

##### (a) Report

Not later than 180 days after October 18, 2004, and annually thereafter through 2022, the Administrator of the United States Agency for International Development, in conjunction with the Secretary of State, shall submit to the appropriate congressional committees a report that describes—

(1) all activities to provide humanitarian assistance inside North Korea, and to North Koreans outside of North Korea, that receive United States funding;

(2) any improvements in humanitarian transparency, monitoring, and access inside North Korea during the previous 1-year period, including progress toward meeting the conditions identified in subparagraphs (A) through (D) of section 7832(b)(1) of this title; and

(3) specific efforts to secure improved humanitarian transparency, monitoring, and ac-

<sup>1</sup> So in original. Probably should be “States”.