

(1) encourage the donation of appropriate excess or obsolete manufacturing and related equipment by United States businesses (including small businesses) for the reconstruction of Afghanistan; and

(2) utilize research conducted by United States colleges and universities and the technical expertise of professionals within those institutions, particularly in the areas of agriculture and rural development.

**(d) Administrative expenses**

Of the funds made available to carry out the purposes of assistance authorized by this subchapter in any fiscal year, up to 7 percent may be used for administrative expenses of Federal departments and agencies in connection with the provision of such assistance.

**(e) Monitoring**

**(1) Comptroller General**

The Comptroller General shall monitor the provision of assistance under this subchapter.

**(2) Inspector General of USAID**

The Inspector General of the United States Agency for International Development shall conduct audits, inspections, and other activities, as appropriate, associated with the expenditure of the funds to carry out this subchapter.

**(f) Priority for direct assistance to the Government of Afghanistan**

To the maximum extent practicable, assistance authorized under this subchapter should be provided directly to the Government of Afghanistan (including any appropriate ministry thereof).

(Pub. L. 107-327, title I, §106, Dec. 4, 2002, 116 Stat. 2805.)

**Editorial Notes**

REFERENCES IN TEXT

The Foreign Assistance Act of 1961, referred to in subsec. (a), is Pub. L. 87-195, Sept. 4, 1961, 75 Stat. 424. Part I of the Act is classified generally to subchapter I (§2151 et seq.) of chapter 32 of this title. Chapters 1 and 2 of part III of the Act are classified generally to parts I (§2351 et seq.) and II (§2381 et seq.), respectively, of subchapter III of chapter 32 of this title. For provisions deeming references to subchapter I to include parts IV (§2346 et seq.), VI (§2348 et seq.), and VIII (§2349aa et seq.) of subchapter II of chapter 32, see section 202(b) of Pub. L. 92-226, set out as a note under section 2346 of this title, and sections 2348c and 2349aa-5 of this title. For complete classification of this Act to the Code, see Short Title note set out under section 2151 of this title and Tables.

**§ 7517. Relationship to other authority**

The authority to provide assistance under this subchapter is in addition to any other authority to provide assistance to the Government of Afghanistan.

(Pub. L. 107-327, title I, §107, Dec. 4, 2002, 116 Stat. 2806.)

**§ 7518. Authorization of appropriations**

**(a) In general**

There is authorized to be appropriated to the President to carry out this subchapter (other

than section 7513(c) of this title) such sums as may be necessary for each of the fiscal years 2005 and 2006.

**(b) Availability**

Amounts appropriated pursuant to the authorization of appropriations under subsection (a) are—

(1) authorized to remain available until expended; and

(2) in addition to funds otherwise available for such purposes, including, with respect to food assistance under section 7513(a)(1) of this title, funds available under title II of the Food for Peace Act [7 U.S.C. 1721 et seq.], section 1736o of title 7, and section 1431(b) of title 7.

(Pub. L. 107-327, title I, §108, Dec. 4, 2002, 116 Stat. 2806; Pub. L. 108-106, title II, §2214, Nov. 6, 2003, 117 Stat. 1232; Pub. L. 108-458, title VII, §7104(m), Dec. 17, 2004, 118 Stat. 3788; Pub. L. 110-246, title III, §3001(c), June 18, 2008, 122 Stat. 1821.)

**Editorial Notes**

REFERENCES IN TEXT

The Food for Peace Act, referred to in subsec. (b)(2), is act July 10, 1954, ch. 469, 68 Stat. 454. Title II of the Act is classified generally to subchapter III (§1721 et seq.) of chapter 41 of Title 7, Agriculture. For complete classification of this Act to the Code, see Short Title note set out under section 1691 of Title 7 and Tables.

AMENDMENTS

2004—Subsec. (a). Pub. L. 108-458 substituted “such sums as may be necessary for each of the fiscal years 2005 and 2006.” for “\$1,825,000,000 for fiscal year 2004 and \$425,000,000 for each of fiscal years 2005 and 2006.”

2003—Subsec. (a). Pub. L. 108-106 substituted “\$1,825,000,000 for fiscal year 2004 and \$425,000,000 for each of fiscal years 2005 and 2006” for “\$425,000,000 for each of the fiscal years 2003 through 2006”.

**Statutory Notes and Related Subsidiaries**

CHANGE OF NAME

“Food for Peace Act” substituted for “Agricultural Trade Development and Assistance Act of 1954” in subsec. (b)(2) on authority of section 3001(c) of Pub. L. 110-246, set out as a note under section 1691 of Title 7, Agriculture.

**SUBCHAPTER II—MILITARY ASSISTANCE FOR AFGHANISTAN AND CERTAIN OTHER FOREIGN COUNTRIES AND INTERNATIONAL ORGANIZATIONS**

**§§ 7531 to 7538. Omitted**

**Editorial Notes**

CODIFICATION

Sections 7531 to 7538 of this title were omitted pursuant to section 7538 of this title, which provided that the authority of this subchapter expired after Sept. 30, 2006.

Section 7531, Pub. L. 107-327, title II, §201, Dec. 4, 2002, 116 Stat. 2807, related to sense of Congress regarding United States support for security during transition in Afghanistan.

Section 7532, Pub. L. 107-327, title II, §202, Dec. 4, 2002, 116 Stat. 2807; Pub. L. 108-106, title II, §2206, Nov. 6, 2003, 117 Stat. 1231; Pub. L. 108-287, title IX, §9008, Aug. 5, 2004, 118 Stat. 1008, provided authorization of drawdown assistance for Afghanistan and other eligible foreign countries and international organizations.

Section 7533, Pub. L. 107-327, title II, § 203, Dec. 4, 2002, 116 Stat. 2807, described eligibility criteria for foreign countries and international organizations to receive assistance under section 7532 of this title.

Section 7534, Pub. L. 107-327, title II, § 204, Dec. 4, 2002, 116 Stat. 2808, related to reimbursement to the Department of Defense for assistance.

Section 7535, Pub. L. 107-327, title II, § 205, Dec. 4, 2002, 116 Stat. 2808, required the President to notify certain congressional committees before providing assistance under this subchapter.

Section 7536, Pub. L. 107-327, title II, § 206, Dec. 4, 2002, 116 Stat. 2808; Pub. L. 108-458, title VII, § 7104(h)(2), (i), (k)(1), Dec. 17, 2004, 118 Stat. 3786, 3788, related to promoting secure delivery of humanitarian and other assistance in Afghanistan and expansion of the International Security Assistance Force.

Section 7536a, Pub. L. 107-327, title II, § 207, as added Pub. L. 108-458, title VII, § 7104(j)(2)(B), Dec. 17, 2004, 118 Stat. 3787, related to sense of Congress regarding counter-drug activities in Afghanistan and required the Secretary of Defense and the Secretary of State to prepare a joint report regarding counter-drug efforts in Afghanistan.

Section 7537, Pub. L. 107-327, title II, § 208, formerly § 207, Dec. 4, 2002, 116 Stat. 2811; renumbered § 208, Pub. L. 108-458, title VII, § 7104(j)(2)(A), Dec. 17, 2004, 118 Stat. 3787, related to relationship to other legal authority to provide assistance.

Section 7538, Pub. L. 107-327, title II, § 209, formerly § 208, Dec. 4, 2002, 116 Stat. 2811; renumbered § 209, Pub. L. 108-458, title VII, § 7104(j)(2)(A), Dec. 17, 2004, 118 Stat. 3787, provided that the authority of this subchapter would expire after Sept. 30, 2006.

#### SUBCHAPTER III—MISCELLANEOUS PROVISIONS

##### § 7551. Requirement to comply with procedures relating to the prohibition on assistance to drug traffickers

Assistance provided under this chapter shall be subject to the same provisions as are applicable to assistance under the Foreign Assistance Act of 1961 [22 U.S.C. 2151 et seq.] and the Arms Export Control Act [22 U.S.C. 2751 et seq.] under section 487 of the Foreign Assistance Act of 1961 (relating to the prohibition on assistance to drug traffickers; 22 U.S.C. 2291f), and the applicable regulations issued under that section.

(Pub. L. 107-327, title III, § 301, Dec. 4, 2002, 116 Stat. 2812.)

#### Editorial Notes

##### REFERENCES IN TEXT

The Foreign Assistance Act of 1961, referred to in text, is Pub. L. 87-195, Sept. 4, 1961, 75 Stat. 424, as amended, which is classified principally to chapter 32 (§ 2151 et seq.) of this title. 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 text, is Pub. L. 90-629, Oct. 22, 1968, 82 Stat. 1320, as amended, which is classified principally to chapter 39 (§ 2751 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 2751 of this title and Tables.

##### § 7552. Sense of Congress regarding protecting Afghanistan's President

It is the sense of Congress that—

(1) any United States physical protection force provided for the personal security of the President of Afghanistan should be composed

of United States diplomatic security, law-enforcement, or military personnel, and should not utilize private contracted personnel to provide actual physical protection services;

(2) United States allies should be invited to volunteer active-duty military or law enforcement personnel to participate in such a protection force; and

(3) such a protection force should be limited in duration and should be succeeded by qualified Afghan security forces as soon as practicable.

(Pub. L. 107-327, title III, § 302, Dec. 4, 2002, 116 Stat. 2812.)

##### § 7553. Donor contributions to Afghanistan and reports

###### (a) Findings

The Congress finds that inadequate amounts of international assistance promised by donor states at the Tokyo donors conference and elsewhere have been delivered to Afghanistan, imperiling the rebuilding and development of civil society and infrastructure, and endangering peace and security in that war-torn country.

###### (b) Sense of Congress

It is the sense of Congress that the United States should use all appropriate diplomatic means to encourage all states that have pledged assistance to Afghanistan to deliver as soon as possible the total amount of assistance pledged.

###### (c) Reports

###### (1) In general

The Secretary of State shall submit reports to the Committee on Foreign Relations and the Committee on Appropriations of the Senate and the Committee on International Relations and the Committee on Appropriations of the House of Representatives, in accordance with this paragraph, on the status of contributions of assistance from donor states to Afghanistan. The first report shall be submitted not later than 60 days after December 4, 2002, the second report shall be submitted 90 days thereafter, and subsequent reports shall be submitted every 180 days thereafter through December 31, 2004.

###### (2) Further requirements

Each report, which shall be unclassified and posted upon the Department of State's Internet website, shall include, by donor country, the total amount pledged, the amount delivered within the previous 60 days, the total amount of assistance delivered, the type of assistance and type of projects supported by the assistance.

(Pub. L. 107-327, title III, § 303, Dec. 4, 2002, 116 Stat. 2812.)

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

Committee on International Relations of House of Representatives changed to Committee on Foreign Affairs of House of Representatives by House Resolution No. 6, One Hundred Tenth Congress, Jan. 5, 2007.