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Correspondent: **TIM SAUNDERS**

Subject/Description: **OVERSIZE ATTACHMENT # 9466 NARA # 9357 BOX 2
FOLDER 7 BILL FILE RECEIVED FROM THE OFFICE OF
THE EXECUTIVE CLERK - MAY 21 02 ENROLLED BILL
H.R. 3167 - GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT**



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE PRESIDENT HAS SEEN

6-10-02

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

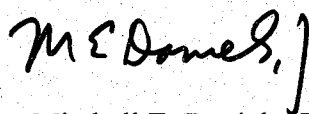
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure

One Hundred Seventh Congress of the United States of America

AT THE SECOND SESSION

*Begun and held at the City of Washington on Wednesday,
the twenty-third day of January, two thousand and two*

An Act

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

*Be it enacted by the Senate and House of Representatives of
the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the "Gerald B. H. Solomon Freedom Consolidation Act of 2002".

SEC. 2. FINDINGS.

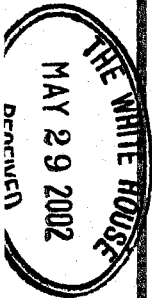
The Congress makes the following findings:

(1) In the NATO Participation Act of 1994 (title II of Public Law 103-447; 22 U.S.C. 1928 note), Congress declared that "full and active participants in the Partnership for Peace in a position to further the principles of the North Atlantic Treaty and to contribute to the security of the North Atlantic area should be invited to become full NATO members in accordance with Article 10 of such Treaty at an early date . . .".

(2) In the NATO Enlargement Facilitation Act of 1996 (title VI of section 101(c) of title I of division A of Public Law 104-208; 22 U.S.C. 1928 note), Congress called for the prompt admission of Poland, Hungary, the Czech Republic, and Slovenia to NATO, and declared that "in order to promote economic stability and security in Slovakia, Estonia, Latvia, Lithuania, Romania, Bulgaria, Albania, Moldova, and Ukraine . . . the process of enlarging NATO to include emerging democracies in Central and Eastern Europe should not be limited to consideration of admitting Poland, Hungary, the Czech Republic, and Slovenia as full members of the NATO Alliance".

(3) In the European Security Act of 1998 (title XXVII of division G of Public Law 105-277; 22 U.S.C. 1928 note), Congress declared that "Poland, Hungary, and the Czech Republic should not be the last emerging democracies in Central and Eastern Europe invited to join NATO" and that "Romania, Estonia, Latvia, Lithuania, and Bulgaria . . . would make an outstanding contribution to furthering the goals of NATO and enhancing stability, freedom, and peace in Europe should they become NATO members [and] upon complete satisfaction of all relevant criteria should be invited to become full NATO members at the earliest possible date".

(4) At the Madrid Summit of the NATO Alliance in July 1997, Poland, Hungary, and the Czech Republic were invited to join the Alliance in the first round of NATO enlargement,

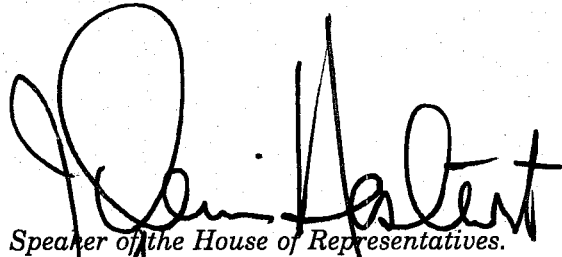


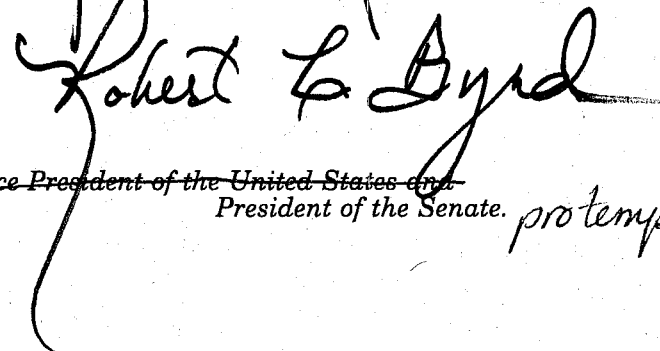
H. R. 3167—4

(6) \$10,000,000 is authorized to be available on a grant basis for Bulgaria; and

(7) \$11,500,000 is authorized to be available on a grant basis for Romania.

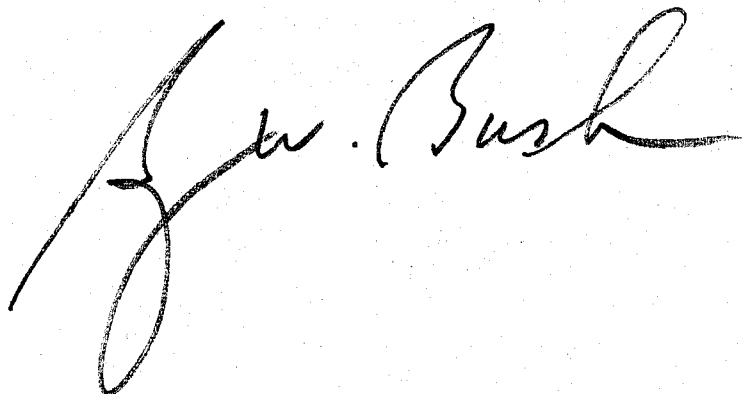
(b) CONFORMING AMENDMENT.—Subsection (a) of section 515 of the Security Assistance Act of 2000 (Public Law 106-280) is amended by striking paragraphs (1), (5), (6), (7), and (8) and redesignating paragraphs (2), (3), (4), and (9) as paragraphs (1) through (4), respectively.


Speaker of the House of Representatives.

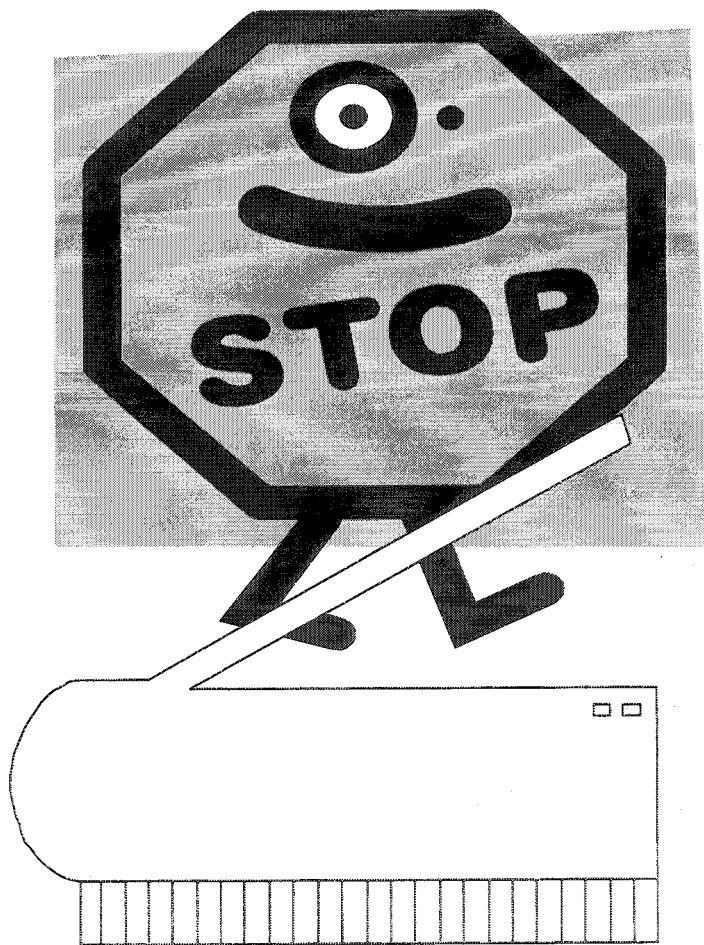

~~Vice President of the United States and~~
President of the Senate. *pro tempore*

APPROVED

JUN 10 2002



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United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

A handwritten signature in dark ink, appearing to read "Paul V. Kelly", with a long horizontal flourish extending to the right.

Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable
Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Gerald B. H. Solomon
3 Freedom Consolidation Act of 2001”.

4 **SEC. 2. FINDINGS.**

5 The Congress makes the following findings:

6 (1) In the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928
8 note), Congress declared that “full and active par-
9 ticipants in the Partnership for Peace in a position
10 to further the principles of the North Atlantic Trea-
11 ty and to contribute to the security of the North At-
12 lantic area should be invited to become full NATO
13 members in accordance with Article 10 of such
14 Treaty at an early date . . .”.

15 (2) In the NATO Enlargement Facilitation Act
16 of 1996 (title VI of section 101(e) of title I of divi-
17 sion A of Public Law 104–208; 22 U.S.C. 1928
18 note), Congress called for the prompt admission of
19 Poland, Hungary, the Czech Republic, and Slovenia
20 to NATO, and declared that “in order to promote
21 economic stability and security in Slovakia, Estonia,
22 Latvia, Lithuania, Romania, Bulgaria, Albania,
23 Moldova, and Ukraine . . . the process of enlarging
24 NATO to include emerging democracies in Central
25 and Eastern Europe should not be limited to consid-
26 eration of admitting Poland, Hungary, the Czech

1 Republic, and Slovenia as full members of the
2 NATO Alliance”.

3 (3) In the European Security Act of 1998 (title
4 XXVII of division G of Public Law 105-277; 22
5 U.S.C. 1928 note), Congress declared that “Poland,
6 Hungary, and the Czech Republic should not be the
7 last emerging democracies in Central and Eastern
8 Europe invited to join NATO” and that “Romania,
9 Estonia, Latvia, Lithuania, and Bulgaria . . . would
10 make an outstanding contribution to furthering the
11 goals of NATO and enhancing stability, freedom,
12 and peace in Europe should they become NATO
13 members [and] upon complete satisfaction of all rel-
14 evant criteria should be invited to become full NATO
15 members at the earliest possible date”.

16 (4) At the Madrid Summit of the NATO Alli-
17 ance in July 1997, Poland, Hungary, and the Czech
18 Republic were invited to join the Alliance in the first
19 round of NATO enlargement, and the NATO heads
20 of state and government issued a declaration stating
21 “[t]he Alliance expects to extend further invitations
22 in coming years to nations willing and able to as-
23 sume the responsibilities and obligations of member-
24 ship . . . [n]o European democratic country whose
25 admission would fulfill the objectives of the [North

1 Atlantic] Treaty will be excluded from consider-
2 ation”.

3 (5) At the Washington Summit of the NATO
4 Alliance in April 1999, the NATO heads of state
5 and government issued a communique declaring
6 “[w]e pledge that NATO will continue to welcome
7 new members in a position to further the principles
8 of the [North Atlantic] Treaty and contribute to
9 peace and security in the Euro-Atlantic area . . .
10 [t]he three new members will not be the last . . .
11 [n]o European democratic country whose admission
12 would fulfill the objectives of the Treaty will be ex-
13 cluded from consideration, regardless of its geo-
14 graphic location . . .”.

15 (6) In late 2002, NATO will hold a summit in
16 Prague, the Czech Republic, at which it will decide
17 which additional emerging democracies in Central
18 and Eastern Europe to invite to join the Alliance in
19 the next round of NATO enlargement.

20 (7) In May 2000 in Vilnius, Lithuania, the for-
21 eign ministers of Albania, Bulgaria, Estonia, Latvia,
22 Lithuania, the Former Yugoslav Republic of Mac-
23 edonia, Romania, Slovakia, and Slovenia issued a
24 statement (later joined by Croatia) declaring that
25 their countries will cooperate in jointly seeking

1 NATO membership in the next round of NATO en-
2 largement, that the realization of NATO member-
3 ship by one or more of these countries would be a
4 success for all, and that eventual NATO membership
5 for all of these countries would be a success for Eu-
6 rope and NATO.

7 (8) On June 15, 2001, in a speech in Warsaw,
8 Poland, President George W. Bush stated “[a]ll of
9 Europe’s new democracies, from the Baltic to the
10 Black Sea and all that lie between, should have the
11 same chance for security and freedom—and the
12 same chance to join the institutions of Europe—as
13 Europe’s old democracies have . . . I believe in
14 NATO membership for all of Europe’s democracies
15 that seek it and are ready to share the responsibil-
16 ities that NATO brings . . . [a]s we plan to enlarge
17 NATO, no nation should be used as a pawn in the
18 agenda of others . . . [w]e will not trade away the
19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated “NATO’s doors will not close behind its first
2 new members . . . NATO should remain open to all
3 of Europe’s emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe”.

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communiqué of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 **SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-**
2 **ANCE UNDER THE NATO PARTICIPATION ACT**
3 **OF 1994.**

4 (a) IN GENERAL.—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) RULE OF CONSTRUCTION.—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104–208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105–
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
3 and Eastern Europe pursuant to section 203(d)(2)
4 of the NATO Participation Act of 1994 as eligible
5 to receive assistance under the program established
6 under section 203(a) of such Act.

7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
12 under section 23 of the Arms Export Control Act (22
13 U.S.C. 2763)—

14 (1) \$6,500,000 is authorized to be available on
15 a grant basis for Estonia;

16 (2) \$7,000,000 is authorized to be available on
17 a grant basis for Latvia;

18 (3) \$7,500,000 is authorized to be available on
19 a grant basis for Lithuania;

20 (4) \$8,500,000 is authorized to be available on
21 a grant basis for Slovakia;

22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

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Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

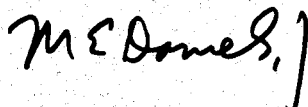
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Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

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Paul V. Kelly
Assistant Secretary
Legislative Affairs

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1 Republic, and Slovenia as full members of the
2 NATO Alliance”.

3 (3) In the European Security Act of 1998 (title
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16 (4) At the Madrid Summit of the NATO Alli-
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16 Prague, the Czech Republic, at which it will decide
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16 ities that NATO brings . . . [a]s we plan to enlarge
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18 agenda of others . . . [w]e will not trade away the
19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated "NATO's doors will not close behind its first
2 new members . . . NATO should remain open to all
3 of Europe's emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe".

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communique of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 **SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-**
2 **ANCE UNDER THE NATO PARTICIPATION ACT**
3 **OF 1994.**

4 (a) **IN GENERAL.**—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) **RULE OF CONSTRUCTION.**—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104–208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105–
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

(2) shall not preclude the designation by the President of other emerging democracies in Central and Eastern Europe pursuant to section 203(d)(2) of the NATO Participation Act of 1994 as eligible to receive assistance under the program established under section 203(a) of such Act.

SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR COUNTRIES DESIGNATED UNDER THE NATO PARTICIPATION ACT OF 1994.

(a) AUTHORIZATION OF FOREIGN MILITARY FINANCING.—Of the amounts made available for fiscal year 2002 under section 23 of the Arms Export Control Act (22 U.S.C. 2763)—

(1) \$6,500,000 is authorized to be available on a grant basis for Estonia;

(2) \$7,000,000 is authorized to be available on a grant basis for Latvia;

(3) \$7,500,000 is authorized to be available on a grant basis for Lithuania;

(4) \$8,500,000 is authorized to be available on a grant basis for Slovakia;

(5) \$4,500,000 is authorized to be available on a grant basis for Slovenia;

(6) \$10,000,000 is authorized to be available on a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

Needs to be
signed by
June 10

Bill Signing
Ceremony
June 10
Monday

Document Original
Attached to
Following Page

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT <i>n/c</i>	☒	☐	HUBBARD	☐	☐
CARD <i>oh</i>	☒	☐	HUGHES	☒	☐
BARTLETT ✓	☒	☐	IRASTORZA	☐	☐
BLAKEMAN	☐	☐	JOHNSON	☐	☐
BOLTEN <i>n/c</i>	☒	☐	LINDSEY	☐	☐
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CALIO <i>comment</i>	☒	☐	MIERS	☐	☐
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DANIELS	☐	☒	RIDGE <i>n/c</i>	☒	☐
FLEISCHER	☐	☒	ROVE	☒	☐
GERSON	☐	☒	SPELLINGS	☐	☐
GONZALES <i>n/c</i>	☒	☐	CLERK	☐	☒
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM JUKES, X53458, FAX 56148, BY 5:00 P.M.,
WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUMDate: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

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EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

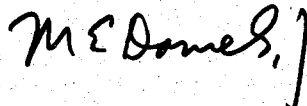
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H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

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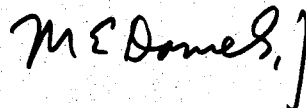
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OFFICE OF MANAGEMENT AND BUDGET
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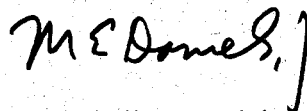
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Mitchell E. Daniels, Jr.
Director

Enclosure

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PMSubject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT

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REMARKS:

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RESPONSE: _____

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

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Agency Recommendations

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Approval

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Approval

Department of Defense

Approval (Informally)

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Approval (Informally)

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Provisions of H.R. 3167

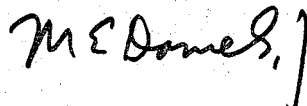
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Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

A handwritten signature in dark ink, appearing to read "Paul V. Kelly", with a long horizontal flourish extending to the right.

Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable

Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

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RESPONSE:

Harriet E. Miers
 Assistant to the President
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 Ext. 62702



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THE DIRECTOR

May 21, 2002

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Provisions of H.R. 3167

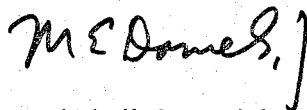
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels: *

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

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Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable

Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Gerald B. H. Solomon
3 Freedom Consolidation Act of 2001”.

4 **SEC. 2. FINDINGS.**

5 The Congress makes the following findings:

6 (1) In the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928
8 note), Congress declared that “full and active par-
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10 to further the principles of the North Atlantic Trea-
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13 members in accordance with Article 10 of such
14 Treaty at an early date . . .”.

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16 of 1996 (title VI of section 101(c) of title I of divi-
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19 Poland, Hungary, the Czech Republic, and Slovenia
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21 economic stability and security in Slovakia, Estonia,
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23 Moldova, and Ukraine . . . the process of enlarging
24 NATO to include emerging democracies in Central
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3 (3) In the European Security Act of 1998 (title
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6 Hungary, and the Czech Republic should not be the
7 last emerging democracies in Central and Eastern
8 Europe invited to join NATO” and that “Romania,
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11 goals of NATO and enhancing stability, freedom,
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13 members [and] upon complete satisfaction of all rel-
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15 members at the earliest possible date”.

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19 round of NATO enlargement, and the NATO heads
20 of state and government issued a declaration stating
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22 in coming years to nations willing and able to as-
23 sume the responsibilities and obligations of member-
24 ship . . . [n]o European democratic country whose
25 admission would fulfill the objectives of the [North

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3 (5) At the Washington Summit of the NATO
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6 “[w]e pledge that NATO will continue to welcome
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8 of the [North Atlantic] Treaty and contribute to
9 peace and security in the Euro-Atlantic area . . .
10 [t]he three new members will not be the last . . .
11 [n]o European democratic country whose admission
12 would fulfill the objectives of the Treaty will be ex-
13 cluded from consideration, regardless of its geo-
14 graphic location . . .”.

15 (6) In late 2002, NATO will hold a summit in
16 Prague, the Czech Republic, at which it will decide
17 which additional emerging democracies in Central
18 and Eastern Europe to invite to join the Alliance in
19 the next round of NATO enlargement.

20 (7) In May 2000 in Vilnius, Lithuania, the for-
21 eign ministers of Albania, Bulgaria, Estonia, Latvia,
22 Lithuania, the Former Yugoslav Republic of Mac-
23 edonia, Romania, Slovakia, and Slovenia issued a
24 statement (later joined by Croatia) declaring that
25 their countries will cooperate in jointly seeking

1 NATO membership in the next round of NATO en-
2 largement, that the realization of NATO member-
3 ship by one or more of these countries would be a
4 success for all, and that eventual NATO membership
5 for all of these countries would be a success for Eu-
6 rope and NATO.

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8 Poland, President George W. Bush stated “[a]ll of
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10 Black Sea and all that lie between, should have the
11 same chance for security and freedom—and the
12 same chance to join the institutions of Europe—as
13 Europe’s old democracies have . . . I believe in
14 NATO membership for all of Europe’s democracies
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17 NATO, no nation should be used as a pawn in the
18 agenda of others . . . [w]e will not trade away the
19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated “NATO’s doors will not close behind its first
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3 of Europe’s emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe”.

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communique of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 **SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-**
2 **ANCE UNDER THE NATO PARTICIPATION ACT**
3 **OF 1994.**

4 (a) IN GENERAL.—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) RULE OF CONSTRUCTION.—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104–208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105–
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
3 and Eastern Europe pursuant to section 203(d)(2)
4 of the NATO Participation Act of 1994 as eligible
5 to receive assistance under the program established
6 under section 203(a) of such Act.

7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
12 under section 23 of the Arms Export Control Act (22
13 U.S.C. 2763)—

14 (1) \$6,500,000 is authorized to be available on
15 a grant basis for Estonia;

16 (2) \$7,000,000 is authorized to be available on
17 a grant basis for Latvia;

18 (3) \$7,500,000 is authorized to be available on
19 a grant basis for Lithuania;

20 (4) \$8,500,000 is authorized to be available on
21 a grant basis for Slovakia;

22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PMSubject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BARTLETT	☒	☐	IRASTORZA	☐	☐
BLAKEMAN	☐	☐	JOHNSON	☐	☐
BOLTEN	☒	☐	LINDSEY	☐	☐
BRIDGELAND	☐	☐	MARBURGER	☐	☐
CALIO	☒	☐	MIERS	☐	☐
CONNAUGHTON	☐	☐	RICE	☒	☐
DANIELS	☐	☒	RIDGE	☒	☐
FLEISCHER	☐	☒	ROVE	☒	☐
GERSON	☐	☒	SPELLINGS	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM JUKES, X53458, FAX 56148, BY 5:00 P.M.,
WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

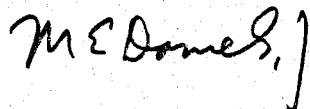
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

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Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

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By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

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Assistant Secretary
Legislative Affairs

The Honorable
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107TH CONGRESS
1ST SESSION

H. R. 3167

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7 of insecurity must not reemerge in Europe".

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
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23 and urges our NATO allies to work with the United
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1 SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-
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4 (a) IN GENERAL.—Slovakia is designated as eligible
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8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

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25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
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5 to receive assistance under the program established
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7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
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14 (1) \$6,500,000 is authorized to be available on
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20 (4) \$8,500,000 is authorized to be available on
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22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO 4002
 CONNECTION TEL 66212
 CONNECTION ID
 ST. TIME 05/21 22:17
 USAGE T 04'32
 PGS. SENT 18
 RESULT OK

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BARTLETT	☒	☐	IRASTORZA	☐	☐
BLAKEMAN	☐	☐	JOHNSON	☐	☐
BOLTEN	☒	☐	LINDSEY	☐	☐
BRIDGELAND	☐	☐	MARBURGER	☐	☐
CALIO	☒	☐	MIERS	☐	☐
CONNAUGHTON	☐	☐	RICE	☒	☐
DANIELS	☐	☒	RIDGE	☒	☐
FLEISCHER	☐	☒	ROVE	☒	☐
GERSON	☐	☒	SPELLINGS	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM HUKES X53458. FAX 56148. BY 5:00 P.M.,

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

Subject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT

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GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM JUKES, X53458, FAX 56148, BY 5:00 P.M.,
WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	4003	
CONNECTION TEL		51005
CONNECTION ID		
ST. TIME	05/21 22:30	
USAGE T	04'32	
PGS. SENT	18	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

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GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐	_____	☐	☐
HAWKINS	☒	☐	_____	☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO THE WHITE HOUSE STAFFING

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

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GONZALES	☒	☐	CLERK	☐	☒
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WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

 *** TX REPORT ***

TRANSMISSION OK

TX/RX NO	4004	
CONNECTION TEL		67090
CONNECTION ID	ADMIN	
ST. TIME	05/21 22:35	
USAGE T	03'25	
PGS. SENT	14	
RESULT	OK	

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

Subject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT

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RESPONSE:

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

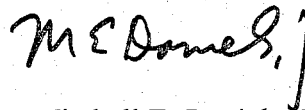
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

A handwritten signature in dark ink, appearing to read "Paul V. Kelly", with a long horizontal flourish extending to the right.

Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable
Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Gerald B. H. Solomon
3 Freedom Consolidation Act of 2001”.

4 **SEC. 2. FINDINGS.**

5 The Congress makes the following findings:

6 (1) In the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928
8 note), Congress declared that “full and active par-
9 ticipants in the Partnership for Peace in a position
10 to further the principles of the North Atlantic Trea-
11 ty and to contribute to the security of the North At-
12 lantic area should be invited to become full NATO
13 members in accordance with Article 10 of such
14 Treaty at an early date . . .”.

15 (2) In the NATO Enlargement Facilitation Act
16 of 1996 (title VI of section 101(c) of title I of divi-
17 sion A of Public Law 104–208; 22 U.S.C. 1928
18 note), Congress called for the prompt admission of
19 Poland, Hungary, the Czech Republic, and Slovenia
20 to NATO, and declared that “in order to promote
21 economic stability and security in Slovakia, Estonia,
22 Latvia, Lithuania, Romania, Bulgaria, Albania,
23 Moldova, and Ukraine . . . the process of enlarging
24 NATO to include emerging democracies in Central
25 and Eastern Europe should not be limited to consid-
26 eration of admitting Poland, Hungary, the Czech

1 Republic, and Slovenia as full members of the
2 NATO Alliance”.

3 (3) In the European Security Act of 1998 (title
4 XXVII of division G of Public Law 105-277; 22
5 U.S.C. 1928 note), Congress declared that “Poland,
6 Hungary, and the Czech Republic should not be the
7 last emerging democracies in Central and Eastern
8 Europe invited to join NATO” and that “Romania,
9 Estonia, Latvia, Lithuania, and Bulgaria . . . would
10 make an outstanding contribution to furthering the
11 goals of NATO and enhancing stability, freedom,
12 and peace in Europe should they become NATO
13 members [and] upon complete satisfaction of all rel-
14 evant criteria should be invited to become full NATO
15 members at the earliest possible date”.

16 (4) At the Madrid Summit of the NATO Alli-
17 ance in July 1997, Poland, Hungary, and the Czech
18 Republic were invited to join the Alliance in the first
19 round of NATO enlargement, and the NATO heads
20 of state and government issued a declaration stating
21 “[t]he Alliance expects to extend further invitations
22 in coming years to nations willing and able to as-
23 sume the responsibilities and obligations of member-
24 ship . . . [n]o European democratic country whose
25 admission would fulfill the objectives of the [North

1 Atlantic] Treaty will be excluded from consider-
2 ation”.

3 (5) At the Washington Summit of the NATO
4 Alliance in April 1999, the NATO heads of state
5 and government issued a communique declaring
6 “[w]e pledge that NATO will continue to welcome
7 new members in a position to further the principles
8 of the [North Atlantic] Treaty and contribute to
9 peace and security in the Euro-Atlantic area . . .
10 [t]he three new members will not be the last . . .
11 [n]o European democratic country whose admission
12 would fulfill the objectives of the Treaty will be ex-
13 cluded from consideration, regardless of its geo-
14 graphic location . . .”.

15 (6) In late 2002, NATO will hold a summit in
16 Prague, the Czech Republic, at which it will decide
17 which additional emerging democracies in Central
18 and Eastern Europe to invite to join the Alliance in
19 the next round of NATO enlargement.

20 (7) In May 2000 in Vilnius, Lithuania, the for-
21 eign ministers of Albania, Bulgaria, Estonia, Latvia,
22 Lithuania, the Former Yugoslav Republic of Mac-
23 edonia, Romania, Slovakia, and Slovenia issued a
24 statement (later joined by Croatia) declaring that
25 their countries will cooperate in jointly seeking

1 NATO membership in the next round of NATO en-
2 largement, that the realization of NATO member-
3 ship by one or more of these countries would be a
4 success for all, and that eventual NATO membership
5 for all of these countries would be a success for Eu-
6 rope and NATO.

7 (8) On June 15, 2001, in a speech in Warsaw,
8 Poland, President George W. Bush stated “[a]ll of
9 Europe’s new democracies, from the Baltic to the
10 Black Sea and all that lie between, should have the
11 same chance for security and freedom—and the
12 same chance to join the institutions of Europe—as
13 Europe’s old democracies have . . . I believe in
14 NATO membership for all of Europe’s democracies
15 that seek it and are ready to share the responsibil-
16 ities that NATO brings . . . [a]s we plan to enlarge
17 NATO, no nation should be used as a pawn in the
18 agenda of others . . . [w]e will not trade away the
19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated “NATO’s doors will not close behind its first
2 new members . . . NATO should remain open to all
3 of Europe’s emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe”.

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communique of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-
2 ANCE UNDER THE NATO PARTICIPATION ACT
3 OF 1994.

4 (a) IN GENERAL.—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103-447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) RULE OF CONSTRUCTION.—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104-208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105-
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
3 and Eastern Europe pursuant to section 203(d)(2)
4 of the NATO Participation Act of 1994 as eligible
5 to receive assistance under the program established
6 under section 203(a) of such Act.

7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
12 under section 23 of the Arms Export Control Act (22
13 U.S.C. 2763)—

14 (1) \$6,500,000 is authorized to be available on
15 a grant basis for Estonia;

16 (2) \$7,000,000 is authorized to be available on
17 a grant basis for Latvia;

18 (3) \$7,500,000 is authorized to be available on
19 a grant basis for Lithuania;

20 (4) \$8,500,000 is authorized to be available on
21 a grant basis for Slovakia;

22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
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AN ACT

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SS/ RM NO.

WHITE HOUSE STAFFING MEMORANDUM

Ryle

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

MAY 22 AM 10:25

ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM

Subject: CONSOLIDATION ACT

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REMARKS:

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OR FAX 62215. THANK YOU.

RESPONSE:

No comment.

Lyle Samson
WHCO
6-5257

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PM

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BRIDGELAND	☐	☐	MARBURGER	☐	☐
CALIO	☒	☐	MIERS	☐	☐
CONNAUGHTON	☐	☐	RICE	☒	☐
DANIELS	☐	☒	RIDGE	☒	☐
FLEISCHER	☐	☒	ROVE	☒	☐
GERSON	☐	☒	SPELLINGS	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐		☐	☐
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM JUKES, X53458, FAX 56148, BY 5:00 P.M.,
 WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
 OR FAX 62215. THANK YOU.

RESPONSE:

*See AHC
 5/22 0530*

Harriet E. Miers
 Assistant to the President
 and Staff Secretary
 Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D. C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

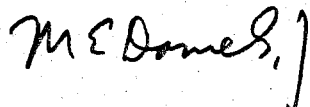
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

A handwritten signature in dark ink, appearing to read "Paul V. Kelly", with a long horizontal flourish extending to the right.

Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable
Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the "Gerald B. H. Solomon
3 Freedom Consolidation Act of 2001".

4 **SEC. 2. FINDINGS.**

5 The Congress makes the following findings:

6 (1) In the NATO Participation Act of 1994
7 (title II of Public Law 103-447; 22 U.S.C. 1928
8 note), Congress declared that "full and active par-
9 ticipants in the Partnership for Peace in a position
10 to further the principles of the North Atlantic Trea-
11 ty and to contribute to the security of the North At-
12 lantic area should be invited to become full NATO
13 members in accordance with Article 10 of such
14 Treaty at an early date . . .".

15 (2) In the NATO Enlargement Facilitation Act
16 of 1996 (title VI of section 101(c) of title I of divi-
17 sion A of Public Law 104-208; 22 U.S.C. 1928
18 note), Congress called for the prompt admission of
19 Poland, Hungary, the Czech Republic, and Slovenia
20 to NATO, and declared that "in order to promote
21 economic stability and security in Slovakia, Estonia,
22 Latvia, Lithuania, Romania, Bulgaria, Albania,
23 Moldova, and Ukraine . . . the process of enlarging
24 NATO to include emerging democracies in Central
25 and Eastern Europe should not be limited to consid-
26 eration of admitting Poland, Hungary, the Czech

1 Republic, and Slovenia as full members of the
2 NATO Alliance”.

3 (3) In the European Security Act of 1998 (title
4 XXVII of division G of Public Law 105-277; 22
5 U.S.C. 1928 note), Congress declared that “Poland,
6 Hungary, and the Czech Republic should not be the
7 last emerging democracies in Central and Eastern
8 Europe invited to join NATO” and that “Romania,
9 Estonia, Latvia, Lithuania, and Bulgaria . . . would
10 make an outstanding contribution to furthering the
11 goals of NATO and enhancing stability, freedom,
12 and peace in Europe should they become NATO
13 members [and] upon complete satisfaction of all rel-
14 evant criteria should be invited to become full NATO
15 members at the earliest possible date”.

16 (4) At the Madrid Summit of the NATO Alli-
17 ance in July 1997, Poland, Hungary, and the Czech
18 Republic were invited to join the Alliance in the first
19 round of NATO enlargement, and the NATO heads
20 of state and government issued a declaration stating
21 “[t]he Alliance expects to extend further invitations
22 in coming years to nations willing and able to as-
23 sume the responsibilities and obligations of member-
24 ship . . . [n]o European democratic country whose
25 admission would fulfill the objectives of the [North

1 Atlantic] Treaty will be excluded from consider-
2 ation”.

3 (5) At the Washington Summit of the NATO
4 Alliance in April 1999, the NATO heads of state
5 and government issued a communique declaring
6 “[w]e pledge that NATO will continue to welcome
7 new members in a position to further the principles
8 of the [North Atlantic] Treaty and contribute to
9 peace and security in the Euro-Atlantic area . . .
10 [t]he three new members will not be the last . . .
11 [n]o European democratic country whose admission
12 would fulfill the objectives of the Treaty will be ex-
13 cluded from consideration, regardless of its geo-
14 graphic location . . .”.

15 (6) In late 2002, NATO will hold a summit in
16 Prague, the Czech Republic, at which it will decide
17 which additional emerging democracies in Central
18 and Eastern Europe to invite to join the Alliance in
19 the next round of NATO enlargement.

20 (7) In May 2000 in Vilnius, Lithuania, the for-
21 eign ministers of Albania, Bulgaria, Estonia, Latvia,
22 Lithuania, the Former Yugoslav Republic of Mac-
23 edonia, Romania, Slovakia, and Slovenia issued a
24 statement (later joined by Croatia) declaring that
25 their countries will cooperate in jointly seeking

1 NATO membership in the next round of NATO en-
2 largement, that the realization of NATO member-
3 ship by one or more of these countries would be a
4 success for all, and that eventual NATO membership
5 for all of these countries would be a success for Eu-
6 rope and NATO.

7 (8) On June 15, 2001, in a speech in Warsaw,
8 Poland, President George W. Bush stated “[a]ll of
9 Europe’s new democracies, from the Baltic to the
10 Black Sea and all that lie between, should have the
11 same chance for security and freedom—and the
12 same chance to join the institutions of Europe—as
13 Europe’s old democracies have . . . I believe in
14 NATO membership for all of Europe’s democracies
15 that seek it and are ready to share the responsibil-
16 ities that NATO brings . . . [a]s we plan to enlarge
17 NATO, no nation should be used as a pawn in the
18 agenda of others . . . [w]e will not trade away the
19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated "NATO's doors will not close behind its first
2 new members . . . NATO should remain open to all
3 of Europe's emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe".

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communique of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-
2 ANCE UNDER THE NATO PARTICIPATION ACT
3 OF 1994.

4 (a) IN GENERAL.—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103-447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) RULE OF CONSTRUCTION.—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104-208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105-
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
3 and Eastern Europe pursuant to section 203(d)(2)
4 of the NATO Participation Act of 1994 as eligible
5 to receive assistance under the program established
6 under section 203(a) of such Act.

7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
12 under section 23 of the Arms Export Control Act (22
13 U.S.C. 2763)—

14 (1) \$6,500,000 is authorized to be available on
15 a grant basis for Estonia;

16 (2) \$7,000,000 is authorized to be available on
17 a grant basis for Latvia;

18 (3) \$7,500,000 is authorized to be available on
19 a grant basis for Lithuania;

20 (4) \$8,500,000 is authorized to be available on
21 a grant basis for Slovakia;

22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.

SS/ RM NO. _____

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 11:00 PMSubject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
CONSOLIDATION ACT

	ACTION	FYI		ACTION	FYI
VICE PRESIDENT	☒	☐	HUBBARD	☐	☐
CARD	☒	☐	HUGHES	☒	☐
BARTLETT	☒	☐	IRASTORZA	☐	☐
BLAKEMAN	☐	☐	JOHNSON	☐	☐
BOLTEN	☒	☐	LINDSEY	☐	☐
BRIDGELAND	☐	☐	MARBURGER	☐	☐
CALIO	☒	☐	MIERS	☐	☐
CONNAUGHTON	☐	☐	RICE	☒	☐
DANIELS	☐	☒	RIDGE	☒	☐
FLEISCHER	☐	☒	ROVE	☒	☐
GERSON	☐	☒	SPELLINGS	☐	☐
GONZALES	☒	☐	CLERK	☐	☒
HAGIN	☐	☐		☐	☐
HAWKINS	☒	☐		☐	☐

REMARKS:

PLEASE FORWARD COMMENTS TO JIM JUKES, X53458, FAX 56148, BY 5:00 P.M.,
WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

No comment

C.B. 5/22/02

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702

WHITE HOUSE STAFFING MEMORANDUM

Date: 05-21-02 9:00 PM ACTION / CONCURRENCE / COMMENT DUE BY: 05-22-02 5:00 PMSubject: ENROLLED BILL H.R. 3167 -- GERALD B.H. SOLOMON FREEDOM
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BLAKEMAN	☐	☐	JOHNSON	☐	☐
BOLTEN	☒	☐	LINDSEY	☐	☐
BRIDGELAND	☐	☐	MARBURGER	☐	☐
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WEDNESDAY, MAY 22, 2002, WITH A COPY TO THE STAFF SECRETARY'S OFFICE, X62702,
OR FAX 62215. THANK YOU.

RESPONSE:

*Legislation Affair (Howard) - ok but we may have a
bill signing ceremony on this.*

Harriet E. Miers
Assistant to the President
and Staff Secretary
Ext. 62702



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 21, 2002

MEMORANDUM FOR THE PRESIDENT

SUBJECT: Enrolled Bill H.R. 3167 - Gerald B. H. Solomon Freedom Consolidation Act
Sponsors - Rep. Bereuter (R) NE and 17 others

Last Day for Action

Purpose

Reaffirms support for continued enlargement of the North Atlantic Treaty Organization (NATO) Alliance; designates Slovakia for participation in the Partnership for Peace program; and authorizes FY 2002 appropriations for security assistance for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania.

Agency Recommendations

Office of Management and Budget

Approval

Department of State

Approval

Department of Defense

Approval (Informally)

National Security Council (NSC)

Approval (Informally)

Department of Justice

No objection (Informally)

Discussion

Since the end of the Cold War, the United States has affirmed support for NATO's enlargement and for efforts to support the transition of former Warsaw Pact states to qualify for NATO membership. The NATO Participation Act of 1994 (title II of Public Law 103-447) authorized a program to assist the transition of Poland, Hungary, the Czech Republic, Slovakia, and other emerging democracies in Central and Eastern Europe to membership in NATO. The Act authorized U.S. security assistance (i.e., transfer of excess defense articles, military education and training, and financing for U.S. military equipment) to these countries subject to a Presidential determination that they meet specified criteria. Subsequent laws deemed that Poland, Hungary, the Czech Republic, and other countries (Slovenia, Romania, Estonia, Latvia, Lithuania, and Bulgaria) met the criteria and designated these countries as eligible for assistance under the authorities of P.L. 103-447 (as amended).

On June 15, 2001, you spoke in Warsaw and urged NATO to consider "how much we can do to advance the cause of freedom" at the November 2002 Prague Summit, where NATO will decide which additional Central and Eastern European countries to invite to join the Alliance in the next round of NATO enlargement.

Provisions of H.R. 3167

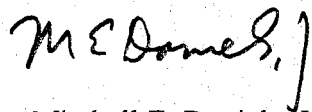
H.R. 3167 includes policy declarations that reaffirm congressional support for continued enlargement of NATO and endorse the visions of NATO enlargement articulated in your June 15, 2001, speech and in a 1996 speech by former President Clinton. The enrolled bill deems Slovakia to have met the criteria under P.L. 103-447 (as amended) and makes Slovakia eligible to receive assistance under the authorities of that Act. H.R. 3167 also provides that this designation shall not preclude Presidential designation of other emerging democracies in Central and Eastern Europe as eligible to receive assistance under this program.

H.R. 3167 authorizes a total of \$55.5 million of previously appropriated FY 2002 Foreign Military Financing funds to be available on a grant basis in specific amounts for Estonia, Latvia, Lithuania, Slovakia, Slovenia, Bulgaria, and Romania. These authorization levels are consistent with the Administration's FY 2002 request for these countries. The enrolled bill also amends the Security Assistance Act of 2000 (P.L. 106-280) to repeal specific appropriation authorizations for FY 2001 and 2002 for these countries.

Conclusion and Recommendations

The Department of State recommends approval of H.R. 3167, advising that the bill will "underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century."

We join State, Defense, and NSC in recommending the approval of H.R. 3167, which passed the House by a vote of 372-46 and the Senate by a vote of 85-6.



Mitchell E. Daniels, Jr.
Director

Enclosure



United States Department of State

Washington, D.C. 20520

MAY 21 2002

Dear Director Daniels:

Thank you for the opportunity to comment on H.R. 3167, the Freedom Consolidation Act. The Department of State fully supports the Act and recommends favorable consideration by the President.

In the first vote on NATO Enlargement since 1998, the Freedom Consolidation Act (FCA) passed in the Senate by an overwhelming 85-6 margin on May 17, 2002, reflecting broad bipartisan support for the President's commitment to a robust round of Enlargement at the Prague Summit in November.

By welcoming those of Europe's new democracies that have demonstrated their commitment to represent the values and assume the responsibilities of NATO membership, we will enhance our national security as we advance our goal of a Europe whole, free, and at peace. By signing the FCA, the President will consolidate congressional support for this historic endeavor and underscore our commitment to a strengthened and enlarged Alliance as we work with NATO aspirants to meet and defeat the threats of the 21st century.

Sincerely,

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Paul V. Kelly
Assistant Secretary
Legislative Affairs

The Honorable
Mitchell E. Daniels, Jr., Director,
Office of Management and Budget.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

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3 Freedom Consolidation Act of 2001”.

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5 The Congress makes the following findings:

6 (1) In the NATO Participation Act of 1994
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19 Poland, Hungary, the Czech Republic, and Slovenia
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19 fate of free European peoples . . . [n]o more
20 Munichs . . . [n]o more Yaltas . . . [a]s we plan the
21 Prague Summit, we should not calculate how little
22 we can get away with, but how much we can do to
23 advance the cause of freedom”.

24 (9) On October 22, 1996, in a speech in De-
25 troit, Michigan, former President William J. Clinton

1 stated "NATO's doors will not close behind its first
2 new members . . . NATO should remain open to all
3 of Europe's emerging democracies who are ready to
4 shoulder the responsibilities of membership . . . [n]o
5 nation will be automatically excluded . . . [n]o coun-
6 try outside NATO will have a veto . . . [a] gray zone
7 of insecurity must not reemerge in Europe".

8 **SEC. 3. DECLARATIONS OF POLICY.**

9 Congress—

10 (1) reaffirms its previous expressions of support
11 for continued enlargement of the NATO Alliance
12 contained in the NATO Participation Act of 1994,
13 the NATO Enlargement Facilitation Act of 1996,
14 and the European Security Act of 1998;

15 (2) supports the commitment to further en-
16 largement of the NATO Alliance expressed by the
17 Alliance in its Madrid Declaration of 1997 and its
18 Washington Summit Communique of 1999; and

19 (3) endorses the vision of further enlargement
20 of the NATO Alliance articulated by President
21 George W. Bush on June 15, 2001, and by former
22 President William J. Clinton on October 22, 1996,
23 and urges our NATO allies to work with the United
24 States to realize this vision at the Prague Summit
25 in 2002.

1 SEC. 4. DESIGNATION OF SLOVAKIA TO RECEIVE ASSIST-
2 ANCE UNDER THE NATO PARTICIPATION ACT
3 OF 1994.

4 (a) IN GENERAL.—Slovakia is designated as eligible
5 to receive assistance under the program established under
6 section 203(a) of the NATO Participation Act of 1994
7 (title II of Public Law 103–447; 22 U.S.C. 1928 note)
8 and shall be deemed to have been so designated pursuant
9 to section 203(d)(1) of such Act.

10 (b) RULE OF CONSTRUCTION.—The designation of
11 Slovakia pursuant to subsection (a) as eligible to receive
12 assistance under the program established under section
13 203(a) of the NATO Participation Act of 1994—

14 (1) is in addition to the designation of Poland,
15 Hungary, the Czech Republic, and Slovenia pursu-
16 ant to section 606 of the NATO Enlargement Facili-
17 tation Act of 1996 (title VI of section 101(c) of title
18 I of division A of Public Law 104–208; 22 U.S.C.
19 1928 note) and the designation of Romania, Esto-
20 nia, Latvia, Lithuania, and Bulgaria pursuant to
21 section 2703(b) of the European Security Act of
22 1998 (title XXVII of division G of Public Law 105–
23 277; 22 U.S.C. 1928 note) as eligible to receive as-
24 sistance under the program established under sec-
25 tion 203(a) of the NATO Participation Act of 1994;
26 and

1 (2) shall not preclude the designation by the
2 President of other emerging democracies in Central
3 and Eastern Europe pursuant to section 203(d)(2)
4 of the NATO Participation Act of 1994 as eligible
5 to receive assistance under the program established
6 under section 203(a) of such Act.

7 **SEC. 5. AUTHORIZATION OF SECURITY ASSISTANCE FOR**
8 **COUNTRIES DESIGNATED UNDER THE NATO**
9 **PARTICIPATION ACT OF 1994.**

10 (a) AUTHORIZATION OF FOREIGN MILITARY FINANC-
11 ING.—Of the amounts made available for fiscal year 2002
12 under section 23 of the Arms Export Control Act (22
13 U.S.C. 2763)—

14 (1) \$6,500,000 is authorized to be available on
15 a grant basis for Estonia;

16 (2) \$7,000,000 is authorized to be available on
17 a grant basis for Latvia;

18 (3) \$7,500,000 is authorized to be available on
19 a grant basis for Lithuania;

20 (4) \$8,500,000 is authorized to be available on
21 a grant basis for Slovakia;

22 (5) \$4,500,000 is authorized to be available on
23 a grant basis for Slovenia;

24 (6) \$10,000,000 is authorized to be available on
25 a grant basis for Bulgaria; and

1 (7) \$11,500,000 is authorized to be available on
2 a grant basis for Romania.

3 (b) CONFORMING AMENDMENT.—Subsection (a) of
4 section 515 of the Security Assistance Act of 2000 (Public
5 Law 106–280) is amended by striking paragraphs (1), (5),
6 (6), (7), and (8) and redesignating paragraphs (2), (3),
7 (4), and (9) as paragraphs (1) through (4), respectively.

 Passed the House of Representatives November 7,
2001.

Attest:

Clerk.

107TH CONGRESS
1ST SESSION

H. R. 3167

AN ACT

To endorse the vision of further enlargement of the NATO Alliance articulated by President George W. Bush on June 15, 2001, and by former President William J. Clinton on October 22, 1996, and for other purposes.