

114TH CONGRESS  
2D SESSION

# H. R. 5568

To authorize assistance for the Government of Tunisia, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

JUNE 22, 2016

Mr. SCHWEIKERT (for himself and Mr. HASTINGS) introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To authorize assistance for the Government of Tunisia, 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,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the  
5 “Combating Terrorism in Tunisia Emergency Support  
6 Act of 2016”.

7 (b) **TABLE OF CONTENTS.**—The table of contents for  
8 this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. Findings and declarations.
- Sec. 4. Statement of policy regarding Tunisia.
- Sec. 5. Assistance to strengthen and reform the security sector of Tunisia.

Sec. 6. Assistance to support efforts of the Government of Tunisia to combat terrorism.

Sec. 7. Assistance to support the military readiness of the Government of Tunisia.

Sec. 8. Assistance to support democracy and civil society in Tunisia.

Sec. 9. Assistance to support increased border security for Tunisia.

Sec. 10. Economic reforms and assistance.

Sec. 11. Memorandum of understanding.

Sec. 12. Strategic plan.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
4 TEES.—The term “appropriate congressional com-  
5 mittees” means—

6 (A) the Committee on Foreign Relations  
7 and the Committee on Appropriations of the  
8 Senate; and

9 (B) the Committee on Foreign Affairs and  
10 the Committee on Appropriations of the House  
11 of Representatives.

12 (2) DEFENSE ARTICLE; DEFENSE SERVICE;  
13 TRAINING.—The terms “defense article”, “defense  
14 service”, and “training” have the meanings given  
15 those terms in section 47 of the Arms Export Con-  
16 trol Act (22 U.S.C. 2794 note).

17 **SEC. 3. FINDINGS AND DECLARATIONS.**

18 Congress finds and declares the following:

19 (1) Tunisia has been a critical ally of the  
20 United States for more than 200 years, dating back  
21 to 1797 when the Treaty of Peace and Friendship

1 was signed, ensuring the safety and availability of  
2 open sea lanes in the Mediterranean Sea.

3 (2) On December 10, 2010, the self-immolation  
4 of Tunisian fruit vendor, Mohammed Bouazizi, in-  
5 spired popular revolutions across the region leading  
6 to political transitions in four countries, often re-  
7 ferred to as the “Arab Spring”, and initiating  
8 Tunisia’s transition to democracy.

9 (3) In 2014, Tunisia became the first country  
10 with a majority Muslim population in the Middle  
11 East or North Africa to experience both Presidential  
12 and parliamentary political transitions through free  
13 and fair democratic elections.

14 (4) Since 2011, more than 3,000 Tunisian citi-  
15 zens have gone to fight in Syria making Tunisia one  
16 of the largest contributors to foreign fighters in  
17 Syria.

18 (5) Tunisia shares a 285-mile border with  
19 neighboring Libya and is currently hosting more  
20 than 1,000,000 Libyan refugees fleeing the ongoing  
21 Libyan civil war and the Islamic State (ISIS).

22 (6) ISIS in Libya controls the city of Sirte and  
23 surrounding areas.

24 (7) The terrorist group Ansar al-Sharia (AAS)  
25 was founded in April 2011 in Tunisia and is ideo-

1 logically aligned with Al-Qaeda in the Maghreb  
2 (AQIM) and ISIS. AAS is responsible for the assas-  
3 sinations of Tunisian MP Mohamed Brahimi on July  
4 25, 2013, and secular-democratic political activist  
5 Chokri Belaid on February 6, 2013.

6 (8) On September 14, 2012, Ansar al-Sharia  
7 terrorists attacked the United States Embassy com-  
8 pound, annex, and school in Tunis, Tunisia, causing  
9 millions of dollars in damages.

10 (9) On January 10, 2014, Ansar al-Sharia was  
11 designated as a foreign terrorist organization by the  
12 United States.

13 (10) On March 18, 2015, 18 people were killed  
14 in a terrorist attack at the Bardo National Museum  
15 in Tunis, Tunisia.

16 (11) On June 27, 2015, at least 39 people were  
17 killed and 36 injured in a terrorist attack on the  
18 beach of a hotel resort in Sousse, Tunisia. The gun-  
19 men had received training and support from ISIS in  
20 Libya.

21 (12) On May 21, 2015, Tunisia was designated  
22 as a major non-NATO ally of the United States.

23 (13) On September 29, 2015, Tunisia joined  
24 the United States-led coalition to counter ISIS.

1           (14) On November 24, 2015, ISIS militants  
2           conducted a bus bombing, targeting the Tunisian  
3           Presidential guard and killing 12 people in Tunis,  
4           Tunisia.

5           (15) On March 7, 2016, ISIS militants crossed  
6           the Tunisian-Libyan border assaulting the city of  
7           Ben Guerdane, Tunisia, killing 55 people during the  
8           attack.

9   **SEC. 4. STATEMENT OF POLICY REGARDING TUNISIA.**

10          (a) IN GENERAL.—It is the policy of the United  
11          States to further assist the democratically elected Govern-  
12          ment of Tunisia in eliminating terrorist organizations that  
13          operate in Tunisia and neighboring Libya and preventing  
14          fighters in Syria from returning to Tunisia.

15          (b) CONDUCT OF POLICY.—The policy described in  
16          subsection (a) shall be carried into effect, through a com-  
17          prehensive effort, in coordination with allies and partners  
18          of the United States, where appropriate, that will  
19          strengthen the capabilities and coordination of the internal  
20          security agencies, combat terrorism, strengthen military  
21          readiness, assist in the improvement of the economic per-  
22          formance of Tunisia, assist in the development of civil so-  
23          ciety and provide assistance for border security, and other  
24          technical assistance.

1 **SEC. 5. ASSISTANCE TO STRENGTHEN AND REFORM THE**  
2 **SECURITY SECTOR OF TUNISIA.**

3 (a) SENSE OF CONGRESS.—It is the sense of the Con-  
4 gress that—

5 (1) security is a fundamental component of po-  
6 litical stability and economic development;

7 (2) the security sector of Tunisia suffers from  
8 decades of corruption and public mistrust under the  
9 Ben Ali period;

10 (3) significant reform is necessary to enable the  
11 Tunisian security services to combat terrorism and  
12 reinforce the rule of law;

13 (4) a corrupt security sector impedes develop-  
14 ment, deters investment, perpetuates poverty, and  
15 undermines the rule of law; and

16 (5) in making security sector reforms it is im-  
17 perative that the Government of Tunisia also protect  
18 the fundamental human rights enshrined in  
19 Tunisia's constitution.

20 (b) ASSISTANCE AUTHORIZED.—The Secretary of  
21 State, acting directly or through nongovernmental organi-  
22 zations, international organizations, or related organiza-  
23 tions, is authorized to provide assistance to strengthen and  
24 reform the security sector of Tunisia, including to—

25 (1) facilitate better coordination among Tuni-  
26 sian security agencies, including the General Direc-

1       tive for Public Safety, the Directorate General of the  
2       Special Services, and the Directorate General of  
3       Technical Services;

4           (2) increase accountability within the Ministry  
5       of the Interior;

6           (3) improve training for members of the judici-  
7       ary, especially judges and prosecutors, instituting  
8       practices that conform to international standards for  
9       the rule of law;

10          (4) increase police training programs that em-  
11       phasize locally inspired and informed curricula and  
12       methods; and

13          (5) strengthen civilian oversight of the security  
14       sector.

15       (c) **AUTHORIZATION OF APPROPRIATIONS.**—Of the  
16       amounts authorized to be appropriated for International  
17       Narcotics Control and Law Enforcement funding for fiscal  
18       year 2016, there is authorized to be appropriated to the  
19       Secretary of State \$13,000,000 for fiscal year 2017 to  
20       carry out this section.

21       **SEC. 6. ASSISTANCE TO SUPPORT EFFORTS OF THE GOV-**  
22                               **ERNMENT OF TUNISIA TO COMBAT TER-**  
23                               **RORISM.**

24       (a) **IN GENERAL.**—The Secretary of State, acting di-  
25       rectly or through nongovernmental, international organi-

1 zations, or related organizations is authorized to support  
2 efforts of the Government of Tunisia to combat terrorism,  
3 including by—

4 (1) providing technical training and equipment  
5 to assist Tunisia to protect facilities, individuals,  
6 and infrastructure;

7 (2) expanding training in the areas of crisis re-  
8 sponse and tactical and command training;

9 (3) improving the capacity of Tunisian law en-  
10 forcement to investigate terrorist incidents; and

11 (4) increasing training to prevent and respond  
12 to improvised explosive devices.

13 (b) AUTHORIZATION OF APPROPRIATIONS.—Of the  
14 amounts authorized to be appropriated for Anti-terrorism  
15 Assistance funding for fiscal year 2016, there are author-  
16 ized to be appropriated to the Secretary of State  
17 \$6,100,000 for fiscal year 2017 to carry out this section.

18 **SEC. 7. ASSISTANCE TO SUPPORT THE MILITARY READI-**  
19 **NESS OF THE GOVERNMENT OF TUNISIA.**

20 (a) SENSE OF CONGRESS.—It is the sense of Con-  
21 gress that expeditious consideration of sale, lease or loan,  
22 grant, or transfers of defense articles, defense services,  
23 and major defense equipment under the Arms Export  
24 Control Act, Foreign Assistance Act of 1961, or any other  
25 provision of law is consistent with United States policy



1 to assist the Government of Tunisia in eliminating ter-  
2 rorist organizations that pose a threat to the national se-  
3 curity and stability of Tunisia.

4 (b) ASSISTANCE AUTHORIZED.—

5 (1) IN GENERAL.—The President is authorized  
6 to provide defense articles, defense services, and  
7 training to the Government of Tunisia for the pur-  
8 pose of countering terrorist threats pursuant to the  
9 provisions of the Arms Export Control Act (22  
10 U.S.C. 2751 et seq.), the Foreign Assistance Act of  
11 1961 (22 U.S.C. 2151 et seq.), and other relevant  
12 provisions of law.

13 (2) TYPES OF ASSISTANCE.—Assistance author-  
14 ized under paragraph (1) may include the provision  
15 of armored personnel carriers, helicopters, reconnais-  
16 sance surveillance drones, and secure command and  
17 communications equipment.

18 (c) REPORT REQUIRED.—Not later than 90 days  
19 after the date of the enactment of this Act, the Secretary  
20 of State shall submit a report detailing the anticipated de-  
21 fense articles, defense services, and training to be provided  
22 pursuant to this section and a timeline for the provision  
23 of such defense articles, defense services, and training,  
24 to—

1           (1) the Committee on Foreign Relations, the  
2           Committee on Appropriations, and the Committee on  
3           Armed Services of the Senate; and

4           (2) the Committee on Foreign Affairs, the  
5           Committee on Appropriations, and the Committee on  
6           Armed Services of the House of Representatives.

7           (d) AUTHORIZATION OF APPROPRIATIONS.—

8           (1) FOREIGN MILITARY FINANCING.—Of the  
9           amounts authorized to be appropriated for Foreign  
10          Military Financing funding for fiscal year 2017,  
11          there is authorized to be appropriated to the Sec-  
12          retary of State \$65,000,000 for fiscal year 2017 to  
13          carry out this section.

14          (2) INTERNATIONAL MILITARY EDUCATION AND  
15          TRAINING.—Of the amounts authorized to be appro-  
16          priated for International Military Education and  
17          Training funding for fiscal year 2017, there is au-  
18          thorized to be appropriated to the Secretary of State  
19          \$2,300,000 for fiscal year 2017 to carry out this  
20          section.

21       **SEC. 8. ASSISTANCE TO SUPPORT DEMOCRACY AND CIVIL**  
22                               **SOCIETY IN TUNISIA.**

23          (a) SENSE OF CONGRESS.—It is the sense of Con-  
24          gress that—

1           (1) Tunisia represents one of the most prom-  
2           ising opportunities for a pluralistic and participatory  
3           democracy in the Middle East and North Africa; and

4           (2) the success of Tunisia's peaceful pursuit of  
5           democracy is an inspiration to, and model for, other  
6           countries in the region, and should be fully sup-  
7           ported by the United States as it works to aid Tuni-  
8           sia to consolidate and build upon its democratic  
9           gains.

10          (b) ASSISTANCE AUTHORIZED.—The Secretary of  
11         State, acting directly or through nongovernmental organi-  
12         zations, international organizations, or related organiza-  
13         tions, is authorized to provide assistance to support de-  
14         mocracy and civil society in Tunisia, by—

15                 (1) continuing the support of political party de-  
16                 velopment and improved communications with con-  
17                 stituents;

18                 (2) increasing the capacity of the Tunisian Par-  
19                 liament and ministries to perform their mandated  
20                 functions including by providing the infrastructure  
21                 necessary to modernize official communications and  
22                 records keeping;

23                 (3) improving the public affairs functions of the  
24                 Government of Tunisia to communicate more effec-  
25                 tively with citizens across the country;

1           (4) increasing the professional capacity of sup-  
2           port staff in the Tunisian Parliament;

3           (5) encouraging the development of job creation  
4           programs especially in the interior regions of Tuni-  
5           sia;

6           (6) supporting Tunisian civil society organiza-  
7           tions focused on government transparency and ac-  
8           countability;

9           (7) supporting Tunisian agencies and organiza-  
10          tions engaged in preparations for upcoming munic-  
11          ipal elections;

12          (8) supporting Tunisian agencies and organiza-  
13          tions engaged in countering radicalization programs;  
14          and

15          (9) encouraging the development of employment  
16          assistance programs targeted at youth and first time  
17          job seekers.

18          (c) AUTHORIZATION OF APPROPRIATIONS.—Of the  
19          amounts authorized to be appropriated for Economic Sup-  
20          port Fund funding for fiscal year 2017, there is author-  
21          ized to be appropriated to the Secretary of State  
22          \$74,000,000 for fiscal year 2017 to carry out this section.

1 **SEC. 9. ASSISTANCE TO SUPPORT INCREASED BORDER SE-**  
2 **CURITY FOR TUNISIA.**

3 (a) SENSE OF CONGRESS.—It is the sense of Con-  
4 gress that—

5 (1) terrorist organizations such as Ansar al-  
6 Sharia and the Islamic State have exploited the on-  
7 going unrest in Libya and created terrorist sanc-  
8 tuaries in ungoverned regions of Libya; and

9 (2) such terrorist organizations have carried out  
10 cross-border attacks inside Tunisia and therefore  
11 represent a significant threat to the stability of the  
12 nascent democratic government of Tunisia.

13 (b) ASSISTANCE AUTHORIZED.—The Secretary of  
14 State is authorized to provide assistance to support in-  
15 creased border security for Tunisia by enhancing Tunisia’s  
16 capabilities to detect, identify, and interdict illicit traf-  
17 ficking of weapons through intensive training and equip-  
18 ment donation.

19 (c) AUTHORIZATION OF APPROPRIATIONS.—Of the  
20 amounts authorized to be appropriated for Export Control  
21 and Related Border Security Assistance funding for fiscal  
22 year 2017, there is authorized to be appropriated to the  
23 Secretary of State \$1,500,000 for fiscal year 2017 to  
24 carry out this section.

1 **SEC. 10. ECONOMIC REFORMS AND ASSISTANCE.**

2 (a) SENSE OF CONGRESS.—It is the sense of Con-  
3 gress that—

4 (1) supporting Tunisia’s orderly reform of its  
5 economic and social sectors should be a priority of  
6 the United States;

7 (2) the Government of Tunisia has made nota-  
8 ble progress liberalizing its economy after decades of  
9 corruption and social exclusion under the Ben Ali  
10 period but more reforms are needed to solidify  
11 Tunisia’s economic stability; and

12 (3) such reforms should aim to provide an envi-  
13 ronment that is conducive to investment while main-  
14 taining important and meaningful labor protections.

15 (b) ECONOMIC REFORMS AND ASSISTANCE.—

16 (1) FINDINGS.—Congress finds the following:

17 (A) The World Bank has identified areas  
18 of the Tunisian economy in need of immediate  
19 structural reforms.

20 (B) Implementing these reforms may lead  
21 to short-term economic hardships for many Tu-  
22 nisian citizens.

23 (2) REPROGRAMMING AUTHORITY.—In order to  
24 ameliorate these short-term hardships and  
25 incentivize the Government of Tunisia to continue  
26 implementing economic reforms, the Secretary of

1 State is authorized to reprogram funds from prior  
2 appropriated but unobligated balances to carry out  
3 the activities in support of Tunisia's economic re-  
4 forms.

5 **SEC. 11. MEMORANDUM OF UNDERSTANDING.**

6 The Secretary of State is authorized, subject to the  
7 availability of appropriations, to enter into a memorandum  
8 of understanding with the Government of Tunisia to in-  
9 crease military cooperation, including joint military exer-  
10 cises, personnel exchanges, and enhanced strategic dia-  
11 logue between the United States and Tunisia.

12 **SEC. 12. STRATEGIC PLAN.**

13 (a) IN GENERAL.—Not later than 90 days after the  
14 date of the enactment of this Act, the Secretary of State  
15 shall submit to the appropriate congressional committees  
16 a strategic plan to carry out this Act.

17 (b) ELEMENTS.—The report required by subsection  
18 (a) shall include the following elements:

19 (1) Clearly defined goals and objectives, includ-  
20 ing definitions of success, benchmarks, and a proc-  
21 ess for incorporating lessons learned.

22 (2) Robust monitoring and evaluation proce-  
23 dures for all programs carried out under this Act.

- 1           (3) Intended implementing partners, including
- 2           associated roles, and procedures to increase coordi-
- 3           nation and collaboration and eliminate overlap.

○