

## CODIFICATION

Section 19 of Pub. L. 86-565 is based on section 102 of title I of H.R. 2253, Ninety-ninth Congress, as reported May 15, 1985, and enacted into law by Pub. L. 99-190.

## CONGRESSIONAL FINDINGS

Section 101 of title I of H.R. 2253, as enacted into permanent law by section 101(i) of Pub. L. 99-190, provided that: “The Congress hereby finds that—

“(1) Sub-Saharan Africa faces a virtually unprecedented condition of human misery which threatens the lives of one hundred and fifty million people;

“(2) only the combined effort of both the African nations themselves and international aid donors can overcome the obstacles to economic development which have given rise to conditions of famine, declining food production, infant mortality, desertification, and deteriorating infrastructure;

“(3) international relief efforts have helped to address the immediate crisis of starvation in Africa and the United States has made important contributions to this effort both bilaterally and through contributions to the multilateral development institutions;

“(4) there is a serious shortfall in the external capital resources necessary to support the policy reform efforts of the African governments and to achieve the long-term development necessary to avert a chronic state of crisis in Sub-Saharan Africa;

“(5) the Special Facility for Sub-Saharan Africa will have as its primary goal the implementation of policy reforms to help the African countries to help themselves;

“(6) to succeed, these efforts must be reinforced by development resources;

“(7) the appalling conditions prevalent in the countries of Sub-Saharan Africa underscore the need for the United States to participate in a coordinated framework with the other aid donor countries; and

“(8) the Special Facility for Sub-Saharan Africa provides such a framework and it is in the humanitarian, economic, and strategic interests of the United States to participate.”

#### § 284r. Eighth replenishment; authorization of appropriations

(a) The United States Governor is hereby authorized to agree on behalf of the United States to pay to the Association \$2,875,000,000 to the eighth replenishment of the resources of the Association, except that any commitment to make such contributions shall be made subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a) of this section, there are authorized to be appropriated, without fiscal year limitation, \$2,875,000,000 for payment by the Secretary of the Treasury.

(Pub. L. 86-565, § 20, as added Pub. L. 100-202, § 101(e) [title I], Dec. 22, 1987, 101 Stat. 1329-131, 1329-134.)

## CODIFICATION

Section 20 of Pub. L. 86-565 is based on section 101 of title I of H.R. 3750, One Hundredth Congress, as introduced Dec. 11, 1987, and enacted into law by Pub. L. 100-202.

#### § 284s. Ninth replenishment

##### (a) In general

The United States Governor is hereby authorized to agree on behalf of the United States to pay to the Association \$3,180,000,000 to the ninth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

##### (b) Limitations on authorization of appropriations

In order to pay for the United States contribution provided for in subsection (a) of this section, there are authorized to be appropriated, without fiscal year limitation, \$3,180,000,000 for payment by the Secretary of the Treasury.

(Pub. L. 86-565, § 21, as added Pub. L. 101-513, title V, § 562(a)(1), Nov. 5, 1990, 104 Stat. 2032.)

## SUBSEQUENT REPLENISHMENTS

Pub. L. 106-113, div. B, § 1000(a)(2) [title V, § 594], Nov. 29, 1999, 113 Stat. 1535, 1501A-122, provided in part that the Secretary of the Treasury may contribute on behalf of the United States to the twelfth replenishment of the International Development Association, and authorized \$2,410,000,000 to be appropriated without fiscal year limitation.

Pub. L. 105-118, title V, § 560(a), Nov. 26, 1997, 111 Stat. 2425, provided in part that the Secretary of the Treasury may contribute on behalf of the United States to the eleventh replenishment of the resources of the International Development Association, subject to obtaining the necessary appropriations, and authorized \$1,600,000,000 to be appropriated without fiscal year limitation.

Pub. L. 103-87, title V, § 526, Sept. 30, 1993, 107 Stat. 952, provided in part that the Secretary of the Treasury is authorized to agree on behalf of the United States to participate in the tenth replenishment of the resources of the International Development Association, subject to obtaining the necessary appropriations, and pursuant to the tenth replenishment authorized \$2,500,000,000 to be appropriated.

#### § 284t. Thirteenth replenishment

##### (a) Contribution authority

###### (1) In general

The United States Governor of the Association may contribute on behalf of the United States an amount equal to the amount appropriated under subsection (b) of this section, pursuant to the resolution of the Association entitled “Additions to IDA Resources: Thirteenth Replenishment”.

###### (2) Subject to appropriations

Any commitment to make the contribution authorized by paragraph (1) shall be effective only to such extent or in such amounts as are provided in advance in appropriations Acts.

##### (b) Limitations on authorization of appropriations

For the contribution authorized by subsection (a) of this section, there are authorized to be appropriated such sums as may be necessary for payment by the Secretary of the Treasury, without fiscal year limitation.

(Pub. L. 86-565, § 22, as added Pub. L. 108-199, div. D, title V, § 580, Jan. 23, 2004, 118 Stat. 202.)

#### § 284u. Fourteenth replenishment

(a) The United States Governor of the International Development Association is authorized to contribute on behalf of the United States \$2,850,000,000 to the fourteenth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a) of this section, there are authorized to be appropriated,

without fiscal year limitation, \$2,850,000,000 for payment by the Secretary of the Treasury.

(Pub. L. 86-565, §23, as added Pub. L. 109-102, title V, §599C(a), Nov. 14, 2005, 119 Stat. 2242.)

#### § 284v. Fifteenth replenishment

(a) The United States Governor of the International Development Association is authorized to contribute on behalf of the United States \$3,705,000,000 to the fifteenth replenishment of the resources of the Association, subject to obtaining the necessary appropriations.

(b) In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, \$3,705,000,000 for payment by the Secretary of the Treasury.

(Pub. L. 86-565, §24, as added Pub. L. 111-32, title XI, §1109(a), June 24, 2009, 123 Stat. 1901.)

#### § 284w. Multilateral debt relief

##### (a) Authorization of contribution

The Secretary of the Treasury is authorized to contribute, on behalf of the United States, not more than \$356,000,000 to the International Development Association for the purpose of funding debt relief under the Multilateral Debt Relief Initiative in the period governed by the fifteenth replenishment of resources of the International Development Association, subject to obtaining the necessary appropriations and without prejudice to any funding arrangements in existence on June 24, 2009.

##### (b) Appropriations

In order to pay for the United States contribution provided for in subsection (a), there are authorized to be appropriated, without fiscal year limitation, not more than \$356,000,000 for payment by the Secretary of the Treasury.

##### (c) Multilateral Debt Relief Initiative

In this section, the term “Multilateral Debt Relief Initiative” means the proposal set out in the G8 Finance Ministers’ Communique entitled “Conclusions on Development,” done at London, June 11, 2005, and reaffirmed by G8 Heads of State at the Gleneagles Summit on July 8, 2005.

(Pub. L. 86-565, §25, as added Pub. L. 111-32, title XI, §1109(a), June 24, 2009, 123 Stat. 1901.)

#### SUBCHAPTER XIV—ASIAN DEVELOPMENT BANK

#### § 285. Acceptance of membership by United States in Asian Development Bank

The President is hereby authorized to accept membership for the United States in the Asian Development Bank (hereinafter referred to as the “Bank”) provided for by the agreement establishing the Bank (hereinafter referred to as the “agreement”) deposited in the archives of the United Nations.

(Pub. L. 89-369, §2, Mar. 16, 1966, 80 Stat. 71.)

##### SHORT TITLE

Section 1 of Pub. L. 89-369 provided: “That this Act [enacting this subchapter and amending section 24 of Title 12, Banks and Banking] may be cited as the ‘Asian Development Bank Act.’”

#### PAR VALUE MODIFICATION

For Congressional direction that the Secretary of the Treasury maintain the value in terms of gold of the Asian Development Bank’s holdings of United States dollars following the establishment of a par value of the dollar at \$38 for a fine troy ounce of gold pursuant to the Par Value Modification Act and for the authorization of the appropriations necessary to provide such maintenance of value, see section 5152 of Title 31, Money and Finance.

#### § 285a. Appointment of Governor, Alternate Governor and Director; compensation

(a) The President, by and with the advice and consent of the Senate, shall appoint a Governor of the Bank, an alternate for the Governor, and a Director of the Bank.

(b) No person shall be entitled to receive any salary or other compensation from the United States for services as a Governor or Alternate Governor. The Director may, in the discretion of the President, receive such compensation, allowances, and other benefits as, together with those received by him from the Bank, will equal those authorized for a chief of mission under the Foreign Service Act of 1980 [22 U.S.C. 3901 et seq.].

(Pub. L. 89-369, §3, Mar. 16, 1966, 80 Stat. 71; Pub. L. 96-465, title II, §2206(a)(1), Oct. 17, 1980, 94 Stat. 2160.)

##### REFERENCES IN TEXT

The Foreign Service Act of 1980, referred to in subsec. (b), is Pub. L. 96-465, Oct. 17, 1980, 94 Stat. 2071, as amended, which is classified principally to chapter 52 (§3901 et seq.) of this title. For complete classification of this Act to the Code, see Short Title note set out under section 3901 of this title and Tables.

##### AMENDMENTS

1980—Subsec. (b). Pub. L. 96-465 substituted “a chief of mission under the Foreign Service Act of 1980” for “a Chief of Mission, class 2, within the meaning of the Foreign Service Act of 1946, as amended”.

##### EFFECTIVE DATE OF 1980 AMENDMENT

Amendment by Pub. L. 96-465 effective Feb. 15, 1981, except as otherwise provided, see section 2403 of Pub. L. 96-465, set out as an Effective Date note under section 3901 of this title.

#### § 285b. Coordination of policies and operations

The policies and operations of the representatives of the United States on the Bank shall be coordinated with other United States policies in such manner as the President shall direct.

(Pub. L. 89-369, §4, Mar. 16, 1966, 80 Stat. 71; Pub. L. 101-240, title V, §541(d)(2), (f)(3), Dec. 19, 1989, 103 Stat. 2518, 2519.)

##### AMENDMENTS

1989—Pub. L. 101-240 struck out subsec. (a) designation and struck out subsec. (b) which read as follows: “An annual report with respect to United States participation in the Bank shall be submitted to the Congress by such agency or officer as the President shall designate.”

#### § 285c. Congressional authorization needed for certain actions

Unless the Congress by law authorizes such action, neither the President nor any person or agency shall, on behalf of the United States, (a)