

AMENDMENT TO RULES COMM. PRINT 117-13

OFFERED BY MR. McCAUL OF TEXAS

Add at the end of subtitle C of title XIII of division

A the following:

1 **SEC. 13 ____ . TRANS-SAHARA COUNTERTERRORISM PART-**
2 **NERSHIP PROGRAM.**

3 (a) TRANS-SAHARA COUNTERTERRORISM PARTNER-
4 SHIP PROGRAM.—

5 (1) ESTABLISHMENT.—The Secretary of State,
6 in consultation with the Secretary of Defense and
7 the Administrator of the United States Agency for
8 International Development, shall establish a partner-
9 ship program, to be known as the “Trans-Sahara
10 Counterterrorism Partnership (TSCTP) Program”
11 to coordinate all programs, projects, and activities of
12 the United States Government in countries in North
13 and West Africa that are conducted for any of the
14 following purposes:

15 (A) To improve governance and the capac-
16 ities of countries in North and West Africa to
17 deliver basic services, particularly with at-risk
18 communities, as a means of countering ter-
19 rorism and violent extremism by enhancing

1 state legitimacy and authority and countering
2 corruption.

3 (B) To address the factors that make peo-
4 ple and communities vulnerable to recruitment
5 by terrorist and violent extremist organizations,
6 including economic vulnerability and mistrust of
7 government and government security forces,
8 through activities such as—

9 (i) supporting strategies that increase
10 youth employment opportunities;

11 (ii) promoting girls' education and
12 women's political participation;

13 (iii) strengthening local governance
14 and civil society capacity;

15 (iv) improving government trans-
16 parency and accountability;

17 (v) fighting corruption;

18 (vi) improving access to economic op-
19 portunities; and

20 (vii) other development activities nec-
21 essary to support community resilience.

22 (C) To strengthen the rule of law in such
23 countries, including by enhancing the capability
24 of the judicial institutions to independently,
25 transparently, and credibly deter, investigate,

1 and prosecute acts of terrorism and violent ex-
2 tremism.

3 (D) To improve the ability of military and
4 law enforcement entities in partner countries to
5 detect, disrupt, respond to, and prosecute vio-
6 lent extremist and terrorist activity while re-
7 specting human rights, and to cooperate with
8 the United States and other partner countries
9 on counterterrorism and counter-extremism ef-
10 forts.

11 (E) To enhance the border security capac-
12 ity of partner countries, including the ability to
13 monitor, detain, and interdict terrorists.

14 (F) To identify, monitor, disrupt, and
15 counter the human capital and financing pipe-
16 lines of terrorism.

17 (G) To support the free expression and op-
18 erations of independent, local-language media,
19 particularly in rural areas, while countering the
20 media operations and recruitment propaganda
21 of terrorist and violent extremist organizations.

22 (2) ASSISTANCE FRAMEWORK.—Activities car-
23 ried out under the TSCTP Program shall—

24 (A) be carried out in countries where the
25 Secretary of State, in consultation with the Sec-

1 retary of Defense and the Administrator of the
2 United States Agency for International Devel-
3 opment, determines that there is an adequate
4 level of partner country commitment, and has
5 considered partner country needs, absorptive
6 capacity, sustainment capacity, and efforts of
7 other donors in the sector;

8 (B) have clearly defined outcomes;

9 (C) be closely coordinated among United
10 States diplomatic and development missions,
11 United States Africa Command, and relevant
12 participating departments and agencies;

13 (D) have specific plans with robust indica-
14 tors to regularly monitor and evaluate outcomes
15 and impact;

16 (E) complement and enhance efforts to
17 promote democratic governance, the rule of law,
18 human rights, and economic growth;

19 (F) in the case of train and equip pro-
20 grams, complement longer-term security sector
21 institution-building; and

22 (G) have mechanisms in place to track re-
23 sources and routinely monitor and evaluate the
24 efficacy of relevant programs.

1 (3) CONSULTATION.—In coordinating activities
2 through the TSCTP Program, the Secretary of
3 State shall also establish a coordination mechanism
4 that ensures periodic consultation with, as appro-
5 priate, the Director of National Intelligence, the Sec-
6 retary of the Treasury, the Attorney General, the
7 Chief Executive Officer of the United States Agency
8 for Global Media (formerly known as the Broad-
9 casting Board of Governors), and the heads of other
10 relevant Federal departments and agencies, as deter-
11 mined by the President.

12 (4) CONGRESSIONAL NOTIFICATION.—Not later
13 than 15 days before obligating amounts for an activ-
14 ity of the TSCTP Program pursuant to paragraph
15 (1), the Secretary of State shall submit a notifica-
16 tion to the appropriate congressional committees, in
17 accordance with the requirements of section 634A of
18 the Foreign Assistance Act of 1961 (22 U.S.C.
19 2394–1), that includes the following:

20 (A) The foreign country and entity, as ap-
21 plicable, whose capabilities are to be enhanced
22 in accordance with the purposes specified in
23 paragraph (1).

24 (B) The amount, type, and purpose of sup-
25 port to be provided.

1 (C) An assessment of the capacity of the
2 foreign country to effectively implement, benefit
3 from, or utilize the assistance to be provided for
4 the intended purpose.

5 (D) The anticipated implementation
6 timeline for the activity.

7 (E) As applicable, a description of the
8 plans to sustain any military or security equip-
9 ment provided beyond the completion date of
10 such activity, and the estimated cost and source
11 of funds to support such sustainment.

12 (b) INTERNATIONAL COORDINATION.—Efforts car-
13 ried out under this section shall take into account partner
14 country counterterrorism, counter-extremism, and devel-
15 opment strategies and, to the extent practicable, shall be
16 aligned with such strategies. Such efforts shall be coordi-
17 nated with counterterrorism and counter-extremism activi-
18 ties and programs in the areas of defense, diplomacy, and
19 development carried out by other like-minded donors and
20 international organizations in the relevant country.

21 (c) STRATEGIES.—Not later than 270 days after the
22 date of the enactment of this Act, the Secretary of State,
23 in consultation with the Secretary of Defense and the Ad-
24 ministrator of the United States Agency for International
25 Development and other relevant Federal Government

1 agencies, shall submit to the appropriate congressional
2 committees the following strategies:

3 (1) A COMPREHENSIVE FIVE-YEAR STRATEGY
4 FOR THE SAHEL-MAGHREB.—A comprehensive five-
5 year strategy for the Sahel-Maghreb, including de-
6 tails related to whole-of-government efforts in the
7 areas of defense, diplomacy, and development to ad-
8 vance the national security, economic, and humani-
9 tarian interests of the United States, including—

10 (A) efforts to ensure coordination with
11 multilateral and bilateral partners, such as the
12 Joint Force of the Group of Five of the Sahel,
13 and with other relevant assistance frameworks;

14 (B) a public diplomacy strategy and ac-
15 tions to ensure that populations in the Sahel-
16 Maghreb are aware of the development activi-
17 ties of the United States Government, especially
18 in countries with a significant Department of
19 Defense presence or engagement through train
20 and equip programs;

21 (C) activities aimed at supporting demo-
22 cratic institutions and countering violent extre-
23 mism with measurable goals and transparent
24 benchmarks;

1 (D) plans to help each partner country ad-
2 dress humanitarian and development needs and
3 to help prevent, respond to, and mitigate inter-
4 communal violence;

5 (E) a comprehensive plan to support secu-
6 rity sector reform in each partner country that
7 includes a detailed section on programs and ac-
8 tivities being undertaken by relevant stake-
9 holders and other international actors operating
10 in the sector and that incorporates as appro-
11 priate any lessons learned from previous initia-
12 tives to improve security sector governance; and

13 (F) a specific strategy for Mali that in-
14 cludes plans for sustained, high-level diplomatic
15 engagement with stakeholders, including coun-
16 tries in Europe and the Middle East with inter-
17 ests in the Sahel-Maghreb, regional govern-
18 ments, relevant multilateral organizations, sig-
19 natory groups of the 2015 Agreement for Peace
20 and Reconciliation in Mali, and civil society ac-
21 tors.

22 (2) A COMPREHENSIVE FIVE-YEAR STRATEGY
23 FOR TSCTP PROGRAM COUNTERTERRORISM EF-
24 FORTS.—A comprehensive five-year strategy for the
25 TSCTP Program that includes—

1 (A) a clear statement of the objectives of
2 United States counterterrorism efforts in North
3 and West Africa with respect to the use of all
4 forms of United States assistance to combat
5 terrorism and counter violent extremism, in-
6 cluding efforts to build military and civilian law
7 enforcement capacity, strengthen the rule of
8 law, promote responsive and accountable gov-
9 ernance, and address the root causes of ter-
10 rorism and violent extremism;

11 (B) a plan for coordinating programs
12 through the TSCTP Program pursuant to sub-
13 section (a)(1), including an identification of
14 which agency or bureau of the Department of
15 State, as applicable, will be responsible for lead-
16 ing, coordinating, and conducting monitoring
17 and evaluation for each such program, and the
18 process for enabling the leading agency or bu-
19 reau to establish standards, compel partners to
20 adhere to those standards, and report results;

21 (C) a plan to monitor, evaluate, and share
22 data and learning about the TSCTP Program
23 that includes quantifiable baselines, targets,
24 and results in accordance with monitoring and
25 evaluation provisions of sections 3 and 4 of the

1 Foreign Aid Transparency and Accountability
2 Act of 2016 (Public Law 114–191); and

3 (D) a plan for ensuring coordination and
4 compliance with related requirements in United
5 States law, including the Global Fragility Act of
6 2019 (title V of division J of the Further Con-
7 solidated Appropriations Act, 2020 (Public Law
8 116–94)).

9 (3) CONSULTATION.—Not later than 90 days
10 after the date of the enactment of this Act, the De-
11 partment of State shall consult with appropriate
12 congressional committees on progress made towards
13 developing the strategies required in paragraphs (1)
14 and (2).

15 (d) SUPPORTING MATERIAL IN ANNUAL BUDGET
16 REQUEST.—The Secretary of State shall include in the
17 budget materials submitted to Congress in support of the
18 President’s annual budget request (submitted to Congress
19 pursuant to section 1105 of title 31, United States Code)
20 for each fiscal year beginning after the date of the enact-
21 ment of this Act, and annually thereafter for five years,
22 a description of the requirements, activities, and planned
23 allocation of amounts requested by the TSCTP Program.
24 This requirement does not apply to activities of the De-

1 partment of Defense conducted pursuant to authorities
2 under title 10, United States Code.

3 (e) MONITORING AND EVALUATION OF PROGRAMS
4 AND ACTIVITIES.—Not later than one year after the date
5 of the enactment of this Act, and annually thereafter for
6 five years, the Secretary of State, in consultation with the
7 Secretary of Defense and the Administrator of the United
8 States Agency for International Development, shall submit
9 to the appropriate congressional committees a report that
10 describes—

11 (1) the progress made in meeting the objectives
12 of the strategies required under paragraphs (1) and
13 (2) of subsection (c), including any lessons learned
14 in carrying out TSCTP Program activities and any
15 recommendations for improving such programs and
16 activities;

17 (2) the efforts taken to coordinate, de-conflict,
18 and streamline TSCTP Program activities to maxi-
19 mize resource effectiveness;

20 (3) the extent to which each partner country
21 has demonstrated the ability to absorb the equip-
22 ment or training provided in the previous year under
23 the TSCTP Program, and where applicable, the abil-
24 ity to maintain and appropriately utilize such equip-
25 ment;

1 (4) the extent to which each partner country is
2 investing its own resources to advance the goals de-
3 scribed in subsection (a)(1) or is demonstrating a
4 commitment and willingness to cooperate with the
5 United States to advance such goals;

6 (5) the actions taken by the government of each
7 partner country receiving assistance under the
8 TSCTP Program to combat corruption, improve
9 transparency and accountability, and promote other
10 forms of democratic governance;

11 (6) the assistance provided in each of the three
12 preceding fiscal years under this program, broken
13 down by partner country, to include the type, statu-
14 tory authorization, and purpose of all United States
15 security assistance provided to the country pursuant
16 to authorities under title 10, United States Code,
17 the Foreign Assistance Act of 1961 (22 U.S.C. 2151
18 et seq.), or any other “train and equip” authorities
19 of the Department of Defense; and

20 (7) any changes or updates to the Comprehen-
21 sive Five-Year Strategy for the TSCTP Program re-
22 quired under paragraph (2) of subsection (c) neces-
23 sitated by the findings in this annual report.

24 (f) REPORTING REQUIREMENT RELATED TO AUDIT
25 OF BUREAU OF AFRICAN AFFAIRS MONITORING AND CO-

1 ORDINATION OF THE TRANS-SAHARA COUNTERTER-
2 RORISM PARTNERSHIP PROGRAM.—Not later than 90
3 days after the date of the enactment of this Act, and every
4 120 days thereafter until all 13 recommendations in the
5 September 2020 Department of State Office of Inspector
6 General audit entitled “Audit of the Department of State
7 Bureau of African Affairs Monitoring and Coordination
8 of the Trans-Sahara Counterterrorism Partnership Pro-
9 gram” (AUD–MERO–20–42) are closed or until the date
10 that is three years after the date of the enactment of this
11 Act, whichever is earlier, the Secretary of State shall sub-
12 mit to the appropriate congressional committees a report
13 that identifies—

14 (1) which of the 13 recommendations in AUD–
15 MERO–20–42 have not been closed;

16 (2) a description of progress made since the
17 last report toward closing each recommendation
18 identified under paragraph (1);

19 (3) additional resources needed, including as-
20 sessment of staffing capacity, if any, to complete ac-
21 tion required to close each recommendation identi-
22 fied under paragraph (1); and

23 (4) the anticipated timeline for completion of
24 action required to close each recommendation identi-
25 fied under paragraph (1), including application of all

1 recommendations into all existing security assistance
2 programs managed by the Department of State
3 under the TSCTP Program.

4 (g) PROGRAM ADMINISTRATION.—Not later than 120
5 days after the date of the enactment of this Act, the Sec-
6 retary of State shall report to Congress plans for con-
7 ducting a written review of a representative sample of each
8 of the security assistance programs administered by the
9 Bureau of African Affairs to identify potential waste,
10 fraud, abuse, inefficiencies, or deficiencies. The review
11 shall include an analysis of staff capacity, including
12 human resource needs, available resources, procedural
13 guidance, and monitoring and evaluation processes to en-
14 sure the Bureau of African Affairs is managing programs
15 efficiently and effectively.

16 (h) FORM.—The strategies required under para-
17 graphs (1) and (2) of subsection (c) and the reports re-
18 quired under subsections (e), (f), and (g) shall be sub-
19 mitted in unclassified form but may include a classified
20 annex.

21 (i) APPROPRIATE CONGRESSIONAL COMMITTEES DE-
22 FINED.—In this section, the term “appropriate congres-
23 sional committees” means—

24 (1) the Committee on Foreign Relations, the
25 Committee on Armed Services, the Committee on

1 Appropriations, and the Select Committee on Intel-
2 ligence of the Senate; and
3 (2) the Committee on Foreign Affairs, the
4 Committee on Armed Services, the Committee on
5 Appropriations, and the Permanent Select Com-
6 mittee on Intelligence of the House of Representa-
7 tives.

