

S. _____

IN THE SENATE OF THE UNITED STATES

Mr. Hatfield introduced the following bill, which was read twice and referred to the Committee on _____

A BILL

To amend the Foreign Assistance Act of 1961 to prohibit the assignment of military personnel to or the furnishing of security assistance for El Salvador unless certain conditions are met.

1 Be it enacted by the Senate and House of Representatives
2 of the United States of America in Congress assembled, That
3 chapter 1 of part III of the Foreign Assistance Act of 1961 is
4 amended by adding at the end thereof the following new section:
5 "Sec. 620F. Prohibition Against the Assignment of
6 Military Personnel to or the Furnishing of Security Assistance
7 for El Salvador."

(a) The Congress notes:

- (1) The offer of the Bishop of San Salvador, Rivera Y Damas to serve as a mediator between the warring factions in El Salvador.
- (2) The President of El Salvador, Napoleon Duarte's prompt acceptance of that offer,
- (3) The Revolutionary Democratic Front (FDR) and the Farabundo Marti Peoples' Liberation Front's (FMLN) publicly-stated position that they will commence negotiation without pre-conditions;
- (4) That both the FDR-FMLN and the government of El Salvador

agree that fair election conducted with effective guarantees can serve as an important component of a political solution to hostilities;

- (5) That the election process now underway in El Salvador is not scheduled for completion until mid-1983;
- (6) That the President of Mexico, stating his friendship and alliance with the United States, has publicly expressed a willingness to facilitate a negotiation and a resolution of the Salvadoran crisis and has further offered to provide guarantees that the principle concerns of the United States will be honored;
- (7) The traditional desire of the people of the United States for peaceful, rather than violent, resolution of conflict; and
- (8) That postponement and delay can only lead to more suffering among the people of El Salvador and further polarization of the conflict.

8 "(b) Notwithstanding any other provision
9 of law, no United States military personnel may be assigned
10 to, and no security assistance may be furnished for, El
11 Salvador unless the conditions of subsection (c) are met.

12 "(c) The prohibition contained in subsection (b) shall
13 not apply if: (1) Not later than May 1, the President prepares
14 and transmits a report to the Congress certifying that the
15 government of El Salvador is actively engaged in good faith
16 in a negotiation process with the Revolutionary Democratic Front
17 (FDR) or the Revolutionary Democratic Front and the
18 Farabundo Marti Peoples' Liberation Front (FDR-FMLN) to achieve
19 a cease-fire and an equitable political solution to hostilities.

20 or

21 "(2) The President, after consultation with the Congress,

22 prepares and transmits to the Congress a report setting forth
23 his certification that such negotiation cannot begin because
24 of a refusal by the Revolutionary Democratic Front (FDR)
25 and the Farabundo Marti
26 Peoples' Liberation Front (FMLN) to enter into a negotiation
27 process without prior conditions.