

FY 2009 Supplemental Appropriations Request

On April 9, 2009 President Obama sent Congress a supplemental appropriations request totaling \$83.4 billion to fund the ongoing military, diplomatic, and intelligence operations. This issue brief details the language relevant to the DPRK. The full supplemental appropriations request can be found at the White House website: www.whitehouse.gov/omb/asset.aspx?AssetId=1086. Last updated April 13, 2009.

Summary

Global Threat Reduction Initiative (DOE, NNSA): \$25,000,000
Nonproliferation and International Security Program (DOE, NNSA): \$9,500,000
Economic Support Fund (State, ESF): \$95,000,000
Nonproliferation and Disarmament Fund (State, NDF): \$47,000,000

Department of Energy Fiscal Year 09 Congressional Supplemental Budget Request

National Nuclear Security Administration Defense Nuclear Nonproliferation

Global Threat Reduction Initiative (DOE, NNSA): \$25,000,000
Nonproliferation and International Security Program (DOE, NNSA): \$9,500,000

For an additional amount for Defense Nuclear Nonproliferation in the National Nuclear Security Administration, \$89,500,000, to remain available until expended, of which \$55,000,000 is for the International Nuclear Materials Protection and Cooperation Program to counter emerging threats at nuclear facilities in Russia and other countries of concern through detecting and deterring insider threats through security upgrades; of which \$25,000,000 is for the Global Threat Reduction Initiative to complete disablement tasks and to initiate spent fuel disposition and other denuclearization efforts in the Democratic People's Republic of Korea; and of which \$9,500,000 is for the Nonproliferation and International Security Program for disablement and dismantlement support for the denuclearization efforts in the Democratic People's Republic of Korea.

This request would provide \$89.5 million to fund new counterproliferation opportunities in Russia and other countries of concern, and to continue disablement and dismantlement of North Korea's plutonium program. (Page 68)

**Department of State
Fiscal Year 09 Congressional Supplemental Budget Request
International Assistance Programs
International Security Assistance**

Economic Support Fund

For an additional amount for "Economic Support Fund", \$2,874,500,000, to remain available until September 30, 2010.

This request would provide:

Heavy Fuel Oil to North Korea: \$95 million

\$95 million to provide Heavy Fuel Oil or equivalent to North Korea to support the goals of the Six Party Talks and \$45 million for Zimbabwe to re-establish and strengthen democratic institutions, provide social safety nets, ensure critical health interventions and support economic revitalization in the wake of contentious national elections; (Page 84)

Nonproliferation, Anti-Terrorism, Demining and Related Programs

Nonproliferation and Disarmament Fund (NDF): \$47 million

For an additional amount for "Nonproliferation, Anti-Terrorism, Demining and Related Programs", \$122,000,000, to remain available until September 30, 2010: Provided, That of this amount, not to exceed \$97,000,000, to remain available until expended, may be made available for the Nonproliferation and Disarmament Fund, notwithstanding any other provision of law.

The proposal would provide \$122 million for Nonproliferation, Anti-Terrorism, Demining and Related Programs. The request includes: \$97 million for the Nonproliferation and Disarmament Fund (NDF), of which \$47 million is to support dismantlement of nuclear facilities in North Korea and \$50 million is to provide border security equipment, training, and program management for Egypt to prevent smuggling of illicit goods into Gaza; \$11 million is for anti-terrorism training of Iraqi protective services forces, nuclear waste disposal, weapons reduction and improved border security in Iraq; \$12 million is to build the institutional capacity of the Afghan Presidential Protection Service; and \$2 million is for Crisis Response Team training for Pakistan. The Department of State's Bureau of Diplomatic Security will provide four additional Crisis Response Team training courses for the Pakistani Federal Investigative Agency's anti-terrorist team. This effort complements other police training programs, and will improve the security and investigative abilities of selected police forces. (Page 88)

DEPARTMENT OF STATE AND OTHER INTERNATIONAL PROGRAMS GENERAL PROVISIONS

Special Authorities

Sec. . Funds appropriated by this Act or any prior Act making appropriations for the "Economic Support Fund" may be used, notwithstanding any other provision of law, for energy assistance to support the goals of the Six Party Talks on North Korea.

As Phase III of the Six Party Talks proceed, the Administration must be prepared to provide necessary energy assistance if North Korea takes the required steps to denuclearize. The ability to overcome existing restrictions on assistance to North Korea is needed to ensure timely provision of this assistance and should apply to the requested supplemental Economic Support Funds, as well as Economic Support Funds under the regular FY 2009 Act due to the unpredictability in energy prices. (Page 95)

This language informs Congress that the “notwithstanding provision” may be utilized in order to use Economic Support Fund monies for energy assistance. Congress must be informed when this provision is invoked. The funds will be used only if certain conditions are met, that is, “if North Korea takes the required steps to denuclearize.” This may be a reference to language found in the FY 09 Omnibus that states “(3) None of the funds made available under the heading “Economic Support Fund” in fiscal year 2009 may be made available for obligation for energy-related assistance for North Korea unless the Secretary of State determines and reports to the Committees on Appropriations that North Korea is continuing to fulfill its commitments under the Six Party Talks agreements.”