

**AMENDMENT TO H.R. 1646, AS REPORTED
OFFERED BY MS. SLAUGHTER OF NEW YORK**

Page 43, insert the following after line 21:

1 **SEC. 214. REPORT CONCERNING THE GERMAN FOUNDA-**
2 **TION “REMEMBRANCE, RESPONSIBILITY, AND**
3 **THE FUTURE”.**

4 (a) REPORT CONCERNING THE GERMAN FOUNDA-
5 TION “REMEMBRANCE, RESPONSIBILITY, AND THE FU-
6 TURE”.—Not later than 180 days after the date of the
7 enactment of this Act, and every 180 days thereafter until
8 the authority of the German Foundation terminates, the
9 Secretary of State shall submit to the appropriate congres-
10 sional committees a report on whether or not—

11 (1) during the 180-day period preceding the
12 date of the report, the German Bundestag has au-
13 thORIZED the allocation of funds to the Foundation,
14 in accordance with section 17 of the law on the cre-
15 ation of the Foundation, enacted by the Federal Re-
16 public of Germany on August 8, 2000;

17 (2) the entire sum of DM 10,000,000,000 has
18 been made available to the German Foundation in
19 accordance with Annex B to the Joint Statement of
20 July 17, 2000;



1 (3) during the 180-day period preceding the
2 date of the report, any company or companies inves-
3 tigating a claim, who are members of ICHEIC, pro-
4 vided to the claimant, within 90 days after receiving
5 the claim, a status report on the claim, or a decision
6 that included—

7 (A) an explanation of the decision, pursu-
8 ant to those standards of ICHEIC to be applied
9 in approving claims;

10 (B) all documents relevant to the claim
11 that were retrieved in the investigation; and

12 (C) an explanation of the procedures for
13 appeal of the decision;

14 (4) offers made to settle claims referred to in
15 paragraph (3) were based on the most recent uni-
16 form valuation and currency guidelines issued by
17 ICHEIC;

18 (5) during the 180-day period preceding the
19 date of the report, any entity that elected to deter-
20 mine claims under Article 1(4) of the Agreement
21 was required to comply with the standards of proof,
22 criteria for publishing policyholder names, valuation
23 standards, auditing requirements, and decisions of
24 the Chairman of ICHEIC;



1 (6) during the 180-day period preceding the
2 date of the report, an independent process to appeal
3 decisions made by any entity that elected to deter-
4 mine claims under Article 1(4) of the Agreement
5 was available to and accessible by any claimant
6 wishing to appeal such a decision, and the appellate
7 body had the jurisdiction and resources necessary to
8 fully investigate each claim on appeal and provide a
9 timely response;

10 (7) an independent audit of compliance by every
11 entity that has elected to determine claims under
12 Article 1(4) of the Agreement has been conducted;
13 and

14 (8) the administrative and operation expenses
15 incurred by ICHEIC are appropriate for the admin-
16 istration of claims described in paragraph (3).

17 The Secretary of State's report shall include his justifica-
18 tion for each determination under this subsection.

19 (b) SENSE OF CONGRESS.—It is the sense of the
20 Congress that—

21 (1) the determination with respect to each mat-
22 ter set forth in paragraphs (1) through (8) of sec-
23 tion 3(a) should be reflected in statements of inter-
24 ests of the United States Government filed pursuant
25 to Article 2(1) of the Agreement; and



1 (2) all valid slave labor claims should be paid
2 pursuant to the Agreement without regard to the
3 settlement of any other claim covered in Article (1)
4 of the Agreement.

5 (c) DEFINITIONS.—In this section:

6 (1) AGREEMENT.—The term “Agreement”
7 means the Agreement between the Government of
8 the United States of America and the Government
9 of the Federal Republic of Germany concerning the
10 Foundation “Remembrance, Responsibility and the
11 Future”, done at Berlin July 17, 2000.

12 (2) ANNEX B TO THE JOINT STATEMENT OF
13 JULY 17, 2000.—The term “Annex B to the Joint
14 Statement of July 17, 2000” means Annex B to the
15 Joint Statement on occasion of the final plenary
16 meeting concluding international talks on the prepa-
17 ration of the Federal Foundation “Remembrance,
18 Responsibility and the Future”, done at Berlin on
19 July 17, 2000.

20 (3) GERMAN FOUNDATION.—The term “Ger-
21 man Foundation” means the Foundation “Remem-
22 brance, Responsibility and the Future” referred to
23 in the Agreement.

24 (4) ICHEIC.—The term “ICHEIC” means the
25 International Commission on Holocaust Era Insur-



1 ance Claims referred to in Article 1(4) of the Agree-
2 ment.

