

AMENDMENT NO. \_\_\_\_\_ Calendar No. \_\_\_\_\_

Purpose: To prevent discrimination related to sexual orientation.

**IN THE SENATE OF THE UNITED STATES—111th Cong., 2d Sess.**

**S. 2971**

To authorize certain authorities by the Department of State,  
and for other purposes.

Referred to the Committee on \_\_\_\_\_ and  
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. FEINGOLD (for  
himself and Mrs. GILLIBRAND)

Viz:

1 At the end of title IV, add the following:

2 **SEC. 412. DISCRIMINATION RELATED TO SEXUAL ORIENTA-**

3 **TION.**

4 (a) TRACKING VIOLENCE OR CRIMINALIZATION RE-

5 LATED TO SEXUAL ORIENTATION.—The Assistant Sec-

6 retary for Democracy, Human Rights and Labor should

7 designate a Bureau-based officer or officers who shall be

8 responsible for tracking violence, criminalization, and re-

9 strictions on the enjoyment of fundamental freedoms, con-

1 sistent with United States law, in foreign countries based  
2 on actual or perceived sexual orientation and gender iden-  
3 tity.

4 (b) INTERNATIONAL EFFORTS TO REVISE LAWS  
5 CRIMINALIZING HOMOSEXUALITY.—The Secretary of  
6 State shall work through appropriate United States Gov-  
7 ernment employees at United States diplomatic and con-  
8 sular missions to encourage the governments of other  
9 countries to reform or repeal laws of such countries crim-  
10 inalizing homosexuality or consensual homosexual con-  
11 duct, or restricting the enjoyment of fundamental free-  
12 doms, consistent with United States law, by homosexual  
13 individuals or organizations.

14 (c) ANNUAL COUNTRY REPORTS ON HUMAN RIGHTS  
15 PRACTICES.—The Foreign Assistance Act of 1961 is  
16 amended—

17 (1) in section 116(d) (22 U.S.C. 2151n(d))—

18 (A) in paragraph (10), by striking “and”  
19 at the end;

20 (B) in paragraph (11), by striking the pe-  
21 riod at the end and inserting “; and”; and

22 (C) by adding at the end the following new  
23 paragraph:

24 “(12) wherever applicable, violence or discrimi-  
25 nation that affects the fundamental freedoms, con-

1       sistent with United States law, of an individual in  
2       foreign countries that is based on actual or perceived  
3       sexual orientation and gender identity.”; and

4               (2) in section 502B(b) (22 U.S.C. 2304(b)), by  
5       inserting after the eighth sentence the following new  
6       sentence: “Wherever applicable, violence or discrimi-  
7       nation that affects the fundamental freedoms, con-  
8       sistent with United States law, of an individual in  
9       foreign countries that is based on actual or perceived  
10      sexual orientation and gender identity.”.

11      (d) TRAINING FOR FOREIGN SERVICE OFFICERS.—  
12      Section 708(a) of the Foreign Service Act of 1980 (22  
13      U.S.C. 4028(a)) is amended—

14              (1) in the matter preceding paragraph (1), by  
15      inserting “the Secretary for Democracy, Human  
16      Rights and Labor,” before “the Ambassador at  
17      Large”;

18              (2) in paragraph (2), by striking “and” at the  
19      end;

20              (3) in paragraph (3), by striking the period at  
21      the end and inserting “; and”; and

22              (4) by adding at the end the following new  
23      paragraph:

24              “(4) instruction, in courses covering human  
25      rights reporting and advocacy work, on identifying

1 violence or discrimination that affects the funda-  
2 mental freedoms, consistent with United States law,  
3 of an individual that is based on actual or perceived  
4 sexual orientation and gender identity.”.