

TO MEASURE THE PROGRESS OF RELIEF, RECOVERY, RECONSTRUCTION, AND DEVELOPMENT EFFORTS IN HAITI FOLLOWING THE EARTHQUAKE OF JANUARY 12, 2010, AND FOR OTHER PURPOSES

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MARKUP

BEFORE THE  
SUBCOMMITTEE ON  
THE WESTERN HEMISPHERE  
OF THE

COMMITTEE ON FOREIGN AFFAIRS  
HOUSE OF REPRESENTATIVES

ONE HUNDRED TWELFTH CONGRESS

FIRST SESSION

ON

**H.R. 1016**

MARCH 31, 2011

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# CONTENTS

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	Page
MARKUP OF	
H.R. 1016, To measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes .....	2
Amendment in the nature of a substitute to H.R. 1016 .....	11
Amendment to the amendment in the nature of a substitute to H.R. 1016 offered by the Honorable Connie Mack, a Representative in Congress from the State of Florida, and chairman, Subcommittee on the Western Hemisphere .....	20
APPENDIX	
Markup notice .....	24
Markup minutes .....	25



**TO MEASURE THE PROGRESS OF RELIEF, RECOVERY, RECONSTRUCTION, AND DEVELOPMENT EFFORTS IN HAITI FOLLOWING THE EARTHQUAKE OF JANUARY 12, 2010 AND FOR OTHER PURPOSES**

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**THURSDAY, MARCH 31, 2011**

HOUSE OF REPRESENTATIVES,  
SUBCOMMITTEE ON THE WESTERN HEMISPHERE,  
COMMITTEE ON FOREIGN AFFAIRS,  
*Washington, DC.*

The subcommittee met, pursuant to notice, at 3:02 p.m., in room 2172 Rayburn House Office Building, Hon. Connie Mack (chairman of the subcommittee) presiding.

Mr. MACK. The subcommittee will finally come to order. After the conclusion of this brief business meeting, we will proceed immediately into today's hearing. Pursuant to notice, for purposes of a markup, I call up the resolution H.R. 1016, To measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

[H.R. 1016 follows:]

112<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1016

To measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 10, 2011

Ms. LEE of California introduced the following bill; which was referred to the Committee on Foreign Affairs

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## A BILL

To measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Assessing Progress in  
5 Haiti Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

1           (1) On January 12, 2010, an earthquake meas-  
2           uring 7.0 on the Richter magnitude scale struck the  
3           country of Haiti.

4           (2) According to the United States Geological  
5           Survey (USGS)—

6                   (A) the earthquake epicenter was located  
7                   approximately 15 miles southwest of Port-au-  
8                   Prince, the capital of Haiti; and

9                   (B) the earthquake was followed by 59  
10                  aftershocks of magnitude 4.5 or greater, the  
11                  most severe measuring 6.0.

12          (3) According to the Government of Haiti, more  
13          than 316,000 people died as a result of the earth-  
14          quake, including 103 citizens of the United States  
15          and more than 100 United Nations personnel.

16          (4) According to the United Nations and the  
17          International Organization for Migration—

18                   (A) an estimated 3,000,000 people were di-  
19                   rectly affected by the disaster, nearly one-third  
20                   of the country's population; and

21                   (B) more than 1,300,000 people were dis-  
22                   placed from their homes to settlements.

23          (5) Casualty numbers and infrastructure dam-  
24          age, including to roads, ports, hospitals, and residen-  
25          tial dwellings, place the earthquake as the worst

1       cataclysm to hit Haiti in over two centuries and,  
2       proportionally, one of the world's worst natural dis-  
3       asters in modern times.

4               (6) The Post Disaster Needs Assessment  
5       (PDNA) conducted by the Government of Haiti, the  
6       United Nations, the World Bank, the Inter-Amer-  
7       ican Development Bank, and other experts estimates  
8       that damage and economic losses totaled  
9       \$7,804,000,000, approximately 120 percent of Hai-  
10      ti's gross domestic product in 2009.

11              (7) Haiti is the poorest, least developed country  
12      in the Western Hemisphere with, prior to the earth-  
13      quake—

14                   (A) more than 70 percent of Haitians liv-  
15                   ing on less than \$2 per day; and

16                   (B) a ranking of 149 out of 182 countries  
17                   on the United Nations Human Development  
18                   Index.

19              (8) House Resolution 1021, which was passed  
20      on January 21, 2010, on a vote of 411 to 1 ex-  
21      pressed—

22                   (A) the House of Representatives “deepest  
23                   condolences and sympathy for the horrific loss  
24                   of life” caused by the earthquake; and

1           (B) bipartisan support for the recovery  
2           and reconstruction needs of Haiti.

3           (9) The initial emergency response of the men  
4           and women of the United States Government, led by  
5           the United States Agency for International Develop-  
6           ment and United States Southern Command, was  
7           swift and resolute.

8           (10) Individuals, businesses, and philanthropic  
9           organizations across the United States and through-  
10          out the international community responded in sup-  
11          port of Haiti and its populace during this crisis,  
12          sometimes in innovative ways such as fundraising  
13          through text messaging.

14          (11) The Haitian diaspora in the United States,  
15          which was integral to emergency relief efforts—

16                (A) has annually contributed significant  
17                monetary support to Haiti through remittances;  
18                and

19                (B) continues to seek opportunities to  
20                partner with the United States Agency for  
21                International Development and other agencies  
22                to substantively contribute to the reconstruction  
23                of Haiti.

24          (12) Significant challenges still remain in Haiti  
25          as it works to recover and rebuild.

1           (13) According to the International Organiza-  
2           tion for Migration, approximately 800,000 people re-  
3           main in spontaneous and organized camps in Haiti.

4           (14) According to numerous nongovernmental  
5           organizations and United States contractors, the  
6           pace of reconstruction has lagged significantly be-  
7           hind the original emergency relief phase.

8           (15) The widespread irregularities that oc-  
9           curred in the elections held in Haiti on November  
10          28, 2010, led to outbursts of violence which under-  
11          mined the recovery efforts.

12          (16) On October 21, 2010, an outbreak of chol-  
13          era was detected in the Lower Artibonite region.

14          (17) Initial efforts to contain the epidemic were  
15          disrupted by Hurricane Tomás and resulting wide-  
16          spread flooding, which led to the spreading and en-  
17          trenchment of the disease throughout the country.

18          (18) According to the Haitian Ministry of Pub-  
19          lic Health and Population, as of February 25,  
20          2011—

21                  (A) more than 4,627 people have died from  
22                  cholera; and

23                  (B) more than 248,442 have been infected  
24                  from the disease.

1           (19) According to the Pan American Health  
2           Organization and the Centers for Disease Control  
3           and Prevention, cholera could spread to as many as  
4           400,000 people within the first year of the epidemic,  
5           potentially causing 7,600 deaths at the current case  
6           fatality rate.

7           (20) The United States has provided more than  
8           \$45,192,163 worth of assistance to combat the chol-  
9           era epidemic, including by assisting with stockpiling  
10          health commodities, equipping cholera treatment  
11          centers, providing public information, and improving  
12          water and sanitation systems.

13          (21) The efforts to combat the cholera epidemic  
14          have helped to drive the mortality rate from cholera  
15          down from nearly 7 percent to 1.8 percent of all  
16          contracted cases as of February 25, 2011.

17          (22) Throughout the series of crises, the people  
18          of Haiti continue to demonstrate unwavering resil-  
19          ience, dignity, and courage.

20          (23) At the international donors conference  
21          “Towards a New Future for Haiti” held on March  
22          31, 2010, 59 donors pledged over \$5,500,000,000 to  
23          support Haiti.

24          (24) The United Nations Office of the Special  
25          Envoy for Haiti estimates that nearly

1       \$1,900,000,000 has been disbursed, with an addi-  
2       tional amount of approximately \$2,000,000,000  
3       committed.

4           (25) Haiti needs sustained support from the  
5       international community in order to confront the on-  
6       going cholera epidemic and to promote reconstruc-  
7       tion and development.

8       **SEC. 3. REPORT.**

9       (a) REPORT REQUIRED.—Not later than six months  
10      after the date of the enactment of this Act, the President,  
11      in consultation with the heads of all relevant agencies, in-  
12      cluding the Department of State, the United States Agen-  
13      cy for International Development, the Department of De-  
14      fense, the Department of Health and Human Services,  
15      and the Centers for Disease Control and Prevention shall  
16      transmit to Congress a report on the status of post-earth-  
17      quake humanitarian, reconstruction, and development ef-  
18      forts in Haiti, including efforts to prevent the spread of  
19      cholera and treat persons infected with the disease.

20      (b) CONTENTS.—The report required by subsection  
21      (a) shall include a description, analysis, and evaluation of  
22      the—

23           (1) overall progress of relief, recovery, and re-  
24      construction in Haiti, including—

1 (A) programs and projects of the United  
2 States Government;

3 (B) programs and projects to protect vul-  
4 nerable populations, such as internally displaced  
5 persons, children, women and girls, and persons  
6 with disabilities; and

7 (C) projects to improve water, sanitation,  
8 and health, and plans for improvements in  
9 these areas in the long-term;

10 (2) extent to which United States and inter-  
11 national efforts are in line with the priorities of the  
12 Government of Haiti and are actively engaging and  
13 working through Haitian ministries and local au-  
14 thorities;

15 (3) coordination among United States Govern-  
16 ment agencies, and coordination between the United  
17 States Government and United Nations agencies,  
18 international financial institutions, and other bilat-  
19 eral donors;

20 (4) mechanisms for communicating the progress  
21 of recovery and reconstruction efforts to Haitian  
22 citizens, as well as recommendations on how these  
23 can be improved;

24 (5) mechanisms through which Haitian civil so-  
25 ciety, including vulnerable populations, is actively

1 participating in all major stages of recovery and re-  
2 construction efforts, and recommendations on how  
3 these can be improved; and

4 (6) mechanisms through which the Haitian di-  
5 aspora is involved in recovery and reconstruction ef-  
6 forts.

7 (c) USE OF PREVIOUSLY APPROPRIATED FUNDS.—  
8 Funding for the report required under subsection (a) shall  
9 derive from existing discretionary funds of the depart-  
10 ments and agencies specified in such subsection.

○

Mr. MACK. Without objection, the bipartisan amendment in the nature of a substitute that was provided previously to members' offices and made available and online will be considered as base text, and is open for amendment at any point.

[The amendment in the nature of a substitute to H.R. 1016 follows:]

**AMENDMENT IN THE NATURE OF A SUBSTITUTE  
TO H.R.1016**

**OFFERED BY MR. MACK OF FLORIDA  
(FOR HIMSELF AND MR. ENGEL OF NEW YORK)**

Strike all after the enacting clause and insert the following:

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Assessing Progress in  
3 Haiti Act”.

4 **SEC. 2. FINDINGS.**

5 Congress finds the following:

6 (1) On January 12, 2010, an earthquake meas-  
7 uring 7.0 on the Richter magnitude scale struck the  
8 country of Haiti.

9 (2) According to the United States Geological  
10 Survey (USGS)—

11 (A) the earthquake epicenter was located  
12 approximately 15 miles southwest of Port-au-  
13 Prince, the capital of Haiti; and

14 (B) the earthquake was followed by 59  
15 aftershocks of magnitude 4.5 or greater, the  
16 most severe measuring 6.0.

17 (3) According to the Government of Haiti, more  
18 than 316,000 people died as a result of the earth-

1 quake, including 103 citizens of the United States  
2 and more than 100 United Nations personnel.

3 (4) According to the United Nations and the  
4 International Organization for Migration—

5 (A) an estimated 3,000,000 people were di-  
6 rectly affected by the disaster, nearly one-third  
7 of the country's population; and

8 (B) more than 2,100,000 people were dis-  
9 placed from their homes to settlements.

10 (5) Casualty numbers and infrastructure dam-  
11 age, including to roads, ports, hospitals, and residen-  
12 tial dwellings, place the earthquake as the worst  
13 cataclysm to hit Haiti in over two centuries and,  
14 proportionally, one of the world's worst natural dis-  
15 asters in modern times.

16 (6) The Post Disaster Needs Assessment  
17 (PDNA) conducted by the Government of Haiti, the  
18 United Nations, the World Bank, the Inter-Amer-  
19 ican Development Bank, and other experts estimates  
20 that damage and economic losses totaled  
21 \$7,804,000,000, approximately 120 percent of Hai-  
22 ti's gross domestic product in 2009.

23 (7) Haiti is the poorest, least developed country  
24 in the Western Hemisphere with, prior to the earth-  
25 quake—

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2 ing on less than \$2 per day; and

3 (B) a ranking of 149 out of 182 countries  
4 on the United Nations Human Development  
5 Index.

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7 on January 21, 2010, on a vote of 411 to 1 ex-  
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9 (A) the House of Representatives’ “deepest  
10 condolences and sympathy for the horrific loss  
11 of life” caused by the earthquake; and

12 (B) bipartisan support for Haiti’s recovery  
13 and reconstruction.

14 (9) The initial emergency response of the men  
15 and women of the United States Government, led by  
16 the United States Agency for International Develop-  
17 ment and United States Southern Command, was  
18 swift and resolute.

19 (10) Individuals, businesses, and philanthropic  
20 organizations across the United States and through-  
21 out the international community responded in sup-  
22 port of Haiti and its populace during this crisis,  
23 sometimes in innovative ways such as fundraising  
24 through text messaging.

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2           which was integral to emergency relief efforts—

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4           monetary support to Haiti through remittances;  
5           and

6                   (B) continues to seek opportunities to  
7           partner with the United States Agency for  
8           International Development and other agencies  
9           to substantively contribute to the reconstruction  
10          of Haiti.

11          (12) Significant challenges still remain in Haiti  
12          as it works to recover and rebuild.

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14          tion for Migration, approximately 800,000 people re-  
15          main in spontaneous and organized camps in Haiti.

16          (14) According to numerous nongovernmental  
17          organizations and United States contractors, the  
18          pace of reconstruction has lagged significantly be-  
19          hind the original emergency relief phase.

20          (15) The widespread irregularities that oc-  
21          curred in the elections held in Haiti on November  
22          28, 2010, led to outbursts of violence which under-  
23          mined the recovery efforts.

24          (16) On October 21, 2010, an outbreak of chol-  
25          era was detected in the Lower Artibonite region.

1           (17) Initial efforts to contain the epidemic were  
2 disrupted by Hurricane Tomás and resulting wide-  
3 spread flooding, which led to the spreading and en-  
4 trenchment of the disease throughout the country.

5           (18) According to the Haitian Ministry of Pub-  
6 lic Health and Population, as of February 25,  
7 2011—

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15 400,000 people within the first year of the epidemic,  
16 potentially causing 7,600 deaths at the current case  
17 fatality rate.

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19 \$45,192,163 worth of assistance to combat the chol-  
20 era epidemic, including by assisting with stockpiling  
21 health commodities, equipping cholera treatments  
22 centers, providing public information, and improving  
23 water and sanitation systems.

24           (21) The efforts to combat the cholera epidemic  
25 have helped to drive the mortality rate from cholera

1 down from nearly 7 percent to 1.8 percent of all  
2 contracted cases as of February 25, 2011.

3 (22) Throughout the series of crises, the people  
4 of Haiti continue to demonstrate unwavering resil-  
5 ience, dignity, and courage.

6 (23) On March 20, 2011, presidential and par-  
7 liamentary elections were held in Haiti and although  
8 final results are not yet known, international observ-  
9 ers have stated that the elections occurred without  
10 major disruptions or problems.

11 (24) At the international donors conference  
12 “Towards a New Future for Haiti” held on March  
13 31, 2010, 59 donors pledged over \$5,000,000,000 to  
14 support Haiti.

15 (25) The United Nations Office of the Special  
16 Envoy for Haiti estimates that nearly  
17 \$1,900,000,000 has been disbursed, with an addi-  
18 tional amount of approximately \$2,000,000,000  
19 committed.

20 (26) Haiti will need the support of the inter-  
21 national community in order to confront the ongoing  
22 cholera epidemic and to promote reconstruction and  
23 development.

1 **SEC. 3. REPORT.**

2 (a) **REPORT REQUIRED.**—Not later than six months  
3 after the date of the enactment of this Act, the President,  
4 in consultation with the heads of all relevant agencies, in-  
5 cluding the Department of State, the United States Agen-  
6 cy for International Development, the Department of De-  
7 fense, the Department of Health and Human Services,  
8 and the Centers for Disease Control and Prevention shall  
9 transmit to Congress a report on the status of post-earth-  
10 quake humanitarian, reconstruction, and development ef-  
11 forts in Haiti, including efforts to prevent the spread of  
12 cholera and treat persons infected with the disease.

13 (b) **CONTENTS.**—The report required by subsection  
14 (a) shall include a description, analysis, and evaluation of  
15 the—

16 (1) overall progress of relief, recovery, and re-  
17 construction in Haiti, including—

18 (A) programs and projects of the United  
19 States Government;

20 (B) programs and projects to protect vul-  
21 nerable populations, such as internally displaced  
22 persons, children, women and girls, and persons  
23 with disabilities; and

24 (C) projects to improve water, sanitation,  
25 and health, and plans for improvements in  
26 these areas in the long-term;

1           (2) extent to which United States and inter-  
2           national efforts are in line with the priorities of the  
3           Government of Haiti and are actively engaging and  
4           working through Haitian ministries and local au-  
5           thorities;

6           (3) coordination among United States Govern-  
7           ment agencies, and coordination between the United  
8           States Government and United Nations agencies,  
9           international financial institutions, and other bilat-  
10          eral donors;

11          (4) mechanisms for communicating the progress  
12          of recovery and reconstruction efforts to Haitian  
13          citizens, as well as recommendations on how these  
14          can be improved;

15          (5) mechanisms through which Haitian civil so-  
16          ciety, including vulnerable populations, is actively  
17          participating in all major stages of recovery and re-  
18          construction efforts, and recommendations on how  
19          these can be improved; and

20          (6) mechanisms through which the Haitian di-  
21          aspora is involved in recovery and reconstruction ef-  
22          forts.

23          (c) USE OF PREVIOUSLY APPROPRIATED FUNDS.—

24 Funding for the report required under subsection (a) shall

1 derive from existing discretionary funds of the depart-  
2 ments and agencies specified in such subsection.



Mr. MACK. I also want to thank the ranking member, Mr. Engel, and the minority staff for their assistance in updating and amending this text. I think that means you. Also, all members are able to insert remarks on this measure into the record, should they choose to do so.

Before turning to myself to offer a brief amendment and speak, I will recognize myself briefly for a few opening words. On January 12, 2010, Haiti was devastated by the most powerful earthquake to strike that nation in over 200 years.

Since that time, the people of Haiti have been impacted by a hurricane with widespread flooding. The challenge of Presidential and legislative elections in this difficult environment, and a health epidemic impacting hundreds of thousands of Haitians.

While Haiti has been a focus of the State Department's activities in the Western Hemisphere, oversight of the implementation of U.S. assistance has been a priority for the Foreign Affairs Committee. I look forward to continuing to work with everyone to make sure U.S. dollars are spent in an effective, responsible, and transparent manner, as we continue to support the people of Haiti.

And at this time, I would like—I have an amendment on behalf of Mr. Engel at the desk. The clerk will report the amendment.

Mr. GATELY. Amendment to the amendment in the nature of a substitute to H.R. 1016, offered by Mr. Mack of Florida.

[The amendment referred to follows:]

**AMENDMENT TO THE AMENDMENT IN THE  
NATURE OF A SUBSTITUTE TO H.R. 1016  
OFFERED BY MR. MACK OF FLORIDA**

Page 8, line 19, strike "and" at the end.

Page 8, line 22, strike the period at the end and insert "; and".

Page 8, after line 22, insert the following:

1           (7) suitability of Haiti to receive aliens who are  
2 removed, excluded, or deported from the United  
3 States pursuant to United States law, and steps  
4 Haiti is taking to strengthen its capacity in this re-  
5 gard.



Mr. MACK. Without objection, the amendment is considered as read for purposes of amendment. And I am pleased to recognize myself again to speak on this amendment. Unless there are other members who wish to strike the last word and briefly speak, we can move to a vote.

The question is on agreeing to the amendement offered by myself and Mr. Engel. All those in favor say aye.

[Ayes.]

All those opposed say no. In the opinion of the chair, the ayes have it, and the amendment is agreed to.

Hearing no other amendments, the question now occurs on adopting the bill as amended. All those in favor, say aye.

[Ayes.]

All those opposed, say no. In the opinion of the chair, the ayes have it.

The bill as amended is agreed to, and without objection the motion to reconsider is laid on the table. Without objection, the bill will be reported favorably to the full committee in the form of a single amendment in the nature of a substitute incorporating the

amendments adopted here today, and the staff is directed to make any technical and conforming amendments.

That concludes our business, and without objection, the subcommittee stands adjourned.

[Whereupon, at 3:06 p.m., the subcommittee was adjourned.]



# A P P E N D I X



MATERIAL SUBMITTED FOR THE HEARING RECORD

**MARKUP NOTICE**  
**SUBCOMMITTEE ON THE WESTERN HEMISPHERE**  
**COMMITTEE ON FOREIGN AFFAIRS**  
U.S. HOUSE OF REPRESENTATIVES  
WASHINGTON, D.C. 20515-0128

**Connie Mack (R-FL), Chairman**

March 24, 2011

You are respectfully requested to attend an OPEN markup of the Committee on Foreign Affairs, Subcommittee on the Western Hemisphere, to be held in **Room 2172 of the Rayburn House Office Building (and available live, via the WEBCAST link on the Committee website at <http://www.hcfa.house.gov>)**:

**DATE:** Thursday, March 31, 2011  
**TIME:** 2:00 p.m.  
**SUBJECT:** Rising Oil Prices and Dependence on Hostile Regimes: The Urgent Case for Canadian Oil  
**MARKUP OF:** H.R. 1016: To measure the progress of relief, recovery, reconstruction, and development efforts in Haiti following the earthquake of January 12, 2010, and for other purposes

**By Direction of the Chairman**

The Committee on Foreign Affairs seeks to make its facilities accessible to persons with disabilities. If you are in need of special accommodations, please call 202/225-5021 at least four business days in advance of the event, whenever practicable. Questions with regard to special accommodations in general (including availability of Committee materials in alternative formats and assistive listening devices) may be directed to the Committee.

