

Calendar No. 521

115TH CONGRESS
2D SESSION

H. R. 3030

IN THE SENATE OF THE UNITED STATES

JULY 18, 2018

Received; read twice and placed on the calendar

AN ACT

To help prevent acts of genocide and other atrocity crimes, which threaten national and international security, by enhancing United States Government capacities to prevent, mitigate, and respond to such crises.

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 “Elie Wiesel Genocide
5 and Atrocities Prevention Act of 2018”.

6 **SEC. 2. SENSE OF CONGRESS.**

7 It is the sense of Congress that the United States
8 affirms the critical importance of strengthening the
9 United States Government’s efforts at atrocity prevention
10 and response through interagency coordination such as the

1 Atrocities Prevention Board (referred to in this section as
2 the “Board”) or successor entity. In carrying out the work
3 of the Board or successor entity, appropriate officials of
4 the United States Government should—

5 (1) meet regularly to monitor developments
6 throughout the world that heighten the risk of atroc-
7 ities;

8 (2) identify any gaps in United States foreign
9 policy concerning regions or particular countries re-
10 lated to atrocity prevention and response;

11 (3) facilitate the development and implementa-
12 tion of policies to enhance the capacity of the United
13 States to prevent and respond to atrocities world-
14 wide;

15 (4) provide the President with recommendations
16 to improve policies, programs, resources, and tools
17 related to atrocity prevention and response;

18 (5) conduct outreach, including consultations,
19 not less frequently than biannually, with representa-
20 tives of nongovernmental organizations and civil so-
21 ciety dedicated to atrocity prevention and response;

22 (6) operate with regular consultation and partici-
23 pation of designated interagency representatives
24 of relevant Federal agencies, executive departments,
25 or offices; and

1 (7) ensure funds are made available for the
2 policies, programs, resources, and tools related to
3 atrocity prevention and response, including through
4 mechanisms such as the Complex Crises Fund or
5 other related accounts.

6 **SEC. 3. STATEMENT OF POLICY.**

7 It shall be the policy of the United States to—

8 (1) regard the prevention of genocide and other
9 atrocities as in its national security interests;

10 (2) mitigate threats to United States security
11 by addressing the root causes of insecurity and vio-
12 lent conflict to prevent—

13 (A) the mass slaughter of civilians;

14 (B) conditions that prompt internal dis-
15 placement and the flow of refugees across bor-
16 ders; and

17 (C) other violence that wreaks havoc on re-
18 gional stability and livelihoods;

19 (3) enhance the capacity of the United States
20 to identify, prevent, address, and respond to the
21 drivers of atrocities and violent conflict as part of
22 the United States' humanitarian, development, and
23 strategic interests; and

1 (4) pursue a Government-wide strategy to pre-
2 vent and respond to the risk of genocide and other
3 atrocities by—

4 (A) strengthening the diplomatic, risk
5 analysis and monitoring, strategic planning,
6 early warning, and response capacities of the
7 Government;

8 (B) improving the use of foreign assistance
9 to respond early, effectively, and urgently in
10 order to address the root causes and drivers of
11 violence, and systemic patterns of human rights
12 abuses and atrocities;

13 (C) strengthening diplomatic response and
14 the use of foreign assistance to support transi-
15 tional justice measures, including criminal ac-
16 countability, for past atrocities;

17 (D) supporting and strengthening local
18 civil society, including human rights defenders
19 and others working to help prevent and respond
20 to atrocities, and protecting their ability to re-
21 ceive support from and partner with civil soci-
22 ety at large;

23 (E) promoting financial transparency and
24 enhancing anti-corruption initiatives as part of
25 addressing a root cause of insecurity; and

1 (F) employing a variety of unilateral, bilat-
2 eral, and multilateral means to prevent and re-
3 spond to conflicts and atrocities by—

4 (i) placing a high priority on timely,
5 preventive diplomatic efforts; and

6 (ii) exercising a leadership role in pro-
7 moting international efforts to end crises
8 peacefully.

9 **SEC. 4. TRAINING OF FOREIGN SERVICE OFFICERS IN CON-**
10 **FLICT AND ATROCITIES PREVENTION.**

11 Section 708 of the Foreign Service Act of 1980 (22
12 U.S.C. 4028) is amended—

13 (1) in subsection (a)(1)—

14 (A) in subparagraph (B), by striking
15 “and” at the end;

16 (B) in subparagraph (C), by striking the
17 period at the end and inserting “; and”; and

18 (C) by adding at the end the following new
19 subparagraph:

20 “(D) instruction on recognizing patterns of
21 escalation and early warning signs of potential
22 atrocities or violence, including gender-based vi-
23 olence, and methods of conflict assessment,
24 peacebuilding, mediation for prevention, early

1 action and response, and transitional justice
2 measures to address atrocities.”; and

3 (2) by adding at the end the following new sub-
4 section:

5 “(d) DEFINITION.—In this section, the term
6 ‘peacebuilding’ means nonviolent activities designed to
7 prevent conflict through—

8 “(1) addressing root causes of violence;

9 “(2) promoting sustainable peace;

10 “(3) delegitimizing violence as a dispute resolu-
11 tion strategy;

12 “(4) building capacity within society to peace-
13 fully manage disputes, including the capacity of gov-
14 ernments to address citizen grievances; and

15 “(5) reducing vulnerability to triggers that may
16 spark violence.”.

17 **SEC. 5. REPORTS.**

18 Not later than 180 days after the date of the enact-
19 ment of this Act and annually thereafter for the following
20 6 years, the President shall transmit to the Committee on
21 Foreign Affairs and the Permanent Select Committee on
22 Intelligence of the House of Representatives and the Com-
23 mittee on Foreign Relations and the Select Committee on
24 Intelligence of the Senate a report, with a classified annex
25 if necessary, that includes—

1 (1) a review, in consultation with appropriate
2 interagency representatives, consisting of a detailed
3 description of—

4 (A) current efforts based on United States
5 and locally identified indicators, including ca-
6 pacities and constraints for Government-wide
7 detection, early warning and response, informa-
8 tion-sharing, contingency planning, and coordi-
9 nation of efforts to prevent and respond to situ-
10 ations of genocide and atrocities and other
11 mass violence, such as gender-based violence
12 and violence against religious minorities;

13 (B) recommendations to further strengthen
14 United States capabilities described in subpara-
15 graph (A);

16 (C) funding expended by relevant Federal
17 departments and agencies on atrocities preven-
18 tion activities, including transitional justice
19 measures and the legal, procedural, and re-
20 source constraints faced by the Department of
21 State and the United States Agency for Inter-
22 national Development throughout respective
23 budgeting, strategic planning, and management
24 cycles to support conflict and atrocities preven-

tion activities in countries identified to be at risk of atrocities;

(D) current annual Government global assessments of sources of instability, conflict, and atrocities, the outcomes and findings of such assessments, and, where relevant, a review of activities, and the efficacy of such activities, that the Atrocities Prevention Board or successor entity undertook to respond to sources of instability, conflict, and atrocities;

(E) consideration of analysis, reporting, and policy recommendations to prevent and respond to atrocities produced by civil society, academic, and other nongovernmental organizations and institutions;

(F) countries and regions at risk of atrocities, including a description of most likely pathways to violence, specific risk factors, potential groups of perpetrators, and at-risk target groups; and

(G) instruction on recognizing patterns of escalation and early warning signs of potential atrocities and methods of conflict assessment, peace-building, mediation for prevention, early action and response, and transitional justice

1 measures to address atrocities in the Federal
2 training programs for Foreign Service officers;

3 (2) recommendations to ensure shared responsi-
4 bility by—

5 (A) enhancing multilateral mechanisms for
6 preventing atrocities, including strengthening
7 the role of international organizations and
8 international financial institutions in conflict
9 prevention, mitigation, and response; and

10 (B) strengthening regional organizations;
11 (3) implementation status of the recommenda-
12 tions contained in such review; and

13 (4) identification of the Federal departments
14 and agencies and civil society, academic, and non-
15 governmental organizations and institutions con-
16 sulted for preparation of such report.

17 **SEC. 6. DEFINITION.**

18 In this Act, the term “genocide” means an offense
19 under subsection (a) of section 1091 of title 18, United
20 States Code, or any substantially similar conduct.

Passed the House of Representatives July 17, 2018.

Attest:

KAREN L. HAAS,

Clerk.

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