

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 3030
OFFERED BY MRS. WAGNER OF MISSOURI**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Elie Wiesel Genocide
3 and Atrocities Prevention Act of 2018”.

4 SEC. 2. SENSE OF CONGRESS.

5 It is the sense of Congress that the United States
6 affirms the critical importance of strengthening the
7 United States Government’s efforts at atrocity prevention
8 and response through interagency coordination such as the
9 Atrocities Prevention Board (referred to in this section as
10 the “Board”) or successor entity. In carrying out the work
11 of the Board or successor entity, appropriate officials of
12 the United States Government should—

13 (1) meet regularly to monitor developments
14 throughout the world that heighten the risk of atroc-
15 ities;

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

1 (3) facilitate the development and implementa-
2 tion of policies to enhance the capacity of the United
3 States to prevent and respond to atrocities world-
4 wide;

5 (4) provide the President with recommendations
6 to improve policies, programs, resources, and tools
7 related to atrocity prevention and response;

8 (5) conduct outreach, including consultations,
9 not less frequently than biannually, with representa-
10 tives of nongovernmental organizations and civil so-
11 ciety dedicated to atrocity prevention and response;

12 (6) operate with regular consultation and partici-
13 pation of designated interagency representatives
14 of relevant Federal agencies, executive departments,
15 or offices; and

16 (7) ensure funds are made available for the
17 policies, programs, resources, and tools related to
18 atrocity prevention and response, including through
19 mechanisms such as the Complex Crises Fund or
20 other related accounts.

21 **SEC. 3. STATEMENT OF POLICY.**

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

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

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

4 (A) the mass slaughter of civilians;

5 (B) conditions that prompt internal dis-
6 placement and the flow of refugees across bor-
7 ders; and

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

10 (3) enhance the capacity of the United States
11 to identify, prevent, address, and respond to the
12 drivers of atrocities and violent conflict as part of
13 the United States' humanitarian, development, and
14 strategic interests; and

15 (4) pursue a Government-wide strategy to pre-
16 vent and respond to the risk of genocide and other
17 atrocities by—

18 (A) strengthening the diplomatic, risk
19 analysis and monitoring, strategic planning,
20 early warning, and response capacities of the
21 Government;

22 (B) improving the use of foreign assistance
23 to respond early, effectively, and urgently in
24 order to address the root causes and drivers of

1 violence, and systemic patterns of human rights
2 abuses and atrocities;

3 (C) strengthening diplomatic response and
4 the use of foreign assistance to support transi-
5 tional justice measures, including criminal ac-
6 countability, for past atrocities;

7 (D) supporting and strengthening local
8 civil society, including human rights defenders
9 and others working to help prevent and respond
10 to atrocities, and protecting their ability to re-
11 ceive support from and partner with civil soci-
12 ety at large;

13 (E) promoting financial transparency and
14 enhancing anti-corruption initiatives as part of
15 addressing a root cause of insecurity; and

16 (F) employing a variety of unilateral, bilat-
17 eral, and multilateral means to prevent and re-
18 spond to conflicts and atrocities by—

19 (i) placing a high priority on timely,
20 preventive diplomatic efforts; and

21 (ii) exercising a leadership role in pro-
22 moting international efforts to end crises
23 peacefully.

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

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

5 (1) in subsection (a)(1)—

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

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

10 (C) by adding at the end the following new
11 subparagraph:

12 “(D) instruction on recognizing patterns of
13 escalation and early warning signs of potential
14 atrocities or violence, including gender-based vi-
15 olence, and methods of conflict assessment,
16 peacebuilding, mediation for prevention, early
17 action and response, and transitional justice
18 measures to address atrocities.”; and

19 (2) by adding at the end the following new sub-
20 section:

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

24 “(1) addressing root causes of violence;

25 “(2) promoting sustainable peace;

1 “(3) delegitimizing violence as a dispute resolu-
2 tion strategy;

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

6 “(5) reducing vulnerability to triggers that may
7 spark violence.”.

8 **SEC. 5. REPORTS.**

9 Not later than 180 days after the date of the enact-
10 ment of this Act and annually thereafter for the following
11 six years, the President shall transmit to the Committee
12 on Foreign Affairs of the House of Representatives and
13 the Committee on Foreign Relations of the Senate a re-
14 port, with a classified annex if necessary, that includes—

15 (1) a review, in consultation with appropriate
16 interagency representatives, consisting of a detailed
17 description of—

18 (A) current efforts based on United States
19 and locally identified indicators, including ca-
20 pacities and constraints for Government-wide
21 detection, early warning and response, informa-
22 tion-sharing, contingency planning, and coordi-
23 nation of efforts to prevent and respond to situ-
24 ations of genocide and atrocities and other

1 mass violence, such as gender-based violence
2 and violence against religious minorities;

3 (B) recommendations to further strengthen
4 United States capabilities described in subpara-
5 graph (A);

6 (C) funding expended by relevant Federal
7 departments and agencies on atrocities preven-
8 tion activities, including transitional justice
9 measures and the legal, procedural, and re-
10 source constraints faced by the Department of
11 State and the United States Agency for Inter-
12 national Development throughout respective
13 budgeting, strategic planning, and management
14 cycles to support conflict and atrocities preven-
15 tion activities in countries identified to be at
16 risk of atrocities;

17 (D) current annual Government global as-
18 sessments of sources of instability, conflict, and
19 atrocities, the outcomes and findings of such
20 assessments, and, where relevant, a review of
21 activities, and the efficacy of such activities,
22 that the Atrocities Prevention Board or suc-
23 cessor entity undertook to respond to sources of
24 instability, conflict, and atrocities;

1 (E) consideration of analysis, reporting,
2 and policy recommendations to prevent and re-
3 spond to atrocities produced by civil society,
4 academic, and other nongovernmental organiza-
5 tions and institutions;

6 (F) countries and regions at risk of atroc-
7 ities, including a description of most likely
8 pathways to violence, specific risk factors, po-
9 tential groups of perpetrators, and at-risk tar-
10 get groups; and

11 (G) instruction on recognizing patterns of
12 escalation and early warning signs of potential
13 atrocities and methods of conflict assessment,
14 peace-building, mediation for prevention, early
15 action and response, and transitional justice
16 measures to address atrocities in the Federal
17 training programs for Foreign Service officers;

18 (2) recommendations to ensure shared responsi-
19 bility by—

20 (A) enhancing multilateral mechanisms for
21 preventing atrocities, including strengthening
22 the role of international organizations and
23 international financial institutions in conflict
24 prevention, mitigation, and response; and

25 (B) strengthening regional organizations;

1 (3) implementation status of the recommenda-
2 tions contained in such review; and

3 (4) identification of the Federal departments
4 and agencies and civil society, academic, and non-
5 governmental organizations and institutions con-
6 sulted for preparation of such report.

7 **SEC. 6. DEFINITION.**

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

