

Suspend the Rules and Pass the Bill, H.R. 6015, with an amendment

(The amendment strikes all after the enacting clause and inserts a new text)

117TH CONGRESS
1ST SESSION

H. R. 6015

To award a Congressional Gold Medal to Benjamin Berell Ferencz, in recognition of his service to the United States and international community during the post-World War II Nuremberg trials and lifelong advocacy for international criminal justice and rule of law.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 18, 2021

Ms. LOIS FRANKEL of Florida (for herself, Mr. WILSON of South Carolina, Mr. DEUTCH, Mr. BILIRAKIS, Mr. MCGOVERN, Mr. SMITH of New Jersey, Mr. FITZPATRICK, Mr. RYAN, Mr. MANN, Mr. LOWENTHAL, Mr. SUOZZI, Mrs. CAMMACK, Mrs. TRAHAN, Mr. ELLZEY, Ms. SALAZAR, Mr. KHANNA, Mr. DIAZ-BALART, Mrs. MILLER-MEEKS, Ms. CASTOR of Florida, Mr. TRONE, Mr. COHEN, Mr. CARSON, Mr. VARGAS, Mr. GOTTHEIMER, Mrs. LURIA, Mrs. CAROLYN B. MALONEY of New York, Ms. NORTON, Mr. ROGERS of Kentucky, Ms. WILSON of Florida, Mr. SOTO, Ms. BONAMICI, Ms. MENG, and Mr. CICILLINE) introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To award a Congressional Gold Medal to Benjamin Berell Ferencz, in recognition of his service to the United States and international community during the post-

World War II Nuremberg trials and lifelong advocacy for international criminal justice and rule of law.

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 “Benjamin Berell
5 Ferencz Congressional Gold Medal Act”.

6 **SEC. 2. FINDINGS.**

7 Congress finds the following:

8 (1) Benjamin “Ben” Berell Ferencz was born
9 on March 11, 1920, in Transylvania, now modern
10 day Hungary.

11 (2) In 1920, Ben and his family fled anti-Se-
12 mitic persecution and emigrated to the United
13 States. Ben grew up in New York City, and in 1940,
14 was awarded a scholarship to Harvard Law School
15 where he graduated with honors.

16 (3) After the onset of World War II, Ben en-
17 listed in the United States Army in 1943, and joined
18 an anti-aircraft artillery battalion preparing for the
19 invasion of France. As an enlisted man under Gen-
20 eral Patton, he fought in most of the major cam-
21 paigns in Europe.

22 (4) As Nazi atrocities were uncovered, Ben was
23 transferred to a newly created War Crimes Branch
24 of the Army to gather evidence of war crimes that

1 could be used in a court of law to prosecute persons
2 responsible for these crimes. Ben documented the
3 horrors perpetrated by Nazi Germany, visiting con-
4 centration camps as they were liberated.

5 (5) At the end of 1945, Ben was honorably dis-
6 charged from the United States Army with the rank
7 of Sergeant of Infantry. He had been awarded five
8 battle stars.

9 (6) In 1946, the United States Government re-
10 cruited Ben to join the team working on the Nurem-
11 berg tribunals, a novel independent court established
12 to try top-ranking Nazi officials for crimes per-
13 petrated during the course of the war, including
14 those crimes we now call the Holocaust. Mr. Ferencz
15 was sent to Berlin to oversee a team of 50 research-
16 ers investigating official Nazi records, which pro-
17 vided overwhelming evidence to implicate German
18 doctors, lawyers, judges, generals, industrialists, and
19 others in genocide.

20 (7) By 1948, at age 27, Ben had secured
21 enough evidence to prosecute 22 SS members of
22 Nazi killing squads charged for the murder of over
23 1,000,0000 Jewish, Roma, Soviet, and other men,
24 women, and children in shooting massacres in occu-
25 pied Soviet territory. He was appointed chief pros-

1 ecutor in the Einsatzgruppen Trial, in what the As-
2 sociated Press called “the biggest murder trial in
3 history”. The court found 20 Nazi officials guilty of
4 war crimes, crimes against humanity, and member-
5 ship in a criminal organization for their roles in the
6 murder of over a million people. An additional two
7 defendants were found guilty for membership in a
8 criminal organization.

9 (8) After the Nuremberg trials ended, Ben
10 fought for compensation for victims and survivors of
11 the Holocaust, the return of stolen assets, and other
12 forms of restitution for those who had suffered at
13 the hands of the Nazis.

14 (9) Since the 1970s, Ben has worked tirelessly
15 to promote development of international mechanisms
16 to outlaw and punish aggressive war and the crimes
17 of genocide, crimes against humanity and war
18 crimes. His efforts contributed to the establishment
19 of the International Criminal Court and to the rec-
20 ognition of aggression as an international crime.

21 (10) Ben is a tireless advocate for international
22 criminal justice and the conviction that the rule of
23 law offers the world a sustainable path to stem con-
24 flict and reach peaceful conclusions to geopolitical
25 disputes. His unwavering goal has been “to establish

1 a legal precedent that would encourage a more hu-
2 mane and secure world in the future”.

3 (11) Ben, at age 102, is still active, giving
4 speeches throughout the world about lessons learned
5 during his extraordinary career. He is compelled by
6 the imperative to “replace the rule of force with the
7 rule of law”, promoting judicial mechanisms that
8 can resolve conflict. He often tells young people to
9 “never give up” because the fight for peace and jus-
10 tice is worth the long struggle ahead.

11 **SEC. 3. CONGRESSIONAL GOLD MEDAL.**

12 (a) PRESENTATION AUTHORIZED.—The Speaker of
13 the House of Representatives and the President pro tem-
14 pore of the Senate shall make appropriate arrangements
15 for the presentation, on behalf of the Congress, of a gold
16 medal of appropriate design to Benjamin Berell Ferencz,
17 in recognition of his service to the United States and inter-
18 national community during the post-World War II Nurem-
19 berg trials and lifelong advocacy for international criminal
20 justice and rule of law.

21 (b) DESIGN AND STRIKING.—For purposes of the
22 presentation referred to in subsection (a), the Secretary
23 of the Treasury (referred to in this Act as the “Sec-
24 retary”) shall strike a gold medal with suitable emblems,
25 devices, and inscriptions, to be determined by the Sec-

1 retary. The design shall bear an image of, and inscription
2 of the name of, Benjamin Berell Ferencz.

3 (c) DISPOSITION OF MEDAL.—Following the award
4 of the gold medal under subsection (a), the gold medal
5 shall be given to Benjamin Berell Ferencz or, if unavail-
6 able, to his son, Donald Ferencz.

7 **SEC. 4. DUPLICATE MEDALS.**

8 (a) IN GENERAL.—The Secretary may strike and sell
9 duplicates in bronze of the gold medal struck pursuant
10 to section 3, at a price sufficient to cover the cost thereof,
11 including labor, materials, dies, use of machinery, and
12 overhead expenses.

13 (b) UNITED STATES HOLOCAUST MEMORIAL MU-
14 SEUM.—

15 (1) IN GENERAL.—The Secretary shall provide
16 a duplicate bronze medal described under subsection
17 (a) to the United States Holocaust Memorial Mu-
18 seum.

19 (2) SENSE OF CONGRESS.—It is the sense of
20 Congress that the United States Holocaust Memo-
21 rial Museum should make the duplicate medal re-
22 ceived under this subsection available for display to
23 the public whenever the United States Holocaust
24 Memorial Museum determines that such display is
25 timely, feasible, and practical.

1 **SEC. 5. STATUS OF MEDALS.**

2 (a) NATIONAL MEDALS.—The medals struck pursu-
3 ant to this Act are national medals for purposes of chapter
4 51 of title 31, United States Code.

5 (b) NUMISMATIC ITEMS.—For purposes of section
6 5134 of title 31, United States Code, all medals struck
7 under this Act shall be considered to be numismatic items.

8 **SEC. 6. AUTHORITY TO USE FUND AMOUNTS; PROCEEDS OF**
9 **SALE.**

10 (a) AUTHORITY TO USE FUND AMOUNTS.—There is
11 authorized to be charged against the United States Mint
12 Public Enterprise Fund such amounts as may be nec-
13 essary to pay for the costs of the medals struck under
14 this Act.

15 (b) PROCEEDS OF SALE.—Amounts received from the
16 sale of duplicate bronze medals authorized under section
17 4 shall be deposited into the United States Mint Public
18 Enterprise Fund.

19 **SEC. 7. DETERMINATION OF BUDGETARY EFFECTS.**

20 The budgetary effects of this Act, for the purpose of
21 complying with the Statutory Pay-As-You-Go Act of 2010,
22 shall be determined by reference to the latest statement
23 titled “Budgetary Effects of PAYGO Legislation” for this
24 Act, submitted for printing in the Congressional Record
25 by the Chairman of the House Budget Committee, pro-

- 1 vided that such statement has been submitted prior to the
- 2 vote on passage.