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(Original Signature of Member)

118TH CONGRESS
1ST SESSION

H. R. _____

To modify and expand the annual report required under the Elie Wiesel Genocide and Atrocities Prevention Act of 2018 and require additional review of United States assistance provided to certain countries identified as being at risk of atrocities by such report, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Ms. JACOBS introduced the following bill; which was referred to the Committee
on _____

A BILL

To modify and expand the annual report required under the Elie Wiesel Genocide and Atrocities Prevention Act of 2018 and require additional review of United States assistance provided to certain countries identified as being at risk of atrocities by such report, 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 “Atrocity Prevention
5 Act”.

1 **SEC. 2. EXTENSION AND MODIFICATION OF ANNUAL RE-**
2 **PORT REQUIREMENT.**

3 Section 5(a) of the Elie Wiesel Genocide and Atroc-
4 ities Prevention Act of 2018 (22 U.S.C. 2656 note) is
5 amended—

6 (1) in the matter preceding paragraph (1), by
7 striking “for the following six years”; and

8 (2) in paragraph (1)(E), by inserting “(ranked
9 as high-, medium-, or low-risk)” after “countries
10 and regions at risk of atrocities”.

11 **SEC. 3. REVIEW OF SECURITY ASSISTANCE PROVIDED TO**
12 **COUNTRIES.**

13 The Elie Wiesel Genocide and Atrocities Prevention
14 Act of 2018 (22 U.S.C. 2656 note) is amended by insert-
15 ing after section 5 the following:

16 **“SEC. 5A. SECURITY ASSISTANCE AND COOPERATION RE-**
17 **VIEW.**

18 “(a) REVIEW REQUIRED.—Not later than 60 days
19 after the submission of each annual report required by sec-
20 tion 5, the Secretary of State (acting through the Depart-
21 ment of State officials listed in subsection (c)), in con-
22 sultation with the Secretary of Defense, shall submit to
23 the appropriate congressional committees a report con-
24 sisting of the results of a review of the risks related to
25 the provision of security assistance and cooperation in
26 countries identified in the most recent annual report (in-

1 cluding in the classified annex to such report) pursuant
2 to such section 5 as being at high- or medium-risk for
3 atrocities. Such report shall also include, for each such
4 country, the following:

5 “(1) With respect to a country newly identified
6 as being at such risk, an assessment of the risks as-
7 sociated with providing security assistance and co-
8 operation to the governments of such countries, in-
9 cluding the risks of whether security assistance and
10 cooperation—

11 “(A) may be used for perpetrating atroc-
12 ities; or

13 “(B) may exacerbate identified relevant
14 risk factors for the commission of such atroc-
15 ities.

16 “(2) With respect to a country identified as
17 being at high- or medium-risk for atrocities for
18 which an assessment described in paragraph (1) has
19 previously been submitted pursuant to this section,
20 an assessment of whether such risk factors, the cur-
21 rent or planned security assistance and cooperation
22 provided by the United States, or other relevant con-
23 text have changed in the intervening period since the
24 prior submission.

1 “(3) A determination, including a justification,
2 on whether current or planned United States secu-
3 rity assistance and cooperation should be continued,
4 terminated, paused, or otherwise delayed in light of
5 the risks assessed pursuant to paragraph (1) or (2).

6 “(b) DEFINITIONS.—For purposes of the review re-
7 quired by subsection (a)—

8 “(1) the term ‘appropriate congressional com-
9 mittees’ means—

10 “(A) the Committee on Appropriations, the
11 Committee on Armed Services, and the Com-
12 mittee on Foreign Affairs of the House of Rep-
13 resentatives; and

14 “(B) the Committee on Appropriations, the
15 Committee on Armed Services, and the Com-
16 mittee on Foreign Relations of the Senate;

17 “(2) the term ‘security assistance and coopera-
18 tion’—

19 “(A) means—

20 “(i) assistance meeting the definition
21 of ‘security assistance’ under section 502B
22 of the Foreign Assistance Act of 1961 (22
23 U.S.C. 2304(d)(2));

24 “(ii) programs and activities meeting
25 the definition of ‘security cooperation pro-

1 grams and activities of the Department of
2 Defense’ under section 301 of title 10,
3 United States Code; and

4 “(iii) activities authorized pursuant
5 to—

6 “(I) 127(e) of title 10, United
7 States Code; or

8 “(II) section 1202 of the Na-
9 tional Defense Authorization Act for
10 Fiscal Year 2018 (Public Law 115-
11 91; 131 Stat. 1639); and

12 “(B) includes any use of amounts made
13 available to Department of Defense—

14 “(i) to increase the capacity or capa-
15 bility of a unit of a foreign security force,
16 a member of such a unit, or an irregular
17 force, group, or individual; or

18 “(ii) to support foreign security
19 forces, irregular forces, groups, or individ-
20 uals to operate with United States forces
21 in coalition, combined operations or other
22 operations.

23 “(c) DEPARTMENT OF STATE OFFICIALS.—The De-
24 partment of State officials listed in this subsection are the
25 Assistant Secretary of the Bureau of Democracy, Human

1 Rights, and Labor working jointly with the Assistant Sec-
2 retary for Conflict and Stabilization Operations, and in
3 consultation with the Assistant Secretary of the Bureau
4 of Political-Military Affairs Bureau.

5 “(d) FORM.—The report required by subsection (a)
6 shall be submitted in unclassified form and may include
7 a classified annex.”.