

AMENDMENT TO RULES COMMITTEE PRINT 115-

23

OFFERED BY MR. BEYER OF VIRGINIA

At the end of subtitle H of title XII of division A,
add the following:

1 **SEC. 1282. SUPPRESSION OF PEACEFUL DEMONSTRATIONS.**

2 (a) FINDINGS.—Congress finds the following:

3 (1) Turkey is a NATO ally and a partner in the
4 fight against ISIL.

5 (2) Despite this close partnership, on May 16,
6 2017, Turkish security officials interfered with the
7 First Amendment rights of United States citizens at
8 a peaceful demonstration that occurred across the
9 street from the Turkish ambassador’s residence.

10 (3) At least six armed Turkish security officials
11 beat, kicked, and choked unarmed demonstrators.

12 (4) Two armed Turkish security officers were
13 detained at the scene for physically assaulting De-
14 partment of State Diplomatic Security Services offi-
15 cers.

16 (5) The Department of State did not request
17 that Turkey waive the immunity for these two secu-

1 rity officers in order to fully investigate the assault
2 prior to their being released from custody.

3 (6) Immunity for diplomatic personnel and cer-
4 tain other foreign officials is a core principle, but so
5 is the right to demonstrate peacefully and freely in
6 the United States.

7 (b) SENSE OF CONGRESS.—It is the sense of Con-
8 gress that—

9 (1) the Turkish security officials who directed,
10 oversaw, or participated in the May 16, 2017, attack
11 acted in an egregious and brutal manner, reflecting
12 poorly on President Erdogan and the Government of
13 Turkey;

14 (2) any officials determined to have directed,
15 oversaw, or participated in the May 16, 2017, attack
16 should be charged and prosecuted under United
17 States law;

18 (3) the United States' respect for free speech
19 requires officials of the United States to speak out
20 against such attack; and

21 (4) the United States should take steps to
22 strengthen free press and civil society activism in
23 countries such as Turkey, and combat efforts by for-
24 eign leaders to suppress free and peaceful dem-
25 onstrations in their own countries.

1 (c) VISA BAN.—

2 (1) DETERMINATION.—The Secretary of State
3 shall conduct an investigation and issue a report re-
4 garding any foreign security officials involved in the
5 suppression of peaceful demonstrations in the
6 United States. Any such investigation shall be com-
7 pleted not later than 30 days after such suppression
8 and shall include the following:

9 (A) A determination of foreign officials
10 who participated in such suppression.

11 (B) A determination of the diplomatic sta-
12 tus of such officials.

13 (C) An assessment of the impact of re-
14 questing a waiver of diplomatic immunity for
15 such individuals.

16 (2) AUTHORITY TO DENY.—The Secretary of
17 State shall, notwithstanding any other provision of
18 law, use the authority provided in accordance with
19 section 221(i) of the Immigration and Nationality
20 Act (8 U.S.C. 1201(i)) to deny or revoke the visa or
21 other documentation with respect to any representa-
22 tive of a foreign government who is determined to
23 have participated in conduct described in paragraph
24 (1).

1 (3) WAIVER.—The Secretary of State may
2 waive the requirement described in paragraph (3) if
3 the Secretary determines it is vital to the interests
4 of the United States to do so.

5 (4) MAY 16TH DETERMINATION.—The Sec-
6 retary of State shall conduct an investigation de-
7 scribed in paragraph (1) with respect to the attack
8 involving Turkish security officials in Washington,
9 D.C., on May 16, 2017.

10 (d) GUIDELINES ON DIPLOMATIC IMMUNITY.—Not
11 later than 90 days after the date of the enactment of this
12 Act, the Secretary of State shall issue guidelines on the
13 circumstances under which the Secretary shall request a
14 waiver of diplomatic immunity for foreign security officials
15 involved in the suppression of peaceful demonstrations in
16 the United States. Such guidelines shall include the fol-
17 lowing:

18 (1) A description of the legal parameters re-
19 garding revocation of diplomatic immunity and the
20 scope of immunity available to and typically granted
21 to visiting security personnel.

22 (2) A description of the scope of immunity the
23 Department of State seeks for United States secu-
24 rity personnel escorting United States dignitaries in
25 foreign countries, including members of the Secret

1 Service, Diplomatic Security Service of the Depart-
2 ment, and other agencies.

3 (e) MAY 16TH INCIDENT.—

4 (1) REPORT.—Not later than 60 days after the
5 date of the enactment of this Act, the Secretary of
6 State, in coordination with the heads of other appro-
7 priate Federal agencies, shall submit to Congress a
8 report on the attack involving Turkish security offi-
9 cials in Washington, D.C., on May 16, 2017. Such
10 report shall include the following information:

11 (A) The identities of the foreign officials
12 who participated in such attack.

13 (B) A determination of whether such offi-
14 cials had participated in a previous incident in
15 front of the Brookings Institution on March 31,
16 2016, or at the United Nations General Assem-
17 bly in New York in 2011.

18 (C) If the same officials were involved in
19 both incidents, an assessment of why the De-
20 partment of State granted visas to such officials
21 to return to the United States.

22 (D) A description of the diplomatic follow
23 up following the Brookings Institution incident,
24 including any discussions with Turkish officials
25 regarding acceptable parameters for security of-

1 ficials and consequences for failing to abide by
2 lawful norms.

3 (E) A description of the steps the Depart-
4 ment of State, in coordination with other Fed-
5 eral agencies, plans to take to remedy any secu-
6 rity shortcomings identified during such inci-
7 dents.

8 (2) FINANCIAL COMPENSATION.—It is the sense
9 of Congress that the United States should support
10 financial compensation from the Government of Tur-
11 key for the victims of the May 16, 2017, attack.

