

**AMENDMENT TO H.R. 8038**

**OFFERED BY MR. COHEN OF TENNESSEE**

Add at the end the following:

1 **DIVISION \_\_\_\_\_—CONDEMNING**  
2 **THE RUSSIAN FEDERATION**  
3 **FOR ACTS OF GENOCIDE**

4 **SEC. 1. FINDINGS.**

5 Congress finds the following:

6 (1) Whereas the Russian Federation’s illegal,  
7 premeditated, unprovoked, and brutal war against  
8 Ukraine includes extensive, systematic, and flagrant  
9 atrocities against the people of Ukraine.

10 (2) Whereas Article II of the Convention on the  
11 Prevention and Punishment of the Crime of Geno-  
12 cide (hereinafter the “Genocide Convention”), ap-  
13 proved and opened for signature in 1948 and en-  
14 tered into force in 1951, defines genocide as “any of  
15 the following acts committed with intent to destroy,  
16 in whole or in part, a national, ethnical, racial or re-  
17 ligious group, as such:

18 (A) Killing members of the group.

19 (B) Causing serious bodily or mental harm  
20 to members of the group.

1 (C) Deliberately inflicting on the group  
2 conditions of life calculated to bring about its  
3 physical destruction in whole or in part.

4 (D) Imposing measures intended to pre-  
5 vent births within the group.

6 (E) Forcibly transferring children of the  
7 group to another group”.

8 (3) Whereas substantial and significant evi-  
9 dence documenting widespread, systematic actions  
10 against the Ukrainian people committed by Russian  
11 Forces under the direction of Russian Federation  
12 political leadership meets one or more of the criteria  
13 under Article II of the Genocide Convention, includ-  
14 ing—

15 (A) killing members of the Ukrainian peo-  
16 ple in mass atrocities through deliberate and  
17 regularized murders of fleeing civilians and ci-  
18 vilians in passing as well as purposeful tar-  
19 geting of homes, schools, hospitals, shelters,  
20 and other residential and civilian areas;

21 (B) causing serious bodily or mental harm  
22 to the Ukrainian people by launching indis-  
23 criminate attacks against civilians and civilian  
24 areas, conducting willful strikes on humani-  
25 tarian evacuation corridors, and employing

1           widespread and systematic sexual violence  
2           against Ukrainian civilians, including women,  
3           children, and men;

4           (C) deliberately inflicting upon the Ukrain-  
5           ian people conditions of life calculated to bring  
6           about their physical destruction in whole or in  
7           part, including displacement due to annihilated  
8           villages, towns, and cities left devoid of food,  
9           water, shelter, electricity, and other basic neces-  
10          sities, starvation caused by the destruction of  
11          farmlands and agricultural equipment, the plac-  
12          ing of Russian landmines across thousands of  
13          acres of useable fields, and blocking the delivery  
14          of humanitarian food aid;

15          (D) imposing measures intended to prevent  
16          births among the Ukrainian people, dem-  
17          onstrated by the Russian military's expansive  
18          and direct targeting of maternity hospitals and  
19          other medical facilities and systematic attacks  
20          against residential and civilian areas as well as  
21          humanitarian corridors intended to deprive  
22          Ukrainians of safe havens within their own  
23          country and the material conditions conducive  
24          to childrearing; and

1           (E) forcibly mass transferring millions of  
2           Ukrainian civilians, hundreds of thousands of  
3           whom are children, to Russia or Russian Fed-  
4           eration-controlled territories.

5           (4) Whereas the Russian Federation’s State-  
6           level intent in favor of these heinous crimes against  
7           humanity has been demonstrated through frequent  
8           pronouncements and other forms of official commu-  
9           nication denying Ukrainian nationhood and sov-  
10          ereignty, including President Putin’s ahistorical  
11          claims that Ukraine is part of a “single whole” Rus-  
12          sian nation with “no historical basis” for being an  
13          independent country.

14          (5) Whereas some Russian soldiers and bri-  
15          gades accused of committing war crimes in Bucha  
16          and elsewhere were rewarded with medals by Presi-  
17          dent Putin.

18          (6) Whereas the Russian State-owned media  
19          outlet RIA Novosti’s published the article “What  
20          Should Russia do with Ukraine” which outlines “de-  
21          Nazification” as meaning “de-Ukrainianization” or  
22          the destruction of Ukraine.

23          (7) Whereas Article I of the Genocide Conven-  
24          tion confirms “that genocide, whether committed in  
25          time of peace or in time of war, is a crime under

1 international law which they undertake to prevent  
2 and to punish”.

3 (8) Whereas additional documentation and  
4 analysis of atrocities committed by the Russian Fed-  
5 eration in Ukraine may be needed to punish those  
6 responsible, the substantial and significant docu-  
7 mentation already undertaken and combined with  
8 statements showing intent, compel urgent action to  
9 prevent further acts of genocide.

10 **SEC. 2. SENSE OF CONGRESS.**

11 Congress—

12 (1) condemns the Russian Federation for com-  
13 mitting acts of genocide against the Ukrainian peo-  
14 ple;

15 (2) calls on the United States, in cooperation  
16 with North Atlantic Treaty Organization and Euro-  
17 pean Union allies, to undertake measures to support  
18 the Ukrainian Government to prevent further acts of  
19 Russian genocide against the Ukrainian people; and

20 (3) supports tribunals and international crimi-  
21 nal investigations to hold Russian political leaders  
22 and military personnel to account for a war of ag-  
23 gression, war crimes, crimes against humanity, and  
24 genocide.

