

117TH CONGRESS  
2D SESSION

# H. R. 7276

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IN THE SENATE OF THE UNITED STATES

APRIL 7, 2022

Received; read twice and referred to the Committee on Foreign Relations

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## AN ACT

To direct the President to submit to Congress a report on United States Government efforts to collect, analyze, and preserve evidence and information related to war crimes and other atrocities committed during the full-scale Russian invasion of Ukraine since February 24, 2022, 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,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Ukraine Invasion War  
3 Crimes Deterrence and Accountability Act”.

4 **SEC. 2. SENSE OF CONGRESS.**

5 It is the sense of Congress that—

6 (1) in its premeditated, unprovoked, unjustified,  
7 and unlawful full-scale invasion of Ukraine that  
8 commenced on February 24, 2022, the military of  
9 the Government of the Russian Federation under  
10 the direction of President Vladimir Putin has com-  
11 mitted war crimes that include but are not limited  
12 to—

13 (A) the deliberate targeting of civilians and  
14 injuring or killing of noncombatants;

15 (B) the deliberate targeting and attacking  
16 of hospitals, schools, and other non-military  
17 buildings dedicated to religion, art, science, or  
18 charitable purposes, such as the bombing of a  
19 theater in Mariupol that served as a shelter for  
20 noncombatants and had the word “children”  
21 written clearly in the Russian language outside;

22 (C) the indiscriminate bombardment of  
23 undefended dwellings and buildings;

24 (D) the wanton destruction of property not  
25 justified by military necessity;

26 (E) unlawful civilian deportations;

1 (F) the taking of hostages; and

2 (G) rape, or sexual assault or abuse;

3 (2) the use of chemical weapons by the Govern-  
4 ment of the Russian Federation in Ukraine would  
5 constitute a war crime, and engaging in any military  
6 preparations to use chemical weapons or to develop,  
7 produce, stockpile, or retain chemical weapons is  
8 prohibited by the Chemical Weapons Convention, to  
9 which the Russian Federation is a signatory;

10 (3) Vladimir Putin has a long record of com-  
11 mitting acts of aggression, systematic abuses of  
12 human rights, and acts that constitute war crimes or  
13 other atrocities both at home and abroad, and the  
14 brutality and scale of these actions, including in the  
15 Russian Federation republic of Chechnya, Georgia,  
16 Syria, and Ukraine, demonstrate the extent to which  
17 his regime is willing to flout international norms and  
18 values in the pursuit of its objectives;

19 (4) Vladimir Putin has previously sanctioned  
20 the use of chemical weapons at home and abroad, in-  
21 cluding in the poisonings of Russian spy turned dou-  
22 ble agent Sergei Skripal and his daughter Yulia and  
23 leading Russian opposition figure Aleksey Navalny,  
24 and aided and abetted the use of chemical weapons  
25 by President Bashar al-Assad in Syria; and

1           (5) in 2014, the Government of the Russian  
2           Federation initiated its unprovoked war of aggres-  
3           sion against Ukraine which resulted in its illegal oc-  
4           cupation of Crimea, the unrecognized declaration of  
5           independence by the so-called “Donetsk People’s Re-  
6           public” and “Luhansk People’s Republic” by Rus-  
7           sia-backed proxies, and numerous human rights vio-  
8           lations and deaths of civilians in Ukraine.

9   **SEC. 3. STATEMENT OF POLICY.**

10          It is the policy of the United States—

11               (1) to collect, analyze, and preserve evidence  
12               and information related to war crimes and other  
13               atrocities committed during the full-scale Russian  
14               invasion of Ukraine that began on February 24,  
15               2022, for use in appropriate domestic, foreign, and  
16               international courts and tribunals prosecuting those  
17               responsible for such crimes;

18               (2) to help deter the commission of war crimes  
19               and other atrocities in Ukraine by publicizing to the  
20               maximum possible extent, including among Russian  
21               and other foreign military commanders and troops  
22               in Ukraine, efforts to identify and prosecute those  
23               responsible for the commission of war crimes during  
24               the full-scale Russian invasion of Ukraine that  
25               began on February 24, 2022; and

1           (3) to continue efforts to identify, deter, and  
2           pursue accountability for war crimes and other  
3           atrocities committed around the world and by other  
4           perpetrators, and to leverage international coopera-  
5           tion and best practices in this regard with respect to  
6           the current situation in Ukraine.

7 **SEC. 4. REPORT ON UNITED STATES EFFORTS.**

8           Not later than 90 days after the date of the enact-  
9           ment of this Act, and consistent with the protection of  
10          intelligence sources and methods, the President shall sub-  
11          mit to the appropriate congressional committees a report,  
12          which may include a classified annex, describing in detail  
13          the following:

14               (1) United States Government efforts to collect,  
15               analyze, and preserve evidence and information re-  
16               lated to war crimes and other atrocities committed  
17               during the full-scale Russian invasion of Ukraine  
18               since February 24, 2022, including a description  
19               of—

20                       (A) the respective roles of various agencies,  
21                       departments, and offices, and the interagency  
22                       mechanism established for the coordination of  
23                       such efforts;

24                       (B) the types of information and evidence  
25                       that are being collected, analyzed, and pre-

1 served to help identify those responsible for the  
2 commission of war crimes or other atrocities  
3 during the full-scale Russian invasion of  
4 Ukraine in 2022; and

5 (C) steps taken to coordinate with, and  
6 support the work of, allies, partners, inter-  
7 national institutions and organizations, and  
8 nongovernmental organizations in such efforts.

9 (2) Media, public diplomacy, and information  
10 operations to make Russian military commanders,  
11 troops, political leaders and the Russian people  
12 aware of efforts to identify and prosecute those re-  
13 sponsible for the commission of war crimes or other  
14 atrocities during the full-scale Russian invasion of  
15 Ukraine in 2022, and of the types of acts that may  
16 be prosecutable.

17 (3) The process for a domestic, foreign, or  
18 international court or tribunal to request and obtain  
19 from the United States Government information re-  
20 lated to war crimes or other atrocities committed  
21 during the full-scale Russian invasion of Ukraine in  
22 2022.

23 **SEC. 5. DEFINITIONS.**

24 In this Act:

1 (1) APPROPRIATE CONGRESSIONAL COMMIT-  
 2 TEES.—The term “appropriate congressional com-  
 3 mittees” means—

4 (A) the Committee on Foreign Affairs, the  
 5 Committee on the Judiciary, and the Perma-  
 6 nent Select Committee on Intelligence of the  
 7 House of Representatives; and

8 (B) the Committee on Foreign Relations,  
 9 the Committee on the Judiciary, and the Select  
 10 Committee on Intelligence of the Senate.

11 (2) ATROCITIES.—The term “atrocities” has  
 12 the meaning given that term in section 6(2) of the  
 13 Elie Wiesel Genocide and Atrocities Prevention Act  
 14 of 2018 (Public Law 115–441; 22 U.S.C. 2656  
 15 note).

16 (3) WAR CRIME.—The term “war crime” has  
 17 the meaning given that term in section 2441(c) of  
 18 title 18, United States Code.

Passed the House of Representatives April 6, 2022.

Attest:

CHERYL L. JOHNSON,

*Clerk.*