

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—115th Cong., 1st Sess.

S. 447

To require reporting on acts of certain foreign countries
on Holocaust era assets and related issues.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT IN THE NATURE OF A SUBSTITUTE intended
to be proposed by Mr. CORKER

Viz:

1 Strike all after the enacting clause and insert the fol-
2 lowing:

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Justice for Uncompen-
5 sated Survivors Today (JUST) Act of 2017”.

6 **SEC. 2. REPORT ON HOLOCAUST ERA ASSETS AND RE-**
7 **LATED ISSUES.**

8 (a) DEFINITIONS.—In this section:

9 (1) APPROPRIATE CONGRESSIONAL COMMIT-
10 TEES.—The term “appropriate congressional com-
11 mittees” means—

1 (A) the Committee on Foreign Relations of
2 the Senate;

3 (B) the Committee on Appropriations of
4 the Senate;

5 (C) the Committee on Foreign Affairs of
6 the House of Representatives; and

7 (D) the Committee on Appropriations of
8 the House of Representatives.

9 (2) COVERED COUNTRIES.—The term “covered
10 countries” means participants in the 2009 Holocaust
11 Era Assets Conference that are determined by the
12 Secretary of State, or the Secretary’s designee, in
13 consultation with expert nongovernmental organiza-
14 tions, to be countries of particular concern relative
15 to the issues listed in subsection (b).

16 (3) WRONGFULLY SEIZED OR TRANSFERRED.—
17 The term “wrongfully seized or transferred” in-
18 cludes confiscations, expropriations, nationalizations,
19 forced sales or transfers, and sales or transfers
20 under duress during the Holocaust era or the period
21 of Communist rule of a covered country.

22 (b) REPORT.—Not later than 18 months after the
23 date of the enactment of this Act, the Secretary of State
24 shall submit a report to the appropriate congressional
25 committees that assesses and describes the nature and ex-

1 tent of national laws and enforceable policies of covered
2 countries regarding the identification and the return of or
3 restitution for wrongfully seized or transferred Holocaust
4 era assets consistent with, and evaluated with respect to,
5 the goals and objectives of the 2009 Holocaust Era Assets
6 Conference, including—

7 (1) the return to the rightful owner of any
8 property, including religious or communal property,
9 that was wrongfully seized or transferred;

10 (2) if return of any property described in para-
11 graph (1) is no longer possible, the provision of com-
12 parable substitute property or the payment of equi-
13 table compensation to the rightful owner in accord-
14 ance with principles of justice and through an expe-
15 ditious claims-driven administrative process that is
16 just, transparent, and fair;

17 (3) in the case of heirless property, the provi-
18 sion of property or compensation to assist needy
19 Holocaust survivors, to support Holocaust education,
20 and for other purposes;

21 (4) the extent to which such laws and policies
22 are implemented and enforced in practice, including
23 through any applicable administrative or judicial
24 processes; and

1 (5) to the extent practicable, the mechanism for
2 and an overview of progress toward the resolution of
3 claims for United States citizen Holocaust survivors
4 and United States citizen family members of Holo-
5 caust victims.

6 (c) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that after the submission of the report described in
8 subsection (b), the Secretary of State should continue to
9 report to Congress on Holocaust era assets and related
10 issues in a manner that is consistent with the manner in
11 which the Department of State reported on such matters
12 before the date of the enactment of the Act.