

Manager's Substitute Amendment

AMENDMENT NO. _____ Calendar No. _____

Purpose: In the nature of a substitute.

IN THE SENATE OF THE UNITED STATES—117th Cong., 1st Sess.**S. Res. 35**

Condemning the military coup that took place on February 1, 2021, in Burma and the Burmese military's detention of civilian leaders, calling for an immediate and unconditional release of all those detained and for those elected to serve in parliament to resume their duties without impediment, and for other purposes.

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. CARDIN

Viz:

1 Strike all after the resolving clause and insert the fol-

2 lowing: "That the Senate—

3 (1) supports the people of Burma in their ambi-

4 tion for a genuine democracy, sustainable peace and

5 genuine ethnic reconciliation, and the realization of

6 fundamental human rights for all, including for eth-

7 nic minorities whose human rights have been vio-

8 lated repeatedly and who have been disenfranchised

9 historically;

10 (2) calls on the military junta to—

1 (A) immediately and unconditionally re-
2 lease all those detained as a result of the mili-
3 tary coup on February 1, 2021;

4 (B) immediately restore all forms of com-
5 munications, including access to the internet
6 without surveillance;

7 (C) remove all impediments to free travel
8 that have been imposed as a result of the coup;

9 (D) return to power all members of the ci-
10 vilian government elected in the November 8,
11 2020, elections and allow them to fulfill their
12 mandate without impediment;

13 (E) allow for freedom of expression, includ-
14 ing the right to protest, peaceful assembly,
15 press freedom, and freedom of movement; and

16 (F) allow unfettered reporting from local,
17 national, and international media;

18 (3) calls on social media companies to suspend
19 the accounts of USDP and Tatmadaw military lead-
20 ers that have used their platforms to spread
21 disinformation, fear, and psychological violence;

22 (4) supports the use of all diplomatic and devel-
23 opment tools to ensure that vulnerable groups, in-
24 cluding ethnic and religious minorities, as well as all
25 children, youth, and teachers in educational settings

1 are safe, and schools and universities are not tar-
2 geted for attacks or use by the military;

3 (5) expresses grave concern for the safety and
4 security of hundreds of thousands of Rohingya refu-
5 gees who previously fled the Tatmadaw, and now
6 face challenging conditions in camps like Cox's
7 Bazar and Bhasan Char in Bangladesh or risk being
8 turned away or moved into holding centers in other
9 neighboring countries;

10 (6) calls on the President, the Secretary of
11 State, and the Secretary of Defense to fully imple-
12 ment section 7008 of the Department of State, For-
13 eign Operations, and Related Programs Appropria-
14 tions Act, 2021 (division K of Public Law 116–260)
15 and any similar or successor law governing United
16 States foreign assistance following a coup d'etat,
17 and to immediately—

18 (A) impose targeted restrictions aimed at
19 the Tatmadaw, military-owned or controlled en-
20 terprises, and those responsible for the Feb-
21 ruary 1, 2021, coup;

22 (B) work with the international commu-
23 nity, including at the United Nations Security
24 Council, with United States allies in the region,
25 and with the Association of Southeast Asian

1 Nations, to condemn the coup and take steps to
2 ensure that international economic engagement
3 in Burma does not contribute to human rights
4 abuses and enrich individuals connected to the
5 coup;

6 (C) support conditionality on diplomatic,
7 economic, and security relations with Burma,
8 including using the voice and vote of the United
9 States at multilateral development institutions,
10 until all those detained in the February 1,
11 2021, coup are released and there has been a
12 full restoration of civilian-controlled parliament
13 respecting the November 8, 2020, election re-
14 sults; and

15 (D) utilize the United States Government's
16 position on the United Nations Security Council
17 to bring about greater international cooperation
18 in the pursuit of justice and accountability in
19 Burma; and

20 (7) urges the Secretary of State to swiftly con-
21 duct an Interagency Process and issue a determina-
22 tion as to whether the crimes committed by the Bur-
23 mese military against the Rohingya beginning in Au-
24 gust 2017 constitute crimes against humanity or
25 genocide.