

Memorandum on Steps To Combat Violence Against Women and Trafficking in Women and Girls

March 11, 1998

Memorandum for the Secretary of State, the Attorney General, the Administrator of the Agency for International Development, the Director of the United States Information Agency

Subject: Steps to Combat Violence Against Women and Trafficking in Women and Girls

As we celebrate International Women's Day today, we highlight the achievements of women around the world. We also acknowledge that there is much work yet to be done to ensure that women's human rights are protected and respected. The momentum generated by the United Nations Fourth World Conference on Women in Beijing in 1995 continues to encourage our government, as well as nations around the world, to fulfill our commitments to improve the lives of women and girls.

I have, once again, called upon the Senate to give its advice and consent to ratification to the Convention on the Elimination of all Forms of Discrimination Against Women, thus enabling the United States to join 161 other countries in support of the Convention. This Convention is an effective tool that can be used to combat violence against women, reform unfair inheritance and property rights, and strengthen women's access to fair employment and economic opportunity. Ratification of this Convention will enhance our efforts to promote the status of women around the world. As we look at Afghanistan and the egregious human rights violations committed against women and girls at the hands of the Taliban, we recognize that this is an issue of global importance.

My Administration is working hard to eliminate violence against women in all its forms. Our efforts help to combat this human rights violation around the world and here in the United States. As part of the 1994 Crime Bill, I signed into law the Violence Against Women Act. This legislation declares certain forms of violence against women to be Federal crimes and provides for critical assistance to States, tribes, and local commu-

nities in their efforts to respond to this problem. The Department of Justice is implementing the Violence Against Women Act and working with communities across the country to promote criminal prosecution and provide services to victims. Through the Department of Health and Human Services, we have established for the first time a nationwide domestic violence hotline, so that women throughout the country can call one toll-free number and be connected to a local domestic violence support center. We have come a long way since 1994, and I am proud of our efforts.

Each day recognition of the importance of this issue grows around the world. In recent years, many countries have begun to respond to calls for legislation and government programs addressing violence against women. The international community increasingly regards violence against women as a fundamental human rights violation, an impediment to a nation's development, and an obstacle to women's full participation in democracy.

Today I am directing the Secretary of State, the Attorney General, and the President's Interagency Council on Women to continue and expand their work to combat violence against women here in the United States and around the world. We have made great progress since the enactment of the Violence Against Women Act in 1994, but there remains much to be done. We must continue to work to implement the Act fully and to restore the Act's protection for immigrant victims of domestic violence here in the United States so that they will not be forced to choose between deportation and abuse.

The problem of trafficking in women and girls, an insidious form of violence, has received a great deal of attention from the world community. This is an international problem with national implications. Here in the United States, we have seen cases of trafficking for the purposes of forced prostitution, sweatshop labor, and exploitative domestic servitude. The victims in these cases often believe they will be entering our country to secure a decent job. Instead, they are virtual prisoners, with no resources, little recourse, and no protection against violations of their human rights. My Administration is committed to combating trafficking in

women and girls with a focus on the areas of prevention, victim assistance and protection, and enforcement. Our work on this issue has been enhanced by a strong partnership with nongovernmental groups and the U.S. Congress.

I am also directing the Secretary of State, the Attorney General, and the President's Interagency Council on Women to increase national and international awareness about trafficking in women and girls. I want to ensure that young women and girls are educated about this problem so that they will not fall prey to traffickers' tactics of coercion, violence, fraud, and deceit.

I also want to provide protection to victims. And finally, I want to enhance the capacity of law enforcement worldwide to prevent women and girls from being trafficked and ensure that traffickers are punished.

Therefore, I direct:

I. The Secretary of State, in coordination with the Administrator of the Agency for International Development, to strengthen and expand our efforts to combat violence against women in all its forms around the world. These efforts should be responsive to government and nongovernment requests for partnerships, expert guidance, and technical assistance to address this human rights violation.

II. The President's Interagency Council on Women to coordinate the United States Government response on trafficking in women and girls, in consultation with nongovernmental groups.

III. The Attorney General to examine current treatment of victims of trafficking including to determine ways to insure: the provision of services for victims and witnesses in settings that secure their safety; precautions for the safe return of victims and witnesses to their originating countries; witness cooperation in criminal trials against traffickers; and consideration of temporary and/or permanent legal status for victims and witnesses of trafficking who lack legal status.

IV. The Attorney General to review existing U.S. criminal laws and their current use to determine if they are adequate to prevent

and deter trafficking in women and girls, to recommend any appropriate legal changes to ensure that trafficking is criminalized and that the consequences of trafficking are significant, and to review current prosecution efforts against traffickers in order to identify additional intelligence sources, evidentiary needs and resource capabilities.

V. The Secretary of State to use our diplomatic presence around the world to work with source, transit, and destination countries to develop strategies for protecting and assisting victims of trafficking and to expand and enhance anti-fraud training to stop the international trafficking of women and girls.

VI. The Secretary of State to coordinate an intergovernmental response to the Government of Ukraine's request to jointly develop and implement a comprehensive strategy to combat trafficking in women and girls from and to Ukraine. The U.S.-Ukraine cooperation will serve as a model for a multidisciplinary approach to combat trafficking that can be expanded to other countries.

VII. The Secretary of State, in coordination with the Attorney General, to expand and strengthen assistance to the international community in developing and enacting legislation to combat trafficking in women and girls, to provide assistance to victims of trafficking, and to continue to expand efforts to train legal and law enforcement personnel worldwide.

VIII. The Secretary of State and the Director of the United States Information Agency to expand public awareness campaigns targeted to warn potential victims of the methods used by traffickers.

IX. The President's Interagency Council on Women to convene a gathering of government and nongovernment representatives from source, transit, and destination countries and representatives from international organizations to call attention to the issue of trafficking in women and girls and to develop strategies for combating this fundamental human rights violation.

William J. Clinton

Letter to Congressional Leaders on the Convention on the Elimination of All Forms of Discrimination Against Women

March 11, 1998

Dear _____:

I write to seek your support in obtaining Senate consent to the ratification of the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW). CEDAW is the most comprehensive and detailed international treaty developed to date relating to the rights of women. The United States actively participated in the drafting of CEDAW and signed the treaty in 1980. Although the Senate Foreign Relations Committee voted in favor of ratification in 1994, the Senate has not formally considered the treaty since that time.

The rights of women are an issue of global importance—and one that is integral to our foreign policy. The success of any government depends ultimately on ensuring that all its citizens can participate fully in the decisions that affect their lives. Too many societies continue to shunt women to the sidelines, limiting their access to education, health care, and economic opportunity. Moreover, violence against women remains a widespread problem. I think you would agree that, as we enter the next century, we must address these issues. CEDAW provides us with an effective tool for doing so.

I believe that the ratification of CEDAW is critical to our efforts to advance the status of women throughout the world. To date, 161 countries have ratified CEDAW, including all our European allies and most of our important trading partners. The United States is one of the few countries that has not. This impedes our efforts to ensure that women everywhere are treated fairly and have the opportunity to achieve their full potential.

As you know, U.S. state and federal law already provides strong protections for women and is largely consistent with the provisions of CEDAW. In 1994, the Administration submitted a detailed analysis of the consequences of CEDAW ratification for U.S. law. All concerns at that time were addressed by the small number of reservations, understandings, and declarations upon which the

Senate Foreign Relations Committee and the State Department agreed. These include an explicit understanding that the treaty does not create a right to an abortion.

Today, in celebration of International Women's Day, I am announcing that obtaining Senate advice and consent to the ratification of CEDAW is a top Administration priority during this session of Congress. I am also announcing my goal of having the full Senate act on CEDAW this year, which marks the 150th anniversary of the first women's rights convention at Seneca Falls, New York.

I would very much like to have your support in ratifying CEDAW and look forward to working with you on this very important issue.

Sincerely,

William J. Clinton

NOTE: Identical letters were sent to Newt Gingrich, Speaker of the House of Representatives; Trent Lott, Senate majority leader; Thomas A. Daschle, Senate minority leader; Jesse Helms, chairman, and Joseph R. Biden, Jr., ranking member, Senate Committee on Foreign Relations. An original was not available for verification of the content of this letter.

Telephone Remarks With Representative-Elect Lois Capps

March 11, 1998

President Clinton. Hello, Lois?

Representative-Elect Capps. Hello, Mr. President.

President Clinton. Oh, I didn't know you were on the phone. Congratulations.

Representative-Elect Capps. Well, thank you so much.

President Clinton. I'm so thrilled for you.

Representative-Elect Capps. It was a tremendous experience, and I owe a lot to all of the people who are listening.

President Clinton. Well, you made a great grassroots campaign, and I think you really persuaded people that you would be a strong, independent voice for them. And of course, we were all thrilled that you ran on the issues that I think are critical to the future of the country, on education and the Patient's Bill of Rights and the tobacco issue.