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Expressing the sense of the Senate that the atrocities perpetrated by the Government of the People’s Republic of China against Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups in the Xinjiang Uyghur Autonomous Region constitutes genocide.

IN THE SENATE OF THE UNITED STATES

OCTOBER 26 (legislative day, OCTOBER 19), 2020

Mr. CORNYN (for himself, Mr. MENENDEZ, Mr. RUBIO, Mr. RISCH, Mr. MERKLEY, and Mr. CARDIN) submitted the following resolution; which was referred to the Committee on Foreign Relations

RESOLUTION

Expressing the sense of the Senate that the atrocities perpetrated by the Government of the People’s Republic of China against Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups in the Xinjiang Uyghur Autonomous Region constitutes genocide.

Whereas Article 2 of the 1948 United Nations Convention on the Prevention and Punishment of the Crime of Genocide, which both the United States and the People’s Republic of China have ratified, defines genocide as “any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such: (a) killing members of the group; (b)

causing serious bodily or mental harm to members of the group; (c) deliberately inflicting on the group conditions of life, calculated to bring about its physical destruction in whole or in part; (d) imposing measures intended to prevent births within the group; [or] forcibly transferring children of the group to another group.”;

Whereas the Elie Wiesel Genocide and Atrocities Prevention Act of 2018 (Public Law 115–441) states that it is the policy of the United States to “regard the prevention of atrocities as in its national interest”;

Whereas, since 2017, the Government of the People’s Republic of China has detained an estimated 1,800,000 Turkic Muslims, mostly Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups, in internment camps without due process;

Whereas detained Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups are tortured, coerced to disavow their religious beliefs and cultural practices, compelled to work in forced labor programs, and, in some cases, raped, subjected to involuntary forced abortion, sterilization, and forced organ harvesting;

Whereas, as a direct result of the Government of the People’s Republic of China’s targeted and coercive population control campaign against Uyghurs, the birthrate of the Uyghur population in Xinjiang Uyghur Autonomous Region plummeted by 24 percent from 2017 to 2018, with birthrates in the Uyghur majority regions of Hotan and Kashgar decreasing by more than 60 percent from 2015 to 2018;

Whereas sterilization rates in Xinjiang grew seven-fold from 2016 to 2018 to more than 60,000 procedures;

Whereas, in 2018, 80 percent of all net added IUD placements in China (calculated as placements minus removals) were performed in Xinjiang, despite the fact that the region only makes up 1.8 percent of the nation's population;

Whereas nearly 500,000 Muslim children in Xinjiang have been forcibly separated from their families and subjected to indoctrination and inhumane and degrading treatment in state-run boarding schools;

Whereas, since 2017, the Government of the People's Republic of China has destroyed or damaged approximately 16,000 mosques and over 30 percent of Islamic shrines, cemeteries, and pilgrimage routes across the Xinjiang Uyghur Autonomous Region;

Whereas Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups in the Xinjiang Uyghur Autonomous Region are subjected to constant, unwarranted, and intrusive mass surveillance through the use of new and emerging technologies, including facial recognition software, artificial intelligence, and genetic testing;

Whereas, between 2017 and 2019, an estimated 80,000 Uyghurs, ethnic Kazakhs, Kyrgyz, and members of other Muslim minority groups were forcibly transferred out of Xinjiang Uyghur Autonomous Region to work in factories across China, which raises serious concerns of forced labor being used in global supply chains; and

Whereas the policies of the Government of the People's Republic of China are in contravention of international human rights instruments signed by that government, including—

(1) the Universal Declaration of Human Rights and the International Covenant on Civil and Political Rights, which the People's Republic of China has signed but not yet ratified;

(2) the International Covenant on Economic, Social, and Cultural Rights, ratified by the People's Republic of China in 2001; and

(3) the United Nations Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children (Palermo Protocol), to which the People's Republic of China has been a state party since February 2010: Now, therefore, be it

1 *Resolved*, That the Senate—

2 (1) declares that the atrocities perpetrated by
3 the Government of the People's Republic of China
4 against Uyghurs, ethnic Kazakhs, Kyrgyz, and mem-
5 bers of other Muslim minority groups in the
6 Xinjiang Uyghur Autonomous Region constitute
7 genocide;

8 (2) demands that the Government of the Peo-
9 ple's Republic of China immediately—

10 (A) adhere to its commitments under the
11 1948 United Nations Convention on the Pre-
12 vention and Punishment of the Crime of Geno-
13 cide;

14 (B) halt the genocide it is perpetrating
15 against Uyghurs, ethnic Kazakhs, Kyrgyz, and

1 members of other Muslim minority groups in
2 the Xinjiang Uyghur Autonomous Region;

3 (C) release individuals from internment
4 camps, forced labor programs, and state-run
5 boarding schools;

6 (D) reunite families and rebuild or repair
7 mosques; and

8 (E) guarantee freedom of religion, includ-
9 ing Islam;

10 (3) urges the Administration to take all appro-
11 priate measures, including working with like-minded
12 states and multilateral coalitions, to compel, induce,
13 or otherwise oblige the Government of the People's
14 Republic of China to immediately take the actions
15 described in subparagraphs (A) through (E) of para-
16 graph (2);

17 (4) urges all national governments and inter-
18 national organizations, including the United Nations
19 and its Office of the Secretary-General, to call the
20 Government of the People's Republic of China's
21 atrocity crimes by their rightful name: "genocide";

22 (5) urges the Permanent Representative of the
23 United States to the United Nations to take steps
24 to coordinate with other members of the United Na-
25 tions to enact measures to prevent atrocity crimes by

1 the Government of the People's Republic of China,
2 and to punish those responsible for these ongoing
3 crimes, including by the collection and preservation
4 of evidence, imposing sanctions against perpetrators,
5 and if necessary, the establishment and operation of
6 appropriate tribunals;

7 (6) urges member states of the United Nations
8 to use their votes to bar the Government of the Peo-
9 ple's Republic of China from membership of any
10 United Nations councils or other component over-
11 seeing human rights until an independent commis-
12 sion established by the United Nations verifies that
13 the People's Republic of China has returned to ad-
14 hering to its commitments under the 1948 United
15 Nations Convention on the Prevention and Punish-
16 ment of the Crime of Genocide; and

17 (7) encourages the United States Government
18 and United States companies to lead global coali-
19 tions ensuring businesses are not enabling, sup-
20 porting, or profiting off the mass surveillance and
21 forced labor, which is a form of human trafficking,
22 of Uyghurs, ethnic Kazakhs, Kyrgyz, and members
23 of other Muslim minority groups in China.

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