

**Calendar No. 89**

110TH CONGRESS  
1ST SESSION

**S. 888**

To amend section 1091 of title 18, United States Code, to allow the prosecution of genocide in appropriate circumstances.

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**IN THE SENATE OF THE UNITED STATES**

MARCH 15, 2007

Mr. DURBIN (for himself, Mr. COBURN, Mr. LEAHY, Mr. CORNYN, Mr. FEINGOLD, and Mr. KENNEDY) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

MARCH 26, 2007

Reported by Mr. LEAHY, without amendment

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**A BILL**

To amend section 1091 of title 18, United States Code, to allow the prosecution of genocide in appropriate circumstances.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Genocide Account-  
5 ability Act of 2007”.

1 **SEC. 2. GENOCIDE.**

2 Section 1091 of title 18, United States Code, is  
3 amended by striking subsection (d) and inserting the fol-  
4 lowing:

5 “(d) **REQUIRED CIRCUMSTANCE FOR OFFENSES.**—

6 The circumstance referred to in subsections (a) and (c)  
7 is that—

8 “(1) the offense is committed in whole or in  
9 part within the United States;

10 “(2) the alleged offender is a national of the  
11 United States (as that term is defined in section 101  
12 of the Immigration and Nationality Act (8 U.S.C.  
13 1101));

14 “(3) the alleged offender is an alien lawfully ad-  
15 mitted for permanent residence in the United States  
16 (as that term is defined in section 101 of the Immi-  
17 gration and Nationality Act (8 U.S.C. 1101));

18 “(4) the alleged offender is a stateless person  
19 whose habitual residence is in the United States; or

20 “(5) after the conduct required for the offense  
21 occurs, the alleged offender is brought into, or found  
22 in, the United States, even if that conduct occurred  
23 outside the United States.”.



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