To amend section 2441 of title 18, United States Code, to broaden the scope of individuals subject to prosecution for war crimes.

IN THE SENATE OF THE UNITED STATES

Mr. GRASSLEY (for himself, Mr. DURBIN, Mr. GRAHAM, and Mr. LEAHY) introduced the following bill; which was read twice and referred to the Committee on

A BILL

To amend section 2441 of title 18, United States Code, to broaden the scope of individuals subject to prosecution for war crimes.

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 “Justice for Victims
5 of War Crimes Act”.
6 SEC. 2. WAR CRIMES.
7 Section 2441 of title 18, United States Code, is
8 amended—
(1) by striking subsection (b) and inserting the following:

“(b) JURISDICTION.—There is jurisdiction over an offense described in subsection (a) if—

“(1) the offense occurs in whole or in part within the United States; or

“(2) regardless of where the offense occurs—

“(A) the victim or offender is—

“(i) a national of the United States or an alien lawfully admitted for permanent residence; or

“(ii) a member of the Armed Forces of the United States, regardless of nationality; or

“(B) the offender is present in the United States, regardless of the nationality of the victim or offender.”; and

(2) by adding at the end the following:

“(e) NONAPPLICABILITY OF CERTAIN LIMITATIONS.—In the case of an offense described in subsection (a), an indictment may be found or an information may be instituted at any time without limitation.

“(f) CERTIFICATION REQUIREMENT.—No prosecution for an offense described in subsection (a) shall be undertaken by the United States except on written certifi-
1 cation of the Attorney General or a designee that a pros-
2 ecution by the United States is in the public interest and
3 necessary to secure substantial justice.”.