Section 1. Sense of Senate. It is the sense of the Senate that the President should:

(1) publicly declare, as a matter of United States policy, that the United States considers Slobodan Milosevic to be a war criminal; and

(2) urge the chief prosecutor of the International Criminal Tribunal to seek immediately an indictment of Slobodan Milosevic for war crimes and to prosecute him to the fullest extent of international law.

Mr. DORGAN. Mr. President, I am today submitting a resolution that will express the sense of the Senate that Slobodan Milosevic should be tried as a war criminal. My colleague, Senator SPECTER, and others, have also talked about this at some length on the floor of the Senate in recent months.

CONGRESSIONAL RECORD—SENATE 10663

May 24, 1999

Resolution 99, a resolution designating November 20, 1999, as “National Survivors for Prevention of Suicide Day.”

It is important, given where we are with the airstrikes in Kosovo, to think through this question about Slobodan Milosevic and NATO military forces in Kosovo. We have been involved in an air campaign in that part of the world. These are gruesome pictures, and I will only put one of these photos on the record. But all of these people have had their homes and lives and have seen the human suffering that is visited upon them by Slobodan Milosevic. One million to 1.5 million people have been evicted from their homes and communities. Homes have been burned, and innocent civilians have been raped and beaten. Thousands have been mass-murdered, and thousands more have been packed into train cars, reminiscent of the Jews who were hauled to the ovens by the Nazis in the 1940s.

This country today, and the resolution is very similar to what Senator SANTORUM, Mr. MCCAiN, Mr. Hatch, Mrs. Hutchison, Mr. DEWine, Mr. CHAFFEE, Mr. AbRAHAm, Mr. SantORUM, and Mr. WARNer) submitted the following resolution; which was referred to the Committee on Foreign Relations;

S. Res. 105

Whereas the International Criminal Tribunal for the former Yugoslavia (in this resolution referred to as the “International Criminal Tribunal”) has not sought indictment of Serbian President Slobodan Milosevic for war crimes committed by Yugoslav and Serbian military and paramilitary forces in Bosnia;

Whereas Serbian military and paramilitary forces have undertaken a massive ethnic cleansing campaign that has displaced more than one million Kosovar Albanians;

Whereas Serbian military and paramilitary forces have conducted a systematic effort to strip Kosovar Albanians of their identity by confiscating passports, birth certificates, employment records, driver’s licenses, and other documents of identification;

Whereas the International Criminal Tribunal has collected evidence of summary executions, mass detentions, torture, rape, beatings, and other war crimes;

Whereas in 1992, the then-Secretary of State Lawrence Eagleburger identified Slobodan Milosevic as a war criminal;

Whereas the statute governing the International Criminal Tribunal requires that the office of the prosecutor need only determine that a prima facie case exists in order to seek indictment;

Whereas the House of Representatives and the Senate have previously passed resolutions condemning Serbian police actions in Kosovo and calling for Yugoslav leader Slobodan Milosevic to be indicted for war crimes;

Whereas the Administration has made no public attempt to urge the International Criminal Tribunal to seek an indictment against Slobodan Milosevic, despite the necessity of NATO air strikes to respond to his campaign of genocide: Now, therefore, be it;

Resolved, that:

SEC. 1. SENSE OF SENATE.

It is the sense of the Senate that the President should:

(1) publicly declare, as a matter of United States policy, that the United States considers Slobodan Milosevic to be a war criminal; and

(2) urge the chief prosecutor of the International Criminal Tribunal to seek immediately an indictment of Slobodan Milosevic for war crimes and to prosecute him to the fullest extent of international law.

Mr. DORGAN. Mr. President, I am today submitting a resolution that will express the sense of the Senate that Slobodan Milosevic should be tried as a war criminal. My colleague, Senator SPECTER, and others, have also talked about this at some length on the floor of the Senate in recent months.

It is important, given where we are with the airstrikes in Kosovo, to think through this question about Slobodan Milosevic and NATO military forces in Kosovo. We have been involved in an air campaign in that part of the world. These are gruesome pictures, and I will only put one of these photos on the record. But all of these people have had their homes and lives and have seen the human suffering that is visited upon them by Slobodan Milosevic. One million to 1.5 million people have been evicted from their homes and communities. Homes have been burned, and innocent civilians have been raped and beaten. Thousands have been mass-murdered, and thousands more have been packed into train cars, reminiscent of the Jews who were hauled to the ovens by the Nazis in the 1940s.

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Whereas the Administration has made no public attempt to urge the International Criminal Tribunal to seek an indictment against Slobodan Milosevic, despite the necessity of NATO air strikes to respond to his campaign of genocide: Now, therefore, be it;

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(2) urge the chief prosecutor of the International Criminal Tribunal to seek immediately an indictment of Slobodan Milosevic for war crimes and to prosecute him to the fullest extent of international law.

It says:

It is the sense of the Senate that the President should publicly declare as a matter of United States policy that the United States considers Slobodan Milosevic to be a war criminal. And we urge the chief prosecutor of the International Criminal Tribunal to seek immediately an indictment of Slobodan Milosevic for war crimes and to prosecute him to the fullest extent of international law.

We have a responsibility to do this. The failure to do this, and a resulting negotiated settlement at some point down the line that would leave Slobodan Milosevic in power, would be, in my judgment, a tragic mistake. In or out of power, this leader ought to be branded a war criminal. Whether we apprehend him or not, he ought to be indicted and tried, in absentia, if necessary, with all of the evidence, including the graphic pictorial evidence and all of the statements that have been made by the folks who are pouring into these refugee camps.

I am not going to describe those statements, but last Wednesday the State Department released a tape verifying many of those statements. It brings tears to your eyes instantly to understand the unspeakable horrors that have been visited upon these people.

SENATE RESOLUTION 106—TO EXPRESS THE SENSE OF THE SENATE REGARDING ENGLISH PLUS OTHER LANGUAGES

Mr. DOMENICI (for himself, Mr. KENNEDY, Mr. MCCAIN, Mr. HATCH, Mrs. Hutchison, Mr. DEWINE, Mr. CHAFFEE, Mr. LUGAR, Mr. ABRAHAM, Mr. SANTORUM, and Mr. WARNER) submitted the following resolution; which was referred to the Committee on Health, Education, Labor, and Pensions: