

116TH CONGRESS
2D SESSION

H. RES. 994

Expressing the sense of the House of Representatives condemning threats to Hong Kong's freedoms and autonomy on the 31st anniversary of the violent repression of the peaceful protests centered in Beijing's Tiananmen Square.

IN THE HOUSE OF REPRESENTATIVES

JUNE 4, 2020

Mr. SMITH of New Jersey (for himself, Mr. MCGOVERN, Mrs. HARTZLER, Mr. MCADAMS, and Mr. SUOZZI) submitted the following resolution; which was referred to the Committee on Foreign Affairs

RESOLUTION

Expressing the sense of the House of Representatives condemning threats to Hong Kong's freedoms and autonomy on the 31st anniversary of the violent repression of the peaceful protests centered in Beijing's Tiananmen Square.

Whereas the 31st anniversary of the Tiananmen Square massacre is an especially poignant milestone, particularly as the autonomy of the Hong Kong Special Administrative Region of the People's Republic of China ("Hong Kong") and freedoms guaranteed to the people of Hong Kong are currently under threat by possible national security legislation from the Government of the People's Republic of China ("China");

Whereas, during the spring of 1989, an estimated 1,000,000 people engaged in Tiananmen Square protests and citizens in over 400 Chinese cities staged similar protests, including among many others, students, workers, academics, journalists and government employees;

Whereas the peaceful demonstrations of 1989 called upon the Government of China to eliminate corruption, accelerate economic and political reform, and protect human rights, particularly the freedoms of expression and assembly, issues that remain relevant in United States-China relations 31 years later;

Whereas, on June 4, 1989, troops of the People's Liberation Army, at the behest of Chinese Communist Party leadership, attacked Tiananmen Square to repress demonstrators, crushing defenseless protestors with tanks and firing on them indiscriminately, killing hundreds or possibly thousands of individuals;

Whereas, since June 4, 1989, the Government of China censors information about the Tiananmen Square protests in 1989 and imprisons and harasses its own citizens who attempt to discuss or commemorate Tiananmen Square protests and their violent suppression;

Whereas, the Tiananmen Mothers—a group in China composed of parents and family members of individuals killed on or around June 4, 1989, have annually called upon the Government of China to reveal the truth of the events;

Whereas people of mainland China and Macau are again barred this year from commemorating the lives lost and the legacy of the 1989 massacre;

Whereas, the Government of China continues to view the demands of the Tiananmen protesters, including democracy, transparency, rights protections, and freedom of speech, as threats to the legitimacy of the Chinese Communist Party's hold on political power;

Whereas the people of Hong Kong have commemorated the Tiananmen massacre each year faithfully in large numbers;

Whereas the Hong Kong Police Force has refused to authorize the annual candlelight vigil to commemorate Tiananmen this year;

Whereas Hong Kong's guaranteed freedoms and the rule of law have allowed it to be a prosperous bridge between mainland China and the world;

Whereas Hong Kong's autonomy and freedoms have been eroded by the actions of the Government of Hong Kong and the Government of China, particularly over the past several years, with disqualifications of elected members of Hong Kong's Legislative Council, blocking citizens from running for office, failing to address the petitions of the Hong Kong people, banning a political party advocating Hong Kong independence, and failing to address police excessive use of force;

Whereas, the political turmoil in Hong Kong is primarily the result of actions of the Government of Hong Kong and the Government of China and their failure to accommodate or recognize the lawful desire of the people of Hong Kong for preserving their autonomy and democratic rights and privileges, including selection of the chief executive by universal suffrage as provided for in the Basic Law and the Joint Declaration of the Government of the

United Kingdom of Great Britain and Northern Ireland and the Government of the People's Republic of China on the Question of Hong Kong, done at Beijing on December 19, 1984 (the "Joint Declaration");

Whereas the arbitrary arrests of peaceful protesters, including well-known democracy advocates such as Martin Lee, Jimmy Lai, Lee Cheuk Yan, Margaret Ng, Albert Ho, Leung Kwok-hung, Au Nok-hin, Figo Chan, and others, is reminiscent of the treatment of peaceful protestors in mainland China by the Government of China;

Whereas China's National People's Congress has decided to impose national security legislation with respect to Hong Kong;

Whereas the implementation of that legislation signals a violation of China's commitment to the people of Hong Kong to honor "one country, two systems", a severe blow to Hong Kong's autonomy and a violation of the Joint Declaration;

Whereas the United States Secretary of State, pursuant to the United States-Hong Kong Policy Act of 1992 (Public Law 102-383), has determined that Hong Kong no longer manifests a "high degree of autonomy" distinct from mainland China;

Whereas national security laws are used widely in mainland China to imprison or arbitrarily detain dissidents, rights defenders, civil society advocates, religious leaders and adherents, and persons from ethnic minorities;

Whereas human rights, democracy, and religious freedom advocates have been imprisoned or arbitrarily detained under national security laws in mainland China, including Wu Gan, Qin Yongmin, Zhou Shifeng, Yu Wensheng,

Wang Yi, and Nobel laureate Liu Xiaobo, who died in state custody nearly three years ago;

Whereas the United States Congress, particularly in recent years, has passed numerous measures articulating the longstanding and bipartisan commitment to human rights in China, including—

(1) the Global Magnitsky Human Rights Accountability Act (subtitle F of title XII of Public Law 114–328; 22 U.S.C. 2656 note);

(2) the Reciprocal Access to Tibet Act of 2018 (Public Law 115–330);

(3) the Hong Kong Human Rights and Democracy Act of 2019 (Public Law 116–76); and

(4) the bill S. 3744 (116th Congress), the Uyghur Human Rights Policy Act;

Whereas on this day we stand in solidarity with human rights lawyers, labor and free speech advocates, religious groups, and ethnic minorities in China, such as Tibetans, and also Uyghurs and other predominately Muslim ethnic minorities who face mass internment and surveillance, forced labor and family separations, and who are often forced to renounce their faith; and

Whereas on this day, we remember the words of the late Nobel Laureate Liu Xiaobo, who said there is “no force that can put an end to the human quest for freedom, and China will in the end become a nation ruled by law, where human rights reign supreme”: Now, therefore, be it

1 *Resolved*, That the House of Representatives—

2 (1) will commemorate the Tiananmen protests

3 and their violent repression at least until such time

1 as Chinese citizens are able to do so freely and pub-
2 licly everywhere across their country;

3 (2) expresses sympathy to the families of those
4 killed, tortured, imprisoned, or exiled for their par-
5 ticipation in the pro-democracy demonstrations dur-
6 ing the spring of 1989;

7 (3) calls on the Government of China to allow
8 those Tiananmen demonstration participants cur-
9 rently living in exile in the United States and other
10 countries to return to China without risk of reper-
11 cussions or retribution;

12 (4) condemns the use of violence, torture, and
13 arbitrary detention as a means to repress the legiti-
14 mate aspirations of the people of China to speak and
15 associate freely, including to petition the government
16 and challenge the policies and ideology of the Chi-
17 nese Communist Party;

18 (5) calls on the Government of China to release
19 all prisoners of conscience, including prisoners de-
20 tained because of their participation in Tiananmen
21 Square commemorations or actions calling for the
22 type of political reforms and rights protections pur-
23 sued by those who gathered in Tiananmen Square in
24 1989 and including over one million Uyghurs and

1 other predominately Muslim ethnic minorities in the
2 Xinjiang Uyghur Autonomous Region;

3 (6) condemns any forced imposition of national
4 security legislation with respect to Hong Kong;

5 (7) calls upon the Administration to use all
6 available authorities to protect United States inter-
7 ests in Hong Kong and the freedoms of the Hong
8 Kong people, including—

9 (A) encouraging the Standing Committee
10 of the National People’s Congress of China “to
11 work with the Hong Kong [Special Administra-
12 tive Region] Government and the people of
13 Hong Kong to find a mutually acceptable ac-
14 commodation that will honor China’s inter-
15 national obligations under the UN-filed Sino-
16 British Joint Declaration”, as called for by the
17 Joint Statement of the Governments of the
18 United States, Australia, Canada and the
19 United Kingdom; and

20 (B) using all available diplomatic means
21 and targeted sanctions to encourage the repeal
22 of the national security legislation adopted by
23 the Standing Committee of the National Peo-
24 ple’s Congress of China on May 28, 2020;

1 (8) calls upon the Administration to encourage
2 an international coalition to demand that China ad-
3 here to its international agreements and human
4 rights obligations; and

5 (9) calls upon Hong Kong Chief Executive
6 Carrie Lam to allow the Hong Kong people to exer-
7 cise their “freedoms of speech, of the press and of
8 publication; freedom of association, of assembly, of
9 procession and of demonstration”, as guaranteed in
10 Article 27 of the Basic Law of the Hong Kong Spe-
11 cial Administrative Region of the People’s Republic
12 of China.

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