

116TH CONGRESS
1ST SESSION

S. CON. RES. 1

Calling for credible, transparent, and safe elections in Nigeria, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JANUARY 16, 2019

Mr. MENENDEZ (for himself, Mr. ISAKSON, Mr. BOOZMAN, Mr. CARDIN, and Mr. COONS) submitted the following concurrent resolution; which was referred to the Committee on Foreign Relations

CONCURRENT RESOLUTION

Calling for credible, transparent, and safe elections in Nigeria, and for other purposes.

Whereas it is in the national interest of the United States to maintain a strong bilateral relationship with a politically stable, democratic, and economically sound Nigeria that can play a leadership role in the region and the continent more broadly;

Whereas Nigeria has presidential elections scheduled for February 16, 2019, and gubernatorial and National Assembly elections scheduled for March 2, 2019;

Whereas credible elections could further consolidate democratic gains achieved in Nigeria over the last two decades since the transition from military to civilian democratic rule;

Whereas a 2017 survey conducted by Afrobarometer found that 72 percent of Nigerians agreed that democratic elections are the best means of choosing their country's leaders, thus indicating that the country's citizens are deeply committed to democracy;

Whereas collaboration between civil society actors and the international community was a key factor that contributed to successful elections in 2015;

Whereas successive elections in Nigeria have featured varying degrees of violence;

Whereas there have been deeply concerning instances of incitement to violence in Nigeria by members of both the ruling coalition and the opposition inciting supporters to ethnic violence as a means by which to gain electoral advantage, intimidate electoral rivals, or suppress voter turnout;

Whereas, during the Ekiti and Osun gubernatorial elections in July 2018 and September 2018, respectively, there were concerning incidents in which some elements of Nigeria's security agencies displayed partisanship and a lack of objectivity, which risks escalating tensions within the country;

Whereas Nigeria's Independent National Electoral Commission (INEC) has improved the voting process, notably through the introduction of continuous voter registration, the adoption of simultaneous accreditation and voting, improvements to the secrecy of the ballot, and the advancement of smart card reader technology;

Whereas the statement of the September 2018 Joint National Democratic Institute/International Republican Institute Pre-Election Assessment Mission to Nigeria cited remain-

ing challenges and concerns such as delays in finalizing the legal framework for the elections, delayed release of funds for the elections, security threats in the Middle Belt and North East, instances of vote-buying, and incitement to violence and disinformation; and

Whereas ensuring transparency in electoral preparations and building public confidence in the electoral process is vital for the success of the upcoming elections in Nigeria: Now, therefore, be it

1 *Resolved by the Senate (the House of Representatives*
2 *concurring), That the Senate—*

3 (1) reaffirms that the people of the United
4 States will continue to stand with the people of Ni-
5 geria in support of peace and democracy;

6 (2) calls on the Government of Nigeria and all
7 political parties and actors to—

8 (A) take actions to facilitate elections that
9 are credible, transparent, and peaceful in order
10 to support the will of the people and advance
11 the consolidation of democracy and the stability
12 of the broader region;

13 (B) condemn in the strongest terms the
14 use of speech that incites to violence, and re-
15 frain from any rhetoric or action that seeks to
16 demonize or delegitimize opponents, sow divi-
17 sion among Nigerians, or otherwise inflame ten-
18 sions;

1 (C) seek to resolve any disputes over re-
2 sults peacefully, including through the legal sys-
3 tem as necessary; and

4 (D) respect the impartiality of the Inde-
5 pendent National Electoral Commission;

6 (3) calls on the Government of Nigeria to—

7 (A) refrain from deploying security forces
8 in a partisan manner;

9 (B) ensure that security services maintain
10 the highest level of professionalism and impar-
11 tiality in facilitating the electoral process, en-
12 able accredited observers and journalists to per-
13 form their work, and protect the right of citi-
14 zens to exercise their votes freely;

15 (C) move expeditiously to finalize the pro-
16 posed reforms to the legal framework for the
17 2019 elections; and

18 (D) enforce laws against election malfea-
19 sance, including vote buying, and ensure equal
20 and robust application through such measures
21 as the establishment of the Electoral Offenses
22 Commission and Tribunal;

23 (4) urges all Nigerians to fully and peacefully
24 engage in the electoral process, insist on full enfran-
25 chisement, reject inflammatory or divisive rhetoric or

1 actions, and seek to resolve any disputes over results
2 through the legal system;

3 (5) calls upon the Independent National Elec-
4 toral Commission to sustain confidence and trust in
5 its management of the electoral process by—

6 (A) taking concrete measures to combat
7 vote buying through voter education campaigns,
8 enforcement of laws against voter inducement,
9 and a nationwide ban on cell phones in the vot-
10 ing cubicle;

11 (B) releasing specimen ballots well in ad-
12 vance of Election Day so that civil society and
13 other electoral stakeholders can conduct suffi-
14 cient education to orient voters;

15 (C) making adequate arrangements to en-
16 sure the participation in the election of inter-
17 nally displaced persons (IDPs); and

18 (D) taking steps to clean the voter roll and
19 ensure timely production and distribution of the
20 Permanent Voter Card to new voters;

21 (6) encourages political parties in Nigeria to
22 adhere to and enforce existing codes of conduct that
23 commit parties to democratic electoral standards re-
24 garding campaign use of resources, engagement of

1 voters, peaceful resolution of disputes, and accept-
2 ance of verified and credible results;

3 (7) condemns any efforts on the part of any
4 politicians or political parties in Nigeria to politicize
5 the security and law enforcement agencies;

6 (8) encourages civil society organizations in Ni-
7 geria to—

8 (A) promote the peaceful participation of
9 citizens in the electoral process and draw on ex-
10 isting inter-religious and peacebuilding bodies
11 to enhance their efforts;

12 (B) disseminate information about citizen-
13 based observation findings and analysis to in-
14 crease public knowledge and understanding
15 about the conduct of the elections; and

16 (C) continue leading important early warn-
17 ing and response mechanisms to mitigate elec-
18 tion-related violence, including monitoring ef-
19 forts to incite violence or further inflame ten-
20 sions;

21 (9) supports efforts by the Department of
22 State, including the Bureau of Conflict and Sta-
23 bilization Operations, and the United States Agency
24 for International Development (USAID) to assist
25 election-related preparation in Nigeria, including

1 through programs focused on conflict mitigation;
2 and

3 (10) calls on the United States Government and
4 other international partners, especially election-fo-
5 cused nongovernmental organizations, to—

6 (A) continue to support efforts by the Gov-
7 ernment of Nigeria to address the remaining
8 electoral preparation challenges and identify
9 gaps in which additional resources or diplomatic
10 engagement could make important contributions
11 to the conduct of the elections; and

12 (B) support civil society organizations and
13 media organizations working towards trans-
14 parency and accountability in the use of state
15 resources around the election period.

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