

111TH CONGRESS
1ST SESSION

H. R. 893

To modify certain provisions of law relating to torture.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 4, 2009

Mr. NADLER of New York (for himself, Mr. DELAHUNT, Mr. CONYERS, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOUCHER, Mrs. CAPPS, Mr. CAPUANO, Mr. CLAY, Ms. DELAURO, Mr. DOGGETT, Mr. FATTAH, Mr. FILNER, Mr. HINCHEY, Mr. HODES, Mr. HOLT, Mr. HONDA, Ms. MCCOLLUM, Mr. MCGOVERN, Mr. MORAN of Virginia, Ms. NORTON, Mr. PASTOR of Arizona, Mr. PAUL, Mr. RANGEL, Mr. ROTHMAN of New Jersey, Mr. SCOTT of Virginia, Ms. SHEA-PORTER, Mr. SHERMAN, Mrs. TAUSCHER, Mr. VAN HOLLEN, Mr. WELCH, Mr. WEXLER, and Mr. WU) introduced the following bill; which was referred to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To modify certain provisions of law relating to torture.

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 “American Anti-Torture
5 Act of 2009”.

1 **SEC. 2. UNIFORM STANDARDS FOR INTERROGATION TECH-**
2 **NIQUES APPLICABLE TO INDIVIDUALS**
3 **UNDER CONTROL OR CUSTODY OF THE**
4 **UNITED STATES GOVERNMENT.**

5 Section 1002 of the Detainee Treatment Act of 2005
6 (title X of Public Law 109–148; 10 U.S.C. 801 note; 119
7 Stat. 2739) and section 1402 of the Detainee Treatment
8 Act of 2005 (title XIV of Public Law 109–163; 10 U.S.C.
9 801 note; 119 Stat. 3475) are amended to read as follows:

10 “(a) **IN GENERAL.**—No person in the custody or
11 under the effective control of the United States shall be
12 subject to any treatment or technique of interrogation not
13 authorized by and listed in the United States Army Field
14 Manual on Human Intelligence Collector Operations.

15 “(b) **APPLICABILITY.**—Subsection (a) shall not apply
16 with respect to any person in the custody or under the
17 effective control of the United States pursuant to a crimi-
18 nal law or immigration law of the United States.

19 “(c) **CONSTRUCTION.**—Nothing in this section shall
20 be construed to affect the rights under the United States
21 Constitution of any person in the custody or under the
22 physical jurisdiction of the United States.”.

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