

110TH CONGRESS  
1ST SESSION

# H. R. 2212

To require the President to close the Department of Defense detention facility at Guantanamo Bay, Cuba, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 8, 2007

Ms. HARMAN (for herself and Mr. ABERCROMBIE) introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To require the President to close the Department of Defense detention facility at Guantanamo Bay, Cuba, and for other purposes.

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. REQUIRED CLOSURE OF GUANTANAMO BAY DE-**  
4       **TENTION FACILITY.**

5       (a) CLOSURE OF DETENTION FACILITY.—Not later  
6       than one year after the date of the enactment of this  
7       Act—

8               (1) the President shall close the Department of  
9       Defense detention facility at Guantanamo Bay,  
10      Cuba; and

1           (2) all detainees detained at such facility shall  
2       be removed from the facility and—

3           (A) transferred to a military or civilian de-  
4       tention facility in the United States and  
5       charged with a violation of United States or  
6       international law and tried in an Article III  
7       court or military legal proceeding before a regu-  
8       larly-constituted court;

9           (B) transferred to a military or civilian de-  
10      tention facility in the United States without  
11      being charged with a violation of law if the de-  
12      tainee may be held as an enemy combatant or  
13      detained pursuant to other legal authority as  
14      Congress may authorize;

15          (C) transferred to an international tribunal  
16      operating under the authority of the United  
17      Nations with jurisdiction to hold trials of such  
18      individuals;

19          (D) transferred to their country of citizen-  
20      ship or a different country for further legal  
21      process, provided that such country provides  
22      adequate assurances that the individual will not  
23      be subject to torture or cruel, inhuman, or de-  
24      grading treatment; or

25          (E) released from any further detention.

1       (b) IMMIGRATION STATUS.—The transfer of an indi-  
2   vidual under subsection (a) shall not be considered an  
3   entry into the United States for purposes of immigration  
4   status.

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