

112TH CONGRESS
2D SESSION

H. R. 4011

To modify certain provisions of law relating to torture.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2012

Mr. NADLER (for himself, Mr. SCOTT of Virginia, Mr. BLUMENAUER, Mr. CAPUANO, Mr. ELLISON, Mr. ENGEL, Mr. FILNER, Mr. HINCHEY, Mr. HOLT, Mr. HONDA, Mr. KUCINICH, Mrs. MALONEY, Ms. MCCOLLUM, Mr. MCGOVERN, Mr. MORAN, Ms. NORTON, Mr. RANGEL, Mr. ROTHMAN of New Jersey, Mr. VAN HOLLEN, and Mr. WELCH) 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 2012”.

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

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

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

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

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