

110TH CONGRESS
1ST SESSION

S. 1943

To establish uniform standards for interrogation techniques applicable to individuals under the custody or physical control of the United States Government.

IN THE SENATE OF THE UNITED STATES

AUGUST 2, 2007

Mr. KENNEDY introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To establish uniform standards for interrogation techniques applicable to individuals under the custody or physical control of the United States Government.

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. UNIFORM STANDARDS FOR INTERROGATION**
4 **TECHNIQUES APPLICABLE TO INDIVIDUALS**
5 **UNDER CONTROL OR CUSTODY OF THE**
6 **UNITED STATES GOVERNMENT.**

7 (a) IN GENERAL.—No individual in the custody or
8 under the effective control of the United States Govern-
9 ment or any agency or instrumentality thereof, regardless

1 of nationality or physical location, shall be subject to any
2 treatment or technique of interrogation not authorized by
3 sections 5–50 through 5–99 of the United States Army
4 Field Manual on Human Intelligence Collector Operations.

5 (b) PROHIBITED ACTIONS.—The treatment or tech-
6 niques of interrogation prohibited under subsection (a) in-
7 clude, but are not limited to, the following:

8 (1) Forcing an individual to be naked, perform
9 sexual acts, or pose in a sexual manner.

10 (2) Placing a hood or sack over the head of an
11 individual, or using or placing duct tape over the
12 eyes of an individual.

13 (3) Applying a beating, electric shock, burns, or
14 other forms of physical pain to an individual.

15 (4) Subjecting an individual to the procedure
16 known as “waterboarding”.

17 (5) Subjecting an individual to threats or at-
18 tack from a military working dog.

19 (6) Inducing hypothermia or heat injury in an
20 individual.

21 (7) Conducting a mock execution of an indi-
22 vidual.

23 (8) Depriving an individual of necessary food,
24 water, or medical care.

1 (c) APPLICABILITY.—Subsection (a) shall not apply
2 with respect to any individual in the custody or under the
3 effective control of the United States Government pursu-
4 ant to a criminal law or immigration law of the United
5 States.

6 (d) CONSTRUCTION.—Nothing in this section shall be
7 construed to affect the rights under the United States
8 Constitution of any individual in the custody or under the
9 effective control of the United States Government.

○