

118TH CONGRESS  
2D SESSION

# S. 4946

To address the plea agreements for certain individuals detained at Guantanamo, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

AUGUST 1, 2024

Mr. COTTON (for himself and Mr. McCONNELL) introduced the following bill;  
which was read twice and referred to the Committee on Armed Services

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## A BILL

To address the plea agreements for certain individuals  
detained at Guantanamo, 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. SHORT TITLE.**

4 This Act may be cited as the “Justice for 9/11 Act”.

5 **SEC. 2. TRIAL AND POST-TRIAL MATTERS RELATING TO**

6 **CERTAIN INDIVIDUALS DETAINED AT GUAN-**

7 **TANAMO.**

8 (a) PLEA AGREEMENTS AND JUDGMENTS.—Notwith-  
9 standing the provisions of section 949h of title 10, United  
10 States Code, any plea agreement entered into by Khalid

1 Shaikh Mohammad, Walid Muhammad Salih Mubarak  
2 Bin ‘Attash, or Mustafa Ahmed Adam al Hawsawi for ac-  
3 tions involving the terrorist attack on September 11,  
4 2001, and its related judgment, shall not preclude the trial  
5 of such individual under chapter 47A of such title or any  
6 other provision of law for that terrorist attack.

7 (b) SENTENCING.—Notwithstanding any other provi-  
8 sion of law, in any trial of Khalid Shaikh Mohammad,  
9 Walid Muhammad Salih Mubarak Bin ‘Attash, or Mustafa  
10 Ahmed Adam al Hawsawi under chapter 47A of title 10,  
11 United States Code, or any other provision of law for the  
12 terrorist attack of September 11, 2001, a sentence of  
13 death shall be available.

14 (c) CONDITIONS OF CONFINEMENT; TRANSFER.—  
15 Notwithstanding any other provision of law, in the case  
16 of any sentence imposed on Khalid Shaikh Mohammad,  
17 Walid Muhammad Salih Mubarak Bin ‘Attash, or Mustafa  
18 Ahmed Adam al Hawsawi, such individual—

19 (1) shall be—

20 (A) held at United States Naval Station,  
21 Guantanamo Bay, Cuba, in solitary confine-  
22 ment;

23 (B) provided no contact with foreign na-  
24 tionals; and

1           (C) provided no psychological treatment  
2           except that specifically authorized by medical  
3           authorities at United States Naval Station,  
4           Guantanamo Bay; and  
5           (2) shall not be transferred to the continental  
6           United States or any other country.

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