

HR 1029

Detention of Enemy Combatants Act

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Feb 27, 2003

Current Status: Executive Comment Requested from DOD.

Latest Action: Executive Comment Requested from DOD. (Mar 17, 2003)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/1029>

Sponsor

Name: Rep. Schiff, Adam B. [D-CA-29]

Party: Democratic • State: CA • Chamber: Senate

Cosponsors (20 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Frank, Barney [D-MA-4]	D · MA		Feb 27, 2003
Rep. McDermott, Jim [D-WA-7]	D · WA		Feb 27, 2003
Rep. Sanders, Bernard [I-VT-At Large]	I · VT		Feb 27, 2003
Rep. Conyers, John, Jr. [D-MI-14]	D · MI		Mar 4, 2003
Rep. Kucinich, Dennis J. [D-OH-10]	D · OH		Mar 4, 2003
Rep. McGovern, James P. [D-MA-3]	D · MA		Mar 4, 2003
Rep. Watson, Diane E. [D-CA-33]	D · CA		Mar 4, 2003
Rep. Capuano, Michael E. [D-MA-8]	D · MA		Mar 6, 2003
Rep. Woolsey, Lynn C. [D-CA-6]	D · CA		Mar 6, 2003
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Mar 19, 2003
Rep. Ryan, Timothy J. [D-OH-17]	D · OH		Mar 25, 2003
Rep. Udall, Mark [D-CO-2]	D · CO		Mar 27, 2003
Rep. Markey, Edward J. [D-MA-7]	D · MA		Apr 29, 2003
Rep. Towns, Edolphus [D-NY-10]	D · NY		Nov 21, 2003
Rep. Frost, Martin [D-TX-24]	D · TX		Dec 8, 2003
Rep. Meehan, Martin T. [D-MA-5]	D · MA		Jan 20, 2004
Rep. Owens, Major R. [D-NY-11]	D · NY		Jan 20, 2004
Rep. Stark, Fortney Pete [D-CA-13]	D · CA		Jan 20, 2004
Rep. Miller, George [D-CA-7]	D · CA		Feb 24, 2004
Rep. Pallone, Frank, Jr. [D-NJ-6]	D · NJ		Jul 6, 2004

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	House	Referred To	Feb 27, 2003
Judiciary Committee	House	Referred To	Feb 27, 2003

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

No related bills are listed.

Summary (as of Feb 27, 2003)

Detention of Enemy Combatants Act - Authorizes the detention of a U.S. person or resident as an enemy combatant if that individual is an al Qaeda member or knowingly cooperated with an al Qaeda member in planning, authorizing, committing, aiding, or abetting a terrorist act against the United States. Directs the Secretary of Defense to prescribe, publish, and report the standards, process, and criteria: (1) to be used in determining that an American citizen or lawful resident is an enemy combatant; and (2) for that individual's detention.

Requires rules for the detention of enemy combatants to: (1) establish clear standards and procedures that meet specified requirements, including preserving the Government's ability to detain those who may threaten the United States; and (2) guarantee timely access to judicial review and permit the detainee access to counsel.

Authorizes a U.S. person to be detained as an enemy combatant only while there is in effect a presidential certification that: (1) the U.S. armed forces are in a state of armed conflict with al Qaeda and an investigation, prosecution, or post-trial proceeding regarding such person is ongoing; or (2) detention is warranted to prevent such individual from aiding persons attempting to commit terrorist acts against the United States.

Grants the U.S. District Court for the District of Columbia exclusive jurisdiction to review any detention under this Act.

Requires that detainees be: (1) detained at an appropriate location; (2) treated humanely; (3) afforded adequate food, water, shelter, clothing, and medical treatment; (4) sheltered under hygienic conditions; and (5) allowed the free exercise of religion consistent with specified requirements.

Actions Timeline

- **Mar 17, 2003:** Executive Comment Requested from DOD.
- **Feb 27, 2003:** Introduced in House
- **Feb 27, 2003:** Introduced in House
- **Feb 27, 2003:** Sponsor introductory remarks on measure. (CR E324)
- **Feb 27, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committee on Armed Services, 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.
- **Feb 27, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committee on Armed Services, 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.
- **Feb 27, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committee on Armed Services, 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.