
HR 5222

Military Commissions Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Armed Forces and National Security

Introduced: Oct 5, 2004

Current Status: Referred to the House Committee on Armed Services.

Latest Action: Referred to the House Committee on Armed Services. (Oct 5, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/5222>

Sponsor

Name: Rep. Sanchez, Loretta [D-CA-47]

Party: Democratic • **State:** CA • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Armed Services Committee	House	Referred To	Oct 5, 2004

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

No related bills are listed.

Summary (as of Oct 5, 2004)

Military Commissions Act of 2004 - Amends the Uniform Code of Military Justice to permit a military commission to try any person, not a citizen of the United States, for one or more offenses against the law of war or in furtherance of terrorism. Permits only the President, or a person designated by the President, to appoint such a commission. Requires a commission to consist of not less than three members and not more than seven members.

States that trial and defense counsel shall be detailed for a military commission on the same basis as such counsel are detailed for a general court-martial.

Requires members of a military commission to deliberate and vote in closed conference.

Prohibits: (1) a military commission from finding a person guilty of an offense, and determining a sentence, except by the concurrence of two-thirds of the members present at the time the vote is taken; and (2) from sentencing a person to suffer death except by the concurrence of all the members as to the findings and as to the sentence.

Sets forth other requirements relating to a commission, including requiring the accused in a military commission to be given specified minimum rights and protections.

Outlines procedures for, and courts of, appeal.

Actions Timeline

- **Oct 5, 2004:** Introduced in House
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