

S 3861

Bringing Terrorists to Justice Act of 2006

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Armed Forces and National Security

Introduced: Sep 6, 2006

Current Status: Star Print ordered on the bill.

Latest Action: Star Print ordered on the bill. (Sep 13, 2006)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/3861>

Sponsor

Name: Sen. Frist, William H. [R-TN]

Party: Republican • **State:** TN • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Inhofe, James M. [R-OK]	R · OK		Sep 6, 2006
Sen. McConnell, Mitch [R-KY]	R · KY		Sep 6, 2006

Committee Activity

No committee referrals or activity are recorded for this bill.

Subjects & Policy Tags

Policy Area:

Armed Forces and National Security

Related Bills

Bill	Relationship	Last Action
109 HR 6166	Related bill	Nov 13, 2006: Read twice and referred to the Committee on Armed Services.
109 S 3930	Related bill	Oct 17, 2006: Became Public Law No: 109-366.
109 HR 6054	Related bill	Sep 25, 2006: Placed on the Union Calendar, Calendar No. 409.
109 S 3929	Related bill	Sep 25, 2006: Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 633.
109 S 3886	Related bill	Sep 14, 2006: Sponsor introductory remarks on measure. (CR S9577-9578)
109 S 3901	Related bill	Sep 14, 2006: Placed on Senate Legislative Calendar under General Orders. Calendar No. 611.

Bringing Terrorists to Justice Act of 2006 - Authorizes the: (1) President to establish military commissions (commissions) to try individuals for violations of the law of war and other triable offenses; (2) commissions to impose upon any person found guilty any sentence appropriate to the offense, including death or imprisonment for life; and (3) Secretary of Defense to carry out such sentences.

Amends the Uniform Code of Military Justice (UCMJ) to codify and establish procedures governing the use of commissions to try unlawful enemy combatants for violations of triable offenses. Makes eligible to serve on a commission any U.S. commissioned officer on active duty. Requires to be detailed to each commission a military judge, trial and military defense counsel, and reporters and interpreters. Requires at least five members in each commission.

Prescribes, with respect to each established commission, pre-trial and trial procedures, including charges, rules of evidence, pleas, opportunity to obtain witnesses and other evidence, and defenses. Requires: (1) a two-thirds commission member vote for conviction; (2) a three-fourths member vote for a sentence of life imprisonment or confinement of more than ten years; and (3) a unanimous vote by at least 12 members in a case in which the death penalty is sought.

Prescribes post-trial procedures and reviews of commission actions, including appeal by the United States, rehearings, and review by the Court of Military Commission Review, the U.S. Court of Appeals for the District of Columbia, and the U.S. Supreme Court.

Outlines offenses triable by commissions.

Amends the federal criminal code to add certain actions to be considered violations of the War Crimes Act.

Actions Timeline

- **Sep 13, 2006:** Star Print ordered on the bill.
- **Sep 8, 2006:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 595.
- **Sep 6, 2006:** Introduced in Senate
- **Sep 6, 2006:** Sponsor introductory remarks on measure. (CR S9060)
- **Sep 6, 2006:** Introduced in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time. (text of measure as introduced: CR S9113-9122)