

## S 3929

A bill to authorize military commissions to bring terrorists to justice, to strengthen and modernize terrorist surveillance capabilities, and for other purposes.

**Congress:** 109 (2005–2007, Ended)

**Chamber:** Senate

**Policy Area:** Armed Forces and National Security

**Introduced:** Sep 22, 2006

**Current Status:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 633.

**Latest Action:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 633. (Sep 25, 2006)

**Official Text:** <https://www.congress.gov/bill/109th-congress/senate-bill/3929>

### Sponsor

**Name:** Sen. McConnell, Mitch [R-KY]

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

### Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Frist, William H. [R-TN]	R · TN		Sep 22, 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	<b>Nov 13, 2006:</b> Read twice and referred to the Committee on Armed Services.
109 S 3930	Related bill	<b>Oct 17, 2006:</b> Became Public Law No: 109-366.
109 HR 6054	Related bill	<b>Sep 25, 2006:</b> Placed on the Union Calendar, Calendar No. 409.
109 S 3931	Related bill	<b>Sep 25, 2006:</b> Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 635.
109 S 3886	Related bill	<b>Sep 14, 2006:</b> Sponsor introductory remarks on measure. (CR S9577-9578)
109 S 3901	Related bill	<b>Sep 14, 2006:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 611.
109 S 2453	Related bill	<b>Sep 13, 2006:</b> Placed on Senate Legislative Calendar under General Orders. Calendar No. 609.
109 S 3861	Related bill	<b>Sep 13, 2006:</b> Star Print ordered on the bill.

Military Commissions Act of 2006 - Authorizes the: (1) President to establish military commissions (commissions) to try alien unlawful enemy combatants engaged in hostilities against the United States 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. Prohibits a combatant under trial from invoking the Geneva Conventions as a source of rights.

Amends the Uniform Code of Military Justice (UCMJ) to codify and establish procedures governing the use of commissions to try such 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.

Terrorist Surveillance Act of 2006 - Amends the Foreign Intelligence Surveillance Act of 1978 (FISA) to establish a new title relating to electronic surveillance programs (programs). Gives the Foreign Intelligence Surveillance Court (established under FISA) jurisdiction to review programs that seek to obtain foreign intelligence information or to protect against international terrorism. Allows the Court to issue an order that authorizes a program for up to 90 days. Provides for congressional oversight of approved programs.

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## **Actions Timeline**

- **Sep 25, 2006:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 633.
- **Sep 22, 2006:** Introduced in Senate
- **Sep 22, 2006:** Introduced in the Senate. Read the first time. pursuant to the order of September 21, 2006, as modified on September 22, 2006. Placed on Senate Legislative Calendar under Read the First Time. (text of measure as introduced: CR S10017-10033)