

112TH CONGRESS
1ST SESSION

S. 554

To prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

IN THE SENATE OF THE UNITED STATES

MARCH 10, 2011

Mr. GRAHAM (for himself, Mr. McCAIN, Mr. CHAMBLISS, Ms. AYOTTE, Mr. GRASSLEY, Mr. RUBIO, Mr. BURR, Mr. ENSIGN, Mr. ALEXANDER, Mr. JOHANNIS, Mr. LIEBERMAN, and Mr. BROWN of Ohio) introduced the following bill; which was read twice and referred to the Committee on the Judiciary

A BILL

To prohibit the use of Department of Justice funds for the prosecution in Article III courts of the United States of individuals involved in the September 11, 2001, terrorist attacks.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PROHIBITION ON USE OF DEPARTMENT OF**
2 **JUSTICE FUNDS FOR PROSECUTION IN ARTI-**
3 **CLE III COURTS OF INDIVIDUALS INVOLVED**
4 **IN THE SEPTEMBER 11, 2001, TERRORIST AT-**
5 **TACKS.**

6 (a) PROHIBITION ON USE OF FUNDS FOR PROSECU-
7 TION OF 9/11 TERRORISTS IN ARTICLE III COURTS.—
8 None of the funds appropriated or otherwise made avail-
9 able for the Department of Justice may be obligated or
10 expended to commence or continue the prosecution in an
11 Article III court of the United States of an individual de-
12 scribed in subsection (b) for any offense that may be pros-
13 ecututed by military commission under chapter 47A of title
14 10, United States Code (as amended by the Military Com-
15 missions Act of 2009 (title XVIII of Public Law 111–84)).

16 (b) COVERED INDIVIDUALS.—An individual described
17 in this subsection is an individual suspected of planning,
18 authorizing, organizing, committing, or aiding the attacks
19 on the United States and its citizens that occurred on Sep-
20 tember 11, 2001, who—

21 (1) is not a citizen of the United States; and

22 (2) is subject to jurisdiction under chapter 47A
23 of title 10, United States Code (as amended by the
24 Military Commissions Act of 2009).

25 (c) ARTICLE III COURT OF THE UNITED STATES DE-
26 FINED.—In this section, the term “Article III court of the

1 United States” means a court of the United States estab-
2 lished under Article III of the Constitution of the United
3 States.

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