

113TH CONGRESS
2D SESSION

H. R. 5121

To prohibit the indefinite detention of United States citizens and lawful resident aliens, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 16, 2014

Mr. BENTIVOLIO introduced the following bill; which was referred to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary and 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

A BILL

To prohibit the indefinite detention of United States citizens and lawful resident aliens, and for other purposes.

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

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Restore Unalienable
5 Rights Act of 2014”.

1 **SEC. 2. AMENDMENT OF THE NATIONAL DEFENSE AUTHOR-**
2 **IZATION ACT.**

3 Subsection (b) of section 1021 of the National De-
4 fense Authorization Act for Fiscal Year 2012 (10 U.S.C.
5 801 note) is amended to read as follows:

6 “(b) COVERED PERSONS.—A covered person under
7 this section is a person—

8 “(1) who—

9 “(A) planned, authorized, committed, or
10 aided the terrorist attacks that occurred on
11 September 11, 2001, or harbored those respon-
12 sible for those attacks; or

13 “(B) was a part of or substantially sup-
14 ported al-Qaeda, the Taliban, or associated
15 forces that are engaged in hostilities against the
16 United States or its coalition partners, includ-
17 ing any person who has committed a belligerent
18 act or has directly supported such hostilities in
19 aid of such enemy forces; and

20 “(2) who is not a United States citizen or law-
21 ful resident alien of the United States who was cap-
22 tured, detained, or arrested in the United States.”.

1 **SEC. 3. PROHIBITION ON THE INDEFINITE DETENTION OF**
2 **CITIZENS AND LAWFUL PERMANENT RESI-**
3 **DENTS.**

4 Section 4001 of title 18, United States Code, is
5 amended—

6 (1) by redesignating subsection (b) as sub-
7 section (c); and

8 (2) by inserting after subsection (a) the fol-
9 lowing:

10 “(b) An authorization to use military force, a declara-
11 tion of war, or any similar authority may not authorize
12 the detention without charge or trial of a citizen or lawful
13 permanent resident of the United States apprehended in
14 the United States.”.

15 **SEC. 4. APPLICABILITY.**

16 The amendments made by this Act shall apply with
17 respect to a person who is taken into custody or brought
18 under the control of the United States after the date of
19 the enactment of this Act.

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