

114TH CONGRESS  
1ST SESSION

# H. RES. 537

Expressing the sense of the House of Representatives that Federal law prohibits the transfer of individuals detained at United States Naval Station, Guantanamo Bay, Cuba, to the United States.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 19, 2015

Ms. JENKINS of Kansas submitted the following resolution; which was referred to the Committee on Armed Services

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# RESOLUTION

Expressing the sense of the House of Representatives that Federal law prohibits the transfer of individuals detained at United States Naval Station, Guantanamo Bay, Cuba, to the United States.

1       *Resolved*, That it is the sense of the House of Rep-  
2       resentatives that—

3               (1) the 107 detainees currently imprisoned at  
4       United States Naval Station, Guantanamo Bay,  
5       Cuba, are imprisoned there for various reasons relat-  
6       ing to national security and the safety and security  
7       of our allies and military forces around the world;

1           (2) the transfer or release of those 107 detain-  
2           ees would present grave dangers and security risks  
3           to the foreign countries where some may be released,  
4           and to the communities and military installations at  
5           Fort Leavenworth, Kansas, Charleston, South Caro-  
6           lina, and the community of Florence, Colorado, that  
7           have been identified as possible transfer locations;

8           (3) sections 1032, 1033, and 2808 in the Carl  
9           Levin and Howard P. “Buck” McKeon National De-  
10          fense Authorization Act for Fiscal Year 2015, clear-  
11          ly prohibits the use of funds to construct or modify  
12          facilities in the United States to house detainees  
13          transferred from United States Naval Station,  
14          Guantanamo Bay, Cuba, and the use of funds for  
15          the transfer or release of individuals detained at  
16          United States Naval Station, Guantanamo Bay,  
17          Cuba, and the use of funds for the construction of  
18          any new facilities at United States Naval Station,  
19          Guantanamo Bay, Cuba;

20          (4) it is the sense of the House of Representa-  
21          tives that to do so would clearly and unequivocally  
22          violate Federal law and the appropriations powers  
23          enumerated to Congress in article I, section 9,  
24          clause 7 of the United States Constitution; and

1           (5) it is the sense of the House of Representa-  
2           tives that the President's continued planning and  
3           discussion of such a closure and transfer of terror-  
4           ists may result in illegal actions committed by him.

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