



HR0805

LRB096 16482 GRL 31905 r

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HOUSE RESOLUTION

2           WHEREAS, In 2001, the United States Congress authorized the  
3 use of "all necessary and appropriate force" against those  
4 responsible for the 9/11 terrorist attacks; in pursuance of the  
5 authorization, the United States has captured numerous  
6 suspected Al Qaeda and Taliban members and detained them at  
7 several locations, including the U.S. Naval Station at  
8 Guantanamo Bay, Cuba; and

9           WHEREAS, Shortly after President Obama took office in  
10 January of 2009, 3 executive orders were signed that require  
11 the eventual closure of the detention facility, order the  
12 immediate reviews of each detainee's status, and establish a  
13 Special Task Force on Detainee Disposition that was tasked with  
14 identifying lawful options for the disposition of Guantanamo  
15 detainees and others captured by the United States; and

16           WHEREAS, The Obama administration recently proposed that  
17 United States government purchase the Thomson Correctional  
18 Center in Illinois to serve as a detention center for the  
19 detainees at Guantanamo Bay; and

20           WHEREAS, Numerous enacted authorization and appropriations  
21 measures passed by the 111th United States Congress affect the  
22 treatment of detainees at Guantanamo Bay and restrict the use

1 of federal funds to transfer or release Guantanamo detainees  
2 into the United States; and

3 WHEREAS, Section 14103 of the Supplemental Appropriations  
4 Act of 2009 (P.L. 111-32), enacted in June of 2009, restricts  
5 the use of funds appropriated by the Act or any prior Act for  
6 the transfer or release of detainees into the United States; in  
7 addition, the Department of Homeland Security Appropriations  
8 Act of 2010 (P.L. 111-83), the National Defense Authorization  
9 Act for Fiscal Year 2010 (P.L. 111-84), and the Department of  
10 the Interior, Environment, and Related Agencies Appropriations  
11 Act of 2010 (P.L. 111-88) generally bar the use of federal  
12 funds appropriated in those or "any other" Acts for the release  
13 or transfer of a Guantanamo detainee into the United States or  
14 specified U.S. territories; and

15 WHEREAS, Existing Acts passed by the 111th United States  
16 Congress clearly bar such a transfer of dangerous detainees  
17 from Guantanamo Bay into the United States without the direct  
18 authorization of Congress; therefore, be it

19 RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE  
20 NINETY-SIXTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we  
21 urge Congress to maintain its restrictions on the transfer of  
22 detainees from the U.S. Naval Station in Guantanamo Bay, Cuba  
23 as reflected in legislation passed by the 111th Congress; and

1 be it further

2 RESOLVED, That we further urge Congress to refrain from  
3 taking actions that could be interpreted as granting  
4 constitutional rights to non-citizen detainees whose only  
5 access to rights would be derived from a claim of sovereignty  
6 is based on their transfer to a facility or facilities in the  
7 United States; and be it further

8 RESOLVED, That suitable copies of this resolution be  
9 presented to the Majority Leader and Minority Leader of the  
10 United States Senate, the Speaker and Minority Leader of the  
11 United States House of Representatives, U.S. Secretary of State  
12 Hillary Clinton, U.S. Secretary of Defense Robert Gates, U.S.  
13 Attorney General Eric Holder, and each member of the Illinois  
14 congressional delegation.