

**AMENDMENT TO H.R. 4435, AS REPORTED
OFFERED BY MRS. LUMMIS OF WYOMING**

Page 295, after line 21, insert the following:

1 **SEC. 1034. PROHIBITION ON THE INDEFINITE DETENTION**
2 **OF CITIZENS AND LAWFUL PERMANENT RESI-**
3 **DENTS OF THE UNITED STATES.**

4 Section 4001 of title 18, united states code, is amend-
5 ed—

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)(1) An authorization to use military force, a dec-
11 laration of war, or any similar authority shall not author-
12 ize the detention without charge or trial of a citizen or
13 lawful permanent resident of the United States appre-
14 hended in the United States, unless an Act of Congress
15 expressly authorizes such detention.

16 “(2) Paragraph (1) applies to an authorization to use
17 military force, a declaration of war, or any similar author-
18 ity enacted before, on, or after the date of enactment of
19 the Howard P. ‘Buck’ McKeon National Defense Author-
20 ization Act of Fiscal Year 2015.

1 “(3) Paragraph (1) shall not be construed to author-
2 ize the detention of a citizen of the United States, a lawful
3 permanent resident of the United States, or any other per-
4 son who is apprehended in the United States.”.

