

NRCAT Action Fund Senate Scorecard

The following scorecard is based on records of Senators' actions on major pieces of torture-related legislation in the 109th, 110th, 111th and 112th Congresses (2005 – 2012).

✓ = Acted against torture

— = Failed to act against torture

X = Did not vote

Gray box = Not a Senator at the time of the vote

Name	State	Amdt. 2430 to S. 1042: Establishing a National Commission Detainee Treatment	Amdt. 1977 to H.R. 2863: The Detainee Treatment Act	Amdt. 5087 to S. 3930: Providing Habeas Corpus Rights to Detainees	S. 3930: The Military Commissions Act of 2006	Attorney General Michael Mukasey Confirmation	H.R. 2082: FY 2008 Intelligence Authorization Act (Army Field Manual Standard)	S. Amdt. 2774 to H.R. 3082: GITMO	Amdt. 750 to Amdt. 738 to H.R. 2112: The National Criminal Justice Commission	Amdt. 1107 to S. 1867: Indefinite Detention of People in the U.S.	Score
Akaka	HI	✓	✓	✓	✓	✓	✓	✓	✓	✓	100
Alexander	TN	—	✓	—	—	X	—	—	—	—	17
Ayotte	NH								—	—	0
Barrasso	WY					—	—	—	—	—	0
Baucus	MT	✓	✓	✓	✓	✓	✓	✓	✓	✓	100
Begich	AK							✓	✓	X	83
Bennet	CO							✓	✓	✓	100
Bingaman	NM	✓	✓	✓	✓	✓	✓	✓	✓	✓	100
Blumenthal	CT								✓	✓	100
Blunt	MO								—	—	0
Boozman	AR								—	—	0
Boxer	CA	✓	✓	✓	✓	✓	✓	✓	✓	✓	100
Brown	MA								✓	—	50
Brown	OH					✓	✓	✓	✓	✓	100

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Burr	NC	—	√	—	—	—	—	—	—	—	11
Cantwell	WA	√	√	√	√	√	√	√	√	√	100
Cardin	MD					√	√	√	√	√	100
Carper	DE	√	√	√	—	—	√	√	√	√	78
Casey	PA					√	√	√	√	—	80
Chambliss	GA	—	√	—	—	—	—	—	—	—	11
Coats	IN								—	—	0
Coburn	OK	—	—	—	—	—	—	—	—	—	0
Cochran	MS	—	—	—	—	—	—	—	—	—	0
Collins	ME	—	√	—	—	—	√	—	—	—	22
Conrad	ND	√	√	√	√	√	√	√	√	—	89
Coons	DE								√	√	100
Corker	TN					—	—	—	—	—	0
Cornyn	TX	—	—	—	—	X	—	—	—	—	6
Crapo	ID	—	√	—	—	—	—	—	—	—	11
DeMint	SC	—	√	—	—	—	—	—	—	—	11
Durbin	IL	√	√	√	√	√	√	√	√	√	100
Enzi	WY	—	√	—	—	—	—	—	—	—	11
Feinstein	CA	√	√	√	√	—	√	√	√	√	89
Franken	MN							√	√	√	100
Gillibrand	NY							√	√	√	100
Graham	SC	—	√	—	—	—	X	—	√	—	28
Grassley	IA	—	√	—	—	—	—	—	—	—	11

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Hagan	NC							√	√	—	67
Harkin	IA	√	√	√	√	√	√	√	√	√	100
Hatch	UT	—	√	—	—	—	—	—	√	—	22
Heller	NV								—	—	0
Hoeven	ND								—	—	0
Hutchison	TX	—	√	—	—	—	—	—	—	—	11
Inhofe	OK	—	—	—	—	—	—	—	—	—	0
Inouye	HI	√	√	√	√	√	√	√	√	—	89
Isakson	GA	—	√	—	—	—	—	—	—	—	11
Johanns	NE								—	—	0
Johnson	SD	√	√	√	—	√	√	√	√	√	89
Johnson	WI								—	—	0
Kerry	MA	√	√	√	√	√	√	√	√	√	100
Kirk	IL								—	√	50
Klobuchar	MN					√	√	√	√	√	100
Kohl	WI	√	√	√	√	√	√	√	√	—	89
Kyl	AZ	—	√	—	—	—	—	—	—	—	11
Landrieu	LA	√	√	√	—	—	√	√	√	—	67
Lautenberg	NJ	√	√	√	—	√	√	√	√	√	89
Leahy	VT	√	√	√	√	√	√	√	√	√	100
Lee	UT								—	—	0
Levin	MI	√	√	√	√	√	√	√	√	—	89
Lieberman	CT	√	√	√	—	—	—	—	√	—	44

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Lugar	IN	—	√	—	—	—	√	—	—	—	22
Manchin	WV								√	—	50
McCain	AZ	X	√	—	—	X	—	—	—	—	22
McCaskill	MO					√	X	√	√	—	70
McConnell	KY	—	√	—	—	—	—	—	—	—	11
Menendez	NJ			√	—	√	√	√	√	√	86
Merkley	OR							√	√	√	100
Mikulski	MD	√	√	√	√	√	√	√	√	√	100
Moran	KS								—	—	0
Murkowski	AK	—	√	—	—	—	—	—	—	X	17
Murray	WA	√	√	√	√	√	√	√	√	√	100
Nelson	FL	√	√	√	—	√	√	√	√	√	89
Nelson	NE	—	√	—	—	—	—	√	√	—	33
Paul	KY								—	√	50
Portman	OH								—	—	0
Pryor	AR	√	√	√	—	√	√	—	√	—	67
Reed	RI	√	√	√	√	√	√	√	√	—	89
Reid	NV	√	√	√	√	√	√	√	√	√	100
Risch	ID								—	—	0
Roberts	KS	—	—	—	—	—	—	—	—	—	0
Rockefeller	WV	√	√	√	—	√	√	√	√	√	89
Rubio	FL								—	—	0
Sanders	VT					√	√	√	√	√	100

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Schumer	NY	√	√	√	√	—	√	√	√	√	89
Sessions	AL	—	—	—	—	—	—	—	—	—	0
Shaheen	NH							√	√	—	67
Shelby	AL	—	√	—	—	—	—	—	—	—	11
Snowe	ME	—	√	X	X	—	√	—	√	—	44
Stabenow	MI	√	√	√	—	√	√	√	√	—	78
Tester	MT					√	√	√	√	√	100
Thune	SD	—	√	—	—	—	—	—	—	—	11
Toomey	PA								—	—	0
Udall	CO							√	√	√	100
Udall	NM							√	√	√	100
Vitter	LA	—	√	—	—	—	—	—	—	—	11
Warner	VA							√	√	√	100
Webb	VA					√	√	√	√	√	100
Whitehouse	RI					√	√	√	√	—	80
Wicker	MS						—	—	—	—	0
Wyden	OR	√	√	√	√	√	√	√	√	√	100

See Next page for Description of Scorecard Factors

Description of Scorecard Factors

Amendment 2430 to S. 1042: Amendment 2430 would have established a national commission to review the treatment of detainees since September 11, 2001. Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

Amendment 1977 to H.R. 2863: The Detainee Treatment Act (Amendment 1977) reaffirms the U.S. obligation under the Convention Against Torture to prohibit cruel, inhuman or degrading treatment or punishment. It also requires military interrogators to follow the guidelines in the Army Field Manual while conducting interrogations. Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

Amendment 5987 to S. 3930: This amendment would have allowed detainees habeas corpus rights. Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

S. 3930: The Military Commissions Act authorized the President to define what acts constitute torture, and eliminated the protection of habeas corpus for non-citizen detainees. It also allowed for the use of evidence obtained through torture. Senators who voted against the bill earned a √. Senators who voted in favor of the bill earned a —.

Confirmation of Michael B. Mukasey to be Attorney General: Attorney General Mukasey told the Senate Judiciary Committee that he wasn't sure whether waterboarding was torture, and he was unclear as to whether the President always has to obey the laws against torture and other cruel, inhuman or degrading treatment. Senators who voted against the confirmation earned a √. Senators who voted in favor of the confirmation earned a —.

H.R. 2082: A provision in this bill would have required all government agencies, including the CIA, to abide by the guidelines in the Army Field Manual while conducting interrogations. The U.S. Army Field Manual prohibits torture, cruelty, and humiliating and degrading treatment of detainees and requires interrogators to follow a “golden rule” approach to interrogations. Senators who voted in favor of the bill earned a √. Senators who voted against the bill earned a —.

Amendment 2774 to H.R. 3082: Amendment 2774 was intended to keep the detention center at Guantanamo Bay open by denying the Administration the funds needed to transfer a detainee to the U.S. Senators who voted in favor of the amendment earned a —. Senators who voted against the amendment earned a √.

Amendment 750 to Amendment 738 to H.R. 2112: Amendment 750 would have created a bipartisan national commission to review all aspects of the criminal justice system and recommend improvements. One possible area for improvement would be reducing the use of solitary confinement (and thereby save money, improve prisoner treatment, and better protect public safety). Amendment 750 required 60 votes to pass. Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

Amendment 1107 to S. 1867: Amendment 1107 would have struck a section of S. 1867 that many believe allows for the indefinite military detention without trial of people captured in the United States. Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

Formula: For the purposes of calculating each Senator's score, each √ equals 1. Each — equals - 1. Each X equals 0. Xs are provided to Senators who were in office when a bill was debated, but did not vote on it. $\text{Score} = 50 + 50[(\text{sum of } \sqrt{\text{ 's and } \text{—s})} / \text{total votes that occurred while in office}]$