

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
Begich	AK							✓	✓	X	83
Murkowski	AK	—	✓	—	—	—	—	—	—	X	17
Sessions	AL	—	—	—	—	—	—	—	—	—	0
Shelby	AL	—	✓	—	—	—	—	—	—	—	11
Boozman	AR								—	—	0
Pryor	AR	✓	✓	✓	—	✓	✓	—	✓	—	67
Kyl	AZ	—	✓	—	—	—	—	—	—	—	11
McCain	AZ	X	✓	—	—	X	—	—	—	—	22
Boxer	CA	✓	✓	✓	✓	✓	✓	✓	✓	✓	100
Feinstein	CA	✓	✓	✓	✓	—	✓	✓	✓	✓	89
Bennet	CO							✓	✓	✓	100
Udall	CO							✓	✓	✓	100
Blumenthal	CT								✓	✓	100
Lieberman	CT	✓	✓	✓	—	—	—	—	✓	—	44

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Carper	DE	√	√	√	—	—	√	√	√	√	78
Coons	DE								√	√	100
Nelson	FL	√	√	√	—	√	√	√	√	√	89
Rubio	FL								—	—	0
Chambliss	GA	—	√	—	—	—	—	—	—	—	11
Isakson	GA	—	√	—	—	—	—	—	—	—	11
Akaka	HI	√	√	√	√	√	√	√	√	√	100
Inouye	HI	√	√	√	√	√	√	√	√	—	89
Grassley	IA	—	√	—	—	—	—	—	—	—	11
Harkin	IA	√	√	√	√	√	√	√	√	√	100
Crapo	ID	—	√	—	—	—	—	—	—	—	11
Risch	ID								—	—	0
Durbin	IL	√	√	√	√	√	√	√	√	√	100
Kirk	IL								—	√	50
Coats	IN								—	—	0
Lugar	IN	—	√	—	—	—	√	—	—	—	22
Moran	KS								—	—	0
Roberts	KS	—	—	—	—	—	—	—	—	—	0
McConnell	KY	—	√	—	—	—	—	—	—	—	11
Paul	KY								—	√	50
Landrieu	LA	√	√	√	—	—	√	√	√	—	67
Vitter	LA	—	√	—	—	—	—	—	—	—	11
Brown	MA								√	—	50

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Kerry	MA	√	√	√	√	√	√	√	√	√	100
Cardin	MD					√	√	√	√	√	100
Mikulski	MD	√	√	√	√	√	√	√	√	√	100
Collins	ME	—	√	—	—	—	√	—	—	—	22
Snowe	ME	—	√	X	X	—	√	—	√	—	44
Levin	MI	√	√	√	√	√	√	√	√	—	89
Stabenow	MI	√	√	√	—	√	√	√	√	—	78
Franken	MN							√	√	√	100
Klobuchar	MN					√	√	√	√	√	100
Blunt	MO								—	—	0
McCaskill	MO					√	X	√	√	—	70
Cochran	MS	—	—	—	—	—	—	—	—	—	0
Wicker	MS							—	—	—	0
Baucus	MT	√	√	√	√	√	√	√	√	√	100
Tester	MT					√	√	√	√	√	100
Burr	NC	—	√	—	—	—	—	—	—	—	11
Hagan	NC							√	√	—	67
Conrad	ND	√	√	√	√	√	√	√	√	—	89
Hoeven	ND								—	—	0
Johanns	NE								—	—	0
Nelson	NE	—	√	—	—	—	—	√	√	—	33
Ayotte	NH								—	—	0
Shaheen	NH							√	√	—	67

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Lautenberg	NJ	√	√	√	—	√	√	√	√	√	89
Menendez	NJ			√	—	√	√	√	√	√	86
Bingaman	NM	√	√	√	√	√	√	√	√	√	100
Udall	NM							√	√	√	100
Heller	NV								—	—	0
Reid	NV	√	√	√	√	√	√	√	√	√	100
Gillibrand	NY							√	√	√	100
Schumer	NY	√	√	√	√	—	√	√	√	√	89
Brown	OH					√	√	√	√	√	100
Portman	OH								—	—	0
Coburn	OK	—	—	—	—	—	—	—	—	—	0
Inhofe	OK	—	—	—	—	—	—	—	—	—	0
Merkley	OR							√	√	√	100
Wyden	OR	√	√	√	√	√	√	√	√	√	100
Casey	PA					√	√	√	√	—	80
Toomey	PA								—	—	0
Reed	RI	√	√	√	√	√	√	√	√	—	89
Whitehouse	RI					√	√	√	√	—	80
DeMint	SC	—	√	—	—	—	—	—	—	—	11
Graham	SC	—	√	—	—	—	X	—	√	—	28
Johnson	SD	√	√	√	—	√	√	√	√	√	89
Thune	SD	—	√	—	—	—	—	—	—	—	11
Alexander	TN	—	√	—	—	X	—	—	—	—	17

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Corker	TN					—	—	—	—	—	0
Cornyn	TX	—	—	—	—	X	—	—	—	—	6
Hutchison	TX	—	√	—	—	—	—	—	—	—	11
Hatch	UT	—	√	—	—	—	—	—	√	—	22
Lee	UT								—	—	0
Warner	VA							√	√	√	100
Webb	VA					√	√	√	√	√	100
Leahy	VT	√	√	√	√	√	√	√	√	√	100
Sanders	VT					√	√	√	√	√	100
Cantwell	WA	√	√	√	√	√	√	√	√	√	100
Murray	WA	√	√	√	√	√	√	√	√	√	100
Johnson	WI								—	—	0
Kohl	WI	√	√	√	√	√	√	√	√	—	89
Manchin	WV								√	—	50
Rockefeller	WV	√	√	√	—	√	√	√	√	√	89
Barrasso	WY					—	—	—	—	—	0
Enzi	WY	—	√	—	—	—	—	—	—	—	11

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. Score = 50 + 50[(sum of √s and —s)/total votes that occurred while in office]