

NRCAT Action Fund Senate Scorecard

The following scorecard is based on records of Senators' actions on major pieces of torture-related legislation in votes between 2011 and 2018.

✓ = 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 | Party | To Establish a National Criminal Justice Commission | Against Indefinite Detention Without Trial of People Captured in the U.S. | In Opposition to Unreasonable Restrictions on Transferring Cleared Detainees out of Guantanamo | In favor of the Army Field Manual standard for CIA interrogations | In Opposition to the Nomination of Steven Bradbury | In Opposition to the Nomination of Gina Haspel to be the Director of the CIA | Score |
|--------------|-------|-------|---|---|--|---|--|--|-------|
| Alexander | TN | R | — | — | — | ✓ | — | — | 17 |
| Baldwin | WI | D | | | ✓ | ✓ | ✓ | ✓ | 100 |
| Barrasso | WY | R | — | — | — | — | — | — | 0 |
| Bennet | CO | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Blumenthal | CT | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Blunt | MO | R | — | — | X | — | — | — | 8 |
| Booker | NJ | D | | | ✓ | ✓ | X | ✓ | 88 |
| Boozman | AR | R | — | — | — | ✓ | — | — | 17 |
| Brown | OH | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Burr | NC | R | — | — | — | ✓ | — | — | 17 |
| Cantwell | WA | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Capito | WV | R | | | | ✓ | — | — | 33 |
| Cardin | MD | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Carper | DE | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Casey | PA | D | ✓ | — | ✓ | ✓ | ✓ | ✓ | 83 |
| Cassidy | LA | R | | | | ✓ | — | — | 33 |
| Collins | ME | R | — | — | — | ✓ | — | — | 17 |
| Coons | DE | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Corker | TN | R | — | — | — | ✓ | — | — | 17 |
| Cornyn | TX | R | — | — | — | — | — | — | 0 |
| Cortez Masto | NV | D | | | | | ✓ | ✓ | 100 |
| Cotton | AR | R | | | | — | — | — | 0 |
| Crapo | ID | R | — | — | — | — | — | — | 0 |

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|------------|-------|-------|---|---|--|---|--|--|-------|
| Cruz | TX | R | | | — | ✓ | — | — | 25 |
| Daines | MT | R | | | | ✓ | — | — | 33 |
| Donnelly | IN | D | | | — | ✓ | ✓ | — | 50 |
| Duckworth | IL | D | | | | | ✓ | ✓ | 100 |
| Durbin | IL | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Enzi | WY | R | — | — | — | ✓ | — | — | 17 |
| Ernst | IA | R | | | | — | — | — | 0 |
| Feinstein | CA | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Fischer | NE | R | | | — | — | — | — | 0 |
| Flake | AZ | R | | | ✓ | ✓ | — | ✓ | 75 |
| Gardner | CO | R | | | | ✓ | — | — | 33 |
| Gillibrand | NY | D | ✓ | ✓ | ✓ | ✓ | ✓ | ✓ | 100 |
| Graham | SC | R | ✓ | — | — | — | — | — | 17 |
| Grassley | IA | R | — | — | — | ✓ | — | — | 17 |
| Harris | CA | D | | | | | ✓ | ✓ | 100 |
| Hassan | NH | D | | | | | ✓ | ✓ | 100 |
| Hatch | UT | R | ✓ | — | — | — | — | — | 17 |
| Heinrich | NM | D | | | ✓ | ✓ | ✓ | ✓ | 100 |
| Heitkamp | ND | D | | | ✓ | ✓ | ✓ | — | 75 |
| Heller | NV | R | — | — | — | ✓ | — | — | 17 |
| Hirono | HI | D | | | ✓ | ✓ | ✓ | ✓ | 100 |
| Hoeven | ND | R | — | — | — | ✓ | — | — | 17 |
| Hyde-Smith | MS | R | | | | | — | — | 0 |
| Inhofe | OK | R | — | — | — | — | — | — | 0 |
| Isakson | GA | R | — | — | X | ✓ | — | — | 25 |
| Johnson | WI | R | — | — | — | ✓ | — | — | 17 |
| Jones | AL | D | | | | | | ✓ | 100 |

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|-----------|-------|-------|---|---|--|---|--|--|-------|
| Kaine | VA | D | | | √ | √ | √ | √ | 100 |
| Kennedy | LA | R | | | | | — | — | 0 |
| King | ME | I | | | √ | √ | √ | √ | 100 |
| Klobuchar | MN | D | √ | √ | √ | √ | √ | √ | 100 |
| Kyl | AZ | R | — | — | | | | | 0 |
| Lankford | OK | R | | | | — | — | — | 0 |
| Leahy | VT | D | √ | √ | √ | √ | √ | √ | 100 |
| Lee | UT | R | — | — | — | — | — | — | 0 |
| Manchin | WV | D | √ | — | √ | √ | √ | — | 67 |
| Markey | MA | D | | | √ | √ | √ | √ | 100 |
| McCaskill | MO | D | √ | — | √ | √ | √ | √ | 83 |
| McConnell | KY | R | — | — | — | — | — | — | 0 |
| Menendez | NJ | D | √ | √ | √ | √ | X | √ | 92 |
| Merkley | OR | D | √ | √ | √ | √ | √ | √ | 100 |
| Moran | KS | R | — | — | — | √ | — | — | 17 |
| Murkowski | AK | R | — | X | — | √ | — | — | 25 |
| Murphy | CT | D | | | √ | √ | √ | √ | 100 |
| Murray | WA | D | √ | √ | √ | √ | √ | √ | 100 |
| Nelson | FL | D | √ | √ | √ | √ | √ | — | 83 |
| Paul | KY | R | — | √ | √ | √ | √ | √ | 83 |
| Perdue | GA | R | | | | √ | — | — | 33 |
| Peters | MI | D | | | | √ | √ | √ | 100 |
| Portman | OH | R | — | — | — | √ | — | — | 17 |
| Reed | RI | D | √ | — | √ | √ | √ | √ | 83 |
| Risch | ID | R | — | — | — | — | — | — | 0 |
| Roberts | KS | R | — | — | — | — | — | — | 0 |
| Rounds | SD | R | | | | √ | — | — | 33 |

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|------------|-------|-------|---|---|--|---|--|--|-------|
| Rubio | FL | R | — | — | — | X | — | — | 8 |
| Sanders | VT | I | √ | √ | √ | √ | √ | √ | 100 |
| Sasse | NE | R | | | | — | — | — | 0 |
| Schatz | HI | D | | | √ | √ | √ | √ | 100 |
| Schumer | NY | D | √ | √ | √ | √ | √ | √ | 100 |
| Scott | SC | R | | | — | — | — | — | 0 |
| Shaheen | NH | D | √ | — | √ | √ | √ | — | 67 |
| Shelby | AL | R | — | — | — | √ | — | — | 17 |
| Smith | MN | D | | | | | √ | √ | 100 |
| Stabenow | MI | D | √ | — | √ | √ | √ | √ | 83 |
| Sullivan | AK | R | | | | √ | — | — | 33 |
| Tester | MT | D | √ | √ | √ | √ | √ | √ | 100 |
| Thune | SD | R | — | — | — | √ | — | — | 17 |
| Tillis | NC | R | | | | √ | — | — | 33 |
| Toomey | PA | R | — | — | — | √ | — | — | 17 |
| Udall | NM | D | √ | √ | √ | √ | √ | √ | 100 |
| Van Hollen | MD | D | | | | | X | √ | 75 |
| Warner | VA | D | √ | √ | √ | √ | √ | — | 83 |
| Warren | MA | D | | | √ | √ | √ | √ | 100 |
| Whitehouse | RI | D | √ | — | √ | √ | √ | √ | 83 |
| Wicker | MS | R | — | — | — | √ | — | — | 17 |
| Wyden | OR | D | √ | √ | √ | √ | √ | √ | 100 |
| Young | IN | R | | | | | — | — | 0 |

See Next page for Description of Scorecard Factors

Description of Scorecard Factors

To Establish a National Criminal Justice Commission: Amendment 750 to Amendment 738 to H.R. 2112 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. (Vote: 10/20/11) Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

Against Indefinite Detention Without Trial of People Captured in the U.S.: Amendment 1107 to S. 1867 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. (Vote: 11/29/11) Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

In Opposition to Unreasonable Restrictions on Transferring Cleared Detainees out of Guantanamo: Amendment 2255 to S. 1197 would have created almost impassible hurdles to transferring even cleared detainees out of Guantanamo. (Vote: 11/19/13) Senators who voted in favor of the amendment earned a —. Senators who voted against the amendment earned a √.

In favor of the Army Field Manual Standard for CIA interrogations: Amendment 1889 to Amendment 1463 to H.R. 1735 created a common standard for all interrogations based on the humane guidelines in the Army Field Manual on Human Intelligence Collector Operations and required that the International Committee of the Red Cross be given access to all detainees. (Vote: 6/16/15) Senators who voted in favor of the amendment earned a √. Senators who voted against the amendment earned a —.

In opposition to confirming Stephen Bradbury: As a member of the GW Bush Administration, Stephen Bradbury wrote legal memos authorizing torture. He also wrote his way around the law to authorize torture even after Congress passed legislation specifically intended to end it. President Trump returned him to a government job as General Counsel at the Department of Transportation. (Vote: 11/14/17) Senators who voted against confirming Stephen Bradbury earned a √. Senators who voted to confirm Bradbury earned a —.

In opposition to confirming Gina Haspel: Gina Haspel supervised the torture of at least one detainee in a CIA black site in Thailand. She also participated in the illegal destruction of the videotapes of the CIA's torture program. (Vote 5/17/18) Senators who voted against confirming Gina Haspel earned a √. Senators who voted to confirm Haspel 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. $Score = 50 + 50[(\text{sum of } \sqrt{\text{s}} \text{ and } \text{—s})/\text{total votes that occurred while in office}]$