

S 2760

Public Safety Officers' Defense Act

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Jul 22, 2004

Current Status: Referred to the Committee on the Judiciary.

Latest Action: Referred to the Committee on the Judiciary. (Jul 22, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/2760>

Sponsor

Name: Sen. Kyl, Jon [R-AZ]

Party: Republican • State: AZ • Chamber: Senate

Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Cornyn, John [R-TX]	R · TX		Jul 22, 2004
Sen. Craig, Larry E. [R-ID]	R · ID		Jul 22, 2004
Sen. Hatch, Orrin G. [R-UT]	R · UT		Jul 22, 2004
Sen. Sessions, Jeff [R-AL]	R · AL		Jul 22, 2004
Sen. Chambliss, Saxby [R-GA]	R · GA		Sep 7, 2004

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Jul 23, 2004

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

No related bills are listed.

Public Safety Officers' Defense Act - Amends the Federal judicial code to deny a court, justice, or judge jurisdiction to consider any claim relating to the judgment or sentence in an application for a writ of habeas corpus on behalf of a person in custody pursuant to the judgment of a State court for killing a public safety officer, unless the applicant shows constitutional error or that the claim qualifies for consideration based on a new rule of constitutional law or a factual predicate that could not have been previously discovered. Directs that any such application presented to a court, justice, or judge other than a district court be transferred to the appropriate district court for consideration or dismissal, with an exception.

Sets forth requirements regarding time limits in: (1) district court (e.g., any motion by either party for an evidentiary hearing shall be filed and served not later than 90 days after the State files its answer); and (2) the court of appeals (e.g., the court shall decide the appeal from an order granting or denying a writ of habeas corpus not later than 120 days after the date on which the brief of the appellee is filed). Makes time limitations under this Act applicable to an initial application, a second or successive application, and any re-determination of an application or related appeal following a remand by the court of appeals or the Supreme Court for further proceedings.

Actions Timeline

- **Jul 22, 2004:** Introduced in Senate
- **Jul 22, 2004:** Referred to the Committee on the Judiciary.