

## HR 1502

Civil Liberties Restoration Act of 2005

**Congress:** 109 (2005–2007, Ended)

**Chamber:** House

**Policy Area:** Civil Rights and Liberties, Minority Issues

**Introduced:** Apr 6, 2005

**Current Status:** Subcommittee on Immigration, Border Security, and Claims Discharged.

**Latest Action:** Subcommittee on Immigration, Border Security, and Claims Discharged. (Jul 8, 2005)

**Official Text:** <https://www.congress.gov/bill/109th-congress/house-bill/1502>

### Sponsor

**Name:** Rep. Berman, Howard L. [D-CA-28]

**Party:** Democratic • **State:** CA • **Chamber:** House

### Cosponsors (11 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Delahunt, William D. [D-MA-10]	D · MA		Apr 6, 2005
Rep. Conyers, John, Jr. [D-MI-14]	D · MI		Apr 28, 2005
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Apr 28, 2005
Rep. Jackson-Lee, Sheila [D-TX-18]	D · TX		Jun 24, 2005
Rep. Gutierrez, Luis V. [D-IL-4]	D · IL		Jul 13, 2005
Rep. Stark, Fortney Pete [D-CA-13]	D · CA		Jul 13, 2005
Rep. Weiner, Anthony D. [D-NY-9]	D · NY		Jul 13, 2005
Rep. Rangel, Charles B. [D-NY-15]	D · NY		Jul 25, 2005
Rep. Filner, Bob [D-CA-51]	D · CA		Sep 22, 2005
Rep. Hinchey, Maurice D. [D-NY-22]	D · NY		Sep 22, 2005
Rep. Pastor, Ed [D-AZ-4]	D · AZ		Sep 22, 2005

### Committee Activity

Committee	Chamber	Activity	Date
Homeland Security Committee	House	Referred To	Apr 6, 2005
Intelligence (Permanent Select) Committee	House	Referred To	Apr 6, 2005
Judiciary Committee	House	Discharged from	Jul 8, 2005

### Subjects & Policy Tags

**Policy Area:**

Civil Rights and Liberties, Minority Issues

### Related Bills

*No related bills are listed.*

Civil Liberties Restoration Act of 2005 - Amends the Immigration and Nationality Act (INA) to require removal proceedings to be open to the public subject to specified exceptions.

Requires the Secretary of Homeland Security to: (1) serve notice to appear within 48 hours on aliens arrested or detained under the INA and bring them before an immigration judge within 72 hours, with exceptions for aliens certified as engaging in espionage or terrorism; and (2) conduct individualized bond determinations reviewable by an immigration judge.

Limits the authority of the Board of Immigration Review (created by this Act) to stay release orders.

Abolishes the Executive Office of Immigration Review and replaces it with the Immigration Review Commission.

Terminates the National Security Entry-Exit Registration System (NSEERS) and most NSEERS-related removal proceedings.

Requires the Secretary to use prosecutorial discretion in immigration enforcement.

Eliminates criminal penalties and deportation, and establishes civil penalties, for an alien's violation of registration and change of address requirements.

Requires data entered into the National Crime Information Center database to meet Privacy Act accuracy requirements.

Amends the Foreign Intelligence Surveillance Act of 1978 (FISA) to authorize (currently, require) courts to review in camera and ex parte materials relating to, or information derived from, electronic surveillance, physical searches, business records, and pen registers or trap and trace devices under FISA where the Attorney General asserts that disclosure implicates national security. Requires disclosure of such materials to comport with the Classified Information Procedures Act.

Requires Federal agencies to report data-mining activities to Congress.

Prohibits orders requiring the production of certain business records in the course of foreign intelligence or international terrorism investigations absent a finding that specific and articulable facts support the belief that the person to whom the records pertain is a foreign power.

## Actions Timeline

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- **Jul 8, 2005:** Subcommittee on Immigration, Border Security, and Claims Discharged.
- **May 10, 2005:** Referred to the Subcommittee on Immigration, Border Security, and Claims.
- **Apr 7, 2005:** Sponsor introductory remarks on measure. (CR E588)
- **Apr 6, 2005:** Introduced in House
- **Apr 6, 2005:** Introduced in House
- **Apr 6, 2005:** Referred to the Committee on the Judiciary, and in addition to the Committees on Intelligence (Permanent Select), and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
- **Apr 6, 2005:** Referred to the Committee on the Judiciary, and in addition to the Committees on Intelligence (Permanent Select), and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
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