

S 2138

ERPA

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Crime and Law Enforcement

Introduced: Dec 16, 2005

Current Status: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S13805

Latest Action: Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S13805-13808) (Dec 16, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/2138>

Sponsor

Name: Sen. Feingold, Russell D. [D-WI]

Party: Democratic • State: WI • Chamber: Senate

Cosponsors (12 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Boxer, Barbara [D-CA]	D · CA		Dec 16, 2005
Sen. Cantwell, Maria [D-WA]	D · WA		Dec 16, 2005
Sen. Corzine, Jon S. [D-NJ]	D · NJ		Dec 16, 2005
Sen. Dodd, Christopher J. [D-CT]	D · CT		Dec 16, 2005
Sen. Durbin, Richard J. [D-IL]	D · IL		Dec 16, 2005
Sen. Kennedy, Edward M. [D-MA]	D · MA		Dec 16, 2005
Sen. Kerry, John F. [D-MA]	D · MA		Dec 16, 2005
Sen. Lautenberg, Frank R. [D-NJ]	D · NJ		Dec 16, 2005
Sen. Mikulski, Barbara A. [D-MD]	D · MD		Dec 16, 2005
Sen. Obama, Barack [D-IL]	D · IL		Dec 16, 2005
Sen. Stabenow, Debbie [D-MI]	D · MI		Dec 16, 2005
Sen. Menendez, Robert [D-NJ]	D · NJ		Aug 3, 2006

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Dec 16, 2005

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

No related bills are listed.

End Racial Profiling Act of 2005 or ERPA - Prohibits any law enforcement agent or agency from engaging in racial profiling. Authorizes the United States or an individual injured by racial profiling to bring a civil action for declaratory or injunctive relief in state court or U.S. district court. Makes proof that the routine or spontaneous investigatory activities of law enforcement agents in a jurisdiction have had a disparate impact on racial, ethnic, or religious minorities prima facie evidence of a violation. Authorizes the court to allow a prevailing plaintiff attorney's fees under specified circumstances.

Directs federal law enforcement agencies to: (1) cease practices that permit racial profiling; and (2) maintain policies and procedures to eliminate racial profiling.

Requires applications for funding under the Byrne or Cops on the Beat program to include a certification that the applicant: (1) maintains adequate policies and procedures designed to eliminate racial profiling; and (2) does not engage in any practices that permit racial profiling.

Requires applicants to establish an administrative complaint procedure or independent auditor program. Directs the Attorney General to carry out a demonstration project to collect data on hit rates for stops and searches.

Authorizes the Attorney General, through the Bureau of Justice Assistance, to make grants to develop and implement best practice devices and systems to eliminate racial profiling.

Directs the Attorney General to report to Congress annually on racial profiling by law enforcement agencies.

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### **Actions Timeline**

- **Dec 16, 2005:** Introduced in Senate
- **Dec 16, 2005:** Sponsor introductory remarks on measure. (CR S13804-13805)
- **Dec 16, 2005:** Read twice and referred to the Committee on the Judiciary. (text of measure as introduced: CR S13805-13808)