

HR 3035

Streamlined Procedures Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Jun 22, 2005

Current Status: Subcommittee Hearings Held.

Latest Action: Subcommittee Hearings Held. (Nov 10, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/house-bill/3035>

Sponsor

Name: Rep. Lungren, Daniel E. [R-CA-3]

Party: Republican • State: CA • Chamber: House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Hearings By (subcommittee)	Nov 10, 2005

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
109 S 1088	Related bill	Nov 16, 2005: Committee on the Judiciary. Hearings held. Hearings printed: S.Hrg. 109-366.

Streamlined Procedures Act of 2005 - Amends the federal judicial code to revise the law and procedures for habeas corpus petitions.

Denies or restricts the jurisdiction of federal courts to hear habeas corpus petitions that: (1) have been procedurally barred in a state court; (2) are based upon errors in sentences or sentencing ruled as harmless error by a state court; (3) pertain to capital cases; or (4) challenge the exercise of a states's executive clemency or pardon power.

Revises deadlines for filing appeals to federal courts of state habeas corpus decisions.

Revises procedures for mixed habeas corpus petitions (petitions bringing claims exhausted and unexhausted in state court) to require petitioners to describe how they have exhausted each claim in state court. Requires unexhausted claims to be dismissed with prejudice.

Limits the ability of habeas corpus petitioners to amend petitions or modify or add additional claims.

Requires any period in which a petitioner does not have a habeas corpus petition pending in a state court to be charged against the one year limitation period for filing a federal habeas corpus petition from a state court decision.

Requires requests for financial support for petitioners in a habeas corpus proceeding to be decided by a judge other than the judge presiding over such proceeding. Requires any amount of financial support authorized by a judge to be publicly disclosed.

Extends crime victims' rights to federal habeas corpus proceedings arising out of a state conviction.

Actions Timeline

- **Nov 10, 2005:** Subcommittee Hearings Held.
- **Jun 30, 2005:** Subcommittee Hearings Held.
- **Jun 27, 2005:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Jun 22, 2005:** Introduced in House
- **Jun 22, 2005:** Introduced in House
- **Jun 22, 2005:** Referred to the House Committee on the Judiciary.