

HR 368

Removal Clarification Act of 2011

Congress: 112 (2011–2013, Ended)

Chamber: House

Policy Area: Law

Introduced: Jan 20, 2011

Current Status: Became Public Law No: 112-51.

Latest Action: Became Public Law No: 112-51. (Nov 9, 2011)

Law: 112-51 (Enacted Nov 9, 2011)

Official Text: <https://www.congress.gov/bill/112th-congress/house-bill/368>

Sponsor

Name: Rep. Johnson, Henry C. "Hank," Jr. [D-GA-4]

Party: Democratic • State: GA • Chamber: House

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Smith, Lamar [R-TX-21]	R · TX		Jan 20, 2011

Committee Activity

Committee	Chamber	Activity	Date
Budget Committee	House	Discharged From	Feb 28, 2011
Judiciary Committee	House	Discharged from	Jan 26, 2011
Judiciary Committee	Senate	Reported By	Oct 17, 2011

Subjects & Policy Tags

Policy Area:

Law

Related Bills

No related bills are listed.

(This measure has not been amended since it was passed by the House on February 28, 2011. The summary of that version is repeated here.)

Removal Clarification Act of 2011 - (Sec. 2) Revises the federal judicial code to provide that a civil action or criminal prosecution that is commenced in a state court and that is against or directed to the United States or a federal agency or officer, or specified others, may be removed to an appropriate U.S. district court.

Declares that civil actions and criminal prosecutions include any proceeding (whether or not ancillary to another proceeding) to the extent that in such proceeding a judicial order, including a subpoena for testimony or documents, is sought or issued. Limits removal of such a proceeding, if there is no other basis for removal, to only that specific proceeding, with the remainder of the civil action or criminal proceeding to remain in state court.

Declares that the 30-day notice of removal requirement shall be satisfied in any such civil or criminal proceeding in which such a judicial order is sought, or issued, or sought to be enforced, if the person or entity desiring to remove the proceeding files notice of removal not later than 30 days after receiving, through service, notice of the proceeding.

Actions Timeline

- **Nov 9, 2011:** Signed by President.
- **Nov 9, 2011:** Became Public Law No: 112-51.
- **Nov 4, 2011:** Presented to President.
- **Nov 1, 2011:** Message on Senate action sent to the House.
- **Oct 31, 2011:** Passed/agreed to in Senate: Passed Senate without amendment by Unanimous Consent.(consideration: CR S6925)
- **Oct 31, 2011:** Passed Senate without amendment by Unanimous Consent. (consideration: CR S6925)
- **Oct 17, 2011:** Committee on the Judiciary. Reported by Senator Leahy without amendment. Without written report.
- **Oct 17, 2011:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 197.
- **Oct 13, 2011:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Mar 1, 2011:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Feb 28, 2011:** Reported by the Committee on Judiciary. H. Rept. 112-17, Part I.
- **Feb 28, 2011:** Committee on The Budget discharged.
- **Feb 28, 2011:** Placed on the Union Calendar, Calendar No. 8.
- **Feb 28, 2011:** Mr. Lungren, Daniel E. moved to suspend the rules and pass the bill, as amended.
- **Feb 28, 2011:** Considered under suspension of the rules. (consideration: CR H1371-1372)
- **Feb 28, 2011:** DEBATE - The House proceeded with forty minutes of debate on H.R. 368.
- **Feb 28, 2011:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Feb 28, 2011:** Considered as unfinished business. (consideration: CR H1375-1376)
- **Feb 28, 2011:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 396 - 4 (Roll no. 150).(text: CR H1371)
- **Feb 28, 2011:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 396 - 4 (Roll no. 150). (text: CR H1371)
- **Feb 28, 2011:** Motion to reconsider laid on the table Agreed to without objection.
- **Jan 26, 2011:** Committee Consideration and Mark-up Session Held.
- **Jan 26, 2011:** Ordered to be Reported by Voice Vote.
- **Jan 26, 2011:** Subcommittee on Courts, Commercial and Administrative Law Discharged.
- **Jan 21, 2011:** Referred to the Subcommittee on Courts, Commercial and Administrative Law.
- **Jan 20, 2011:** Introduced in House
- **Jan 20, 2011:** Referred to the Committee on the Judiciary, and in addition to the Committee on the Budget, 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.