

HR 4155

Funding Attorneys for Indigent Removal (FAIR) Proceedings Act

Congress: 116 (2019–2021, Ended)

Chamber: House

Policy Area: Immigration

Introduced: Aug 2, 2019

Current Status: Referred to the Subcommittee on Immigration and Citizenship.

Latest Action: Referred to the Subcommittee on Immigration and Citizenship. (Aug 15, 2019)

Official Text: <https://www.congress.gov/bill/116th-congress/house-bill/4155>

Sponsor

Name: Rep. McEachin, A. Donald [D-VA-4]

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

Cosponsors (41 total)

Cosponsor	Party / State	Role	Date Joined
Del. Norton, Eleanor Holmes [D-DC-At Large]	D · DC		Aug 2, 2019
Rep. Bass, Karen [D-CA-37]	D · CA		Aug 2, 2019
Rep. Bonamici, Suzanne [D-OR-1]	D · OR		Aug 2, 2019
Rep. Brownley, Julia [D-CA-26]	D · CA		Aug 2, 2019
Rep. Carson, Andre [D-IN-7]	D · IN		Aug 2, 2019
Rep. Chu, Judy [D-CA-27]	D · CA		Aug 2, 2019
Rep. Correa, J. Luis [D-CA-46]	D · CA		Aug 2, 2019
Rep. Cummings, Elijah E. [D-MD-7]	D · MD		Aug 2, 2019
Rep. Dean, Madeleine [D-PA-4]	D · PA		Aug 2, 2019
Rep. Eshoo, Anna G. [D-CA-18]	D · CA		Aug 2, 2019
Rep. Espallat, Adriano [D-NY-13]	D · NY		Aug 2, 2019
Rep. Garcia, Sylvia R. [D-TX-29]	D · TX		Aug 2, 2019
Rep. Hastings, Alcee L. [D-FL-20]	D · FL		Aug 2, 2019
Rep. Jayapal, Pramila [D-WA-7]	D · WA		Aug 2, 2019
Rep. Lofgren, Zoe [D-CA-19]	D · CA		Aug 2, 2019
Rep. McGovern, James P. [D-MA-2]	D · MA		Aug 2, 2019
Rep. Meng, Grace [D-NY-6]	D · NY		Aug 2, 2019
Rep. Nadler, Jerrold [D-NY-10]	D · NY		Aug 2, 2019
Rep. Napolitano, Grace F. [D-CA-32]	D · CA		Aug 2, 2019
Rep. Pallone, Frank, Jr. [D-NJ-6]	D · NJ		Aug 2, 2019
Rep. Pressley, Ayanna [D-MA-7]	D · MA		Aug 2, 2019
Rep. Raskin, Jamie [D-MD-8]	D · MD		Aug 2, 2019
Rep. Roybal-Allard, Lucille [D-CA-40]	D · CA		Aug 2, 2019
Rep. Schakowsky, Janice D. [D-IL-9]	D · IL		Aug 2, 2019
Rep. Soto, Darren [D-FL-9]	D · FL		Aug 2, 2019
Rep. Suozzi, Thomas R. [D-NY-3]	D · NY		Aug 2, 2019
Rep. Tlaib, Rashida [D-MI-13]	D · MI		Aug 2, 2019
Rep. Vela, Filemon [D-TX-34]	D · TX		Aug 2, 2019
Rep. Wasserman Schultz, Debbie [D-FL-23]	D · FL		Aug 2, 2019
Rep. Watson Coleman, Bonnie [D-NJ-12]	D · NJ		Aug 2, 2019
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Aug 6, 2019
Rep. Cárdenas, Tony [D-CA-29]	D · CA		Aug 6, 2019
Rep. Scott, Robert C. "Bobby" [D-VA-3]	D · VA		Aug 6, 2019
Rep. Smith, Adam [D-WA-9]	D · WA		Aug 6, 2019
Rep. Ocasio-Cortez, Alexandria [D-NY-14]	D · NY		Aug 16, 2019
Rep. Garcia, Jesus G. "Chuy" [D-IL-4]	D · IL		Aug 27, 2019
Rep. Langevin, James R. [D-RI-2]	D · RI		Aug 27, 2019
Rep. Kennedy, Joseph P., III [D-MA-4]	D · MA		Sep 11, 2019
Rep. Pocan, Mark [D-WI-2]	D · WI		Sep 11, 2019
Rep. Veasey, Marc A. [D-TX-33]	D · TX		Sep 11, 2019
Rep. DeGette, Diana [D-CO-1]	D · CO		Oct 22, 2019

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Aug 15, 2019

Subjects & Policy Tags

Policy Area:

Immigration

Related Bills

Bill	Relationship	Last Action
116 S 2389	Related bill	Jul 31, 2019: Read twice and referred to the Committee on the Judiciary.

Summary (as of Aug 2, 2019)

Funding Attorneys for Indigent Removal (FAIR) Proceedings Act

This bill expands access to counsel for aliens in immigration proceedings and provides for protections related to such proceedings.

An alien shall have the privilege of being represented by counsel in any immigration proceeding, whereas currently this privilege is statutorily provided for only in removal proceedings.

Similarly, the Department of Justice (DOJ) may provide counsel at government expense to aliens in any immigration proceeding, whereas currently DOJ is statutorily authorized to provide counsel to aliens only in removal proceedings and at no expense to the government.

Under this bill, DOJ shall provide counsel to children and vulnerable individuals in such proceedings, at government expense if necessary. If DOJ fails to do so, certain limits on filing a motion to reopen removal proceedings (such as the time limit for filing) shall not apply, and the alien's removal shall be stayed upon the motion's filing.

The bill establishes the Immigration Counsel Account and a surcharge on various immigration fees. The surcharge shall be deposited into the account to be used to provide counsel under this bill.

The Department of Homeland Security (DHS) shall provide each alien, generally at the beginning of proceedings, a complete copy of the alien's case file in DHS possession, unless the alien waives this right in writing. Failure to provide such documents shall delay the alien's removal proceeding.

DHS shall facilitate for all detained aliens access to counsel and programs that inform such aliens of their immigration-related rights and obligations.

Actions Timeline

- **Aug 15, 2019:** Referred to the Subcommittee on Immigration and Citizenship.
- **Aug 2, 2019:** Introduced in House
- **Aug 2, 2019:** Referred to the House Committee on the Judiciary.