

## HR 288

Qualified Immunity Act of 2021

**Congress:** 117 (2021–2023, Ended)

**Chamber:** House

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

**Introduced:** Jan 13, 2021

**Current Status:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.

**Latest Action:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security. (Mar 4, 2021)

**Official Text:** <https://www.congress.gov/bill/117th-congress/house-bill/288>

### Sponsor

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**Name:** Rep. Banks, Jim [R-IN-3]

**Party:** Republican • **State:** IN • **Chamber:** Senate

## Cosponsors (34 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Steube, W. Gregory [R-FL-17]	R · FL		Jan 13, 2021
Rep. Bishop, Dan [R-NC-9]	R · NC		Mar 3, 2021
Rep. Carter, John R. [R-TX-31]	R · TX		Mar 3, 2021
Rep. Hagedorn, Jim [R-MN-1]	R · MN		Mar 3, 2021
Rep. Johnson, Mike [R-LA-4]	R · LA		Mar 3, 2021
Rep. Lamborn, Doug [R-CO-5]	R · CO		Mar 3, 2021
Rep. Meuser, Daniel [R-PA-9]	R · PA		Mar 3, 2021
Rep. Mullin, Markwayne [R-OK-2]	R · OK		Mar 3, 2021
Rep. Norman, Ralph [R-SC-5]	R · SC		Mar 3, 2021
Rep. Posey, Bill [R-FL-8]	R · FL		Mar 3, 2021
Rep. Baird, James R. [R-IN-4]	R · IN		Mar 8, 2021
Rep. Clyde, Andrew S. [R-GA-9]	R · GA		Mar 8, 2021
Rep. Guest, Michael [R-MS-3]	R · MS		Mar 8, 2021
Rep. Malliotakis, Nicole [R-NY-11]	R · NY		Mar 8, 2021
Rep. McKinley, David B. [R-WV-1]	R · WV		Mar 8, 2021
Rep. Barr, Andy [R-KY-6]	R · KY		Mar 16, 2021
Rep. Lesko, Debbie [R-AZ-8]	R · AZ		Mar 16, 2021
Rep. Good, Bob [R-VA-5]	R · VA		Mar 18, 2021
Rep. Bucshon, Larry [R-IN-8]	R · IN		Apr 8, 2021
Rep. Williams, Roger [R-TX-25]	R · TX		Apr 12, 2021
Rep. Tenney, Claudia [R-NY-22]	R · NY		Apr 20, 2021
Rep. Cammack, Kat [R-FL-3]	R · FL		May 13, 2021
Rep. Chabot, Steve [R-OH-1]	R · OH		May 13, 2021
Rep. Jackson, Ronny [R-TX-13]	R · TX		May 13, 2021
Rep. Jacobs, Chris [R-NY-27]	R · NY		May 13, 2021
Rep. Hern, Kevin [R-OK-1]	R · OK		May 17, 2021
Rep. Pfluger, August [R-TX-11]	R · TX		May 17, 2021
Rep. Miller, Mary E. [R-IL-15]	R · IL		Jan 6, 2022
Rep. Kelly, Mike [R-PA-16]	R · PA		May 11, 2022
Rep. LaMalfa, Doug [R-CA-1]	R · CA		May 11, 2022
Rep. Van Duyne, Beth [R-TX-24]	R · TX		May 11, 2022
Rep. Gonzales, Tony [R-TX-23]	R · TX		May 19, 2022
Rep. Kustoff, David [R-TN-8]	R · TN		May 19, 2022
Rep. Carey, Mike [R-OH-15]	R · OH		Jul 26, 2022

## Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Mar 4, 2021

## Subjects & Policy Tags

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### Policy Area:

Civil Rights and Liberties, Minority Issues

### Related Bills

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No related bills are listed.

### Summary (as of Jan 13, 2021)

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#### Qualified Immunity Act of 2021

This bill codifies the defense of qualified immunity for law enforcement officers in any case under provisions regarding civil actions for deprivation of rights under color of law.

Specifically, a law enforcement officer subject to such an action in his or her individual capacity shall not be found liable if the officer establishes that

- the right, privilege, or immunity secured by the Constitution or federal law was not clearly established at the time of the deprivation, or that at this time, the state of the law was not sufficiently clear that every reasonable law enforcement officer would have understood that the conduct alleged constituted a violation of the Constitution or federal law; or
- a court of competent jurisdiction had issued a final decision on the merits holding, without reversal, vacatur, or preemption, that the specific conduct alleged to be unlawful was consistent with the Constitution and federal laws.

A law enforcement agency or unit of local government that employed a law enforcement officer subject to such an action shall not be liable if the officer is found not liable and to have been acting within the scope of his or her employment.

### Actions Timeline

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- **Mar 4, 2021:** Referred to the Subcommittee on Crime, Terrorism, and Homeland Security.
- **Jan 13, 2021:** Introduced in House
- **Jan 13, 2021:** Referred to the House Committee on the Judiciary.