

HR 5140

Supreme Court Term Limits and Regular Appointments Act of 2021

Congress: 117 (2021–2023, Ended)

Chamber: House

Policy Area: Law

Introduced: Aug 31, 2021

Current Status: Referred to the Subcommittee on Courts, Intellectual Property, and the Internet.

Latest Action: Referred to the Subcommittee on Courts, Intellectual Property, and the Internet. (Nov 1, 2022)

Official Text: <https://www.congress.gov/bill/117th-congress/house-bill/5140>

Sponsor

Name: Rep. Khanna, Ro [D-CA-17]

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

Cosponsors (17 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Beyer, Donald S., Jr. [D-VA-8]	D · VA		Aug 31, 2021
Rep. Lee, Barbara [D-CA-13]	D · CA		Aug 31, 2021
Rep. Tlaib, Rashida [D-MI-13]	D · MI		Aug 31, 2021
Rep. Blumenauer, Earl [D-OR-3]	D · OR		Oct 12, 2021
Rep. Porter, Katie [D-CA-45]	D · CA		Oct 12, 2021
Rep. Davis, Danny K. [D-IL-7]	D · IL		Nov 5, 2021
Rep. Garamendi, John [D-CA-3]	D · CA		Mar 3, 2022
Rep. Boyle, Brendan F. [D-PA-2]	D · PA		Jul 5, 2022
Rep. Cárdenas, Tony [D-CA-29]	D · CA		Jul 5, 2022
Rep. Casten, Sean [D-IL-6]	D · IL		Jul 5, 2022
Rep. Levin, Andy [D-MI-9]	D · MI		Jul 11, 2022
Rep. Schiff, Adam B. [D-CA-28]	D · CA		Jul 11, 2022
Rep. Titus, Dina [D-NV-1]	D · NV		Jul 11, 2022
Rep. Lieu, Ted [D-CA-33]	D · CA		Jul 20, 2022
Rep. Omar, Ilhan [D-MN-5]	D · MN		Jul 20, 2022
Rep. Phillips, Dean [D-MN-3]	D · MN		Jul 26, 2022
Rep. DelBene, Suzan K. [D-WA-1]	D · WA		Aug 23, 2022

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred to	Nov 1, 2022

Subjects & Policy Tags

Policy Area:

Law

Related Bills

No related bills are listed.

Summary (as of Aug 31, 2021)

Supreme Court Term Limits and Regular Appointments Act of 2021

This bill establishes staggered, 18-year terms for Supreme Court Justices and limits the Senate's advice and consent authority in relation to the appointment of Justices.

Specifically, the bill requires the President to appoint a Supreme Court Justice every two years. If the appointment of a Justice would result in more than nine Justices on the Court, then the nine most junior Justices shall make up the panel of Justices exercising judicial power in cases and controversies. Further, any Justice who has served a total of 18 years is deemed retired from regular service and may continue to serve as a Senior Justice. Senior Justices may continue to perform judicial duties assigned to them by the Chief Justice. However, no Justice appointed before the date of enactment shall be counted towards such panel, nor shall they be required to retire from regular active service.

In the event of a vacancy on the Court, the Chief Justice must assign the Justice most recently designated as a Senior Justice to serve on the Court until the appointment of a new Justice.

Additionally, the Senate's advice and consent authority is waived if the Senate does not act within 120 days of a Justice's nomination.

Actions Timeline

- **Nov 1, 2022:** Referred to the Subcommittee on Courts, Intellectual Property, and the Internet.
- **Aug 31, 2021:** Introduced in House
- **Aug 31, 2021:** Referred to the House Committee on the Judiciary.