HR 233

Qualified Immunity Act of 2023

Congress: 118 (2023–2025, Ended)
Chamber: House
Policy Area: Civil Rights and Liberties, Minority Issues
Introduced: Jan 10, 2023
Current Status: Referred to the House Committee on the Judiciary.
Latest Action: Referred to the House Committee on the Judiciary. (Jan 10, 2023)
Official Text: https://www.congress.gov/bill/118th-congress/house-bill/233

Sponsor

Name: Rep. Banks, Jim [R-IN-3]
Party: Republican • **State:** IN • **Chamber:** Senate

Cosponsors (40 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Boebert, Lauren [R-CO-3]	R · CO		Jan 11, 2023
Rep. Meuser, Daniel [R-PA-9]	R · PA		Jan 11, 2023
Rep. Miller, Mary E. [R-IL-15]	R · IL		Jan 11, 2023
Rep. Posey, Bill [R-FL-8]	R · FL		Jan 11, 2023
Rep. Smith, Christopher H. [R-NJ-4]	R · NJ		Jan 11, 2023
Rep. Tenney, Claudia [R-NY-24]	R · NY		Jan 11, 2023
Rep. Guest, Michael [R-MS-3]	R · MS		Jan 12, 2023
Rep. Kelly, Mike [R-PA-16]	R · PA		Jan 12, 2023
Rep. LaMalfa, Doug [R-CA-1]	R · CA		Jan 12, 2023
Rep. Van Duyne, Beth [R-TX-24]	R · TX		Jan 12, 2023
Rep. Baird, James R. [R-IN-4]	R · IN		Jan 24, 2023
Rep. Barr, Andy [R-KY-6]	R · KY		Jan 24, 2023
Rep. Carey, Mike [R-OH-15]	R · OH		Jan 24, 2023
Rep. Carter, John R. [R-TX-31]	R · TX		Jan 24, 2023
Rep. Clyde, Andrew S. [R-GA-9]	R · GA		Jan 24, 2023
Rep. Kustoff, David [R-TN-8]	R · TN		Jan 24, 2023
Rep. Pence, Greg [R-IN-6]	R · IN		Jan 24, 2023
Rep. Bacon, Don [R-NE-2]	R · NE		Jan 25, 2023
Rep. Lesko, Debbie [R-AZ-8]	R · AZ		Feb 14, 2023
Rep. Hudson, Richard [R-NC-9]	R · NC		Mar 14, 2023
Rep. Lamborn, Doug [R-CO-5]	R · CO		Mar 28, 2023
Rep. Bishop, Dan [R-NC-8]	R · NC		Jun 12, 2023
Rep. Good, Bob [R-VA-5]	R · VA		Jun 13, 2023
Rep. Gonzales, Tony [R-TX-23]	R · TX		Oct 2, 2023
Rep. Bucshon, Larry [R-IN-8]	R · IN		Feb 15, 2024
Rep. Moore, Barry [R-AL-2]	R · AL		Feb 15, 2024
Rep. Foxx, Virginia [R-NC-5]	R · NC		Feb 28, 2024
Rep. Scott, Austin [R-GA-8]	R · GA		Mar 5, 2024
Rep. Finstad, Brad [R-MN-1]	R · MN		Mar 11, 2024
Rep. Cammack, Kat [R-FL-3]	R · FL		Mar 13, 2024
Rep. Malliotakis, Nicole [R-NY-11]	R · NY		Mar 13, 2024
Rep. Grothman, Glenn [R-WI-6]	R · WI		Apr 10, 2024
Rep. Spartz, Victoria [R-IN-5]	R · IN		Apr 12, 2024
Rep. Kean, Thomas H. [R-NJ-7]	R · NJ		May 10, 2024
Rep. Garbarino, Andrew R. [R-NY-2]	R · NY		May 24, 2024
Rep. Lawler, Michael [R-NY-17]	R · NY		Jun 11, 2024
Rep. Langworthy, Nicholas A. [R-NY-23]	R · NY		Jun 14, 2024
Rep. Van Orden, Derrick [R-WI-3]	R · WI		Jun 25, 2024
Rep. Miller, Carol D. [R-WV-1]	R · WV		Jun 27, 2024
Rep. Harris, Andy [R-MD-1]	R · MD		Sep 6, 2024

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Referred To	Jan 10, 2023

Subjects & Policy Tags

Policy Area:

Civil Rights and Liberties, Minority Issues

Related Bills

No related bills are listed.

Summary (as of Jan 10, 2023)

Qualified Immunity Act of 2023

This bill provides statutory authority for qualified immunity for law enforcement officers in civil cases involving constitutional violations.

Current law provides a statutory civil cause of action against state and local government actors (e.g., law enforcement officers) for violations of constitutional rights, also known as Section 1983 lawsuits. The Supreme Court has also found an implied cause of action against federal law enforcement officers in certain situations (e.g., Fourth Amendment violations), also known as *Bivens* lawsuits. However, under the judicial doctrine of qualified immunity, government officials performing discretionary duties are generally shielded from civil liability, unless their actions violate clearly established rights of which a reasonable person would have known.

The bill provides statutory authority for these principles with respect to law enforcement officers. Specifically, under the bill, law enforcement officers are entitled to qualified immunity if (1) at the time of the alleged violation, the constitutional right at issue was not clearly established or the state of the law was not sufficiently clear for every reasonable officer to know that the conduct was unconstitutional; or (2) a court has held that the specific conduct at issue is constitutional.

The bill applies to federal, state, and local law enforcement officers. It also specifies that law enforcement agencies and local governments may not be held liable if their officers are entitled to qualified immunity.

Actions Timeline

- **Jan 10, 2023:** Introduced in House
- **Jan 10, 2023:** Referred to the House Committee on the Judiciary.

LegiList

CONGRESS, MADE CLEAR.

Search Every Federal Bill, Law, and Vote

LegiList is the fastest way to research Congress. Track any bill from introduction to enactment, see how every legislator voted, follow committee activity, and read the full text of every bill — all in one place, always up to date.

legilist.com

Free Course: Learn How Congress Actually Works

LegiList Learn is a free, self-paced course that walks through the entire legislative process — from drafting a bill to a presidential signature. Seven modules, plain language, no politics. Earn a certificate when you finish.

legilist.com/learn

Developer API: Build Apps on Legislative Data

The LegiList API gives developers direct access to bills, votes, legislators, committees, and more. Start free with 1,000 requests per day — no credit card required. Upgrade to Pro when you need to scale.

legilist.com/api

Public data belongs to the public. — legilist.com