

HR 288

Separation of Powers Restoration Act of 2023

Congress: 118 (2023–2025, Ended)

Chamber: House

Policy Area: Government Operations and Politics

Introduced: Jan 11, 2023

Current Status: Received in the Senate and Read twice and referred to the Committee on Homeland Security and Government

Latest Action: Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governmental Affairs. (Jun 20, 2023)

Official Text: <https://www.congress.gov/bill/118th-congress/house-bill/288>

Sponsor

Name: Rep. Fitzgerald, Scott [R-WI-5]

Party: Republican • **State:** WI • **Chamber:** House

Cosponsors (13 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Bishop, Dan [R-NC-8]	R · NC		Jan 11, 2023
Rep. Buck, Ken [R-CO-4]	R · CO		Jan 11, 2023
Rep. Burgess, Michael C. [R-TX-26]	R · TX		Jan 11, 2023
Rep. Cline, Ben [R-VA-6]	R · VA		Jan 11, 2023
Rep. Duncan, Jeff [R-SC-3]	R · SC		Jan 11, 2023
Rep. Jackson, Ronny [R-TX-13]	R · TX		Jan 11, 2023
Rep. McClintock, Tom [R-CA-5]	R · CA		Jan 11, 2023
Rep. Miller, Mary E. [R-IL-15]	R · IL		Jan 11, 2023
Rep. Tiffany, Thomas P. [R-WI-7]	R · WI		Jan 11, 2023
Rep. Johnson, Mike [R-LA-4]	R · LA		Jan 12, 2023
Rep. Hageman, Harriet M. [R-WY-At Large]	R · WY		Feb 17, 2023
Rep. Brecheen, Josh [R-OK-2]	R · OK		Feb 24, 2023
Rep. Fry, Russell [R-SC-7]	R · SC		May 31, 2023

Committee Activity

Committee	Chamber	Activity	Date
Homeland Security and Governmental Affairs Committee	Senate	Referred To	Jun 20, 2023
Judiciary Committee	House	Unknown	Jun 15, 2023

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

Bill	Relationship	Last Action
118 S 4527	Related bill	Jun 12, 2024: Read twice and referred to the Committee on Homeland Security and Governmental Affairs.
118 HRES 463	Procedurally related	Jun 13, 2023: Pursuant to the provisions of H. Res. 495, H. Res. 463 motion to reconsider is laid on the table.
118 HRES 495	Related bill	Jun 13, 2023: Motion to reconsider laid on the table Agreed to without objection.

Summary (as of Jun 15, 2023)

Separation of Powers Restoration Act of 2023 or SOPRA

This bill modifies the scope of judicial review of agency actions to authorize courts reviewing agency actions to decide de novo (i.e., without giving deference to the agency's interpretation) all relevant questions of law, including the interpretation of (1) constitutional and statutory provisions, (2) rules made by agencies, (3) interpretative rules, (4) general statements of policy, and (5) all other agency guidance documents.

No law may exempt a civil action from the standard of review required by this bill except by specific reference to such provision.

Actions Timeline

- **Jun 20, 2023:** Received in the Senate and Read twice and referred to the Committee on Homeland Security and Governmental Affairs.
- **Jun 15, 2023:** Considered under the provisions of rule H. Res. 495. (consideration: CR H2938-2944; text: CR H2938-2939)
- **Jun 15, 2023:** Rule provides for consideration of H.J. Res. 44, H.R. 277, H.R. 288, H.R. 1615 and H.R. 1640. The resolution provides for consideration of H. J. Res. 44 under a closed rule with one hour of general debate and H.R. 277, H.R. 288, H.R. 1615, and H.R. 1640 under structured rules with one hour of general debate. Motion to recommit allowed on each measure. The resolution also provides that the ordering of the yeas and nays on the question of reconsideration of the vote on adoption of H. Res. 463 be considered vacated and the motion to reconsider be laid on the table.
- **Jun 15, 2023:** DEBATE - The House proceeded with one hour of debate on H.R. 288.
- **Jun 15, 2023:** DEBATE - Pursuant to the provisions of H. Res. 495, the House proceeded with 10 minutes of debate on the Hageman amendment No. 1.
- **Jun 15, 2023:** The previous question was ordered on the amendment and the bill pursuant to the rule.
- **Jun 15, 2023:** Ms. Dean (PA) moved to recommit to the Committee on the Judiciary. (text: CR H2944)
- **Jun 15, 2023:** The previous question on the motion to recommit was ordered pursuant to clause 2(b) of rule XIX.
- **Jun 15, 2023:** POSTPONED PROCEEDINGS - At the conclusion of debate on H. R. 288, the Chair put the question on the motion to recommit and by voice vote, announced the noes had prevailed. Ms. Dean (PA) demanded the yeas and nays and the Chair postponed further proceedings until a time to be announced.
- **Jun 15, 2023:** Considered as unfinished business. (consideration: CR H2944-2945)
- **Jun 15, 2023:** On motion to recommit Failed by the Yeas and Nays: 210 - 220 (Roll no. 270).
- **Jun 15, 2023:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 220 - 211 (Roll no. 271).
- **Jun 15, 2023:** On passage Passed by the Yeas and Nays: 220 - 211 (Roll no. 271).
- **Jun 15, 2023:** Motion to reconsider laid on the table Agreed to without objection.
- **Jun 12, 2023:** Rules Committee Resolution H. Res. 495 Reported to House. Rule provides for consideration of H.J. Res. 44, H.R. 277, H.R. 288, H.R. 1615 and H.R. 1640. The resolution provides for consideration of H. J. Res. 44 under a closed rule with one hour of general debate and H.R. 277, H.R. 288, H.R. 1615, and H.R. 1640 under structured rules with one hour of general debate. Motion to recommit allowed on each measure. The resolution also provides that the ordering of the yeas and nays on the question of reconsideration of the vote on adoption of H. Res. 463 be considered vacated and the motion to reconsider be laid on the table.
- **Jun 5, 2023:** Rules Committee Resolution H. Res. 463 Reported to House. Rule provides for consideration of H.R. 277, H.R. 288, H.R. 1615 and H.R. 1640. The resolution provides for consideration of H. R. 277 under a structured rule with one hour of general debate; H. R. 288 under a structured rule with one hour of general debate; H. R. 1615 under a structured rule with one hour of general debate; and H. R. 1640 under a structured rule with one hour of general debate. One motion to recommit on each measure.
- **Jun 1, 2023:** Reported (Amended) by the Committee on Judiciary. H. Rept. 118-83.
- **Jun 1, 2023:** Placed on the Union Calendar, Calendar No. 60.
- **May 10, 2023:** Committee Consideration and Mark-up Session Held.
- **May 10, 2023:** Ordered to be Reported (Amended) by the Yeas and Nays: 15 - 5.
- **Jan 11, 2023:** Introduced in House
- **Jan 11, 2023:** Referred to the House Committee on the Judiciary.