

118TH CONGRESS
1ST SESSION

H. R. 5264

To incentivize States to provide robust qualified immunity to law enforcement officers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 22, 2023

Ms. TENNEY (for herself and Mr. GARBARINO) introduced the following bill; which was referred to the Committee on Financial Services, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To incentivize States to provide robust qualified immunity to law enforcement officers, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Local Law Enforce-
5 ment Protection Act”.

6 **SEC. 2. QUALIFIED IMMUNITY REQUIREMENT FOR RECEIPT**
7 **OF CERTAIN GRANT FUNDS.**

8 (a) REQUIREMENT.—Beginning in the first fiscal
9 year that begins after the date of enactment of this Act,

1 in order to be eligible to receive a grant under a covered
2 grant program, a State or unit of local government must
3 certify, along with the application for each such grant,
4 that the State or unit of local government does not have
5 in place a law that provides less qualified immunity to law
6 enforcement officers than is described in the holding in
7 *Saucier v. Katz* (533 U.S. 194 (2001)).

8 (b) COVERED GRANT PROGRAM.—In this section, the
9 term “covered grant program” means each of the fol-
10 lowing:

11 (1) The Community Development Block Grant
12 Program under title I of the Housing and Commu-
13 nity Development Act of 1974 (42 U.S.C. 5301 et
14 seq.).

15 (2) Community facility direct and guaranteed
16 loans under paragraph (1) of section 306(a) of the
17 Consolidated Farm and Rural Development Act.

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