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(Original Signature of Member)

119TH CONGRESS  
2D SESSION

**H. R.**

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To amend the Revised Statutes to remove the defense of qualified immunity  
in the case of any action under section 1979, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Ms. PRESSLEY introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

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**A BILL**

To amend the Revised Statutes to remove the defense of  
qualified immunity in the case of any action under sec-  
tion 1979, 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 “Qualified Immunity  
5       Abolition Act of 2026”.

6 **SEC. 2. REMOVAL OF QUALIFIED IMMUNITY.**

7       Section 1979 of the Revised Statutes (42 U.S.C.  
8       1983) is amended—

1 (1) by inserting "(a)" before "Every person";

2 and

3 (2) by adding at the end the following:

4       “(b) It shall not be a defense to any action brought  
5 against a Federal, State, or local law enforcement officer  
6 that is pending on, or filed after, the date of enactment  
7 of this subsection that, at the time of the deprivation—

8                   “(1) the defendant was acting in good faith;

9               “(2) the defendant believed, reasonably or oth-

10 otherwise, that his or her conduct was lawful;

11               “(3) the rights, privileges, or immunities se-  
12       cured by the Constitution and laws were not clearly  
13       established; or

14                   “(4) the state of the law was such that the de-  
15                   fendant could not reasonably have been expected to  
16                   know whether his or her conduct was lawful.”.

17 SEC. 3. CIVIL ACTION AGAINST FEDERAL LAW ENFORCE-  
18 MENT OFFICERS ACTING UNDER FEDERAL  
19 AUTHORITY.

20 Subsection (a) of section 1979 of the Revised Statutes (42 U.S.C. 1983), as so designated by section 4 of  
21 this Act, is amended by inserting “and every Federal law  
22 enforcement officer who, under color of any statute, ordi-  
23 nance, regulation, custom, or usage of the United States,”  
24 before “subjects”.