

  
(Original Signature of Member)

117TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 28, United States Code, to prohibit the issuance of national injunctions, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. BIGGS introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To amend title 28, United States Code, to prohibit the issuance of national injunctions, 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 “Injunctive Authority  
5 Clarification Act of 2021”.

1 **SEC. 2. ORDERS PURPORTING TO RESTRAIN ENFORCE-**  
2 **MENT AGAINST NON-PARTIES.**

3 (a) **IN GENERAL.**—Chapter 155 of title 28, United  
4 States Code, is amended by adding at the end the fol-  
5 lowing:

6 **“§ 2285. Orders purporting to restrain enforcement**  
7 **against non-parties**

8 “No court of the United States (and no district court  
9 of the Virgin Islands, Guam, or the Northern Mariana Is-  
10 lands) shall issue an order that purports to restrain the  
11 enforcement against a non-party of any statute, regula-  
12 tion, order, or similar authority, unless the non-party is  
13 represented by a party acting in a representative capacity  
14 pursuant to the Federal Rules of Civil Procedure.”.

15 (b) **CLERICAL AMENDMENT.**—The table of sections  
16 for chapter 155 of title 28, United States Code is amended  
17 by inserting after the item relating to section 2285 the  
18 following:

“2285. Orders purporting to restrain enforcement against non-parties.”.