

104TH CONGRESS
2D SESSION

H. R. 2955

To stop abuse of Federal collateral remedies.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 1996

Mr. SHADEGG introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To stop abuse of Federal collateral remedies.

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 “Habeas Corpus Ref-
5 ormation Act of 1996”.

6 **SEC. 2. STOPPING ABUSE OF FEDERAL COLLATERAL REM-**
7 **EDIES.**

8 (a) IN GENERAL.—Chapter 153 of title 28, United
9 States Code, is amended by adding at end the following:

10 **“§ 2257. Adequacy of State remedies**

11 “Notwithstanding any other provision of law, an ap-
12 plication for a writ of habeas corpus in behalf of a person

1 in custody pursuant to a judgment or order of a State
2 court shall not be entertained by a judge or a court of
3 the United States unless the remedies in the courts of the
4 State are inadequate or ineffective to test the legality of
5 the person's detention.”.

6 (b) CLERICAL AMENDMENT.—The table of sections
7 at the beginning of chapter 153 of title 18, United States
8 Code, is amended by adding at the end the following:

“2257. Adequacy of State remedies.”.

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