

AMENDMENT

OFFERED BY MS. JOHNSON OF TEXAS

Insert in the appropriate place in the bill the following:

1 DEPRIVATION OF RIGHTS UNDER COLOR OF LAW

2 SEC. ____.

3 Section 242 of title 18, United States Code, is
4 amended—

5 (1) by striking “willfully” and inserting “know-
6 ingly or recklessly”;

7 (2) by striking “, or may be sentenced to
8 death”; and

9 (3) by adding at the end the following: “For
10 purposes of this section, an act shall be considered
11 to have resulted in death if the act was a substantial
12 factor contributing to the death of the person.”.

13 QUALIFIED IMMUNITY REFORM

14 SEC. ____.

15 Section 1979 of the Revised Statutes of the United
16 States (42 U.S.C. 1983) is amended by adding at the end
17 the following:

18 “It shall not be a defense or immunity in any action
19 brought under this section against a local law enforcement

1 officer (as such term is defined in section 2 of the George
2 Floyd Justice in Policing Act of 2025), or in any action
3 under any source of law against a Federal investigative
4 or law enforcement officer (as such term is defined in sec-
5 tion 2680(h) of title 28, United States Code), that—

6 “(1) the defendant was acting in good faith, or
7 that the defendant believed, reasonably or otherwise,
8 that his or her conduct was lawful at the time when
9 the conduct was committed; or

10 “(2) the rights, privileges, or immunities se-
11 cured by the Constitution and laws were not clearly
12 established at the time of their deprivation by the
13 defendant, or that at such time, the state of the law
14 was otherwise such that the defendant could not rea-
15 sonably have been expected to know whether his or
16 her conduct was lawful.”.

