

109TH CONGRESS
1ST SESSION

H. R. 1100

To amend title 28, United States Code, to limit Federal court jurisdiction over questions under the Defense of Marriage Act.

IN THE HOUSE OF REPRESENTATIVES

MARCH 3, 2005

Mr. HOSTETTLER (for himself, Mr. WILSON of South Carolina, Mr. PAUL, Mr. AKIN, Mr. GARRETT of New Jersey, Mr. JONES of North Carolina, Mr. STEARNS, Mr. PENCE, Mrs. JO ANN DAVIS of Virginia, Mr. NORWOOD, Mr. WAMP, Mr. NEUGEBAUER, Mr. BROWN of South Carolina, Mr. CANNON, Mr. GINGREY, Mr. RADANOVICH, Mr. MARSHALL, Mr. PITTS, Mr. DAVIS of Tennessee, Mr. CANTOR, Mr. BACHUS, Mr. BARTLETT of Maryland, Mrs. CUBIN, Mr. RYUN of Kansas, Mr. SAM JOHNSON of Texas, Mr. TIAHRT, Mr. WICKER, Mr. HAYES, Mrs. MYRICK, Mr. BURTON of Indiana, Mr. GRAVES, Mr. MILLER of Florida, Mr. ALEXANDER, Mr. BARRETT of South Carolina, Mr. DUNCAN, Mr. CARTER, Mrs. BLACKBURN, Mr. PUTNAM, Mr. ADERHOLT, Mr. MCHENRY, Mr. DAVIS of Kentucky, Mr. WESTMORELAND, Mr. HALL, Mr. LEWIS of Kentucky, Mr. BOOZMAN, Mr. POE, Mr. ROGERS of Kentucky, Mr. SODREL, and Mr. SMITH of New Jersey) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 28, United States Code, to limit Federal court jurisdiction over questions under the Defense of Marriage Act.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Marriage Protection
3 Act of 2005”.

4 **SEC. 2. LIMITATION ON JURISDICTION.**

5 (a) IN GENERAL.—Chapter 99 of title 28, United
6 States Code, is amended by adding at the end the fol-
7 lowing:

8 **“§ 1632. Limitation on jurisdiction**

9 “No court created by Act of Congress shall have any
10 jurisdiction, and the Supreme Court shall have no appel-
11 late jurisdiction, to hear or decide any question pertaining
12 to the interpretation of, or the validity under the Constitu-
13 tion of, section 1738C or this section.”.

14 (b) AMENDMENTS TO THE TABLE OF SECTIONS.—
15 The table of sections at the beginning of chapter 99 of
16 title 28, United States Code, is amended by adding at the
17 end the following new item:

“1632. Limitation on jurisdiction.”.

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12 to the interpretation of, or the validity under the Constitu-
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