

117TH CONGRESS  
2D SESSION

# H. R. 8571

To waive sovereign immunity in certain circumstances where jurisdictions  
have defunded the municipal police department.

---

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2022

Ms. MALLIOTAKIS introduced the following bill; which was referred to the  
Committee on the Judiciary

---

## A BILL

To waive sovereign immunity in certain circumstances where  
jurisdictions have defunded the municipal police department.

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 “Protecting All Commu-  
5       nities Equally Act of 2022” or as the “PACE Act of  
6       2022”.

1 **SEC. 2. REQUIREMENT OF AVAILABILITY OF CASH BAIL**  
2 **FOR CERTAIN OFFENDERS.**

3 If monetary bail has been prohibited in a State or  
4 any political subdivision thereof, the courts of that State  
5 shall have the authority—

6 (1) to determine the dangerousness of individ-  
7 uals before the courts on criminal charges; and

8 (2) to hold on bail individuals who are deter-  
9 mined to be violent and or repeat offenders.

10 **SEC. 3. WAIVER OF SOVEREIGN IMMUNITY.**

11 A State or political subdivision thereof that has a pro-  
12 hibition on monetary bail waives sovereign immunity with  
13 respect to a cause of action against the local government  
14 by an individual for property damages or damages for per-  
15 sonal injuries as a result of a dangerous criminal being  
16 released without monetary bail.

17 **SEC. 4. EFFECTIVE DATE.**

18 This Act shall take effect beginning on the date that  
19 is 30 days after the date of enactment of this Act.

○