

108TH CONGRESS  
2D SESSION

# H. R. 2028

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 27, 2004

Received

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## AN ACT

To amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance.

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 “Pledge Protection Act  
3 of 2004”.

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, the Pledge of Allegiance, as defined in section 4  
14 of title 4, or its recitation.”. The limitation in this section  
15 shall not apply to the Superior Court of the District of  
16 Columbia or the District of Columbia Court of Appeals.

17 (b) **CLERICAL AMENDMENT.**—The table of sections  
18 at the beginning of chapter 99 of title 28, United States

- 1 Code, is amended by adding at the end the following new
- 2 item:

“1632. Limitation on jurisdiction.”.

Passed the House of Representatives September 23,  
2004.

Attest:

JEFF TRANDAHL,

*Clerk.*