AMENDMENT IN THE NATURE OF A SUBSTITUTE TO H.R. 6730

OFFERED BY M__. _____

Strike all that follows after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Injunctive Authority Clarification Act of 2018''.

SEC. 2. ORDERS PURPORTING TO RESTRAIN ENFORCEMENT AGAINST NON-PARTIES.

(a) IN GENERAL.—Chapter 155 of title 28, United States Code, is amended by adding at the end the following:

''§ 2285. Orders purporting to restrain enforcement against non-parties

''No court of the United States (and no district court of the Virgin Islands, Guam, or the Northern Mariana Islands) shall issue an order that purports to restrain the enforcement against a non-party of any statute, regulation, order, or similar authority, unless the non-party is represented by a party acting in a representative capacity pursuant to the Federal Rules of Civil Procedure.''.

(b) CLERICAL AMENDMENT.—The table of sections for chapter 155 of title 28, United States Code is amended by inserting after the item relating to section 2285 the following:

"2285.Orders purporting to restrain enforcement against non-parties.".

SEC. 3. EFFECTIVE DATE.

This Act and the amendments made by this Act shall take effect beginning on the date of enactment of this Act.