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(Original Signature of Member)

119TH CONGRESS
2D SESSION

H. R. _____

To amend the Revised Statutes of the United States to clarify the application of attorney's fees in certain civil actions, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. GROTHMAN introduced the following bill; which was referred to the Committee on _____

A BILL

To amend the Revised Statutes of the United States to clarify the application of attorney's fees in certain civil actions, and for other purposes.

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 “Restoring Civil Rights
5 Attorney’s Fees Act of 2026”.

1 **SEC. 2. ATTORNEY'S FEES.**

2 Section 722 of the Revised Statutes of the United
3 States (42 U.S.C. 1988) is amended by adding at the end
4 the following new subsection:

5 “(d) For purposes of subsection (b), a party is consid-
6 ered prevailing if it has obtained relief through—

7 “(1) a judicial order, including any order that
8 conclusively resolves a claim by granting enduring
9 relief on the merits that alters the legal relationship
10 between the parties, or a preliminary injunction or
11 temporary restraining order that materially alters
12 the relationship between the parties and is not re-
13 versed and regardless of any subsequent vacatur of
14 the order on mootness grounds;

15 “(2) an enforceable written agreement or con-
16 sent decree; or

17 “(3) a voluntary or unilateral change in posi-
18 tion by the defendant, or government office, agency,
19 or official, that renders the action or proceeding
20 moot, deprives the party of standing, or that sub-
21 stantially grants the relief sought by the party.”.

22 **SEC. 3. EFFECTIVE DATE.**

23 This Act and the amendments made by this Act shall
24 take effect on the date of the enactment of this Act and
25 shall apply to any case that is—

26 (1) pending on such date of enactment; or

1 (2) commenced on or after such date of enact-
2 ment.