

HR 1768

Multidistrict Litigation Restoration Act of 2004

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Law

Introduced: Apr 11, 2003

Current Status: Received in the Senate and Read twice and referred to the Committee on the Judiciary.

Latest Action: Received in the Senate and Read twice and referred to the Committee on the Judiciary. (Mar 25, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/1768>

Sponsor

Name: Rep. Sensenbrenner, F. James, Jr. [R-WI-5]

Party: Republican • **State:** WI • **Chamber:** House

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Coble, Howard [R-NC-6]	R · NC		Apr 11, 2003
Rep. Smith, Lamar [R-TX-21]	R · TX		Apr 11, 2003

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported by	Jul 22, 2003
Judiciary Committee	Senate	Referred To	Mar 25, 2004

Subjects & Policy Tags

Policy Area:

Law

Related Bills

No related bills are listed.

(This measure has not been amended since it was reported to the House on February 10, 2004. The summary of that version is repeated here.)

Multidistrict Litigation Restoration Act of 2004 - Amends the Federal judicial code to allow a civil action transferred for coordinated or consolidated pretrial proceedings (multidistrict litigation) to be transferred to the transferee or other district for trial purposes in the interest of justice and for the convenience of the parties and witnesses. Directs that any such action transferred for trial purposes be remanded to the district court from which it was transferred for the determination of compensatory damages unless the court determines the same justification applies to retaining the action for damages determination.

Authorizes the transferee court to retain actions transferred when jurisdiction is or could have been based on the Multiparty, Multiforum Trial Jurisdiction Act of 2002 (granting district courts original jurisdiction of any civil action involving minimal diversity between adverse parties that arises from a single accident, where at least 75 natural persons have died in the accident at a discrete location) for the determination of liability and punitive damages. Directs that an action retained for the determination of liability be remanded to the district court from which the action was transferred, or to the State court from which the action was removed, for the determination of damages other than punitive damages, unless the court finds that the action should be retained for the determination of such damages for the convenience of parties and witnesses and in the interest of justice.

Actions Timeline

- **Mar 25, 2004:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Mar 24, 2004:** Mr. Sensenbrenner moved to suspend the rules and pass the bill, as amended.
- **Mar 24, 2004:** Considered under suspension of the rules. (consideration: CR H1377-1379)
- **Mar 24, 2004:** DEBATE - The House proceeded with forty minutes of debate on H.R. 1768.
- **Mar 24, 2004:** At the conclusion of debate, the Yeas and Nays were demanded and ordered. Pursuant to the provisions of clause 8, rule XX, the Chair announced that further proceedings on the motion would be postponed.
- **Mar 24, 2004:** Considered as unfinished business. (consideration: CR H1395)
- **Mar 24, 2004:** Passed/agreed to in House: On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 418 - 0 (Roll no. 79).(text: CR H1377)
- **Mar 24, 2004:** On motion to suspend the rules and pass the bill, as amended Agreed to by the Yeas and Nays: (2/3 required): 418 - 0 (Roll no. 79). (text: CR H1377)
- **Mar 24, 2004:** Motion to reconsider laid on the table Agreed to without objection.
- **Feb 10, 2004:** Reported (Amended) by the Committee on Judiciary. H. Rept. 108-416.
- **Feb 10, 2004:** Placed on the Union Calendar, Calendar No. 239.
- **Jan 28, 2004:** Committee Consideration and Mark-up Session Held.
- **Jan 28, 2004:** Ordered to be Reported (Amended) by Voice Vote.
- **Jul 22, 2003:** Subcommittee Consideration and Mark-up Session Held.
- **Jul 22, 2003:** Forwarded by Subcommittee to Full Committee by Voice Vote.
- **May 5, 2003:** Referred to the Subcommittee on Courts, the Internet, and Intellectual Property.
- **Apr 11, 2003:** Introduced in House
- **Apr 11, 2003:** Referred to the House Committee on the Judiciary.

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