

S 1769

National Class Action Act of 2003

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Law

Introduced: Oct 21, 2003

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

Latest Action: Read twice and referred to the Committee on the Judiciary. (Oct 21, 2003)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/1769>

Sponsor

Name: Sen. Breaux, John B. [D-LA]

Party: Democratic • **State:** LA • **Chamber:** Senate

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Bingaman, Jeff [D-NM]	D · NM		Oct 22, 2003
Sen. Dorgan, Byron L. [D-ND]	D · ND		Oct 22, 2003

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Oct 21, 2003

Subjects & Policy Tags

Policy Area:

Law

Related Bills

No related bills are listed.

National Class Action Act of 2003 - Amends the Federal judicial code to require: (1) the portion of any attorney's fee paid to class counsel based on a recovery of coupons in a class action settlement to be based on the value to class members of the coupons redeemed; and (2) the attorney's fee in such a settlement otherwise to be based upon the amount of time class counsel expended working on the action, subject to court approval.

Grants a U.S. district court jurisdiction over a class action in which one-third or fewer of the members of all proposed plaintiff classes in the aggregate are citizens of the State in which the action was originally filed. Lists grounds under which a U.S. district court may decline to exercise jurisdiction over a class action in which greater than one-third but less than two-thirds of the members of the plaintiff class are citizens of the State in which the action was originally filed. Bars a U.S. district court from exercising jurisdiction over a class action (with exceptions) in which: (1) two-thirds or more of the members of all proposed plaintiff classes are citizens of the State in which the action was originally filed; (2) the primary defendants are States, State officials, or other governmental entities against whom the district court may be foreclosed from ordering relief; or (3) the number of members of all proposed plaintiff classes in the aggregate is less than 100.

Allows a class action over which a district court would have jurisdiction under this Act to be removed to a U.S. district court by any: (1) defendant without the consent of all defendants; or (2) plaintiff class member who has intervened, seeks to be designated as a representative class member, and is not a named or representative class member without the consent of all members of such class.

Actions Timeline

- **Oct 21, 2003:** Introduced in Senate
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