

HR 1927

Fairness in Class Action Litigation and Furthering Asbestos Claim Transparency Act of 2016

Congress: 114 (2015–2017, Ended)

Chamber: House

Policy Area: Law

Introduced: Apr 22, 2015

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. (Jan 11, 2016)

Official Text: <https://www.congress.gov/bill/114th-congress/house-bill/1927>

Sponsor

Name: Rep. Goodlatte, Bob [R-VA-6]

Party: Republican • State: VA • Chamber: House

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Franks, Trent [R-AZ-8]	R · AZ		Apr 22, 2015

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Hearings By (subcommittee)	Apr 29, 2015
Judiciary Committee	Senate	Referred To	Jan 11, 2016

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
114 S 357	Related bill	Feb 3, 2016: Committee on the Judiciary. Hearings held.
114 HRES 581	Procedurally related	Jan 7, 2016: On agreeing to the resolution Agreed to by recorded vote: 234 - 176 (Roll no. 22). (text: CR H117-118)
114 HR 526	Related bill	Nov 30, 2015: Placed on the Union Calendar, Calendar No. 271.

Fairness in Class Action Litigation and Furthering Asbestos Claim Transparency Act of 2016

(Sec. 2) This bill amends the federal judicial code to prohibit federal courts from certifying any proposed class seeking monetary relief for personal injury or economic loss unless the party seeking to maintain such a class action affirmatively demonstrates that each proposed class member suffered an injury of the same type and scope as the injury of the named class representatives.

A court's certification of such a class must include a determination, based on a rigorous analysis of the evidence presented, that the requirements of this Act have been satisfied.

(Sec. 3) The bill also amends federal bankruptcy law concerning a trust formed under a reorganization plan following the discharge in bankruptcy of a debtor corporation in order to assume the debtor's liability with respect to claims seeking recovery for personal injury, wrongful death, or property damage allegedly caused by the presence of, or exposure to, asbestos or asbestos-containing products. Such a trust shall file with the bankruptcy court quarterly reports, available on the public docket, which describe each demand the trust has received from a claimant and the basis for any payment made to that claimant (excluding any confidential medical record or the claimant's full Social Security number). Upon written request, and subject to payment (demanded at the option of the trust) for any reasonable cost incurred by the trust to comply with such request, such a trust shall provide any information related to payment from, and demands for payment from, the trust to any party to any action in law or equity concerning liability for asbestos exposure.

Actions Timeline

- **Jan 11, 2016:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Jan 8, 2016:** Considered under the provisions of rule H. Res. 581. (consideration: CR H181-200, H200-210)
- **Jan 8, 2016:** Rule provides for consideration of H.R. 1927 with 1 hour of general debate. Motion to recommit with or without instructions allowed. The resolution makes in order as original text for the purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114-38.
- **Jan 8, 2016:** House resolved itself into the Committee of the Whole House on the state of the Union pursuant to H. Res. 581 and Rule XVIII.
- **Jan 8, 2016:** The Speaker designated the Honorable Rodney Davis to act as Chairman of the Committee.
- **Jan 8, 2016:** GENERAL DEBATE - The Committee of the Whole proceeded with one hour of general debate on H.R. 1927.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H.Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Cohen amendment No. 1.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Cohen amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Cohen demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Cohen amendment No. 2.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Conyers amendment No. 3.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Conyers amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Conyers demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Deutch amendment No. 4.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Deutch amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Deutch demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Moore amendment No. 5.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Moore amendment No. 6.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Moore amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Ms. Moore demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Waters, Maxine amendment No. 7.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Waters amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Ms. Waters demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Johnson (GA) amendment No. 8.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Johnson (GA) amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Johnson (GA) demanded a recorded voted and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Jackson Lee amendment No. 9.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Jackson Lee amendment, the Chair

put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Ms. Jackson Lee demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.

- **Jan 8, 2016:** RISING INFORMALLY - The Committee of the Whole rose informally to receive a message from the President.
- **Jan 8, 2016:** The Committee of the Whole resumed its sitting.
- **Jan 8, 2016:** DEBATE - Pursuant to the provisions of H. Res. 581, the Committee of the Whole proceeded with 10 minutes of debate on the Nadler amendment No. 10.
- **Jan 8, 2016:** POSTPONED PROCEEDINGS - At the conclusion of debate on the Nadler amendment, the Chair put the question on adoption of the amendment and by voice vote announced that the noes had prevailed. Mr. Nadler demanded a recorded vote and the Chair postponed further proceedings on the question of adoption of the amendment until later in the legislative day.
- **Jan 8, 2016:** UNFINISHED BUSINESS - The Chair announced that the unfinished business was the question of adoption of amendments which had been debated earlier and on which further proceedings had been postponed.
- **Jan 8, 2016:** The House rose from the Committee of the Whole House on the state of the Union to report H.R. 1927.
- **Jan 8, 2016:** The previous question was ordered pursuant to the rule. (consideration: CR H207)
- **Jan 8, 2016:** The House adopted the amendment in the nature of a substitute as agreed to by the Committee of the Whole House on the state of the Union. (text of amendment in the nature of a substitute: CR H189-190)
- **Jan 8, 2016:** Ms. McCollum moved to recommit with instructions to the Committee on the Judiciary. (consideration: CR H207-209; text of motion: CR H207)
- **Jan 8, 2016:** DEBATE - The House proceeded with 10 minutes of debate on the McCollum motion to recommit with instructions. The instructions contained in the motion seek to require the bill to be reported back to the House with an amendment to ensure that the bill's asbestos trust provision would not apply to a claimant whose claim is filed by or on behalf of an individual exposed to asbestos as a child in a school environment.
- **Jan 8, 2016:** The previous question on the motion to recommit with instructions was ordered without objection. (consideration: CR H208)
- **Jan 8, 2016:** On motion to recommit with instructions Failed by recorded vote: 173 - 227 (Roll no. 32).
- **Jan 8, 2016:** Passed/agreed to in House: On passage Passed by recorded vote: 211 - 188, 1 Present (Roll no. 33).
- **Jan 8, 2016:** Motion to reconsider laid on the table Agreed to without objection.
- **Jan 8, 2016:** On passage Passed by recorded vote: 211 - 188, 1 Present (Roll no. 33).
- **Jan 7, 2016:** Rule H. Res. 581 passed House.
- **Jan 6, 2016:** Rules Committee Resolution H. Res. 581 Reported to House. Rule provides for consideration of H.R. 1927 with 1 hour of general debate. Motion to recommit with or without instructions allowed. The resolution makes in order as original text for the purpose of amendment an amendment in the nature of a substitute consisting of the text of Rules Committee Print 114-38.
- **Nov 5, 2015:** Reported (Amended) by the Committee on Judiciary. H. Rept. 114-328.
- **Nov 5, 2015:** Placed on the Union Calendar, Calendar No. 249.
- **Jun 24, 2015:** Committee Consideration and Mark-up Session Held.
- **Jun 24, 2015:** Ordered to be Reported (Amended) by the Yeas and Nays: 15 - 10.
- **Apr 29, 2015:** Subcommittee Hearings Held.
- **Apr 23, 2015:** Referred to the Subcommittee on the Constitution and Civil Justice.
- **Apr 22, 2015:** Introduced in House
- **Apr 22, 2015:** Referred to the House Committee on the Judiciary.