

## S 3489

Fair Calculations in Civil Damages Act of 2016

**Congress:** 114 (2015–2017, Ended)

**Chamber:** Senate

**Policy Area:** Civil Rights and Liberties, Minority Issues

**Introduced:** Dec 1, 2016

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

**Latest Action:** Read twice and referred to the Committee on the Judiciary. (Dec 1, 2016)

**Official Text:** <https://www.congress.gov/bill/114th-congress/senate-bill/3489>

### Sponsor

**Name:** Sen. Booker, Cory A. [D-NJ]

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

### Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Gillibrand, Kirsten E. [D-NY]	D · NY		Dec 1, 2016

### Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Dec 1, 2016

### Subjects & Policy Tags

#### Policy Area:

Civil Rights and Liberties, Minority Issues

### Related Bills

Bill	Relationship	Last Action
114 HR 6417	Identical bill	<b>Dec 22, 2016:</b> Referred to the Subcommittee on the Constitution and Civil Justice.

## **Fair Calculations in Civil Damages Act of 2016**

This bill prohibits courts from awarding damages to plaintiffs in civil actions using a calculation for projected future earning potential that takes into account a plaintiff's race, ethnicity, gender, religion, or actual or perceived sexual orientation.

The Department of Labor must develop guidance for economists to develop future earnings tables that do not rely on such factors. Labor and the Department of Justice must develop guidance for states on how to calculate future earnings in state tort proceedings in a manner that is free of such biases.

The Judicial Conference of the United States must report on damages awarded under federal law for personal injury, employment discrimination, tort damages, and cases involving protected classes of individuals sharing a common characteristic or identity who are legally protected against discrimination. The Administrative Office of the United States Courts must submit recommendations to ensure that future earnings calculations that take into account age and disability do not conflict with federal equal protection laws.

The Federal Judicial Center must train federal judges on how to implement this bill.

## **Actions Timeline**

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- **Dec 1, 2016:** Introduced in Senate
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