

**AMENDMENT TO RULES COMMITTEE PRINT 115-5
TEXT OF H.R. 985, FAIRNESS IN CLASS ACTION
LITIGATION AND FURTHERING ASBESTOS
CLAIM TRANSPARENCY ACT OF 2017
OFFERED BY MS. JACKSON LEE OF TEXAS**

Beginning on page 13, strike line 19 and all that follows through line 15 on page 14, and insert the following:

1 “(8)(A) A trust described in paragraph (2)
2 shall, subject to subparagraph (B) and section 107,
3 provide upon written request and subject to payment
4 (demanded at the option of the trust) for any rea-
5 sonable cost incurred by the trust to comply with
6 such request, to any party that is a defendant in a
7 pending court action relating to asbestos exposure,
8 information that is directly related to the plaintiff’s
9 claim in that pending action.

10 “(B) A defendant requesting information under
11 subparagraph (A) shall first disclose to such plaintiff
12 and such trust, subject to an appropriate protective
13 order the median settlement amount paid by that
14 defendant for claims settled or paid within 5 years
15 of the date of the request, by disease category, for

1 the State in which the plaintiff's action was filed. No
2 personally identifiable information shall be included
3 in any exchange of information under this para-
4 graph.”.

