

**AMENDMENT TO RULES COMMITTEE PRINT 115-5**  
**OFFERED BY MR. GOODLATTE**

Page 4, line 12, strike “of,” and all that follows through line 15, and insert “or employee of”.

Page 4, insert after line 19 the following:

1       “(d) EXCEPTION.—This section shall not apply to a  
2 private action brought as a class action that is subject to  
3 section 27(a) of the Securities Act of 1933 (15 U.S.C.  
4 77z-1(a)) or section 21D(a) of the Securities Exchange  
5 Act of 1934 (15 U.S.C. 78u-4(a)).”.

Page 8, line 14, add at the end the following: “This section shall not apply to a private action brought as a class action that is subject to section 27(a) of the Securities Act of 1933 (15 U.S.C. 77z-1(a)) or section 21D(a) of the Securities Exchange Act of 1934 (15 U.S.C. 78u-4(a)).”.

Page 9, line 6, strike “amended—” and all that follows through line 12 and inserting the following: “amended by inserting after subsection (e) the following:”.

Page 9, line 13, strike “(d)” and insert “(f)”.

Page 9, line 16, insert “commenced in a State court” before “in which”.

Page 10, line 2, strike “defendants” and insert “plaintiffs”.

Page 10, line 3, strike “plaintiffs” and insert “defendants”.

Page 10, line 9, strike “The court” and insert “Except as provided in paragraph (4), the court”.

Page 10, line 14, insert after “section 1332(a).” the following:

1           “(4) The court shall retain jurisdiction over a  
2           claim that does not satisfy the jurisdictional require-  
3           ments of section 1332(a) if—

4                   “(A) the claim is so related to the claims  
5                   that satisfy the jurisdictional requirements of  
6                   section 1332(a) that they form part of the same  
7                   case or controversy under Article III of the  
8                   United States Constitution; and

9                   “(B) the plaintiff consents to the removal  
10                  of the claim.”.

Page 11, line 7, strike “30 days” and insert “90 days”.

Page 11, line 19, strike “any trial in any civil action” and insert “a trial in a civil action”.

Page 11, line 21, strike “to the civil action” and insert “to that civil action”.

Page 11, line 21, strike “to trial of” and all that follows through “to be tried” on line 22.

Page 12, line 4, insert after “provided that” the following: “the order is applicable to one or more civil actions seeking redress for personal injury and that”.

Page 12, line 8, strike “1447(e)” and insert “1447(d)”.

Page 12, strike line 15, and all that follows through “requirement.” on line 25, and insert the following:

1       “(l) ENSURING PROPER RECOVERY FOR PLAIN-  
2       TIFFS.—A plaintiff who asserts personal injury claims in  
3       any civil action transferred to or directly filed in coordi-  
4       nated or consolidated pretrial proceedings conducted pur-  
5       suant to subsection (b) shall receive not less than 80 per-  
6       cent of any monetary recovery obtained for those claims  
7       by settlement, judgment, or otherwise, subject to the satis-  
8       faction of any liens for medical services provided to the  
9       plaintiff related to those claims. The judge or judges to  
10      whom the coordinated or consolidated pretrial proceedings

1 have been assigned shall have jurisdiction over any dis-  
2 putes regarding compliance with this requirement.”.

