

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 MR. GONZALEZ OF TEXAS

Page 8, line 25, insert after “Civil Procedure.” the following (and amend the amendment to the table of contents on page 9 after line 3 accordingly):

1 **“§ 1724. Applicability**

2 “Sections 1716 through 1723 do not apply in the
3 case of any civil action brought by—

4 “(1) a first responder (including a firefighter,
5 law enforcement officer, paramedic, emergency med-
6 ical technician, or other individual (including an em-
7 ployee of a legally organized and recognized volun-
8 teer organization, whether compensated or not))
9 who, in the course of his or her professional duties,
10 responds to fire, medical, hazardous material, or
11 other similar emergencies; or

12 “(2) a member of the family of a first re-
13 sponder described in paragraph (1).”

Page 9, line 15, strike “This subsection” and insert the following: “Except as provided in paragraph (4), this subsection”.

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

1 “(4) This subsection does not apply in the case
2 of an action brought by—

3 “(A) a first responder (including a fire-
4 fighter, law enforcement officer, paramedic,
5 emergency medical technician, or other indi-
6 vidual (including an employee of a legally orga-
7 nized and recognized volunteer organization,
8 whether compensated or not)) who, in the
9 course of his or her professional duties, re-
10 sponds to fire, medical, hazardous material, or
11 other similar emergencies; or

12 “(B) a member of the family of a first re-
13 sponder described in subparagraph (A).”.

Page 12, line 25, insert after “requirement.” the following:

14 “(m) EXCEPTION.—Subsections (i) through (l) do
15 not apply in the case of a civil action brought by—

16 “(1) a first responder (including a firefighter,
17 law enforcement officer, paramedic, emergency med-

1 ical technician, or other individual (including an em-
2 ployee of a legally organized and recognized volun-
3 teer organization, whether compensated or not))
4 who, in the course of his or her professional duties,
5 responds to fire, medical, hazardous material, or
6 other similar emergencies; or

7 “(2) a member of the family of a first re-
8 sponder described in paragraph (1).”.

Page 13, line 21, insert “subject to subparagraph
(C),” after “(A)”.

Page 14, line 6, strike “and” at the end.

Page 14, line 7, insert “subject to subparagraph
(C),” after “(B)”.

Page 14, line 15, strike the close quotation marks
and the period at the end, and insert “; and”.

Page 14, after line 15, insert the following:

9 “(C) not comply with subparagraphs (A)
10 and (B) with respect to such claimant who is or
11 has been—

12 “(i) a first responder (including a fire-
13 fighter, law enforcement officer, para-
14 medic, emergency medical technician, or
15 other individual (including an employee of

1 a legally organized and recognized volun-
2 teer organization, whether compensated or
3 not)) who, in the course of his or her pro-
4 fessional duties, responds to fire, medical,
5 hazardous material, or other similar emer-
6 gencies; or

7 “(ii) a member of the family of a first
8 responder described in clause (i).”.

