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(Original Signature of Member)

119TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

To amend title 28, United States Code, to provide for Federal district court jurisdiction for highway accident actions against interstate motor carriers.

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IN THE HOUSE OF REPRESENTATIVES

Mrs. HINSON introduced the following bill; which was referred to the  
Committee on \_\_\_\_\_

\_\_\_\_\_  
**A BILL**

To amend title 28, United States Code, to provide for Federal district court jurisdiction for highway accident actions against interstate motor carriers.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Forum Accountability  
5 and Integrity in Roadway Trucking Act” or the “FAIR  
6 Trucking Act”.

1 **SEC. 2. FEDERAL DISTRICT COURT JURISDICTION FOR**  
2 **HIGHWAY ACCIDENT ACTIONS AGAINST**  
3 **INTERSTATE MOTOR CARRIERS.**

4 (a) APPLICATION OF FEDERAL JURISDICTION.—Sec-  
5 tion 1332 of title 28, United States Code, is amended—

6 (1) by redesignating subsection (e) as sub-  
7 section (f); and

8 (2) by inserting after subsection (d) the fol-  
9 lowing:

10 “(e)(1) The district courts shall have original juris-  
11 diction of any civil action—

12 “(A) alleging bodily harm or loss of life involv-  
13 ing one or more commercial motor vehicles, as de-  
14 fined in section 31101 of title 49, operating on a  
15 public road in interstate commerce;

16 “(B) in which the matter in controversy exceeds  
17 the sum or value of \$5,000,000, exclusive of interest  
18 and costs; and

19 “(C) is a civil action in which—

20 “(i) any plaintiff is a citizen of a State dif-  
21 ferent from any defendant;

22 “(ii) any plaintiff is a foreign state or a  
23 citizen or subject of a foreign state and any de-  
24 fendant is a citizen of a State; or

1           “(iii) any plaintiff is a citizen of a State  
2           and any defendant is a foreign state or a citizen  
3           or subject of a foreign state.

4           “(2) Citizenship of plaintiffs shall be deter-  
5           mined for purposes of paragraph (1) as of the date  
6           of filing of the complaint or amended complaint, or,  
7           if the case stated by the initial pleading is not sub-  
8           ject to Federal jurisdiction, as of the date of service  
9           by plaintiffs of an amended pleading, motion, or  
10          other paper, indicating the existence of Federal ju-  
11          risdiction.

12          “(3) For purposes of this subsection, an unin-  
13          corporated association shall be deemed to be a cit-  
14          izen of the State where it has its principal place of  
15          business and the State under whose laws it is orga-  
16          nized.”.