

103^D CONGRESS
2^D SESSION

H. R. 4446

To amend section 1332 of title 28, United States Code, to require that the plaintiff in a diversity case not be a resident of the State in which the case is brought.

IN THE HOUSE OF REPRESENTATIVES

MAY 18, 1994

Mr. HUGHES introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend section 1332 of title 28, United States Code, to require that the plaintiff in a diversity case not be a resident of the State in which the case is brought.

1 *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 That section 1332 of title 28, United States Code, is

4 amended by adding at the end the following:

5 “(e) The original jurisdiction of the district courts

6 otherwise conferred by this section may not be invoked if

7 all plaintiffs joined in the complaint are citizens of the

8 State in which is located the district court in which the

9 suit is filed. For purposes of this subsection only—

1 “(1) the District of Wyoming shall be deemed
2 to be located solely within the State of Wyoming;
3 and

4 “(2) those portions of Yellowstone National
5 Park situated in Montana shall be deemed to be lo-
6 cated in the District of Montana; and

7 “(3) those portions of Yellowstone National
8 Park situated in Idaho shall be deemed to be located
9 in the District of Idaho.

10 This subsection does not apply to or limit the applicability
11 of the right of removal under section 1441(a) of an action
12 that would otherwise be within the original jurisdiction of
13 the district courts.”.

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