

Public Law 85-554

AN ACT

Amending the jurisdiction of district courts in civil actions with regard to the amount in controversy and diversity of citizenship.

July 25, 1958
[H. R. 11102]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1331 of title 28 of the United States Code is amended to read as follows:

District courts.
Jurisdiction.
62 Stat. 930.

“§ 1331. Federal question; amount in controversy; costs

“(a) The district courts shall have original jurisdiction of all civil actions wherein the matter in controversy exceeds the sum or value of \$10,000, exclusive of interest and costs, and arises under the Constitution, laws, or treaties of the United States.

“(b) Except when express provision therefor is otherwise made in a statute of the United States, where the plaintiff is finally adjudged to be entitled to recover less than the sum or value of \$10,000, computed without regard to any setoff or counterclaim to which the defendant may be adjudged to be entitled, and exclusive of interests and costs, the district court may deny costs to the plaintiff and, in addition, may impose costs on the plaintiff.”

SEC. 2. That section 1332 of title 28 of the United States Code is amended to read as follows:

“§1332. Diversity of citizenship; amount in controversy; costs

“(a) The district courts shall have original jurisdiction of all civil actions where the matter in controversy exceeds the sum or value of \$10,000, exclusive of interest and costs, and is between—

“(1) citizens of different States;

“(2) citizens of a State, and foreign states or citizens or subjects thereof; and

“(3) citizens of different States and in which foreign states or citizens or subjects thereof are additional parties.

“(b) Except when express provision therefor is otherwise made in a statute of the United States, where the plaintiff who files the case originally in the Federal courts is finally adjudged to be entitled to recover less than the sum or value of \$10,000, computed without regard to any setoff or counterclaim to which the defendant may be adjudged to be entitled, and exclusive of interest and costs, the district court may deny costs to the plaintiff and, in addition, may impose costs on the plaintiff.

“(c) For the purposes of this section and section 1441 of this title, a corporation shall be deemed a citizen of any State by which it has been incorporated and of the State where it has its principal place of business.

“(d) The word ‘States’, as used in this section, includes the Territories, the District of Columbia, and the Commonwealth of Puerto Rico.”

SEC. 3. This Act shall apply only in the case of actions commenced after the date of the enactment of this Act.

Effective date.

SEC. 4. The first two items in the chapter analysis of chapter 85, title 28, United States Code are amended to read as follows:

“1331. Federal question; amount in controversy; costs.

“1332. Diversity of citizenship; amount in controversy; costs.”

SEC. 5. (a) Section 1445 of title 28 of the United States Code is amended by adding at the end thereof a new paragraph as follows:

State courts.
Nonremoval ac-
tions.
62 Stat. 939.

“(c) A civil action in any State court arising under the workmen’s compensation laws of such State may not be removed to any district court of the United States.”

(b) The caption at the beginning of such section, and the reference to such section in the analysis at the beginning of chapter 89 of title 28, are amended by striking out "Carriers; nonremovable actions" and inserting in lieu thereof "Nonremovable actions".

Approved July 25, 1958.

Public Law 85-555

AN ACT

For the relief of the Oceanside-Libby Union School District, San Diego County, California.

July 25, 1958
[H. R. 3261]

Oceanside-Libby
Union School Dis-
trict, San Diego
County, Calif.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to the Oceanside-Libby Union School District, San Diego County, California, the sum of \$6,028. The payment of such sum shall be in full settlement of all claims of such school district against the United States arising out of the payment of such sum to the United States by such school district, in order to obtain the consent of the United States for such school district to grant to the State of California an easement for highway purposes over certain real property acquired from the United States by such school district under the provisions of the Federal Property and Administrative Services Act of 1949, even though (before the acquisition of such property by such school district) the United States, under the provisions of the Federal Highway Act, could have granted such easement to such State without reimbursement: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

63 Stat. 377.
40 USC 471 note.

42 Stat. 212.
23 USC 1 note.

Approved July 25, 1958.

Public Law 85-556

AN ACT

To amend the Act of August 5, 1953, creating the Corregidor Bataan Memorial Commission.

July 25, 1958
[H. R. 10069]

Corregidor Bata-
aan Memorial
Commission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of the Act of August 5, 1953, entitled "An Act to create a Commission to be known as the Corregidor Bataan Memorial Commission", as amended (36 U. S. C. 426), is amended as follows:

(1) The first sentence of such paragraph is amended by striking out "Commission to be appointed for" and inserting in lieu thereof the following: "members to be appointed for".

(2) The second sentence of such paragraph is amended by inserting immediately after "283 or 284 of" the following: "title 18 of".

(3) The third sentence of such paragraph is amended (A) by striking out "including a replica of the Statue of Liberty", and (B) by striking out "in the Philippines" and inserting in lieu thereof the following: "in the Pacific area".

69 Stat. 589.