

HR 4600

Help Efficient, Accessible, Low Cost, Timely Health Care (HEALTH) Act of 2002

Congress: 107 (2001–2003, Ended)

Chamber: House

Policy Area: Health

Introduced: Apr 25, 2002

Current Status: Received in the Senate and Read twice and referred to the Committee on the Judiciary.

Latest Action: Received in the Senate and Read twice and referred to the Committee on the Judiciary. (Sep 26, 2002)

Official Text: <https://www.congress.gov/bill/107th-congress/house-bill/4600>

Sponsor

Name: Rep. Greenwood, James C. [R-PA-8]

Party: Republican • **State:** PA • **Chamber:** House

Cosponsors (125 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Cox, Christopher [R-CA-47]	R · CA		Apr 25, 2002
Rep. Lucas, Ken [D-KY-4]	D · KY		Apr 25, 2002
Rep. Moran, James P. [D-VA-8]	D · VA		Apr 25, 2002
Rep. Murtha, John P. [D-PA-12]	D · PA		Apr 25, 2002
Rep. Peterson, Collin C. [D-MN-7]	D · MN		Apr 25, 2002
Rep. Pickering, Charles W. "Chip" [R-MS-3]	R · MS		Apr 25, 2002
Rep. Stenholm, Charles W. [D-TX-17]	D · TX		Apr 25, 2002
Rep. Toomey, Patrick J. [R-PA-15]	R · PA		Apr 25, 2002
Rep. Weldon, Dave [R-FL-15]	R · FL		Apr 25, 2002
Rep. Capito, Shelley Moore [R-WV-2]	R · WV		Apr 30, 2002
Rep. Pitts, Joseph R. [R-PA-16]	R · PA		Apr 30, 2002
Rep. Sessions, Pete [R-TX-5]	R · TX		Apr 30, 2002
Rep. Wamp, Zach [R-TN-3]	R · TN		Apr 30, 2002
Rep. Barton, Joe [R-TX-6]	R · TX		May 7, 2002
Rep. Fletcher, Ernie [R-KY-6]	R · KY		May 7, 2002
Rep. Ganske, Greg [R-IA-4]	R · IA		May 7, 2002
Rep. Holden, Tim [D-PA-6]	D · PA		May 7, 2002
Rep. Whitfield, Ed [R-KY-1]	R · KY		May 7, 2002
Rep. Burr, Richard [R-NC-5]	R · NC		May 16, 2002
Rep. Gekas, George W. [R-PA-17]	R · PA		May 16, 2002
Rep. Hobson, David L. [R-OH-7]	R · OH		May 16, 2002
Rep. Kirk, Mark Steven [R-IL-10]	R · IL		May 16, 2002
Rep. McHugh, John M. [R-NY-24]	R · NY		May 16, 2002
Rep. Sununu, John E. [R-NH-1]	R · NH		May 16, 2002
Rep. Wicker, Roger F. [R-MS-1]	R · MS		May 16, 2002
Rep. Biggert, Judy [R-IL-13]	R · IL		May 20, 2002
Rep. Roukema, Marge [R-NJ-5]	R · NJ		May 20, 2002
Rep. Crane, Philip M. [R-IL-8]	R · IL		May 22, 2002
Rep. LaTourette, Steven C. [R-OH-19]	R · OH		May 22, 2002
Rep. Rogers, Mike J. [R-MI-8]	R · MI		May 22, 2002
Rep. Schaffer, Bob [R-CO-4]	R · CO		May 22, 2002
Rep. Shaw, E. Clay, Jr. [R-FL-22]	R · FL		May 22, 2002
Rep. Stearns, Cliff [R-FL-6]	R · FL		May 22, 2002
Rep. Upton, Fred [R-MI-6]	R · MI		May 22, 2002
Rep. Barr, Bob [R-GA-7]	R · GA		Jun 5, 2002
Rep. Bartlett, Roscoe G. [R-MD-6]	R · MD		Jun 5, 2002
Rep. Brown, Henry E., Jr. [R-SC-1]	R · SC		Jun 5, 2002
Rep. Cannon, Chris [R-UT-3]	R · UT		Jun 5, 2002
Rep. Crenshaw, Ander [R-FL-4]	R · FL		Jun 5, 2002
Rep. Cunningham, Randy (Duke) [R-CA-51]	R · CA		Jun 5, 2002
Rep. Everett, Terry [R-AL-2]	R · AL		Jun 5, 2002

Cosponsor	Party / State	Role	Date Joined
Rep. Hayes, Robin [R-NC-8]	R · NC		Jun 5, 2002
Rep. Hayworth, J. D. [R-AZ-6]	R · AZ		Jun 5, 2002
Rep. Kingston, Jack [R-GA-1]	R · GA		Jun 5, 2002
Rep. Latham, Tom [R-IA-5]	R · IA		Jun 5, 2002
Rep. LoBiondo, Frank A. [R-NJ-2]	R · NJ		Jun 5, 2002
Rep. Ney, Robert W. [R-OH-18]	R · OH		Jun 5, 2002
Rep. Otter, C. L. (Butch) [R-ID-1]	R · ID		Jun 5, 2002
Rep. Pence, Mike [R-IN-2]	R · IN		Jun 5, 2002
Rep. Platts, Todd Russell [R-PA-19]	R · PA		Jun 5, 2002
Rep. Shays, Christopher [R-CT-4]	R · CT		Jun 5, 2002
Rep. Shuster, Bill [R-PA-9]	R · PA		Jun 5, 2002
Rep. Simmons, Rob [R-CT-2]	R · CT		Jun 5, 2002
Rep. Stump, Bob [R-AZ-3]	R · AZ		Jun 5, 2002
Rep. Tancredo, Thomas G. [R-CO-6]	R · CO		Jun 5, 2002
Rep. Tiberi, Patrick J. [R-OH-12]	R · OH		Jun 5, 2002
Rep. Weller, Jerry [R-IL-11]	R · IL		Jun 5, 2002
Rep. Davis, Tom [R-VA-11]	R · VA		Jun 12, 2002
Rep. Forbes, J. Randy [R-VA-4]	R · VA		Jun 12, 2002
Rep. Hart, Melissa A. [R-PA-4]	R · PA		Jun 12, 2002
Rep. Miller, Dan [R-FL-13]	R · FL		Jun 12, 2002
Rep. Boehlert, Sherwood [R-NY-23]	R · NY		Jun 13, 2002
Rep. Dunn, Jennifer [R-WA-8]	R · WA		Jun 13, 2002
Rep. Goode, Virgil H., Jr. [I-VA-5]	I · VA		Jun 13, 2002
Rep. Osborne, Tom [R-NE-3]	R · NE		Jun 13, 2002
Rep. Schrock, Edward L. [R-VA-2]	R · VA		Jun 13, 2002
Rep. Simpson, Michael K. [R-ID-2]	R · ID		Jun 13, 2002
Rep. Cantor, Eric [R-VA-7]	R · VA		Jun 19, 2002
Rep. Chabot, Steve [R-OH-1]	R · OH		Jun 19, 2002
Rep. Graves, Sam [R-MO-6]	R · MO		Jun 19, 2002
Rep. Isakson, Johnny [R-GA-6]	R · GA		Jun 19, 2002
Rep. Bass, Charles F. [R-NH-2]	R · NH		Jun 25, 2002
Rep. Gallegly, Elton [R-CA-23]	R · CA		Jun 25, 2002
Rep. Miller, Jeff [R-FL-1]	R · FL		Jun 25, 2002
Rep. Davis, Jo Ann [R-VA-1]	R · VA		Jun 26, 2002
Rep. Deal, Nathan [R-GA-9]	R · GA		Jun 26, 2002
Rep. Goodlatte, Bob [R-VA-6]	R · VA		Jun 27, 2002
Rep. Bilirakis, Michael [R-FL-9]	R · FL		Jul 10, 2002
Rep. Fattah, Chaka [D-PA-2]	D · PA		Jul 10, 2002
Rep. Hulshof, Kenny C. [R-MO-9]	R · MO		Jul 10, 2002
Rep. Kennedy, Mark R. [R-MN-2]	R · MN		Jul 10, 2002
Rep. Norwood, Charles W. [R-GA-10]	R · GA		Jul 10, 2002
Rep. Peterson, John E. [R-PA-5]	R · PA		Jul 10, 2002

Cosponsor	Party / State	Role	Date Joined
Rep. Saxton, Jim [R-NJ-3]	R · NJ		Jul 10, 2002
Rep. Tauzin, W. J. (Billy) [R-LA-3]	R · LA		Jul 10, 2002
Rep. Taylor, Gene [D-MS-5]	D · MS		Jul 10, 2002
Rep. Kolbe, Jim [R-AZ-5]	R · AZ		Jul 15, 2002
Rep. LaHood, Ray [R-IL-18]	R · IL		Jul 15, 2002
Rep. Lewis, Ron [R-KY-2]	R · KY		Jul 15, 2002
Rep. Northup, Anne M. [R-KY-3]	R · KY		Jul 15, 2002
Rep. Regula, Ralph [R-OH-16]	R · OH		Jul 15, 2002
Rep. Sensenbrenner, F. James, Jr. [R-WI-9]	R · WI		Jul 15, 2002
Rep. Walsh, James T. [R-NY-25]	R · NY		Jul 15, 2002
Rep. Emerson, Jo Ann [R-MO-8]	R · MO		Jul 17, 2002
Rep. Johnson, Nancy L. [R-CT-6]	R · CT		Jul 17, 2002
Rep. Rogers, Harold [R-KY-5]	R · KY		Jul 17, 2002
Rep. Cubin, Barbara [R-WY-At Large]	R · WY		Jul 18, 2002
Rep. Kelly, Sue W. [R-NY-19]	R · NY		Jul 18, 2002
Rep. Bono, Mary [R-CA-44]	R · CA		Jul 23, 2002
Rep. Lewis, Jerry [R-CA-40]	R · CA		Jul 23, 2002
Rep. Mica, John L. [R-FL-7]	R · FL		Jul 23, 2002
Rep. Portman, Rob [R-OH-2]	R · OH		Jul 23, 2002
Rep. Wolf, Frank R. [R-VA-10]	R · VA		Jul 23, 2002
Rep. Calvert, Ken [R-CA-43]	R · CA		Jul 24, 2002
Rep. Ryan, Paul [R-WI-1]	R · WI		Jul 24, 2002
Rep. Shadegg, John B. [R-AZ-4]	R · AZ		Jul 24, 2002
Rep. Collins, Mac [R-GA-3]	R · GA		Jul 26, 2002
Rep. Knollenberg, Joe [R-MI-11]	R · MI		Jul 26, 2002
Rep. Leach, James A. [R-IA-1]	R · IA		Jul 26, 2002
Rep. Granger, Kay [R-TX-12]	R · TX		Sep 4, 2002
Rep. Hyde, Henry J. [R-IL-6]	R · IL		Sep 4, 2002
Rep. Thune, John [R-SD-At Large]	R · SD		Sep 4, 2002
Rep. Vitter, David [R-LA-1]	R · LA		Sep 4, 2002
Rep. Pomeroy, Earl [D-ND-At Large]	D · ND		Sep 10, 2002
Rep. Thomas, William M. [R-CA-21]	R · CA		Sep 10, 2002
Rep. Thornberry, Mac [R-TX-13]	R · TX		Sep 10, 2002
Rep. Gillmor, Paul E. [R-OH-5]	R · OH		Sep 12, 2002
Rep. Putnam, Adam H. [R-FL-12]	R · FL		Sep 12, 2002
Rep. Riley, Bob [R-AL-3]	R · AL		Sep 12, 2002
Rep. Fossella, Vito [R-NY-13]	R · NY		Sep 17, 2002
Rep. Brady, Kevin [R-TX-8]	R · TX		Sep 19, 2002
Rep. Frelinghuysen, Rodney P. [R-NJ-11]	R · NJ		Sep 19, 2002
Rep. McInnis, Scott [R-CO-3]	R · CO		Sep 25, 2002
Rep. Smith, Nick [R-MI-7]	R · MI		Sep 25, 2002
Rep. Tiahrt, Todd [R-KS-4]	R · KS		Sep 25, 2002

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	May 6, 2002
Judiciary Committee	House	Reported By	Sep 25, 2002
Judiciary Committee	Senate	Referred To	Sep 26, 2002

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
107 HRES 553	Procedurally related	Sep 26, 2002: Motion to reconsider laid on the table Agreed to without objection.
107 S 2793	Identical bill	Jul 25, 2002: Read twice and referred to the Committee on the Judiciary.

Summary (as of Sep 25, 2002)

Help Efficient, Accessible, Low Cost, Timely Health Care (HEALTH) Act of 2002 - (Sec. 3) Requires a health care lawsuit to be brought within three years of the date of injury or one year after the claimant discovers or should have discovered the injury, whichever occurs first. Prescribes separate rules in the case of an alleged injury to a minor under the age of six.

(Sec. 4) Sets forth requirements and permissible recovery amounts for compensating patient injury, including: (1) the full amount of economic loss without limitation; (2) noneconomic damages capped at \$250,000; and (3) a fair share rule. Prohibits any discount of a future noneconomic award to present value.

(Sec. 5) Requires the court to supervise payment-of-damage arrangements, limiting contingency fees.

(Sec. 6) Permits the introduction of evidence of collateral source benefits in order to prevent double recoveries.

(Sec. 7) Limits the availability of punitive damages, requiring clear and convincing evidence of malicious intent to injure or a deliberate failure to avoid substantially certain, unnecessary injury. Prohibits the award of punitive damages for products that comply with Food and Drug Administration (FDA) standards, absent material and knowing misrepresentation by those submitting required approval or clearance information to the FDA or an illegal payment to an FDA official. Prohibits health care providers prescribing drugs or devices (including blood products) approved by the FDA from being sued for such drugs or devices in product liability lawsuits or class action lawsuits.

(Sec. 8) Authorizes periodic payment of future damages to claimants in cases where the award is at least \$50,000.

(Sec. 10) Excludes suits for vaccine-related death or injury from the requirements of this Act if otherwise covered under the National Vaccine Injury Compensation Program.

(Sec. 11) Preempts State law unless such law imposes greater protections for health care providers and organizations from liability, loss, or damages. Supersedes the Federal Tort Claims Act with respect to: (1) damage awards and contingency fees; (2) the period in which a health care lawsuit may be commenced; (3) periodic payment of future damages; and (4) specified matters regarding collateral source payments.

States that the following are not preempted: (1) any State statutory limit on the amount of compensatory or punitive damages (or the total amount of damages) that may be awarded in a health care lawsuit; and (2) any defense allowed in such a lawsuit under any other provision of State or Federal law.

(Sec. 12) Declares that any health care lawsuit arising from any injury occurring prior to enactment of this Act shall be governed by the applicable statute of limitations in effect when the injury occurred.

Actions Timeline

- **Sep 26, 2002:** Rule H. Res. 553 passed House.
- **Sep 26, 2002:** Considered under the provisions of rule H. Res. 553. (consideration: CR H6720-6743; text of measure as reported in House: CR H6720-6725)
- **Sep 26, 2002:** Rule provides for consideration of H.R. 4600 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. In lieu of the amendments recommended by the Committees on the Judiciary and on Energy and Commerce now printed in the bill, the amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. Measure will be considered read. Bill is closed to amendments.
- **Sep 26, 2002:** DEBATE - The House proceeded with one hour of debate on H.R. 4600.
- **Sep 26, 2002:** The previous question was ordered on the bill as amended pursuant to the rule.
- **Sep 26, 2002:** Mr. Conyers moved to recommit with instructions to Judiciary and Energy and Commerce.
- **Sep 26, 2002:** Floor summary: DEBATE - The House proceeded with 10 minutes of debate on the motion to recommit with instructions.
- **Sep 26, 2002:** The previous question on the motion to recommit with instructions was ordered without objection.
- **Sep 26, 2002:** On motion to recommit with instructions Failed by the Yeas and Nays: 193 - 225 (Roll no. 420). (text: CR H6741)
- **Sep 26, 2002:** Passed/agreed to in House: On passage Passed by the Yeas and Nays: 217 - 203 (Roll no. 421).
- **Sep 26, 2002:** On passage Passed by the Yeas and Nays: 217 - 203 (Roll no. 421).
- **Sep 26, 2002:** Motion to reconsider laid on the table Agreed to without objection.
- **Sep 26, 2002:** Received in the Senate and Read twice and referred to the Committee on the Judiciary.
- **Sep 25, 2002:** Reported (Amended) by the Committee on Judiciary. H. Rept. 107-693, Part I.
- **Sep 25, 2002:** Reported (Amended) by the Committee on Judiciary. H. Rept. 107-693, Part I.
- **Sep 25, 2002:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 107-693, Part II.
- **Sep 25, 2002:** Reported (Amended) by the Committee on Energy and Commerce. H. Rept. 107-693, Part II.
- **Sep 25, 2002:** Placed on the Union Calendar, Calendar No. 431.
- **Sep 25, 2002:** Rules Committee Resolution H. Res. 553 Reported to House. Rule provides for consideration of H.R. 4600 with 1 hour of general debate. Previous question shall be considered as ordered without intervening motions except motion to recommit with or without instructions. In lieu of the amendments recommended by the Committees on the Judiciary and on Energy and Commerce now printed in the bill, the amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. Measure will be considered read. Bill is closed to amendments.
- **Sep 18, 2002:** Committee Consideration and Mark-up Session Held.
- **Sep 18, 2002:** Ordered to be Reported (Amended) by the Yeas and Nays: 27 - 22.
- **Sep 10, 2002:** Committee Consideration and Mark-up Session Held.
- **Sep 10, 2002:** Ordered to be Reported (Amended) by Voice Vote.
- **Jul 23, 2002:** Committee Consideration and Mark-up Session Held.
- **May 6, 2002:** Referred to the Subcommittee on Health, for a period to be subsequently determined by the Chairman.
- **Apr 25, 2002:** Introduced in House
- **Apr 25, 2002:** Introduced in House
- **Apr 25, 2002:** Referred to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
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