

HR 1158

Medical Liability Insurance Crisis Response Act of 2003

Congress: 108 (2003–2005, Ended)

Chamber: House

Policy Area: Health

Introduced: Mar 6, 2003

Current Status: Referred to the Subcommittee on Employer-Employee Relations.

Latest Action: Referred to the Subcommittee on Employer-Employee Relations. (Mar 31, 2003)

Official Text: <https://www.congress.gov/bill/108th-congress/house-bill/1158>

Sponsor

Name: Rep. Sandlin, Max [D-TX-1]

Party: Democratic • **State:** TX • **Chamber:** House

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Education and Workforce Committee	House	Referred to	Mar 31, 2003
Energy and Commerce Committee	House	Referred to	Mar 17, 2003
Judiciary Committee	House	Referred To	Mar 6, 2003
Ways and Means Committee	House	Referred To	Mar 6, 2003

Subjects & Policy Tags

Policy Area:

Health

Related Bills

No related bills are listed.

Medical Liability Insurance Crisis Response Act of 2003 - Amends the McCarran-Ferguson Act (antitrust) to exempt from the antitrust laws joint conduct concerning data, forms, manuals and the provision of medical malpractice insurance pursuant to a public necessity market mechanism or the administration of such mechanism in a State.

Amends the Public Health Service Act, the Employee Retirement Income Security Act of 1974 (ERISA), and the Internal Revenue Code to provide for the prompt payment of claims.

Amends the Public Health Service Act to address the issue of the nursing shortage through the Nursing Workforce Development Student Loan Repayment program, the establishment of a National Nurse Corps Scholarship program, and other grant and scholarship programs to train and retain nurses.

Establishes an alternative dispute resolution system for medical malpractice cases which preempts other State and Federal law, excluding vaccine-related claims.

Mandates mediation before trial.

Requires certifications and affidavits by participating parties and attorneys that certain consultations and investigations have taken place and that their case is reasonable and meritorious. Imposes sanctions, including payment of attorney's fees and costs, for submitting false allegations.

Directs the Secretary of Health and Human Services to appoint an Advisory Commission on Medical Malpractice. Limits the rate of increase in medical malpractice insurance rates to a specified maximum until after the Commission's report.

Addresses other medical malpractice insurance issues, including withdrawal from the market, guaranteed coverage and renewability, and disclosure.

Requires the Secretary to establish an interactive, secure Internet site to provide medical malpractice insurance quotes.

Amends the Internal Revenue Code to add deductions for premiums for medical liability insurance for: (1) high risk specialties; and (2) practices serving medically underserved communities.

Amends the Liability Risk Retention Act of 1986 to mandate equal treatment between traditional insurers and risk retention groups.

Actions Timeline

- **Mar 31, 2003:** Referred to the Subcommittee on Employer-Employee Relations.
- **Mar 17, 2003:** Referred to the Subcommittee on Health, for a period to be subsequently determined by the Chairman.
- **Mar 6, 2003:** Introduced in House
- **Mar 6, 2003:** Introduced in House
- **Mar 6, 2003:** Sponsor introductory remarks on measure. (CR E406)
- **Mar 6, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Ways and Means, and Education and the Workforce, 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.
- **Mar 6, 2003:** Referred to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Ways and Means, and Education and the Workforce, 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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