

S 2061

Healthy Mothers and Healthy Babies Access to Care Act of 2003

Congress: 108 (2003–2005, Ended)

Chamber: Senate

Policy Area: Health

Introduced: Feb 10, 2004

Current Status: Motion to proceed to consideration of measure withdrawn in Senate.

Latest Action: Motion to proceed to consideration of measure withdrawn in Senate. (Feb 24, 2004)

Official Text: <https://www.congress.gov/bill/108th-congress/senate-bill/2061>

Sponsor

Name: Sen. Gregg, Judd [R-NH]

Party: Republican • **State:** NH • **Chamber:** Senate

Cosponsors (13 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Ensign, John [R-NV]	R · NV		Feb 10, 2004
Sen. Cornyn, John [R-TX]	R · TX		Feb 23, 2004
Sen. Stevens, Ted [R-AK]	R · AK		Feb 23, 2004
Sen. Alexander, Lamar [R-TN]	R · TN		Feb 24, 2004
Sen. Bunning, Jim [R-KY]	R · KY		Feb 24, 2004
Sen. Dole, Elizabeth [R-NC]	R · NC		Feb 24, 2004
Sen. Enzi, Michael B. [R-WY]	R · WY		Feb 24, 2004
Sen. Fitzgerald, Peter [R-IL]	R · IL		Feb 24, 2004
Sen. Hagel, Chuck [R-NE]	R · NE		Feb 24, 2004
Sen. Hatch, Orrin G. [R-UT]	R · UT		Feb 24, 2004
Sen. Sessions, Jeff [R-AL]	R · AL		Feb 24, 2004
Sen. Thomas, Craig [R-WY]	R · WY		Feb 24, 2004
Sen. Voinovich, George V. [R-OH]	R · OH		Feb 24, 2004

Committee Activity

No committee referrals or activity are recorded for this bill.

Subjects & Policy Tags

Policy Area:

Health

Related Bills

Bill	Relationship	Last Action
108 S 2207	Related bill	Apr 7, 2004: Motion to proceed to consideration of measure withdrawn in Senate.

Healthy Mothers and Healthy Babies Access to Care Act of 2003 - Sets forth provisions regulating lawsuits for health care liability claims related to the provision of obstetrical or gynecological goods or services.

Sets a statute of limitations of three years after the date of manifestation of injury or one year after the claimant discovers the injury, with certain exceptions.

Allows the recovery of unlimited economic damages. Limits noneconomic damages to \$250,000. Makes each party liable only for the amount of damages directly proportional to such party's percentage of responsibility.

Allows the court to restrict the payment of attorney contingency fees. Limits the fees to a percentage based on the amount awarded.

Prescribes qualifications for expert witnesses.

Permits the court to reduce damages received by the amount of collateral source benefits to which a claimant is entitled.

Authorizes the award of punitive damages only where: (1) it is proven that a person acted with malicious intent to injure the claimant or deliberately failed to avoid unnecessary injury the claimant was substantially certain to suffer; and (2) compensatory damages are awarded. Limits punitive damages to the greater of two times the amount of economic damages or \$250,000.

Limits the liability of manufacturers, distributors, and providers of obstetrical or gynecological products that comply with Food and Drug Administration standards.

Provides for periodic payments of future damage awards.

Actions Timeline

- **Feb 24, 2004:** Motion to proceed to consideration of measure considered in Senate. (consideration: CR S1467-1485, S1486-1487, S1487-1492, S1493-1503, S1505-1506)
- **Feb 24, 2004:** Cloture motion on the motion to proceed to consider the measure not invoked in Senate by Yea-Nay Vote. 48 - 45. Record Vote Number: 15.
- **Feb 24, 2004:** Motion to proceed to consideration of measure withdrawn in Senate.
- **Feb 23, 2004:** Motion to proceed to consideration of measure considered in Senate. (consideration: CR S1422-1431, S1432-1436, S1437-1438, S1442-1443, S1446-1447)
- **Feb 12, 2004:** Motion to proceed to consideration of measure made in Senate. (consideration: CR S1401)
- **Feb 12, 2004:** Cloture motion on the motion to proceed to the measure presented in Senate.
- **Feb 11, 2004:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 429.
- **Feb 10, 2004:** Introduced in Senate
- **Feb 10, 2004:** Introduced in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time.