

S 3274

FAIR Act of 2006

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Law

Introduced: May 26, 2006

Current Status: Committee on the Judiciary. Hearings held. Hearings printed: S.Hrg. 109-594.

Latest Action: Committee on the Judiciary. Hearings held. Hearings printed: S.Hrg. 109-594. (Jun 7, 2006)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/3274>

Sponsor

Name: Sen. Specter, Arlen [R-PA]

Party: Republican • State: PA • Chamber: Senate

Cosponsors (5 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Leahy, Patrick J. [D-VT]	D · VT		May 26, 2006
Sen. Alexander, Lamar [R-TN]	R · TN		Jun 29, 2006
Sen. DeWine, Mike [R-OH]	R · OH		Jun 29, 2006
Sen. Domenici, Pete V. [R-NM]	R · NM		Jun 29, 2006
Sen. Lugar, Richard G. [R-IN]	R · IN		Jul 11, 2006

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Hearings By (full committee)	Jun 7, 2006

Subjects & Policy Tags

Policy Area:

Law

Related Bills

Bill	Relationship	Last Action
109 S 852	Related bill	Feb 14, 2006: Cloture motion on the measure withdrawn by unanimous consent in Senate.
109 HR 1360	Related bill	May 19, 2005: Referred to the Subcommittee on Capital Markets, Insurance and Government Sponsored Enterprises.
109 HR 1957	Related bill	Apr 28, 2005: Referred to the House Committee on the Judiciary.

Fairness in Asbestos Injury Resolution Act of 2006 or the FAIR Act of 2006 - Establishes in the Department of Labor the Office of Asbestos Disease Compensation (Office), to be headed by an Administrator who is responsible for processing claims for asbestos-related illnesses and paying compensation to eligible claimants. Declares that the purpose of such Office is to provide timely, fair compensation to claimants whose health has been adversely affected by exposure to asbestos, on a no-fault basis and in a nonadversarial manner.

Stays any asbestos claim pending in a state or federal court on the date of enactment of this Act, unless the presentation of evidence has begun before a jury or judge, or a verdict, final order, or final judgment has been entered by a trial court.

Sets forth: (1) procedures for the filing of claims, including those for multiple injuries and additional awards; and (2) allowable award amounts for asbestos disease, based upon the level of such disease and whether a claimant smokes or has smoked tobacco products.

Establishes: (1) the Asbestos Insurers Commission (Commission) to determine the amount each insurer participant is required to pay into the Asbestos Injury Claims Resolution Fund; and (2) the Asbestos Injury Claims Resolution Fund to pay asbestos-related injury claims.

Directs the Administrator to establish programs for individuals exposed to asbestos as well as for individuals at risk for developing asbestos-related medical conditions.

Establishes the National Mesothelioma Research and Treatment Program for the detection, prevention, treatment, and cure of malignant mesothelioma.

Vests in the United States Court of Appeals for the District of Columbia exclusive jurisdiction to review, under expedited consideration, any rules or regulations promulgated under this Act by the Administrator or the Commission.

Amends the federal criminal code to prohibit and establish penalties for fraud and false information in connection with Fund claims.

Amends the Occupational Safety and Health Act of 1970 to establish criminal penalties for willful violations of occupational standards for exposure to asbestos.

Amends the Toxic Substances Control Act to require the Administrator of the Environmental Protection Agency (EPA) to promulgate proposed and final regulations to prohibit the manufacture, processing, or distribution in commerce of asbestos containing products.

Requires disposal of asbestos containing products within three years after the enactment of this Act, with certain exemptions.

Actions Timeline

- **Jun 7, 2006:** Committee on the Judiciary. Hearings held. Hearings printed: S.Hrg. 109-594.
- **Jun 5, 2006:** Read the second time. Placed on Senate Legislative Calendar under General Orders. Calendar No. 460.
- **May 26, 2006:** Introduced in Senate
- **May 26, 2006:** Sponsor introductory remarks on measure. (CR S5344-5347)
- **May 26, 2006:** Introduced in the Senate. Read the first time. Placed on Senate Legislative Calendar under Read the First Time. (text of measure as introduced: CR S5344-5388)