

## HR 3459

Comprehensive Medical Malpractice Reform Act of 2009

**Congress:** 111 (2009–2011, Ended)

**Chamber:** House

**Policy Area:** Health

**Introduced:** Jul 31, 2009

**Current Status:** Referred to the Subcommittee on Health.

**Latest Action:** Referred to the Subcommittee on Health. (Sep 8, 2009)

**Official Text:** <https://www.congress.gov/bill/111th-congress/house-bill/3459>

### Sponsor

**Name:** Rep. Baird, Brian [D-WA-3]

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

### Cosponsors

*No cosponsors are listed for this bill.*

### Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred to	Sep 8, 2009
Judiciary Committee	House	Referred To	Jul 31, 2009

### Subjects & Policy Tags

**Policy Area:**

Health

### Related Bills

*No related bills are listed.*

Comprehensive Medical Malpractice Reform Act of 2009 - Limits the non-economic damages that an individual may recover from a health care provider for an injury or death as the result of health care malpractice to \$250,000 as adjusted for inflation from 1975.

Requires a medical malpractice action to be dismissed unless the signer of complaint certifies its validity.

Directs the Secretary of Health and Human Services (HHS) to: (1) develop voluntary performance standards applicable to state medical boards; and (2) establish an interstate patient reporting and physician tracking database.

Directs the Attorney General to make grants to states and health care entities to carry out mediation programs to resolve health care malpractice allegations without litigation.

Amends the Public Health Service Act to provide for the voluntary disclosure of patient safety information to patient safety organizations. Makes such information privileged. Directs the Secretary to establish a database to receive relevant non-identifiable patient safety information.

Limits the liability of a health care provider that provides information to a state medical board regarding the competence or professional conduct of a physician.

### **Actions Timeline**

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- **Sep 8, 2009:** Referred to the Subcommittee on Health.
- **Jul 31, 2009:** Introduced in House
- **Jul 31, 2009:** Referred to House Energy and Commerce
- **Jul 31, 2009:** Referred to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, 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.
- **Jul 31, 2009:** Referred to House Judiciary