

Bill no.:	HR 5
Amendment no.:	1c
Date offered:	3/6/03
<i>DISPUTE. Not Agreed to by 19 years and 28 days</i>	

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO COMMITTEE PRINT**

(H.R. 5, as Reported from the Subcommittee)

OFFERED BY MR. WYNN

Strike all after the enacting clause and insert the following:

1 **SECTION 1. COMMISSION ON MEDICAL MALPRACTICE IN-**
2 **SURANCE.**

3 (a) ESTABLISHMENT.—There is established a com-
4 mission to be known as the Commission on Medical Mal-
5 practice Insurance (in this section referred to as the
6 “Commission”).

7 (b) DUTY.—The duty of the Commission shall be to
8 study the cause of rising medical malpractice premium
9 rates by medical malpractice insurance carriers in the
10 United States during the 20-year period ending with the
11 date of the enactment of this Act, which shall include (but
12 not be limited to) study of the following matters:

13 (1) The investment, accounting, and pricing
14 practices of such carriers.

15 (2) Jury awards in medical malpractice cases.

16 (c) MEMBERS.—The Commission shall be composed
17 of 8 members, each of whom shall be an expert in matters

1 relating to the duty of the Commission and shall serve
2 without pay. The members shall be appointed as follows:

3 (1) 2 members appointed by the majority leader
4 of the Senate.

5 (2) 2 members appointed by the minority leader
6 of the Senate.

7 (3) 2 members appointed by the Speaker of the
8 House of Representatives.

9 (4) 2 members appointed by the minority leader
10 of the House of Representatives.

11 (d) STAFF.—Subject to the availability of appropria-
12 tions, the Commission may appoint and fix the pay of per-
13 sonnel as it considers appropriate.

14 (e) OBTAINING OFFICIAL DATA.—The Commission
15 may secure directly from any department or agency of the
16 United States information necessary to enable it to carry
17 out this Act. Upon request of the Commission, the head
18 of that department or agency shall furnish that informa-
19 tion to the Commission.

20 (f) MAILS.—The Commission may use the United
21 States mails in the same manner and under the same con-
22 ditions as other departments and agencies of the United
23 States.

24 (g) REPORT.—Not later than 1 year after the date
25 of the enactment of this Act, the Commission shall submit

1 to Congress a report. The report shall contain a detailed
2 statement of the findings and conclusions of the Commis-
3 sion, together with its recommendations for legislation or
4 administrative action and any other matter that the Com-
5 mission considers appropriate.

6 (h) TERMINATION.—The Commission shall terminate
7 upon submitting its report under subsection (g).

8 (i) AUTHORIZATION OF APPROPRIATIONS. There is
9 authorized to be appropriated such sums as may be nec-
10 essary to carry out this Act.