

118TH CONGRESS
1ST SESSION

H. R. 3388

To amend title XVIII of the Social Security Act to permit a private cause of action for damages in the case of a group health plan which fails to provide for primary payment or appropriate reimbursement.

IN THE HOUSE OF REPRESENTATIVES

MAY 16, 2023

Mr. SCHNEIDER (for himself and Mr. BILIRAKIS) introduced the following bill; which was referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, 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

A BILL

To amend title XVIII of the Social Security Act to permit a private cause of action for damages in the case of a group health plan which fails to provide for primary payment or appropriate reimbursement.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Repair Abuses of MSP
5 Payments Act” or the “RAMP Act”.

1 **SEC. 2. PRIVATE CAUSE OF ACTION FOR DAMAGES IN THE**
2 **CASE OF A GROUP HEALTH PLAN WHICH**
3 **FAILS TO PROVIDE FOR PRIMARY PAYMENT**
4 **OR APPROPRIATE REIMBURSEMENT.**

5 Section 1862(b)(3)(A) of the Social Security Act (42
6 U.S.C. 1395y(b)(3)(A)) is amended by striking “primary
7 plan” and inserting “group health plan (as defined in
8 paragraph (1)(A)(v))”.

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