

Union Calendar No. 6

115TH CONGRESS
1ST SESSION

H. R. 906

[Report No. 115–18]

To amend title 11 of the United States Code to require the public disclosure by trusts established under section 524(g) of such title, of quarterly reports that contain detailed information regarding the receipt and disposition of claims for injuries based on exposure to asbestos, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 7, 2017

Mr. FARENTHOLD (for himself, Mr. GOODLATTE, and Mr. MARINO) introduced the following bill; which was referred to the Committee on the Judiciary

FEBRUARY 24, 2017

Additional sponsors: Mr. SMITH of Texas and Mr. SESSIONS

FEBRUARY 24, 2017

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To amend title 11 of the United States Code to require the public disclosure by trusts established under section 524(g) of such title, of quarterly reports that contain detailed information regarding the receipt and disposition of claims for injuries based on exposure to asbestos, and for other purposes.

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 “Furthering Asbestos
5 Claim Transparency (FACT) Act of 2017”.

6 **SEC. 2. AMENDMENTS.**

7 Section 524(g) of title 11, United States Code, is
8 amended by adding at the end the following:

9 “(8) A trust described in paragraph (2) shall, subject
10 to section 107—

11 “(A) file with the bankruptcy court, not later
12 than 60 days after the end of every quarter, a report
13 that shall be made available on the court’s public
14 docket and with respect to such quarter—

15 “(i) describes each demand the trust re-
16 ceived from, including the name and exposure
17 history of, a claimant and the basis for any
18 payment from the trust made to such claimant;
19 and

20 “(ii) does not include any confidential med-
21 ical record or the claimant’s full social security
22 number; and

23 “(B) upon written request, and subject to pay-
24 ment (demanded at the option of the trust) for any
25 reasonable cost incurred by the trust to comply with

1 such request, provide in a timely manner any infor-
2 mation related to payment from, and demands for
3 payment from, such trust, subject to appropriate
4 protective orders, to any party to any action in law
5 or equity if the subject of such action concerns li-
6 ability for asbestos exposure.”.

7 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

8 (a) **EFFECTIVE DATE.**—Except as provided in sub-
9 section (b), this Act and the amendments made by this
10 Act shall take effect on the date of the enactment of this
11 Act.

12 (b) **APPLICATION OF AMENDMENTS.**—The amend-
13 ments made by this Act shall apply with respect to cases
14 commenced under title 11 of the United States Code be-
15 fore, on, or after the date of the enactment of this Act.

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