

104TH CONGRESS
2^D SESSION

H. R. 4221

To amend the tort claims procedures in title 28, United States Code, to allow a member of a uniformed service to bring an action for personal injury against a health care professional in a uniformed service, with the exception of injuries received during a declared state of war.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 26, 1996

Mr. STOCKMAN introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To amend the tort claims procedures in title 28, United States Code, to allow a member of a uniformed service to bring an action for personal injury against a health care professional in a uniformed service, with the exception of injuries received during a declared state of war.

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 “Stephen E. LeNoir
5 Malpractice Accountability Act of 1996”.

1 **SEC. 2. MEDICAL MALPRACTICE AND THE UNIFORMED**
2 **SERVICES.**

3 Section 2674 of title 28, United States Code, is
4 amended by adding at the end the following: “The United
5 States shall be liable in an action brought by a member
6 of a uniformed service for personal injury caused by the
7 provision of health care by a health care professional in
8 a uniformed service except in cases where such injuries
9 were sustained during a declared state of war.”.

10 **SEC. 3. EFFECTIVE DATE.**

11 The amendment made by this Act shall apply with
12 respect to injuries sustained subsequent to January 1,
13 1990.

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