

118TH CONGRESS
1ST SESSION

S. 1607

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 SENATE OF THE UNITED STATES

MAY 16, 2023

Mr. SCOTT of South Carolina (for himself and Ms. HASSAN) introduced the following bill; which was read twice and referred to the Committee on Finance

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 (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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