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Why Congress Should NOT Pass Tort Reform

Many Republicans think Congress should pass tort reform for medical malpractice. However, malpractice law is a state issue, not federal. Eighteen states have passed their own medical malpractice laws. For Congress to nationalize medical malpractice law and intrude in state affairs is a violation of the Tenth Amendment – State’s Rights.

Unfortunately, that’s exactly what Republicans in Congress plan to do. A bill authored by Iowa Congressman Steve King would nationalize medical malpractice law. Any lawsuit regarding health care that was fully or partially covered by a federal program, federal subsidy or federal tax benefit would come under federal law, including most employer plans. This is big government and it’s a very bad idea.

“Is Paul Ryan a FINO – Federalist in Name Only?” Dean Clancy, The Federalist, June 9, 2017

Presented daily by Twila Brase, President, Citizens’ Council for Health Freedom.

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