

112TH CONGRESS
2^D SESSION

H. R. 4369

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 the filing of such reports with the Executive Office for United States Trustees.

IN THE HOUSE OF REPRESENTATIVES

APRIL 17, 2012

Mr. QUAYLE (for himself, Mr. MATHESON, and Mr. ROSS of Florida) introduced the following bill; which was referred to the Committee on the Judiciary

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 the filing of such reports with the Executive Office for United States Trustees.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Furthering Asbestos
3 Claim Transparency (FACT) Act of 2012”.

4 **SEC. 2. AMENDMENTS.**

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

7 “(8) A trust described in subsection (2) shall—

8 “(A) file with the bankruptcy court and the
9 United States Trustee, not later than 60 days after
10 the end of every quarter, a report that shall be made
11 available on the court’s public docket and with re-
12 spect to each such reporting period—

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

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

21 “(B) upon written request, provide in a timely
22 manner any information related to payment from,
23 and demands for payment from, such trust, subject
24 to appropriate protective orders, to any party to any
25 action in law or equity if the subject of such action
26 concerns liability for asbestos exposure.”.

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

2 (a) EFFECTIVE DATE.—Except as provided in sub-
3 section (b), this Act and the amendments made by this
4 Act shall take effect on the date of the enactment of this
5 Act.

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

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