

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Gardner

1 Amend reengrossed bill, page 7, strike lines 13 through 19 and substitute
2 "SETTLEMENT, OR PAYMENT, THE INJURED PERSON SHALL BE FULLY
3 COMPENSATED FOR ALL OTHER DAMAGES TO THE INJURED PERSON ARISING
4 OUT OF THE CLAIM BEFORE THE HOLDER OF THE HEALTH-CARE PROVIDER
5 LIEN MAY RECOVER ANY AMOUNT ON THE LIEN. THE INJURED PERSON IS
6 NOT LIABLE TO THE HOLDER OF THE HEALTH-CARE PROVIDER LIEN FOR
7 ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE OF THE INJURED
8 PERSON'S NET JUDGMENT, SETTLEMENT, OR PAYMENT, AND THE LIEN
9 HOLDER MAY NOT FILE A COMPLAINT OR COUNTERCLAIM AGAINST THE
10 INJURED PERSON DIRECTLY TO BE REIMBURSED FOR ANY AMOUNT BEYOND
11 THE LIEN HOLDER'S SHARE OF THE NET JUDGMENT,".

12 Page 10, strike lines 8 through 14 and substitute "SETTLEMENT, OR
13 PAYMENT, THE INJURED PERSON SHALL BE FULLY COMPENSATED FOR ALL
14 OTHER DAMAGES TO THE INJURED PERSON ARISING OUT OF THE CLAIM
15 BEFORE THE HOLDER OF A HEALTH-CARE PROVIDER LIEN MAY RECOVER
16 ANY AMOUNT ON THE LIEN. THE INJURED PERSON IS NOT LIABLE TO THE
17 HOLDER OF THE HEALTH-CARE PROVIDER LIEN FOR ANY AMOUNT BEYOND
18 THE LIEN HOLDER'S SHARE OF THE INJURED PERSON'S NET JUDGMENT,
19 SETTLEMENT, OR PAYMENT, AND THE LIEN HOLDER MAY NOT FILE A
20 COMPLAINT OR COUNTERCLAIM AGAINST THE INJURED PERSON DIRECTLY
21 TO BE REIMBURSED FOR ANY AMOUNT BEYOND THE LIEN HOLDER'S SHARE
22 OF THE NET JUDGMENT,".

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