

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Weissman

1 Amend printed bill, page 10, after line 26 insert:

2 "(6)(a) A HEALTH-CARE PROVIDER OR ITS ASSIGNEE MUST COMPLY
3 WITH THE PROVISIONS OF THIS SECTION TO HAVE A VALID HEALTH-CARE
4 PROVIDER LIEN UNDER THIS ARTICLE 27.5. IF A COURT OF COMPETENT
5 JURISDICTION DETERMINES THAT A HEALTH-CARE PROVIDER OR ITS
6 ASSIGNEE KNOWINGLY FAILED TO COMPLY WITH THE PROVISIONS OF THIS
7 SECTION, THE INJURED PERSON MAY SEEK A RULING FROM THE COURT
8 CONCERNING WHAT PORTIONS OF THE HEALTH-CARE PROVIDER LIEN, IF
9 ANY, THE HEALTH-CARE PROVIDER OR ITS ASSIGNEE MAY NOT RECOVER
10 FROM THE INJURED PERSON DUE TO A WHOLLY OR PARTIALLY INVALID
11 HEALTH-CARE PROVIDER LIEN.

12 (b) SUBSECTIONS (3), (4) AND (5) OF THIS SECTION CONTINUE TO
13 APPLY TO A HEALTH-CARE PROVIDER LIEN DETERMINED TO BE WHOLLY OR
14 PARTIALLY INVALID UNDER THIS SUBSECTION (6)."

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