

## HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Weissman

1 Amend the Judiciary Committee Report, dated May 11, 2021, page 1,  
2 strike line 2 and substitute:

3 "Page 12, strike lines 1 through 12 and substitute:

4 **"38-27.5-108. Priority of health-care provider liens.** (1) THE  
5 HOLDER OF A HEALTH-CARE PROVIDER LIEN MAY FILE A RECORD OF ITS  
6 HEALTH-CARE PROVIDER LIEN BY FOLLOWING THE PROVISIONS SET FORTH  
7 IN THE "COLORADO STATUTORY LIEN REGISTRATION ACT", ARTICLE 9.7  
8 OF TITLE 4, INCLUDING LISTING THE NAME AND ADDRESS OF THE INJURED  
9 PERSON, THE DATE OF THE ACCIDENT OR INCIDENT, THE NAME AND  
10 ADDRESS OF THE HOLDER OF THE HEALTH-CARE PROVIDER LIEN, AND THE  
11 NAME AND ADDRESS OF EACH HEALTH-CARE PROVIDER THAT RENDERED  
12 HEALTH-CARE SERVICES UNDERLYING THE HEALTH-CARE PROVIDER LIEN.

13 (2) IN THE EVENT MULTIPLE HEALTH-CARE PROVIDER LIENS ARE  
14 ASSERTED AGAINST AN INJURED PERSON'S NET JUDGMENT, SETTLEMENT,  
15 OR PAYMENT, HEALTH-CARE PROVIDER LIENS FOR WHICH RECORDS WERE  
16 FILED PURSUANT TO ARTICLE 9.7 OF TITLE 4 SHALL HAVE PRIORITY FOR  
17 PAYMENT OUT OF THE INJURED PERSON'S NET JUDGMENT, SETTLEMENT, OR  
18 PAYMENT BEFORE PAYMENTS ARE MADE ON HEALTH-CARE PROVIDER  
19 LIENS FOR WHICH NO SUCH RECORDS WERE FILED. IN THE EVENT MULTIPLE  
20 RECORDS HAVE BEEN FILED PURSUANT TO ARTICLE 9.7 OF TITLE 4 FOR  
21 HEALTH-CARE PROVIDER LIENS RELATED TO A SINGLE ACCIDENT OR  
22 INCIDENT, PRIORITY FOR PAYMENT OUT OF THE INJURED PERSON'S NET  
23 JUDGMENT, SETTLEMENT, OR PAYMENT ON EACH SUCH LIEN SHALL BE  
24 DETERMINED BY THE DATES THE RECORDS WERE FILED, WITH THE  
25 HEALTH-CARE PROVIDER LIEN HAVING THE EARLIEST FILED RECORD  
26 RECEIVING PRIORITY OVER THOSE WITH SUBSEQUENTLY FILED RECORDS.

27 (3) FILING A RECORD OF A HEALTH-CARE PROVIDER LIEN UNDER  
28 THIS SECTION IS OPTIONAL AND THE SOLE PURPOSE THEREOF IS TO  
29 ESTABLISH THE PRIORITY OF PAYMENTS BETWEEN MULTIPLE HEALTH-CARE  
30 PROVIDER LIENS. FILING A RECORD OF A HEALTH-CARE PROVIDER LIEN  
31 PURSUANT TO ARTICLE 9.7 OF TITLE 4 DOES NOT WAIVE ANY OF THE  
32 STATUTORY PROVISIONS ESTABLISHED IN THIS ARTICLE 27.5."."

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