

hbd-06

Amendment No. ____ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
2		.	
3		.	
4		.	

ORIGINAL STAMP BELOW

11 Representative(s) D. Prewitt offered the following:

Amendment

On page 3, line 16, of the bill

16 after the period insert: The lien is provided as security
17 for, and attaches only for, debts actually due and owing to
18 the hospitals by their patients, and not to any sums that the
19 hospitals could not recover in a direct action against a
20 patient as a result of any contractual arrangement between the
21 patient, the patient's insurer, and the hospital. The lien
22 must be reduced by the hospital's pro rata share of the costs
23 expended by the persons claiming the right to recover,
24 including the cost of reasonable attorney's fees for the
25 claimant's attorney. The lien may not be greater than
26 two-thirds of the amount remaining from the proceeds of the
27 judgment, settlement or settlement agreement after the
28 deduction of attorney's fees and other reasonable costs and
29 expenses of litigation.