

Bill No. CS for SJR 1918, 1st Eng.

Barcode 204152

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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11 Senators Webster and Campbell moved the following amendment:

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13 **Senate Amendment**

14 On page 11, lines 1-13, delete those lines

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16 and insert:

17 SECTION 26. Claimant's right to fair compensation.--

18 ~~(a) Article I, Section 26 is created to read~~

19 ~~"Claimant's right to fair compensation." In any medical~~

20 liability claim involving a contingency fee, the claimant is

21 entitled to receive no less than 70 percent ~~70%~~ of the first

22 ~~\$250,000~~ ~~\$250,000.00~~ in all damages received by the claimant,

23 exclusive of reasonable and customary costs, whether received

24 by judgment, settlement, or otherwise, and regardless of the

25 number of defendants. The claimant is entitled to 90 percent

26 ~~90%~~ of all damages in excess of \$250,000 ~~\$250,000.00~~,

27 exclusive of reasonable and customary costs and regardless of

28 the number of defendants. This provision is self-executing and

29 does not require implementing legislation.

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