

COMMITTEE ON COMMERCE
HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1021
(Reference to Senate engrossed bill)

- 1 Page 2, line 4, strike "THE FIRST \$20,000" insert "NO MORE THAN FIFTY PERCENT NET
2 RECOVERY"
- 3 Line 5, Strike "EXEMPT" insert "PAYABLE"
- 4 Line 6, strike "THE SERVICES PROVIDED ARE COVERED BY"; strike "PERSON'S"
5 insert "PERSON IS COVERED AS AN INSURED OR DEPENDENT UNDER A"
- 6 Line 7, strike "WITH WHICH" insert "AND"
- 7 Line 8, after "A" insert "VALID AND BINDING"; after the first "CONTRACT"
8 insert "WITH THAT INSURER OR PLAN AS AN IN-NETWORK PROVIDER"
- 9 Line 9, strike "CLAIMANT" insert "HEALTH CARE PROVIDER"
- 10 Line 12, after "33-934" insert "EXCEPT AS ALLOWED UNDER PARAGRAPH 3 OR 4 OF
11 THIS SUBSECTION"
- 12 Line 13, after "IF" insert "ANY OF THE FOLLOWING EXCEPTIONS ARE MET:
13 (a)"
- 14 Line 15, strike "IN WHICH" insert ".
15 (b)"; strike "HAS" insert "DOES NOT HAVE"; after "A" insert "VALID
16 AND BINDING"
- 17 Line 16, strike ", OR IF" insert "AS AN IN-NETWORK PROVIDER.
18 (c)"
- 19 Between lines 17 and 18, insert:
20 "(d) THE INJURED PERSON AND THE HEALTH CARE PROVIDER HAVE A WRITTEN
21 AND SIGNED DOCUMENT STATING THAT THEY ELECT NOT TO USE ANY COVERAGE
22 POTENTIALLY AVAILABLE UNDER A HEALTH INSURANCE OR SIMILAR MEDICAL BENEFIT
23 PLAN THAT COVERS THE INJURED AS AN INSURED OR DEPENDENT."
- 24 Line 19, strike "CLAIMANT" insert "HEALTH CARE PROVIDER"
- 25 Line 20, strike "THE AMOUNT OF A PATIENT'S"

1 Page 2, line 21, strike "RESPONSIBILITY FOR" insert "ALL AMOUNTS FOR WHICH A
2 PATIENT IS PERSONALLY RESPONSIBLE, INCLUDING"; after "OUTSTANDING" insert
3 "COINSURANCE AMOUNTS,"

4 Line 22, after "PERSON'S" insert "OR DEPENDENT'S"

5 Between lines 26 and 27, insert:

6 "F. THIS SECTION DOES NOT AFFECT THE RIGHTS OF A HEALTH CARE
7 PROVIDER TO ENFORCE A CONSENSUAL AGREEMENT, WHETHER CALLED A LIEN OR
8 CONTRACT, AGAINST THE PATIENT WHO HAS SIGNED THE AGREEMENT."

9 Line 38, after "THE" insert "AVAILABILITY AND"

10 Between lines 39 and 40, insert:

11 "3. WHETHER THE HEALTH CARE PROVIDER OR THE HOSPITAL HAS RECEIVED
12 ANY PAYMENT."

13 Renumber to conform

14 Strike lines 42 through 44, insert:

15 "5. THE HEALTH CARE PROVIDER'S CUSTOMARY CHARGES FOR THE SERVICES
16 RENDERED TO THE PATIENT."

17 Renumber to conform

18 Page 3, line 4, after "AWARD" insert "AND THE PRIORITY POSITION OF THE LIENS"

19 Amend title to conform

And, as so amended, it do pass

JEFF WENINGER
CHAIRMAN

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