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**SENATE COMMITTEE AMENDMENTS**

2022 Regular Session

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 850 by Representative Frieman

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1 AMENDMENT NO. 1

2 On page 1, delete lines 20 and 21, and on page 2, delete lines 1 through 3 and insert the  
3 following:

4 "(4)(a) Except as otherwise provided in this Subsection, upon a  
5 motion by any party, after a showing of good cause, including but not limited  
6 to increased litigation expenses, the court shall stay proceedings in a suit  
7 filed against a licensed healthcare facility, management company, trust, or  
8 their insurer in district court while there is a pending medical review panel  
9 proceeding pursuant to this Section involving the same alleged injuries to a  
10 patient.

11 (b) Upon the motion of a party to the lawsuit, a stay shall be lifted to  
12 allow a defendant to raise the peremptory exceptions of no right of action  
13 pursuant to Code of Civil Procedure Art. 927(6), a dilatory exception of  
14 prematurity pursuant to Code of Civil Procedure Art. 926(A)(1), or any  
15 exception or defenses available pursuant to R.S. 9:5628. If the exception is  
16 overruled, the trial court shall reinstate the stay order.

17 (c) Any party may move for relief from the stay to file a motion to  
18 voluntarily dismiss pursuant to Code of Civil Procedure Art. 1671 or a  
19 motion to strike pursuant to Code of Civil Procedure Art. 964."