
HOUSE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 423 by Representative Melerine

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:2800.27(B)," and before "relative" insert "(D), and (F) and to repeal R.S. 9:2800.27(G),"

AMENDMENT NO. 2

On page 1, line 6, after "sources;" and before "and to" insert "to provide relative to jury instructions;"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 9:2800.27(B), (D), and (F) are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

On page 2, delete lines 2 and 3 in their entirety.

AMENDMENT NO. 5

On page 2, after line 4, add the following:

D. The recovery of past medical expenses other than those provided by Subsection B or C of this Section shall be limited to amounts paid to a medical provider by or on behalf of the claimant, and amounts remaining owed to a medical provider, including medical expenses secured by a contractual or statutory privilege, lien, or guarantee. ~~The determination of this award shall be made only in accordance with Subsection F of this Section.~~

* * *

~~F.~~ In a jury trial, only after a jury verdict is rendered may the court receive evidence related to the limitations of recoverable past medical expenses provided by Subsection B or D of this Section. The jury shall be informed only of the amount billed by a medical provider for medical treatment. Whether any person, health insurance issuer, or Medicare has paid or has agreed to pay, in whole or in part, any of a claimant's medical expenses, shall not be disclosed to the jury. In trial to the court alone, the court may consider such evidence.

G.F. This Section shall not apply in cases brought pursuant to R.S. 40:1231.1 et seq. or 1237.1 et seq."

AMENDMENT NO. 6

On page 2, after line 4, add the following:

"Section 2. R.S. 9:2800.27(G) is hereby repealed in its entirety."