
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 the comma "," 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 R.S. 9:2800.27(G) is hereby repealed in its entirety."