

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 2107, Page 1, Section 490.715, Line 1, by inserting a comma ","
2 immediately after the word "sources"; and

3
4 Further amend said bill, page and section, Lines 2, by inserting a comma "," immediately after the
5 word "section"; and

6
7 Further amend said bill, page and section, Lines 6-13, by deleting all of said lines and inserting in
8 lieu thereof the following:

9
10 "evidence shall not identify any person having made such payments] then any portion of a plaintiff's
11 claims for special damages that are satisfied by a payment from a defendant or the defendant's
12 insurer or authorized representative, or any combination of them, are not recoverable from that
13 defendant.

14 3. If [a defendant introduces evidence] such payments described in subsection 2 of this
15 section [, such introduction shall constitute a waiver of any right to a credit against a judgment
16 pursuant to] are included in a plaintiff's claim for special damages at trial, the defendant who made
17 the payment, or on whose behalf the payment was made, shall be entitled to deduct and receive a
18 credit for such payments from any judgment as provided for in section 490.710."; and

19
20 Further amend said bill and section, Pages 1-2, Lines 17-18, by deleting all of said lines and
21 inserting in lieu thereof the following:

22
23 "evidence of the [value] actual cost of the medical care or treatment rendered [to a party that was] to
24 a plaintiff and/or patient whose care is at issue. Actual cost of the medical care or treatment shall be
25 reasonable, necessary,"; and

26
27 Further amend said bill and section, Page 2, Lines 20-24, by deleting all of said lines and inserting
28 in lieu thereof the following:

29
30 "(2) [In determining the value of the] For purposes of this subsection, the phrase "actual cost
31 of the medical care or treatment" [rendered, there shall be a rebuttable presumption that the dollar
32 amount necessary to satisfy the financial obligation to the] shall be defined as a sum of money not
33 to exceed the dollar amounts paid plus any remaining dollar amount necessary to satisfy the
34 financial obligation for medical care or treatment by a health care provider [represents the value of
35 the medical"; and

36
Standing Action Taken _____ Date _____

Select Action Taken _____ Date _____

- 1 Further amend said bill by amending the title, enacting clause, and intersectional references
- 2 accordingly.