

1st Sub. H.B. 503

Medical Malpractice Modifications

House Amendments

Amendment 1

February 28, 2025 04:27 PM

Representative **James A. Dunnigan** proposes the following amendments:

1. *Line 59 through 62:*

- 59 (5) (a) A plaintiff may not pursue, collect, or execute on a judgment against an individual
60 health care provider's personal income or assets, unless the court finds that:
 (i) the
61 provider's conduct was willful and malicious or intentionally fraudulent; or { }
 (ii) the defendant provider failed to maintain an insurnce policy with a policy limit of at
 least \$1,000,000.
62 (b) Prior to any award of damages to a plaintiff, a plaintiff may not make allegations that

2. *Line 145 through 152:*

- 145 made.
146 { ~~(3)~~ For any award of damages related to a life care plan, the court may award damages
 for }
147 { future estimated costs only if the court finds the costs are supported by clear and }
148 { convincing evidence. }
149 [~~(3)~~] { ~~(4)~~ } (3) As used in this section, "inflation" means the seasonally adjusted consumer price
150 index for all urban consumers as published by the Bureau of Labor Statistics of the
151 United States Department of Labor.
152 [~~(4)~~] { ~~(5)~~ } (4) The limit under Subsection (1) does not apply to awards of punitive damages.