

H.B. 338

EMERGENCY ROOM TORT REFORM

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

FEBRUARY 20, 2007

9:32 AM

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 1, Lines 15 through 17:*

- 15 ▶ establishes a standard of proof of clear and convincing evidence for malpractice
16 actions based on emergency care received in an emergency room; {~~and~~}
- 17 ▶ applies the standard of clear and convincing evidence after May 15, 2007 {~~.~~} ; and
 ▶ sunsetts the standard of proof on July 1, 2011.

2. *Page 1, Line 22:*

22 Utah Code Sections Affected:

AMENDS:

63-55-213, as last amended by Chapter 82, Laws of Utah 2006

3. *Page 2, Line 57:*

- 57 (b) applies to emergency care given after May 15, 2007.
- = Section 2. Section 63-55-213 is amended to read:
 63-55-213. Repeal dates, Title 13.
- = (1) Title 13, Chapter 16, Motor Fuel Marketing Act, is repealed July 1, 2007.
- = (2) Section 58-13-2.5 is repealed July 1, 2011.