

1-1 By: Nixon (Senate Sponsor - Duncan) H.B. No. 737
1-2 (In the Senate - Received from the House March 29, 2005;
1-3 March 30, 2005, read first time and referred to Committee on State
1-4 Affairs; May 2, 2005, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 2, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to updating citations to Chapter 74, Civil Practice and
1-9 Remedies Code, in Chapter 88, Civil Practice and Remedies Code.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 88.001(4), Civil Practice and Remedies
1-12 Code, is amended to read as follows:

1-13 (4) "Health care provider" means a person or entity as
1-14 defined in Section 74.001 [~~1.03(a)(3), Medical Liability and~~
1-15 ~~Insurance Improvement Act of Texas (Article 4590i, Vernon's Texas~~
1-16 ~~Civil Statutes)]~~.

1-17 SECTION 2. Section 88.002(k), Civil Practice and Remedies
1-18 Code, is amended to read as follows:

1-19 (k) An enrollee who files an action under this chapter shall
1-20 comply with the requirements of Section 74.351 [~~13.01, Medical~~
1-21 ~~Liability and Insurance Improvement Act of Texas (Article 4590i,~~
1-22 ~~Vernon's Texas Civil Statutes),~~] as it relates to [~~cost bonds,~~
1-23 ~~deposits, and~~] expert reports.

1-24 SECTION 3. This Act applies only to a cause of action that
1-25 accrues on or after the effective date of this Act. An action that
1-26 accrued before the effective date of this Act is governed by the law
1-27 applicable to the action immediately before the effective date of
1-28 this Act, and that law is continued in effect for that purpose.

1-29 SECTION 4. This Act takes effect September 1, 2005.

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