

By: Zedler

H.B. No. 2452

A BILL TO BE ENTITLED

AN ACT

relating to disclosures regarding liability limits and malpractice insurance and related coverage in connection with services provided at health care institutions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter A, Chapter 74, Civil Practice and Remedies Code, is amended by adding Section 74.005 to read as follows:

Sec. 74.005. NOTICE BY PUBLIC INSTITUTIONS. Before a health care institution that is owned or operated by the state or a political subdivision of the state, including a hospital district, provides health care or medical care to an individual, other than emergency medical care, the institution must provide a written notice to the individual that discloses:

(1) the liability limits applicable to a health care liability claim against the institution under Chapter 101;

(2) the liability limits that would be applicable to a health care liability claim against a private institution under this chapter; and

(3) whether a physician or health care provider who will be providing health care or medical care to the individual is covered by malpractice insurance or another form of financial responsibility described by Section 74.302(e) and the amounts of that financial responsibility, if any.

1 SECTION 2. The change in law made by this Act applies only
2 to health care or medical care provided on or after the effective
3 date of this Act.

4 SECTION 3. This Act takes effect September 1, 2011.