

1 AN ACT

2 relating to the definition of health care liability claim for the
3 purposes of certain laws governing those claims.

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

5 SECTION 1. Section 74.001(a)(13), Civil Practice and
6 Remedies Code, is amended to read as follows:

7 (13) "Health care liability claim" means a cause of
8 action against a health care provider or physician for treatment,
9 lack of treatment, or other claimed departure from accepted
10 standards of medical care, or health care, or safety or
11 professional or administrative services directly related to health
12 care, which proximately results in injury to or death of a claimant,
13 whether the claimant's claim or cause of action sounds in tort or
14 contract. The term does not include a cause of action described by
15 Section 406.033(a) or 408.001(b), Labor Code, against an employer
16 by an employee or the employee's surviving spouse or heir.

17 SECTION 2. The change in law made by this Act applies only
18 to a cause of action that accrues on or after the effective date of
19 this Act. A cause of action that accrues before the effective date
20 of this Act is governed by the law applicable to the cause of action
21 immediately before the effective date of this Act, and that law is
22 continued in effect for that purpose.

23 SECTION 3. This Act takes effect September 1, 2015.

President of the Senate

Speaker of the House

I certify that H.B. No. 1403 was passed by the House on May 13, 2015, by the following vote: Yeas 141, Nays 1, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1403 was passed by the Senate on May 24, 2015, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor