

By: Kuempel

H.B. No. 1862

A BILL TO BE ENTITLED

AN ACT

relating to notice of hospital and emergency medical services
liens.

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

SECTION 1. Section 55.005(d), Property Code, is amended to
read as follows:

(d) Except as provided by Subsection (e), not later than the
fifth business day after the date a hospital or emergency medical
services provider files the notice of lien under Subsection (a)
~~[receives notice from the county clerk that a notice of lien filed~~
~~under Subsection (a)(2) has been recorded in the county records]~~,
the hospital or emergency medical services provider must send a
written notice to the injured individual or the injured
individual's legal representative, by regular mail, to the
individual's last known address, informing the individual that:

(1) the lien will attach to any cause of action or
claim the individual may have against another person for the
individual's injuries; and

(2) the lien does not attach to real property owned by
the individual.

SECTION 2. The change in law made by this Act applies only
to a lien for services provided to an injured individual on or after
the effective date of this Act. A lien for services provided before
the effective date of this Act is governed by the law as it existed

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1 immediately before the effective date of this Act, and that law is
2 continued in effect for that purpose.

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