

AN ACT

relating to the amount of a hospital or physician lien on certain causes of action or claims.

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

SECTION 1. Section 55.004(b), Property Code, is amended to read as follows:

(b) A hospital lien described by Section 55.002(a) is for the lesser of:

(1) the amount of the hospital's charges for services provided to the injured individual during the first 100 days of the injured individual's hospitalization; ~~or~~

(2) 50 percent of all amounts recovered by the injured individual through a cause of action, judgment, or settlement described by Section 55.003(a); or

(3) if the trier of fact specifies the amount awarded for hospital charges for services provided to the injured individual, the amount awarded by the trier of fact for the services provided to the injured individual by the hospital less the pro rata share of reasonable attorney's fees and expenses the injured individual incurred in pursuing the claim.

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 in effect

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 immediately if it receives  
4 a vote of two-thirds of all the members elected to each house, as  
5 provided by Section 39, Article III, Texas Constitution. If this  
6 Act does not receive the vote necessary for immediate effect, this  
7 Act takes effect September 1, 2021.

---

President of the Senate

---

Speaker of the House

I certify that H.B. No. 2064 was passed by the House on May 6, 2021, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2064 on May 28, 2021, by the following vote: Yeas 147, Nays 0, 1 present, not voting.

---

Chief Clerk of the House

I certify that H.B. No. 2064 was passed by the Senate, with amendments, on May 26, 2021, by the following vote: Yeas 27, Nays 4.

---

Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

---

Governor