

House Bill 1303 (COMMITTEE SUBSTITUTE)

By: Representative Jamieson of the 22nd

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 44-14-471 of the Official Code of Georgia Annotated, relating to
2 the perfection of hospital, nursing home, and traumatic burn care medical practice liens, so
3 as to change certain provisions regarding notice; to repeal conflicting laws; and for other
4 purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Code Section 44-14-471 of the Official Code of Georgia Annotated, relating to the perfection
8 of hospital, nursing home, and traumatic burn care medical practice liens, is amended by
9 striking subsection (a) and inserting in its place a new subsection (a) to read as follows:

10 "(a) In order to perfect the lien provided for in Code Section 44-14-470, the operator of the
11 hospital, nursing home, or provider of traumatic burn care medical practice:

12 (1) ~~Within 30 days after the person has been discharged therefrom, shall~~ Shall, not less
13 than 30 days prior to the date of filing the statement required under paragraph (2) of this
14 subsection, provide written notice to the patient and, to the best of the claimant's
15 knowledge, the persons, firms, corporations, and their insurers claimed by the injured
16 person or the legal representative of the injured person to be liable for damages arising
17 from the injuries and shall include in such notice a statement that the lien is not a lien
18 against the patient or any other property or assets of the patient and is not evidence of the
19 patient's failure to pay a debt. Such notice shall be sent to all such persons and entities
20 by first-class and certified mail or statutory overnight delivery, return receipt requested;
21 and

22 (2) Shall file, no sooner than ~~15~~ 30 days after the date of the written notice provided for
23 in this Code section, in the office of the clerk of the superior court of the county in which
24 the hospital, nursing home, or provider of traumatic burn care medical practice is located
25 and in the county wherein the patient resides, if a resident of this state, a verified
26 statement setting forth the name and address of the patient as it appears on the records of

1 the hospital, nursing home, or provider of traumatic burn care medical practice; the name
2 and location of the hospital, nursing home, or provider of traumatic burn care medical
3 practice and the name and address of the operator thereof; the dates of admission and
4 discharge of the patient therefrom; and the amount claimed to be due for the hospital,
5 nursing home, or provider of traumatic burn care medical practice care."

6 **SECTION 2.**

7 All laws and parts of laws in conflict with this Act are repealed.