

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1351

Page 1, line 1, after "providers" insert "and informal discussions"

Page 1, line 3, after "**providers**" insert "**and informal discussion**"

Page 1, line 7, replace "information or opinion" with "medical records, opinions, or other information"

Page 1, line 11, replace "informally discuss the information or opinion" with "examine the medical records, opinions, or other information and informally participate in a discussion" and after "provider" insert a comma

Page 1, line 12, after "consents" insert ", regarding the medical records, opinions, or other information that appear reasonably calculated to lead to the discovery of admissible evidence as to any element of the action or the defense of the action" and replace "information or opinions obtained from a physician during an" with "statements made by a health care provider during an informal discussion are not admissible, directly or by reference in direct or cross-examination of any witness, in any administrative, civil, or criminal proceeding. However, this section does not render inadmissible any statements obtained from the health care provider in discovery or any legal proceedings independent of the informal discussion which are otherwise admissible in the administrative, civil, or criminal proceeding."

Page 1, remove line 13

Page 1, line 17, after the period insert "If the plaintiff's attorney, after consultation with the defendant's attorney, is unable to attend the discussion at the time or on the date specified in the notice or at some other agreed upon date and time, the court in which the action is pending shall, upon motion of any party before the date specified in the notice, hold a scheduling conference to set a date and time for the informal discussion that will best serve the convenience of the parties and the health care provider and the interests of justice."

Page 1, line 20, after "party" insert "to the action"

Renumber accordingly