



One Hundred First Legislature - Second Session - 2010
Introducer's Statement of Intent
LB 1043

Chairperson: Brad Ashford
Committee: Judiciary
Date of Hearing: February 25, 2010

The following constitutes the reasons for this bill and the purposes which are sought to be accomplished thereby:

LB 1043 is introduced to preclude a windfall for personal injury plaintiffs. As the law currently stands, a personal injury plaintiff is only obligated to repay a party who pays a medical bill for on their behalf at the amount paid to the provider. At the same time, the plaintiff is allowed submit the amount billed as proof damages at trial for a personal injury claim. The defendant in the personal injury action is not allowed to point to the actual amount of the damages incurred. As a result, the plaintiff is allowed to submit proof of and recover damages in excess of his or her actual damages. In some instances, the reductions or contractual write down on medical bills can be substantial. This bill seeks to remedy this evidentiary inequality.

Principal Introducer: _____
Senator Scott Lautenbaugh