

AMENDMENT TO H.R. 5

OFFERED BY

MR. ENGEL

Bill no.:	HR 5
Amendment no.:	69
Date offered:	3/6/03
Disposition:	Not Agreed to by 15 year and 28 days

Section 2, strike the text and insert the following:

1 (a) IN GENERAL.—In any State or Federal court, a
2 health care lawsuit shall be barred unless the complaint
3 is filed within 3 years after the right of action accrues.

4 (b) ACCRUAL.—A right of action referred to in sub-
5 section (a) accrues upon the last to occur of the following
6 dates:

7 (1) The date of the injury.

8 (2) The date on which the claimant discovers,
9 or through the use of reasonable diligence should
10 have discovered, the injury.

11 (3) The date on which the claimant became 18
12 years of age.

13 (c) APPLICABILITY.—This section shall apply to any
14 injury occurring after the date of the enactment of this
15 Act.