



February 13, 2013

SENATE BILL No. 5

DIGEST OF SB 5 (Updated February 11, 2013 1:36 pm - DI 106)

Citations Affected: IC 32-33.

Synopsis: Hospital liens and ambulance liens. Repeals the laws concerning hospital liens and ambulance liens as of July 1, 2013. Provides that liens perfected under these laws and not released before July 1, 2013, remain valid until the liens are released. Specifies that the repeal of laws concerning hospital liens and ambulance liens does not affect a patient's financial obligation to pay the provider under any other law or contractual provision.

Effective: July 1, 2013.

Steele, Waterman, Becker

January 7, 2013, read first time and referred to Committee on Civil Law.
February 12, 2013, amended, reported favorably — Do Pass.

C
o
p
y

SB 5—LS 6008/DI 69+



February 13, 2013

First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

C
O
P
Y

SENATE BILL No. 5

A BILL FOR AN ACT to amend the Indiana Code concerning property.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 32-33-4 IS REPEALED [EFFECTIVE JULY 1,
2 2013]. (Hospital Liens).
3 SECTION 2. IC 32-33-5 IS REPEALED [EFFECTIVE JULY 1,
4 2013]. (Ambulance Liens).
5 SECTION 3. IC 32-33-21 IS ADDED TO THE INDIANA CODE
6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
7 JULY 1, 2013]:
8 **Chapter 21. Repeal of Laws Concerning Liens on Personal**
9 **Property**
10 **Sec. 1. (a) Notwithstanding the repeal of IC 32-33-4 concerning**
11 **hospital liens on July 1, 2013, if a hospital perfects a lien under**
12 **IC 32-33-4-4 before July 1, 2013:**
13 **(1) the lien remains valid; and**
14 **(2) the provisions of IC 32-33-4 in effect on June 30, 2013,**
15 **continue to apply to the lien;**
16 **until the lien is released under IC 32-33-4 as in effect on June 30,**
17 **2013.**

SB 5—LS 6008/DI 69+



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

(b) The repeal of IC 32-33-4 may not be construed to affect or abridge a right of a hospital:

(1) to collect amounts claimed to be due the hospital for hospital care; and

(2) that is conferred under any other law or contractual right.

(c) The repeal of IC 32-33-4 may not be construed to affect a patient's financial obligation under any other law or contract to pay the hospital the reasonable value of the services provided to the patient.

Sec. 2. (a) Notwithstanding the repeal of IC 32-33-5 concerning ambulance liens on July 1, 2013, if a provider of emergency ambulance services perfects a lien under IC 32-33-5-4 before July 1, 2013:

(1) the lien remains valid; and

(2) the provisions of IC 32-33-5 in effect on June 30, 2013, continue to apply to the lien;

until the lien is released under IC 32-33-5 as in effect on June 30, 2013.

(b) The repeal of IC 32-33-5 may not be construed to affect or abridge a right of a provider of emergency ambulance services:

(1) to collect amounts claimed to be due the provider for emergency ambulance services; and

(2) that is conferred under any other law or contractual right.

(c) The repeal of IC 32-33-5 may not be construed to affect a patient's financial obligation under any other law or contract to pay the provider of emergency ambulance services the reasonable value of the services provided to the patient.

C
O
P
Y



COMMITTEE REPORT

Madam President: The Senate Committee on Civil Law, to which was referred Senate Bill No. 5, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 5, delete "." and insert "**or contractual right.**

(c) The repeal of IC 32-33-4 may not be construed to affect a patient's financial obligation under any other law or contract to pay the hospital the reasonable value of the services provided to the patient."

Page 2, line 19, delete "." and insert "**or contractual right.**

(c) The repeal of IC 32-33-5 may not be construed to affect a patient's financial obligation under any other law or contract to pay the provider of emergency ambulance services the reasonable value of the services provided to the patient."

and when so amended that said bill do pass.

(Reference is to SB 5 as introduced.)

ZAKAS, Chairperson

Committee Vote: Yeas 8, Nays 2.

C
O
P
Y

