

**AMENDMENT TO RULES COMMITTEE PRINT 115-
10
OFFERED BY MR. HUDSON OF NORTH CAROLINA**

Add, at the end of the bill, the following:

1 SEC. 11. NOTICE OF INTENT TO COMMENCE LAWSUIT.

2 (a) **ADVANCE NOTICE.**—A person shall not com-
3 mence a health care lawsuit against a health care provider
4 unless the person has given the health care provider 90
5 days written notice before the action is commenced.

6 (b) **EXCEPTIONS.**—A health care lawsuit against a
7 health care provider filed within 6 months of the statute
8 of limitations expiring as to any claimant, or within 1 year
9 of the statute of repose expiring as to any claimant, shall
10 be exempt from compliance with this section.

11 (c) **STATE FLEXIBILITY.**—No provision of this sec-
12 tion shall be construed to preempt any State law (whether
13 effective before, on, or after the date of the enactment of
14 this Act) that establishes a different time period for the
15 filing of written notice.

