

Sen. Appropriations 4/29 Pass 5/13

Senate Joint
Resolution 12
Appropriations
Junkins, Chairman
Plymat
Sovern

FILED APR 24 1944

SENATE JOINT RESOLUTION 12

By COMMITTEE ON COMMERCE

See Commerce 5/20, Pass 5/22

Passed Senate, Date 5-15-75 (1395) Passed House, Date 5-27-75 (1944)

Vote: Ayes 43 Nays 0 Vote: Ayes 89 Nays 0

Approved 6-16-75

SENATE JOINT RESOLUTION

1 A Joint Resolution to provide for an interim study of the
2 causes and effects of and solutions to the unavailability
3 and high cost of malpractice insurance to health care
4 providers and to provide for an appropriation.
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1 WHEREAS, the general assembly finds that a critical
2 situation exists with respect to the availability and cost
3 of medical malpractice insurance to certain health care
4 providers; and

5 WHEREAS, the general assembly finds that unavailability
6 or high cost of medical malpractice insurance has the effect
7 of reducing the number of health care providers practicing
8 in this state; and

9 WHEREAS, the general assembly finds that a reduction in
10 the number of health care providers in this state would be
11 detrimental to the health and welfare of the people of Iowa;
12 and

13 WHEREAS, measures have been proposed to the general assembly
14 as solutions to the high cost or unavailability of medical
15 malpractice insurance; and

16 WHEREAS, meaningful consideration cannot be given these
17 measures without a reliable in-depth study of the causes and
18 effects of the situation, NOW THEREFORE,

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

20 Section 1. The legislative council is directed to create
21 a study committee which shall include members of the
22 appropriate standing committees of the Senate and House of
23 Representatives representing both political parties, which
24 committee shall conduct during the 1975-76 legislative interim
25 a comprehensive study of the causes and effects of and
26 solutions to the high cost and unavailability of malpractice
27 insurance to licensed health care providers.

28 The study committee shall retain, if necessary, consultants
29 and assistants to accomplish the study. Nonlegislative
30 consultants and assistants may be reimbursed for reasonable
31 expenses and may receive a per diem of forty dollars for each
32 day in actual attendance with the committee upon approval
33 of the legislative council.

34 The study committee shall prepare and submit a report to
35 the legislative council and to the general assembly at the

1 conclusion of the interim, which shall be accompanied by
2 legislative bill drafts designed to carry out any
3 recommendations of the committee.

4 Sec. 2. There is appropriated to the legislative council
5 for the use of the study committee created by this Act during
6 the fiscal year beginning July 1, 1975 and ending June 30,
7 1976 the sum of twenty-five thousand (25,000) dollars, or
8 so much thereof as is necessary, to accomplish the purposes
9 of this Act. Unencumbered funds remaining as of June 30,
10 1976 shall revert to the general fund of the state on August
11 31, 1976.

12 EXPLANATION

13 This resolution appropriates twenty-five thousand dollars
14 to the legislative council for the purpose of funding a 1975-
15 76 interim study committee on medical malpractice insurance.
16 The purpose of the committee is to undertake an in-depth study
17 of the causes and effects of and solutions to unavailable
18 or high-cost malpractice insurance. The resolution requires
19 submission of a report and appropriate legislation to the
20 1976 session of the general assembly.

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LSB 1903
lb/rh/31

SENATE JOINT RESOLUTION 12

A JOINT RESOLUTION

TO PROVIDE FOR AN INTERIM STUDY OF THE CAUSES AND EFFECTS OF AND SOLUTIONS TO THE UNAVAILABILITY AND HIGH COST OF MALPRACTICE INSURANCE TO HEALTH CARE PROVIDERS AND TO PROVIDE FOR AN APPROPRIATION.

WHEREAS, the general assembly finds that a critical situation exists with respect to the availability and cost of medical malpractice insurance to certain health care providers; and

WHEREAS, the general assembly finds that unavailability or high cost of medical malpractice insurance has the effect of reducing the number of health care providers practicing in this state; and

WHEREAS, the general assembly finds that a reduction in the number of health care providers in this state would be detrimental to the health and welfare of the people of Iowa; and

WHEREAS, measures have been proposed to the general assembly as solutions to the high cost or unavailability of medical malpractice insurance; and

WHEREAS, meaningful consideration cannot be given these measures without a reliable in-depth study of the causes and effects of the situation, NOW THEREFORE,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The legislative council is directed to create a study committee which shall include members of the appropriate standing committees of the Senate and House of Representatives representing both political parties, which committee shall conduct during the 1975-76 legislative interim a comprehensive study of the causes and effects of and solutions to the high cost and unavailability of malpractice

insurance to licensed health care providers.

The study committee shall retain, if necessary, consultants and assistants to accomplish the study. Nonlegislative consultants and assistants may be reimbursed for reasonable expenses and may receive a per diem of forty dollars for each day in actual attendance with the committee upon approval of the legislative council.

The study committee shall prepare and submit a report to the legislative council and to the general assembly at the conclusion of the interim, which shall be accompanied by legislative bill drafts designed to carry out any recommendations of the committee.

Sec. 2. There is appropriated to the legislative council for the use of the study committee created by this Act during the fiscal year beginning July 1, 1975 and ending June 30, 1976 the sum of twenty-five thousand (25,000) dollars, or so much thereof as is necessary, to accomplish the purposes of this Act. Unencumbered funds remaining as of June 30, 1976 shall revert to the general fund of the state on August 31, 1976.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate Joint Resolution 12, Sixty-sixth General Assembly.

CLARK R. RASMUSSEN
Secretary of the Senate

Approved June 16, 1975

ROBERT D. RAY
Governor