

Senate File 465

H-1331

1 Amend Senate File 465, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 5, after line 1 by inserting:

4 <Sec. _____. PATIENT COMPENSATION FUND STUDY.

5 1. The commissioner of insurance shall, in consultation
6 with representatives of the Iowa medical society, the Iowa
7 osteopathic medical association, the Iowa hospital association,
8 the Iowa nurses association, the Iowa medical mutual
9 insurance company, the insurance industry, the Iowa state bar
10 association, the Iowa association for justice, and the Iowa
11 defense counsel association, conduct a study regarding the
12 establishment and implementation of a patient compensation fund
13 by this state.

14 2. The commissioner of insurance shall submit a report
15 to the governor and general assembly by December 15, 2017,
16 detailing the findings of the study and recommendations for any
17 proposed legislation. The study shall include the following:

18 a. The effect of patient compensation funds on medical
19 malpractice premiums in states with such funds.

20 b. The estimated effect on medical malpractice premiums in
21 this state if a patient compensation fund is established and
22 implemented.

23 c. The university of Iowa hospitals and clinics' experience
24 with partial self-insurance with the Iowa medical mutual
25 insurance company.

26 d. Proposals to set a maximum amount of liability a health
27 care provider may be subject to for a malpractice claim, any
28 exceptions to that maximum amount, and the estimated effect of
29 such a maximum amount on medical malpractice premiums in this
30 state.

31 e. Proposals to set a maximum amount of recovery for a
32 plaintiff with respect to a medical malpractice action, any
33 exceptions to that maximum amount, and the estimated effect of
34 such a maximum amount on medical malpractice premiums in this
35 state.

- 1 f. The types of health care providers that may participate
2 in the patient compensation fund.
- 3 g. The mechanism through which surcharges for participation
4 in the fund may be collected and deposited into the patient
5 compensation fund.
- 6 h. Whether participation in the patient compensation fund
7 should be mandatory or voluntary.
- 8 i. Proposals for the management and administration of the
9 patient compensation fund.
- 10 j. Any other relevant issues.>
- 11 2. By renumbering as necessary.

SHEETS of Appanoose