

MAR 15 2005  
Place On Calendar

1 HOUSE CONCURRENT RESOLUTION NO. 10

2 BY COMMITTEE ON JUDICIARY

3 (SUCCESSOR TO HSB 248)

4 A Concurrent Resolution requesting the establishment  
5 of an interim study committee by the legislative  
6 council to conduct a study of issues related to the  
7 costs of professional liability insurance for health  
8 care providers in Iowa.

9 WHEREAS, medical liability insurance covers health  
10 care providers and health care facilities for  
11 liability claims arising from the examination, care,  
12 and treatment of health care patients; and

13 WHEREAS, the cost of medical liability insurance  
14 has increased, limiting access to quality health care  
15 in Iowa; NOW THEREFORE,

16 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
17 SENATE CONCURRING, That the legislative council is  
18 requested to establish a medical liability insurance  
19 interim committee. The purpose of the interim  
20 committee shall be to provide regulatory agencies and  
21 the general assembly with possible solutions to  
22 alleviate problems regarding the availability and  
23 affordability of medical liability insurance in Iowa.  
24 The interim committee may consider, but not be limited  
25 to considering, a broad range of factors affecting the  
26 availability and affordability of medical liability  
27 insurance in Iowa, including the number of medical  
28 malpractice incidents filed over the past five years,  
29 the premium amounts charged by medical liability  
30 insurers, the type of damages awarded in medical

HCR 10

1 liability actions, insurance regulatory requirements,  
2 and applicable state and federal law.

3 BE IT FURTHER RESOLVED, That the legislative  
4 council shall select the members of the committee,  
5 which shall include three members of the house of  
6 representatives appointed by the speaker of the house,  
7 three members from the senate appointed by the co-  
8 presidents of the senate, all of whom shall be voting  
9 members, representatives of medical liability  
10 insurers, health care professionals and health care  
11 facilities that purchase medical liability insurance,  
12 attorneys that represent plaintiffs in medical  
13 liability actions, attorneys that represent defendants  
14 in medical liability actions, and any other parties or  
15 experts as deemed appropriate by the legislative  
16 council, all of whom shall be nonvoting members; and

17 BE IT FURTHER RESOLVED, That the interim committee  
18 shall submit a report to the general assembly on or  
19 before January 15, 2006, regarding the committee's  
20 findings and recommended solutions, including proposed  
21 legislation, to make medical liability insurance more  
22 available and more affordable in Iowa.

23  
24  
25  
26  
27  
28  
29  
30

**HOUSE CONCURRENT RESOLUTION 10**

**H-1131**

- 1 Amend House Concurrent Resolution 10 as follows:  
2 1. Page 1, line 9, by striking the word  
3 "liability" and inserting the following:  
4 "malpractice".  
5 2. Page 1, line 13, by striking the word  
6 "liability" and inserting the following:  
7 "malpractice".  
8 3. Page 1, line 18, by striking the word  
9 "liability" and inserting the following:  
10 "malpractice".  
11 4. Page 1, line 23, by striking the word  
12 "liability" and inserting the following:  
13 "malpractice".  
14 5. Page 1, line 26, by striking the word  
15 "liability" and inserting the following:  
16 "malpractice".  
17 6. Page 1, line 29, by striking the word  
18 "liability" and inserting the following:  
19 "malpractice".  
20 7. Page 2, line 1, by striking the word  
21 "liability" and inserting the following:  
22 "malpractice".  
23 8. Page 2, line 9, by striking the word  
24 "liability" and inserting the following:  
25 "malpractice".  
26 9. Page 2, line 11, by striking the word  
27 "liability" and inserting the following:  
28 "malpractice".  
29 10. Page 2, line 13, by striking the word  
30 "liability" and inserting the following:  
31 "malpractice".  
32 11. Page 2, line 14, by striking the word  
33 "liability" and inserting the following:  
34 "malpractice".  
35 12. Page 2, line 21, by striking the word  
36 "liability" and inserting the following:  
37 "malpractice".

**By** SWAIM of Davis

**H-1131** FILED MARCH 21, 2005

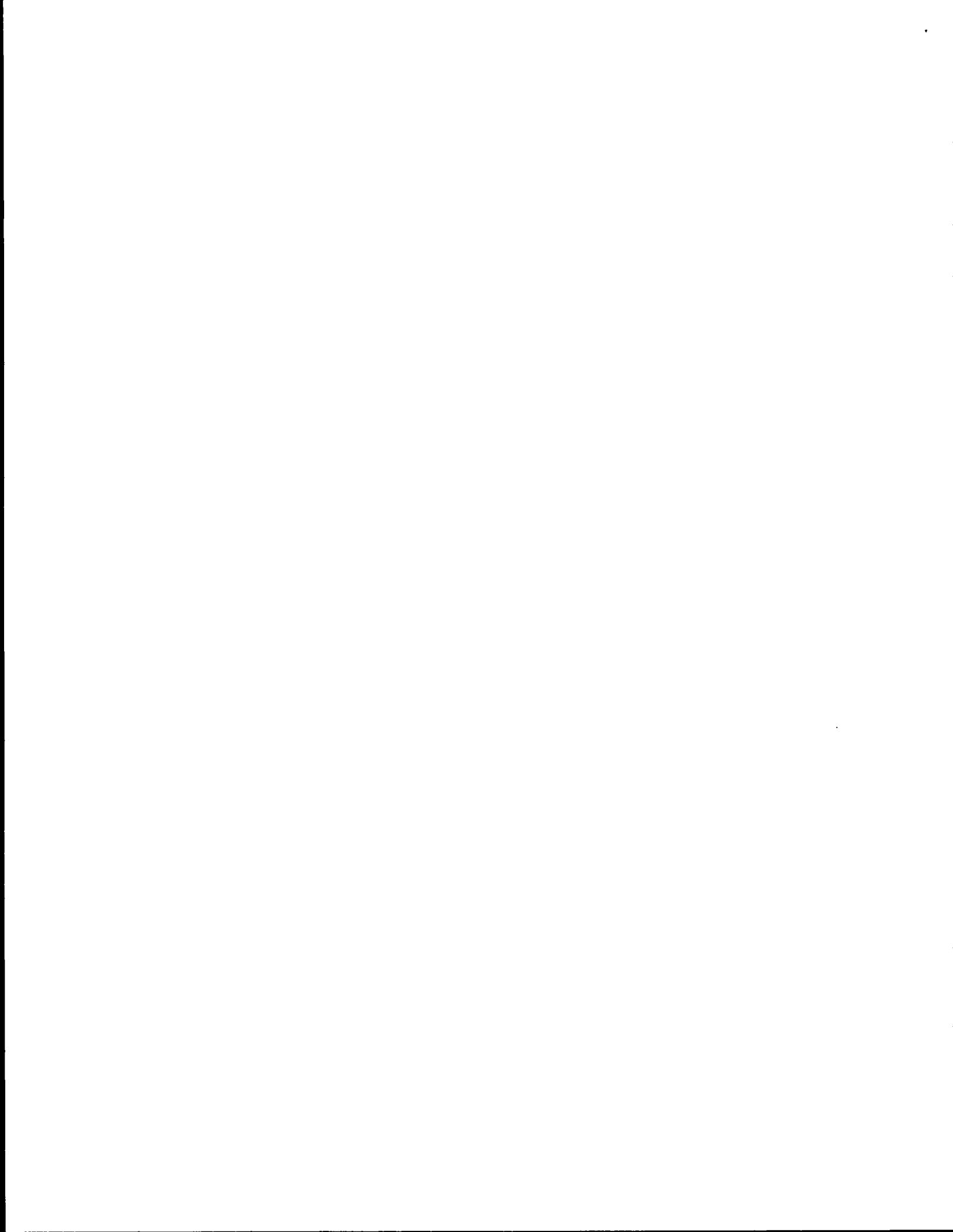
**HOUSE CONCURRENT RESOLUTION 10**

**H-1127**

- 1 Amend House Concurrent Resolution 10 as follows:  
2 1. Page 2, by striking lines 5 and 6 and  
3 inserting the following: "which shall include two  
4 members of the house of representatives appointed by  
5 the speaker of the house and the minority leader".  
6 2. Page 2, line 7, by striking the word "three"  
7 and inserting the following: "two".  
8 3. By renumbering as necessary.

**By** SWAIM of Davis

**H-1127** FILED MARCH 21, 2005



Paulsen, Ch.  
Tymeson  
Swaim

UCI  
S: HCR10

HSB 248  
JUDICIARY

1 HOUSE CONCURRENT RESOLUTION NO. \_\_\_\_\_

2 BY (PROPOSED COMMITTEE ON JUDICIARY RESOLUTION

3 BY CHAIRPERSON PAULSEN)

4 A Concurrent Resolution requesting the establishment  
5 of an interim study committee by the legislative  
6 council to conduct a study of issues related to the  
7 costs of professional liability insurance for health  
8 care providers in Iowa.

9 WHEREAS, medical malpractice insurance covers  
10 health care providers and health care facilities for  
11 liability claims arising from the examination, care,  
12 and treatment of health care patients; and

13 WHEREAS, the cost of medical malpractice insurance  
14 has increased, precipitated in part by the growing  
15 size of the claims filed and the reduced supply of  
16 available insurers; NOW THEREFORE,

17 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE  
18 SENATE CONCURRING, That the legislative council is  
19 requested to establish a medical malpractice insurance  
20 interim committee. The purpose of the interim  
21 committee shall be to provide regulatory agencies and  
22 the general assembly with possible solutions to  
23 alleviate problems regarding the availability and  
24 affordability of medical malpractice insurance in  
25 Iowa. The interim committee may consider, but not be  
26 limited to considering, a broad range of factors  
27 affecting the availability and affordability of  
28 medical malpractice insurance in Iowa, including the  
29 premium amounts charged by medical malpractice  
30 insurers, the type of damages awarded in medical

1 malpractice actions, insurance regulatory  
2 requirements, and applicable state and federal law.

3 BE IT FURTHER RESOLVED, That the legislative  
4 council shall select the members of the committee,  
5 which shall include representatives of medical  
6 malpractice insurers, health care professionals and  
7 health care facilities that purchase medical  
8 malpractice insurance, attorneys that represent  
9 plaintiffs in medical malpractice actions, attorneys  
10 that represent defendants in medical malpractice  
11 actions, and any other parties or experts as deemed  
12 appropriate by the legislative council; and

13 BE IT FURTHER RESOLVED, That the interim committee  
14 shall submit a report to the general assembly on or  
15 before January 15, 2006, regarding the committee's  
16 findings and recommended solutions, including proposed  
17 legislation, to make medical malpractice insurance  
18 more available and more affordable in Iowa.

19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30