Medical Liability State by State References

1. The Medical Liability Monitor, Annual Survey, Annual Rate Survey Issue, October 2012, Vol. 37, No. 10. Retrieved from <u>http://www.thehybridsolution.com/articles/MedicalLiabilityMonitor2012.pdf</u>.

2. Health Coalition on Liability and Access. Protect Patients Now. Retrieved from

http://protectpatientsnow.org/sites/default/files/HCLA-Fact-Sheet-Defining-theTerms-Final.pdf.

3. Health Coalition on Liability and Access. Protect Patients Now. Retrieved from

www.protectpatientsnow.org/actioncenter/State-by-State.

4. American Medical Association, Caps on Damages. Retrieved from <u>http://www.ama</u>assn.org/ama1/pub/upload/mm/378/capsdamages.pdf.

5. The Student Doctor Network. Retrieved from www.studentdoctor.net.

6. Contributory Negligence.net, The Facts About Contributory Negligence. Retrieved from www.contributorynegligence.net.

7. Kaiser Family Foundation. Analysis of Data from the National Practitioner Data Bank (NPDB), Public Use Data File (NPDB1110.POR), U.S. Department of

Health and Human Services, Health Resources and Services Administration, Bureau of Health Professions, Division of Practitioner Data Banks; accessed

3/27/12. Available at: http://www.npdb-hipdb.hrsa.gov/.

8. American Medical Association, Advocacy Resource Center: State Laws Chart II. Retrieved from http://www.ama-assn.org/resources/doc/arc/state-laws-chart-2-jan-2012.pdf.

9. American Tort Reform Association, 2009 State Tort Reform Enactments.

Retrieved from http://www.atra.org/sites/default/files/documents/2009%20Enact%20-%20Dec.pdf.

10. American Tort Reform Association, Judicial Hellholes. Retrieved from

http://www.judicialhellholes.org/2013/03/13/arizona-high-court-upholds-law-designed-tolimit-meritlessmedical-liability-lawsuits/.

11. The Medical Liability Monitor. February 2013, Vol 38, No 2.

12. American Medical Association, Statement of the American Medical Association to the Committee on the Judiciary United States House of Representatives

RE: Medical Liability Reform — Cutting Costs, Spurring Investment, Creating Jobs. Retrieved from http://www.ama-assn.org/ama1/pub/upload/mm/399/amastatement-medical-liability-reform-2011.pdf.

13. RAND Corporation, Changing the Medical Malpractice Dispute Process: What Have We Learned From California's MICRA? Retrieved from

http://www.rand.org/pubs/research_briefs/RB9071/index1.html.

14. Connecticut State Medical Society, Physicians Defend Profession at Certificate of Merit Hearing. Retrieved from

https://www.csms.org/index.php?option=com_content&task=view&id=3115&Itemid=368.

15. The Avery Index, Highest Per Capita Lawyers. Retrieved from

http://www.averyindex.com/lawyers_per_capita.php.

16. American Tort Reform Association, 2003 State Tort Reform Enactments.

Retrieved from http://www.atra.org/sites/default/files/documents/2003%20enact.pdf.

17. American Tort Reform Association, Judicial Hellholes. Retrieved from

http://www.judicialhellholes.org/wp-content/uploads/2012/12/ATRA_JH12_04.pdf.

18. American Tort Reform Association, 2005 State Tort Reform Enactments.

Retrieved from http://www.atra.org/sites/default/files/documents/Enact-Dec05.pdf.

19. The American Medical Association, Amicus Curiae Brief on Behalf of the Medical Association of Georgia and the American Medical Association.

Retrieved from http://www.ama-assn.org/ama1/pub/upload/mm/395/gliemmo-vcousineau.pdf.

20. Manly, R. and Purser, B. Jury awards Warner Robins Woman \$5 million for leg amputations below the knee. The Telegraph. September 25, 2012. Retrieved

from http://www.macon.com/2012/09/25/2191093/jury-awards-warner-robinswoman.html.

21. Patients for Fair Compensation, Patients' Compensation System Introduced in Florida Legislature. Retrieved from

http://www.patientsforfaircompensation.org/microsites/florida/news/patients%E2%80%99-compensationsystem-introducedin-florida-legislature/.

22. The Medical Liability Monitor, April 2013 Vol 38, No. 4.

23. Indiana State Medical Society, Key Features of Indiana's Medical Malpractice Act. Retrieved from http://www.ismanet.org/pdf/legal/Overview_Med_Mal_Act_summary.pdf.

24. Indiana State Medical Society, Overview of Indiana Medical Malpractice Act.

Retrieved from http://www.ismanet.org/legal/malpractice/#key_features.

25. Indiana State Medical Society, Strengths and Weaknesses.

Retrieved from <u>http://www.ismanet.org/legal/malpractice/strengths_weaknesses.htm</u>.

26. Plank v. Community Hospitals of Indiana, Inc. & State of Indiana. No. 49S04-1203-CT-135 (Indiana Supreme Court).

Retrieved from http://www.in.gov/judiciary/opinions/pdf/01151301rdr.pdf.

27. DiPietro, S., Carns, T., & Kelley, P. Alaska's English Rule: Attorney's Fee Shifting in Civil Cases. Alaska Judicial Council.

Retrieved from http://www.ajc.state.ak.us/reports/atyfeeexec.pdf.

28. American Tort Reform Association, Judicial Hellholes. Retrieved from

http://www.atra.org/newsroom/california-replaces-reforming-philly-atop-judicial-hellholes-%C2%AE-list-joined-jurisdictions

29. American Tort Reform Association. Retrieved from <u>http://www.atra.org/newsroom/louisiana-supreme-</u>court-joins-growing-number-state-high-courts-upholding-limits-medical

30. The Medical Liability Monitor, November 2012 Vol 37, No 11.

31. The Medical Liability Monitor, Annual Survey, Annual Rate Survey Issue, October 2013, Vol. 38, No. 10

32. Atkins, Annette (2008). Creating Minnesota: A History from the Inside Out. Minnesota Historical Society. pp. 242, 243, 248

33. The Medical Liability Monitor, August 2013 Vol 38, No 8

34. Mississippi Medical News <u>http://mississippimedicalnews.com/a-year-later-life-after-tort-reform-cms-330</u>

35. Medical Liability Reform NOW! The facts you need to know to address the broken medical liability system, Developed by The American Medical Association, 2013 edition <u>http://www.ama-</u>assn.org/resources/doc/arc/mlr-now.pdf

36. Diederich Healthcare Medical Malpractice Payout Analysis 2013

http://www.diederichhealthcare.com/medical-malpractice-insurance/2013-medical-malpractice-payout-analysis/

37. Health Coalition On Liability Access <u>http://protectpatientsnow.org/content/medical-liability-reform-quick-trigger-legal-challenges</u>

38. American Tort Reform Association, <u>http://www.atra.org/newsroom/atra-lauds-maryland-high-court-</u>decision-upholding-%E2%80%98contributory-negligence%E2%80%99-doctrine

39. The Medical Liability Monitor, December 2013 Volume 38, Number 12

40. Shactman, Brian (August 28, 2011). "Unemployed? Go to North Dakota" CNBC.

41. The Medical Society of the State of New York, <u>http://readme.readmedia.com/NY-Physicians-Demand-Liability-Cost-Reduction-Protest-Medicare-Cuts-at-Annual-Meeting/5974656</u>

42. The Medical Liability Monitor, July 2013 Volume 38, No 7

43. The Medical Society of the State of New York, <u>http://readme.readmedia.com/Poll-Finds-New-York-State-Physicians-Frustrated-by-Liability-Costs-and-Mandates/7107979</u>

44. American Medical News - http://www.amednews.com/article/20130610/profession/130619978/6/

45. The Medical Liability Monitor, February 2013, Volume 38, No 2

46. The Medical Liability Monitor, May 2013, Vol 38, No 5

47. Mssouri Watchdog.org, <u>http://watchdog.org/105583/mo-lawmakers-relax-volunteers-medical-malpractice-liability/</u>

48. Adam Liptak and Michael Moss (January 31, 2004). "In Trial Work: Edwards Left a Trademark" The New York Times

49. American Medical News - http://www.amednews.com/article/20120723/profession/307239944/5/

50. Silverman, Stacey Beth. Relationship Between Residency Training and Practice Location in Primary Care Residency Programs in Texas, ProQuest 2007

51. American Academy of Orthopedic Surgeons:

http://www.aaos.org/news/aaosnow/aug08/reimbursement4.asp

52. National Resident Matching Program www.nrmp.org

53. Michigan Academy of Family Physicians, <u>https://www.mafp.com/advocacy/policy-issues/medical-liability-reform</u>

54. The Detroit News, http://www.detroitnews.com/article/20131101/OPINION01/311010004

55. Michigan Legislative website, http://www.legislature.mi.gov/documents/2013-

2014/billanalysis/House/pdf/2013-HLA-4354-92E633B4.pdf

56. Michigan House of Representatives http://house.michigan.gov/sessiondocs/2013-

2014/testimony/Committee232-10-24-2013.pdf

57. Massachusetts Medical Society <u>http://www.massmed.org/Advocacy/MMS-Testimony/Testimony-in-</u> Support-for-S-1012-An-Act-Relative-to-Emergency-and-Disaster-Planning-for-Health-Care-

Providers/#.UshQO2RDsrw

58. Massachusetts Medical Society <u>http://www.massmed.org/News-and-Publications/Vital-Signs/Back-</u> Issues/Disclosure.-Apology-and-Offer--A-New-Approach-to-Medical-Liability/#.UshVEmRDsrw

59. The Oklahoman <u>http://newsok.com/many-oklahoma-towns-benefiting-from-states-booming-oil-</u> economy/article/3926977

60. USA Today http://usatoday30.usatoday.com/news/nation/census/2011-03-09-ohio-census_N.htm

61. The Medical Liability Monitor. November 2013, Vol 38, No 11

62. Constitution of The Commonwealth of Pennsylvania http://www.pahouse.com/pa_const.htm

63. Judicial Hellholes 2012-2013 http://www.judicialhellholes.org/wp-

content/uploads/2012/12/ATRA_JH12_04.pdf

64. Huffington Post http://www.huffingtonpost.com/tag/lebron-james-the-decision

65. Forbes <u>http://www.forbes.com/sites/sportsmoney/2011/12/21/top-10-lessons-from-ohio-states-tattoo-gate/</u>

66. American Academy of Orthopedic Surgeons

http://www.aaos.org/news/aaosnow/sep08/reimbursement9.asp

67. The Medical Liability Monitor. January 2013, Vol 38, No 1

68. Risk Management Monthly Emergency Medicine, From The Center for Medical Education, Inc.,

www.riskmanagementmonthly-emergencymedicine.com, Volume 7, Number 10

69. The Medical Liability Monitor. April 2014 Vol 39, No. 4

70. http://caselaw.findlaw.com/ga-court-of-appeals/1616486.html

71. Medical Malpractice Review Panel bill passes Kentucky Senate http://www.courier-

journal.com/article/20140219/NEWS0101/302190099/Medical-malpractice-review-panel-bill-passes-Kentucky-Senate?gcheck=1&nclick_check=1

72. The Reporter 2013 Volume 5, "Ten Years of Ten-Gallon Tort Reform."

73. Risk Management Monthly Emergency Medicine, From The Center for Medical Education, Inc.,

www.riskmanagementmonthly-emergencymedicine.com, Volume 8, Number 4

74. Pre-filed Bill would restore caps on Medical Malpractice damages <u>http://www.msahq.com/pre-filed-bill-would-restore-caps-on-medical-malpractice-damages</u>

75. EP Monthly (<u>http://www.epmonthly.com/features/current-features/gross-negligence-a-slippery-slope-for-dubious-expert-testimony/</u>)

76. Thorpe, K. The Medical Malpractice 'Crisis': Recent Trends And The Impact Of State Tort Reforms (Health Affairs) 2004

77. Viscusi and Born. Damages Caps, Insurability, and the Performance of Medical Malpractice Insurance, Journal of Risk and Insurance Vol 72, Issue 1, March 2005

78. Kilgore, Morrissey, Nelson. Damage Caps in Medical Malpractice Cases Milbank Quarterly Volume 85, Issue 2, June 2007

79. Utah Legislature http://le.utah.gov/~2009/bills/sbillint/sb0079s03.pdf

- 80. Walker A "Malpractice" Common Sense March/April 2014
- 81. ED Leadership Monthly Volume 6, Number 3

82. American Medical News http://www.amednews.com/article/20120924/profession/309249946/6/

83. No. 10-1043 Texas Supreme Court http://www.supreme.courts.state.tx.us/ebriefs/10/10104305.pdf

84. Family Practice News <u>http://www.familypracticenews.com/single-view/texas-has-more-doctors-since-tort-reform/dd227721ce0abce885b311a812d06278.html</u>

85. Silver et al. Will Tort Reform Bend the Cost Curve? Evidence from Texas. Journal or Empirical Legal Studies Volume 9, pp 173-216 (2012)

86. South Carolina legislature <u>http://www.scstatehouse.gov/code/t15c032.php</u>

87. West Virginia legislature http://www.legis.state.wv.us/wvcode/ChapterEntire.cfm?chap=55&art=7B

88. USA Today <u>http://www.usatoday.com/story/money/business/2012/10/20/doctors-shortage-least-most/1644837/</u>

89. Business in Utah http://business.utah.gov/wp-content/uploads/BU_2014-Full-low-res.pdf

90. Medical Liability Monitor. February 2014 Vol 39, No. 2

91. Pediatric News <u>http://www.pediatricnews.com/news/single-view/wisconsin-law-shields-doctors-apologies-from-malpractice-cases/cc49c307e2877bbc81e1c330487cd643.html</u>

92. Medical Liability Monitor. March 2014 Vol 39 No. 3

93. Locallo AR, Lawthers AG, Brennan TA at al. Relation between malpractice claims and adverse events due to negligence. N Engl J Med 1991: 325: 245-251

94.Brennan TA, Sox CM, Burstin HR. Relation between negligent adverse events and the outcomes of medical-malpractice litigation. N Engl J Med 1996: 335: 1963-1967

95. Indiana Patient's Compensation Fund 2012 Annual Report

96. Summary of Texas Medical Professional Liability Law http://www.texmed.org/StatuteOfLimitations/