2025 Kentucky General Assembly

MEDICAL LIABILITY REFORM

Addressing the Commonwealth's Medical Malpractice

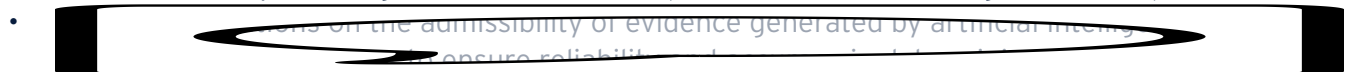## OPPORTUNITY TO IMPROVE THE BUSINESS CLIMATE

The Kentucky Legislature must address the escalating health insurance premiums for individuals and businesses, including medical malpractice insurance for health care providers, which impacts health care costs.

In order to enhance the region's ability to attract and retain a sufficient number of licensed medical professionals through a business-friendly legal environment, the NKY Chamber supports measures to reduce health care costs to consumers.

Several bills to address medical liabiltiy reform have passed the General Assembly including medical review panels. These bills were ruled unconstitutional by the courts.

APPROACH TO TACKLE THE ISSUE

- Pass a state constitutional amendment to allow the legislature to address medical liability reform.
- Pass legislation which addresses medical malpractice reform and effectively reduces healthcare costs to consumers by lowering costs of medical malpractice insurance facing healthcare providers.
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WHY DOES IT MATTER TO MY BUSINESS

Medical malpractice insurance for health care providers is significantly higher in Kentucky due to the unfavorable legal climate. This has a direct impact on consumer health care costs, which are a leading cost-driver for businesses.

WHAT WE ARE ASKING AN ELECTED OFFICIAL TO DO

- Support legislation that sets a cap on the damages recoverable by a plaintiff in medical malpractice lawsuits.

- Support legislation establishing an alternative dispute resolution, medical review panel or physician certification process before medical malpractice lawsuits can be resolved through the courts.

- Pass a constitutional amendment to allow the legislature to address medical liability reform.

- Establish limitations on the admissibility of evidence generated by artificial intelligence systems in medical malpractice cases to ensure reliability and accuracy in determining outcomes.

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