

SCOMM

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SCOMM 69: HOUSE LIABILITY INSURANCE TASK FORCE, 1989-90

LEGISLATIVE MEMBERSHIP:

REPRESENTATIVE SAM COTTEN, CHAIR
REPRESENTATIVE RED BOUCHER
REPRESENTATIVE VIRGINIA COLLINS
REPRESENTATIVE DAVE DONLEY
REPRESENTATIVE JOHNNY ELLIS
REPRESENTATIVE PETER GOLL
REPRESENTATIVE MAX GRUENBERG
REPRESENTATIVE RON LARSON
REPRESENTATIVE LOREN LEMAN
REPRESENTATIVE MIKE NAVARRE

Established by HR 6, 1989 (HR 10).

Contents: 18" of files. 14 meeting tapes are also available.

LIST OF FILES (PAGE 1)

MICROFICHE #

- 0. LIST OF FILES AND INDEX
- A. TAPE LOGS
- B. SET OF 16 VOLUMES OF RESEARCH DATA:
 - 1. PEER REVIEW PANEL RESULTS, ETC.
 - 2. CHANGES IN INSURANCE SERVICES: HOW THE PUBLIC IS TREATED
 - 3. RAND "THREE LEVEL" STUDY AND OTHER REPORTS
 - 4. MISCELLANEOUS
 - 5. AVAILABILITY - AFFORDABILITY INSURED PERCENTAGE
 - 6. AVAILABILITY OF SERVICES
 - 7. ALTERNATIVE CLAIM RESOLUTION MECHANISMS
 - 8. ROLES AND MECHANISMS OF STATE AGENCIES
 - 9. CLAIMS INFORMATION PROFESSIONAL
 - 10. ANTI-TRUST SUIT STATUS

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- 11. IMPACTS OF U.S. TORT SYSTEM
CHANGES
- 12. RATES
- 13. SELF REGULATION MATERIALS
- 14. CHANGES IN TIME IN LAW OF LIABILITY
AND DAMAGES
- 15. COMPARISONS OF U.S. TORT SYSTEM
CHANGES
- 16. LEGISLATIVE RESEARCH AGENCY REPORTS
- C. MISCELLANEOUS HANDOUTS USED AT 1989
MEETINGS (SEE LIST AT BEGINNING OF FILE)
- D. MISCELLANEOUS PAPERS REGARDING 1990
HEARINGS (SEE LIST AT BEGINNING OF FILE)
- E. FINAL REPORT OF THE HOUSE LIABILITY
TASK FORCE (FIRST REVISED) MARCH 1990

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SAM COTTEN
SPEAKER OF THE HOUSE

MEMORANDUM

TO: Legislative Reference Library
FROM: Speaker Sam Cotten *SC*
DATE: January 2, 1991
RE: Liability Insurance Task Force

Enclosed in the box accompanying this letter are the records of the Liability Insurance Task Force from 1989 through 1990. I am forwarding these items to you for permanent filing.

A. Committee Tapes and Logs as follows:

1. Tapes for October 3-4, 1989, meeting (^{FIVE} ~~four~~ tapes)
2. Tapes and log for March 2, 1990 meeting (three tapes)
3. Tapes and log for March 3, 1990 meeting (five tapes)
4. Tape and log for March 16, 1990 meeting (one tape)

B. Set of 16 volumes of research data and index for same. Volumes are as follows:

1. Peer Review Panel Results, Etc.
2. Changes in Insurance Services: How the Public is Treated
3. Rand "Three Level" Study and Other Reports
4. Miscellaneous
5. Availability - Affordability Insurance Percentage
6. Availability of Services
7. Alternative Claim Resolution Mechanisms
8. Roles and Mechanisms of State Agencies
9. Claims Information Professional
10. Anti-Trust Suit Status
11. Impacts of U. S. Tort System Changes
12. Rates
13. Self-Regulation Materials
14. Changes in Time in Law of Liability and Damages

15. Comparisons of U. S. Tort System Changes
16. Legislative Research Agency Reports

C. Miscellaneous Handouts Used at 1989 Meetings as follows:

1. April 13, 1989 letter from Center for Study of Responsive Law.
2. MEDICAL ECONOMICS article "Tort Reform: What Works, and What Doesn't"
3. Copies of House Bill 166
4. February 17, 1989 memo from Michael F. Ford, Legislative Counsel, regarding Civil Action - HB 166
5. NATIONAL INSURANCE LAW REVIEW article "The Causes of the Medical Malpractice Crisis: An Analysis of Claims Data and Insurance Company Finances"
6. "New Ideas Concerning Organizations: The PIAA Proposal: Establishment of Fault by Either Administrative Review or Normal Adjudication Followed by Indemnification Using a Fixed Benefit Program."
7. August 5, 1988 letter from Milliman & Robertson, Inc.
8. "Who Should Be Liable? A Guide to Policy for Dealing with Risk."
9. "Insurance Rates, Regulation, Commissioner, Initiative Statute"
10. April 27, 1989 memo from Ginger Baim to David Rogers regarding House Bill 166 - pros.
11. September 15, 1989 memo from Rep. Cotten to Liability Insurance Task Force members
12. February 1986 report by the Citizens Coalition for Tort Reform entitled "Report of the Tort Policy Working Group on the Causes, Extent and Policy Implications of the Current Crisis in Insurance Availability and Affordability."
13. March 1987 report by the Tort Policy Working Group entitled "An Update on the Liability Crisis."
14. January 26, 1989 letter, James P. Lynn of Aetna from Ralph Nader and February 8, 1989 response from Aetna.
15. House Research Agency March 15, 1989 report on "Hawaii Court Annexed Arbitration Program."
16. October 1, 1985, "Report of the Governor's Medical Malpractice Insurance Commission."
17. April 25, 1989 statement from J. Robert Hunter, President, National Insurance Consumer Organization.

D. Miscellaneous papers regarding 1990 hearings:

1. March 9, 1990 list of Task Force members and alternates.
2. Memo from David Rogers regarding "Fact Finding Efforts" dated January 19, 1990.
3. Memo from David Rogers regarding "Summary of Data: Almost everything you ever wanted to know about liability issues (and were afraid to ask??)" dated February 22, 1990 and marked "draft".
4. March 2, 1990, Summary of Highlights - Discussion Draft. Prepared by David Rogers for Task Force members.

5. Letters and articles discussed at March hearings:

- a. January 26, 1990 letter from Scott Wetzel Services
- b. January 26, 1990 letter from Nabors Alaska Petroleum Services
- c. January 8, 1990 letter from David E. Rogers
- d. January 31, 1990 letter from Phillips Petroleum Company
- e. January 31, 1990 letter from NANA Regional Corporation, Inc.
- f. February 16, 1990 letter from City/Borough of Juneau
- g. February 16, 1990 letters from Wilton Adjustment Service
- h. March 1990 letter from Alaska Bar Association
- i. NEW YORK TIMES articles concerning medical profession
- j. December 1, 1989 memo from John B. Gaguine, Legislative Counsel, concerning civil jury trials in other countries.
- k. February 23, 1990 letter from MICA
- l. February 27, 1990 letter from National Society of Professional Engineers

6. March 19, 1990 note and draft memo from David Rogers concerning tentative summary of claims experience information.

7. April 2, 1990 memo from Rep. Cotten to Task Force regarding MacNeil Lehrer Report and Harvard Study.

8. April 12, 1990 memo from Rep. Cotten to Task Force concerning Harvard Study materials.

9. June 17, 1990 draft final report.