

# FISCAL NOTE

## HB 2779

March 31, 2006

**SUMMARY OF BILL:** Creates a new section that makes the Governmental Tort Liability Act (GTLA) liability cap inapplicable to a medical malpractice action brought against a physician associated with the University of Tennessee Memorial Research Center and Hospital.

### ESTIMATED FISCAL IMPACT:

#### Increase State Expenditures – Not Significant

Assumptions:

- The State does not fall within the jurisdiction of GTLA.
- No impact on the State's Risk Management Fund.
- The University of Tennessee Research Center and Hospital is under private ownership of United Health Systems, Inc. (UHS) and all hospital employees are UHS employees and not University of Tennessee or State of Tennessee employees.
- Removal of the GTLA liability limits may increase the length of time required to litigate a case.
- Any increase in caseloads for the state trial courts and appellate courts can be absorbed within existing judicial resources.

### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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