

Illinois Medical Malpractice Summary and Statistics

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Tort Reform Law: None now. Illinois had a Non-economic cap of \$500,000 against providers and a \$1,000,000 cap against hospitals that passed in 2005. In 2010 it was declared unconstitutional by the Illinois State Supreme Court.

Population in 2015: 12,859,995

Number of Licensed Physicians¹ in 2015: 43,835

	2013	2014	2015	Average for 2013-2015
Per Capita ³ Amount Paid Against all Practitioners	\$14.37	\$14.36	\$20.66	\$16.46
State Rank	11	13	8	10
Per Capita ³ Amount Paid Against Physicians (MD/DO) Only	\$13.04	\$12.21	\$18.77	\$14.67
State Rank	11	13	8	10
Paid Claims/100 Physicians		0.61	0.67	
State Rank		26	15	

Table showing the amount paid per capita³ in Illinois for medical malpractice claims against all practitioners each year as well as against physicians only. It also shows the number of claims won against physicians per 100 licensed physicians in Illinois in 2014 and 2015.

Notes

- 1) MDs and DOs only. Many physicians are licensed in more than one state which is why the total number of physicians in all of the states exceeds the total number of physicians in the US.
- 2) All Practitioners includes MDs, DOs, podiatrists, dentists, nurses, hygienists, pharmacists, pharmacy techs, lab techs, physical therapists, etc...
- 3) Total amount paid in medical malpractice claims in the state that year/ the state's Population

Graphic Summary of Medical Malpractice Incidence and Cost for Illinois from 2003-2015

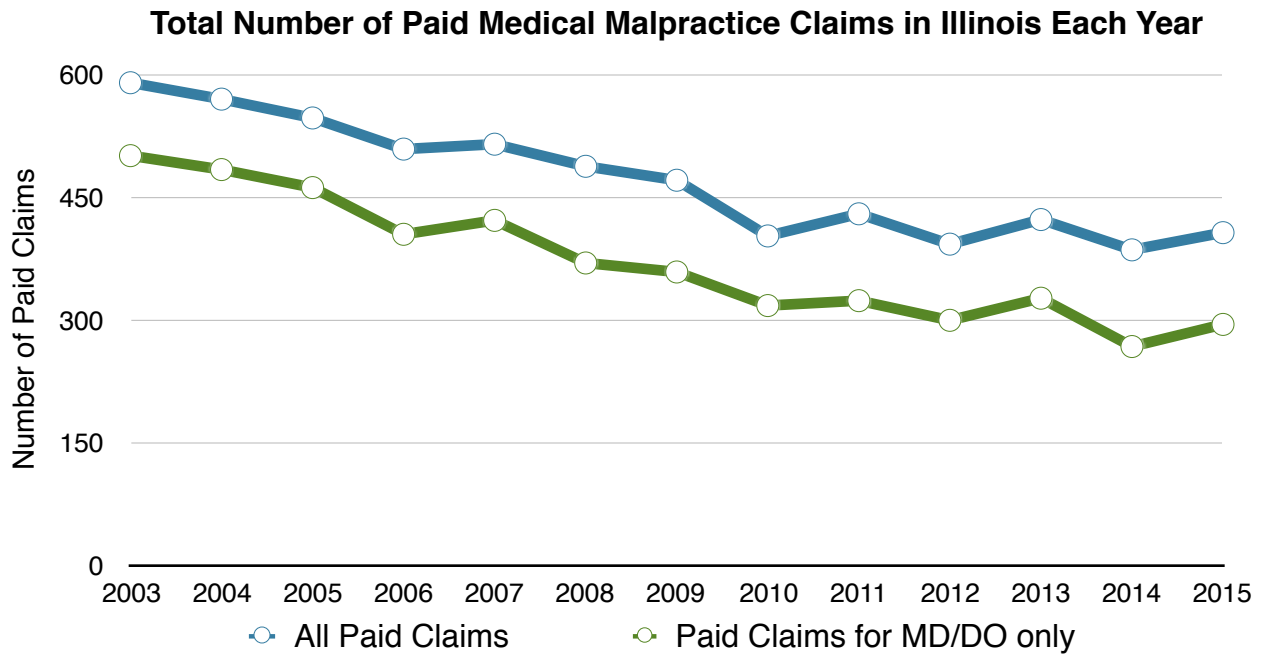


Figure 1: Total number of Paid Medical Malpractice Claims for Illinois from 2003-2015 for All Health Care Practitioners Combined as Well as for MD/DOs Only.

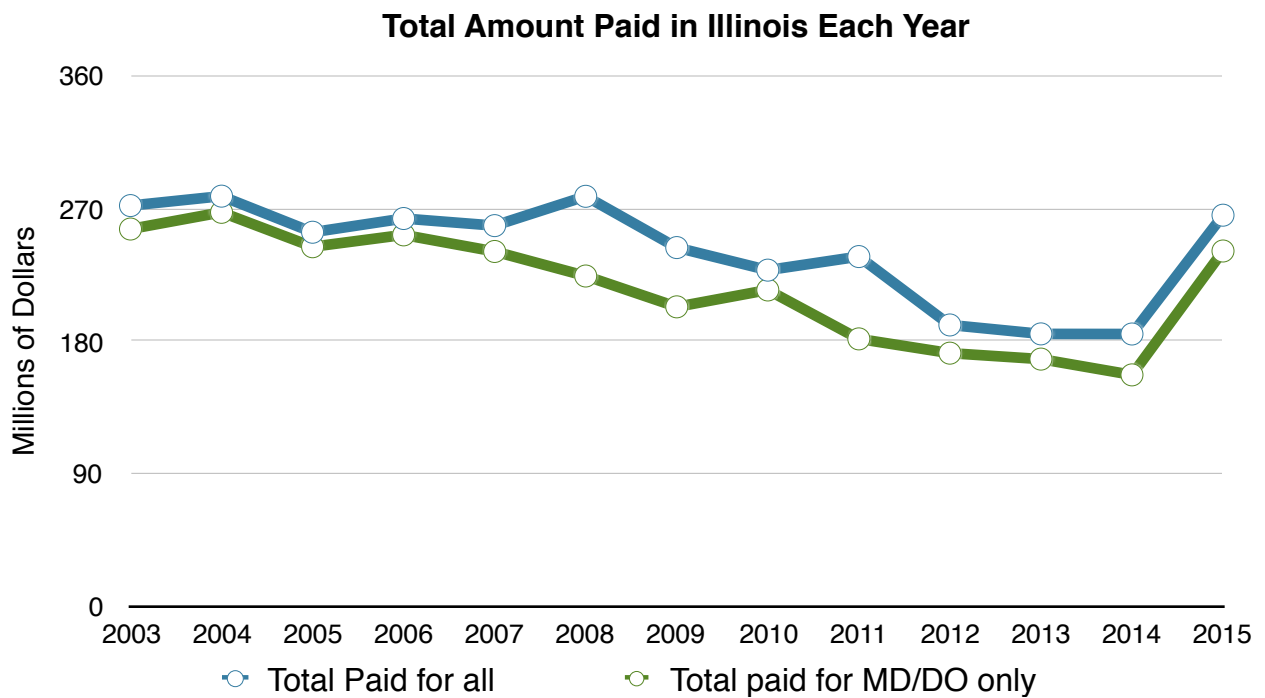


Figure 2: Total Amount Paid for All Medical Malpractice Claims from 2003-2015 for All Health Care Practitioners and MD/DOs Only in Illinois.

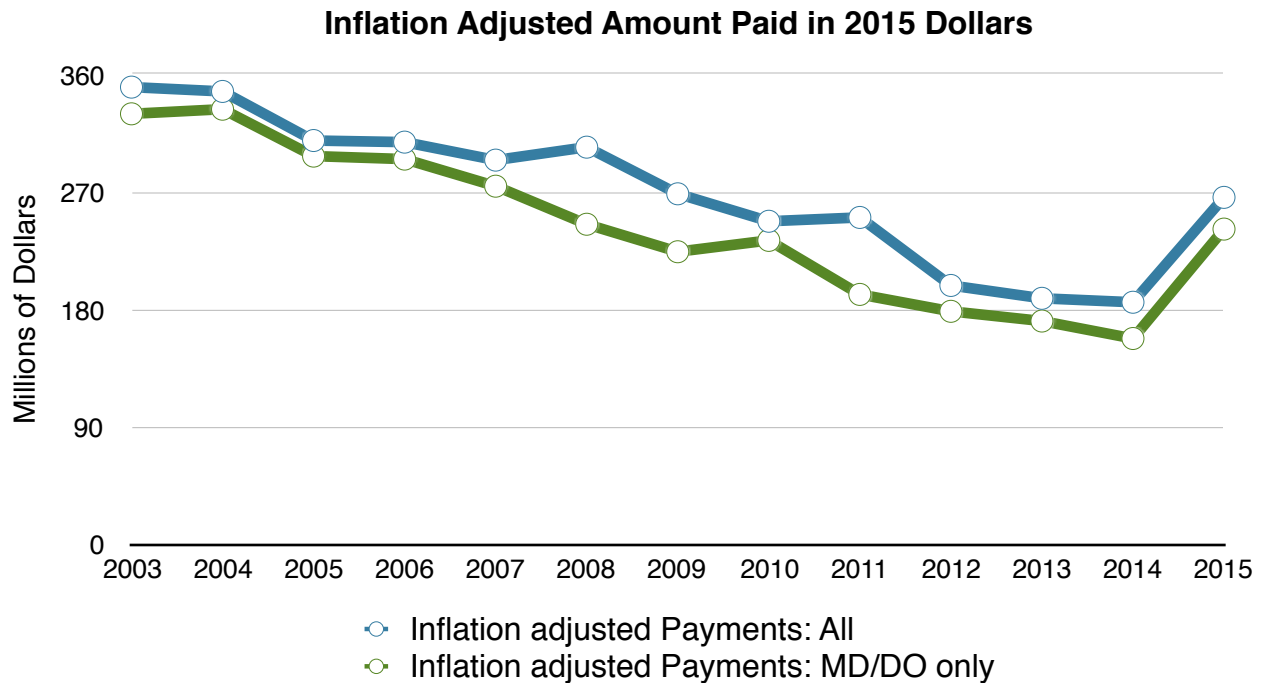


Figure 3: Figure 2 Data When Adjusted for Inflation.

Brief summary: For many years now, Illinois has had among the highest medical malpractice costs in the US. That might be why they felt a need to cap malpractice damage awards in 2005. Alas, that cap was thrown out by their State Supreme Court in 2010. Even so, malpractice costs continued to drop from 2010-2014. In 2015 Illinois had a spike in malpractice cases that had awards exceeding \$2 million. I don't know how much of the awards in any of these cases were due to non-economic damages, so I can't say if the cap would have made a difference had it been in effect that year.

Sources

<http://www.alllaw.com/articles/nolo/personal-injury/effect-tort-reform.html>

<http://www.nolo.com/legal-encyclopedia/state-state-medical-malpractice-damages-caps.html>

<http://www.ncsl.org/research/financial-services-and-commerce/medical-liability-medical-malpractice-laws.aspx>

http://truecostofhealthcare.net/malpractice_statistics/

<http://www.npdb.hrsa.gov/resources/npdbstats/npdbStatistics.jsp>

<http://www.atra.org/issues/noneconomic-damages-reform>