

THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE RESOLUTION

No. 145 Session of  
2023

INTRODUCED BY SCHEMEL, HEFFLEY, KAUFFMAN, R. MACKENZIE AND  
ZIMMERMAN, JUNE 9, 2023

REFERRED TO COMMITTEE ON JUDICIARY, JUNE 9, 2023

## A RESOLUTION

1 Directing the Legislative Budget and Finance Committee to  
2 conduct a study as to the feasibility of establishing a no-  
3 fault catastrophic loss fund to provide payment for claims  
4 brought as the result of birth-related neurological injuries.

5 WHEREAS, The Commonwealth is facing a critical shortage of  
6 physicians specializing in obstetrics in both its rural and  
7 urban areas; and

8 WHEREAS, Obstetrics is a high-risk medical specialty, and  
9 physicians practicing obstetrics pay high medical malpractice  
10 insurance premiums, which continue to rise; and

11 WHEREAS, A birth other than a medically defined "normal  
12 birth" frequently leads to a malpractice claim against the  
13 attending physician, making obstetricians among those most  
14 affected by claims of medical malpractice; and

15 WHEREAS, The cost of claims related to birth-related  
16 neurological injuries are particularly high; and

17 WHEREAS, Obstetric services are vital to the health and  
18 welfare of the people of this Commonwealth; therefore be it

19 RESOLVED, That the House of Representatives direct the

1 Legislative Budget and Finance Committee to conduct a study as  
2 to the feasibility of establishing a no-fault catastrophic loss  
3 fund to provide payment for claims brought as the result of  
4 birth-related neurological injuries; and be it further

5       RESOLVED, That the Legislative Budget and Finance Committee  
6 submit its report to the General Assembly within one year from  
7 the adoption of this resolution.