

## Limits on Non-Economic Damages as Applied to Medical Professional Liability Claims as of 1/23/17



### KEY

- Cap is greater than \$500,000
- Cap is \$500,000 or less

\* ID - The controlling Idaho Statute sets the cap on non-economic damages at \$250,000. From July 2004, this cap will increase or decrease to reflect changes in the average annual wage as computed by the ID Industrial Commission. The figure cited represents the current cap amount.

\*\* KS - The cap will increase in steps through July 1, 2022 when it will be set at \$350,000.

\*\*\* NE - For covered physicians, any award over this amount is paid from the state patient compensation fund, with a current total cap on both economic and non-economic damages of \$2,250,000.

\*\*\*\* NM - For covered physicians, any award over this amount is paid from the state patient compensation fund, with a current total cap on damages of \$600,000..

\*\*\*\*\* TX - The \$250,000 is for claims against a single provider or institution. For multiple providers/institutions, the cap is \$500,000.