

**Iowa**  
**Medical Malpractice Annual Report**  
**For Calendar Year 2023**

November 2024  
To: Iowa Insurance Division  
From: NovaRest, Inc.

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## Executive Summary

The Iowa Insurance Division requested open and closed claim data for calendar year 2023 from licensed insurance companies pursuant to Iowa Code Section 505.27. Licensed companies who wrote medical malpractice insurance in Iowa during the period from January 1, 2023, through December 31, 2023, were asked to provide specific data for claims closed during that period and separately for those remaining open at the end of the year.

Data was reviewed for consistency within and between companies, and for completeness and reasonableness. The accuracy of the report depends on the accuracy of the data obtained from the companies.

This report provides a snapshot of Iowa's medical malpractice insurance market. Average payments of benefits plus allocated loss adjustment expenses (ALAE) were approximately \$117,000 for closed claims. The average incurred losses (total benefits paid plus reserve for incurred and reported but not disposed) plus allocated loss adjustment expenses were approximately \$269,000 for all open claims.

Of the provider specialties listed, Hospital had the highest number of closed claims reported. Clinic/Corporation had the most open claims. Obstetrics/Gynecology had the highest average benefits and ALAE paid for closed claims and Healthcare Facility had the highest average incurred losses and ALAE for open claims.

For alleged cause of loss, Failure to Diagnose/Monitor/Treat produced the highest number of closed and open claims. Misdiagnosis had the highest average benefits and ALAE paid for closed claims and Pregnancy or Birth Related Problems had the highest average incurred losses and ALAE for open claims.

By severity of claim categories, Temporary – Minor had the highest number for closed claims. Death had the highest number of open claims. Permanent – Significant had the highest average benefits and ALAE paid for closed claims and Grave claims had the highest average incurred losses and ALAE for open claims. Average paid losses and ALAE by severity category ranged from approximately \$1,000 to \$411,000 for closed claims. Average incurred loss and ALAE by severity category ranged from approximately \$17,000 to \$1,000,000 for open claims.

Minor rounding differences may exist; however, no adjustments were made to the amounts reported.

In 2020, the Iowa Insurance Division (IID) began receiving requests for information about the companies' overall loss ratios. This information is not required to be reported under Iowa Code 505.27, but the IID acknowledges that the information is valuable. Being able to assess companies' claims in relation to the amount of premium collected will provide a better understanding of the adequacy or excessiveness of medical malpractice rates in Iowa. The IID compiled the medical malpractice loss ratio information that was attached as a supplemental report to the Iowa Medical Malpractice Annual Report for calendar year 2021 in response to the requests and to compare Iowa's market to neighboring states. As a result, changes were made to the Iowa code related to medical malpractice limits/noneconomic damage limitation figures.<sup>1</sup> An updated supplemental report with data from 2019-2023 is attached with this report.

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<sup>1</sup> <https://iid.iowa.gov/legal-resources/data/noneconomic-damage-limitation-figures>

## Introduction

Pursuant to Iowa Code Section 505.27, the Iowa Insurance Division requested insurance companies report medical malpractice claim data for calendar year 2023.

Licensed insurers who wrote medical malpractice insurance in Iowa during 2023 were asked to provide data separately for any claims that closed during the year and for any claims that were open at the end of the year.

### **Data Request**

The Division requested that companies submit data for each *claim* or *lawsuit*.

*Claims* were defined as formal or written demands for compensation under a medical malpractice insurance policy relating to allegations of liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.

A *lawsuit* was defined as a complaint filed in any court in Iowa alleging liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.

Only direct business was to be included in the report. Adjustments for subrogation were to be made. Claims were to be reported separately for each insured associated with a claim; for each injured party associated with an incident; for each claimant that filed a claim for the same injury; and for each policy if filed under more than one policy. Reopened claims were to be reported considering only their final disposition date.

A copy of the data request is included at the end of this report.

## Companies

Licensed insurers who wrote medical malpractice insurance in Iowa during 2023 were required to provide data for claims that closed during the year or that were open at the end of the year. All licensed insurers represented 48% of the medical malpractice market in Iowa as determined by their percentage of calendar year 2023 direct written premiums.

Company groups that reported for 2023 and include at least one licensed insurer represent 100% of the licensed direct written medical malpractice premium in Iowa for 2023, and 92% of the total (including non-licensed companies) direct written medical malpractice premium in Iowa for 2023.

For this report, an additional effort was made to educate company groups that were unaware of reporting requirements. As a result, this report reflects a higher market share compared to prior reports.

However, not all company groups had open or closed claims to report in Iowa for 2023. Company groups that reported for 2023, include at least one licensed insurer, and reported non-zero claims in 2023 comprise 89% of the licensed direct written medical malpractice premium in Iowa for 2023, and 65% of the total (including non-licensed companies) direct written medical malpractice premium in Iowa for 2023.

Page 6 shows a history of the market shares for company groups that reported non-zero claims for the Medical Malpractice Annual Report for Calendar Year 2023 in the state of Iowa. The market shares were determined by dividing the group's written premium for the year by the total written premium for all companies in that year. Note that this includes non-licensed insurers that are part of groups that include both licensed and non-licensed insurers. The market share for only licensed insurers in the state of Iowa is shown on page 7.

The companies that write medical malpractice insurance in Iowa change from year to year. New companies start writing the business, others cease writing the business. Some companies change their names or acquire other companies. The premium volume that a company writes will vary year to year, and for some companies it will vary dramatically.

In reports for 2018 and earlier, a market share table for companies that reported claims was provided, however, because some entities file the report as a group, it was somewhat inconsistent. Therefore, in this report, consistent with the prior year report, we have provided the market share report on a consistent insurance group basis.

**Iowa Insurance Division**  
**Medical Malpractice Closed and Open Claim Report Market Shares**  
**of Company Groups with Reported Non-Zero Claims**  
**Based on 2023 Iowa Direct Written Premiums**

<b>Entity Name<sup>2,3</sup></b>	<b>NAIC Group Number</b>	<b>Calendar Year 2019</b>	<b>Calendar Year 2020</b>	<b>Calendar Year 2021</b>	<b>Calendar Year 2022</b>	<b>Calendar Year 2023</b>
Apollo Global Mgmt Grp	4734	1.3%	1.0%	1.2%	1.3%	1.2%
Chubb Ltd Grp	626	0.8%	0.7%	3.4%	3.7%	0.5%
Cincinnati Financial Group	244	0.7%	0.6%	0.7%	0.6%	0.4%
CNA Ins Group	218	10.0%	7.4%	3.2%	3.1%	3.5%
COPIC Group	4902	4.9%	7.2%	10.1%	13.9%	24.0%
Coverys Group	1154	4.1%	4.2%	2.2%	5.5%	2.8%
Curi Holdings Grp (Previously MMIC Group with NAIC group code 4790)	184	36.2%	33.4%	33.2%	30.5%	22.4%
Doctors Co Group	831	0.5%	0.7%	1.5%	2.0%	0.9%
ISMIE Group	2358	1.2%	0.2%	0.1%	0.2%	0.4%
Munich Re Grp	361	0.0%	0.0%	0.0%	0.9%	1.1%
National Group	508	0.8%	0.7%	0.8%	0.8%	0.9%
NCMIC Group	2638	4.1%	3.6%	3.0%	3.1%	2.5%
Pharmacists Mut Group	775	1.1%	0.9%	0.9%	0.8%	0.8%
ProAssurance Corp Group	2698	1.6%	1.5%	1.9%	2.0%	2.2%
WR Berkley Corp Group	98	0.5%	0.6%	0.7%	1.2%	1.4%
<b>Total Market Share for Groups with Reported Non-Zero Claims for 2023</b>		<b>67.9%</b>	<b>62.9%</b>	<b>62.8%</b>	<b>69.7%</b>	<b>64.9%</b>

<sup>2</sup> Please note the numbers in this table will not match exactly with prior reports as some groups that reported for 2023 may not have reported in previous years. For example, the prior report included MMIC Group (NAIC group number 4790) while this report includes their new name, Curi Holdings Group, and new NAIC group number 184. Additionally, this table is provided consistent with the methodology used in the prior year report; however, in previous reports the market share was shown as a mixture of company and insurance group because some companies report separately while some groups report for all companies.

<sup>3</sup> The company groupings are shown in Appendix A.

**Iowa Insurance Division  
Medical Malpractice Closed and Open Claim Report Market Shares  
of Licensed Company Groups with Reported Non-Zero Claims  
Based on 2023 Iowa Direct Written Premiums**

<b>Entity Name</b>	<b>NAIC Group Number</b>	<b>Calendar Year 2019</b>	<b>Calendar Year 2020</b>	<b>Calendar Year 2021</b>	<b>Calendar Year 2022</b>	<b>Calendar Year 2023</b>
Apollo Global Mgmt Grp	4734	2.0%	1.9%	2.1%	2.2%	2.2%
Chubb Ltd Grp	626	0.5%	0.4%	0.4%	0.4%	0.5%
Cincinnati Financial Group	244	1.1%	1.1%	1.2%	1.2%	0.9%
CNA Ins Group	218	3.7%	0.2%	3.7%	3.7%	3.8%
COPIC Group	4902	3.6%	8.6%	11.3%	17.8%	29.3%
Coverys Group	1154	5.2%	5.7%	0.5%	5.7%	1.2%
Curi Holdings Grp (Previously MMIC Group with NAIC group code 4790)	184	60.7%	61.1%	60.3%	48.8%	39.0%
Doctors Co Group	831	0.5%	0.5%	0.4%	0.6%	1.0%
ISMIE Group	2358	2.0%	0.4%	0.2%	0.2%	0.2%
Munich Re Grp	361	0.1%	0.0%	0.0%	0.0%	0.0%
National Group	508	0.1%	0.1%	0.1%	0.1%	0.1%
NCMIC Group	2638	7.0%	6.8%	5.6%	5.8%	5.1%
Pharmacists Mut Group	775	1.9%	1.7%	1.6%	1.6%	1.7%
ProAssurance Corp Group	2698	1.4%	1.3%	1.4%	1.4%	3.3%
WR Berkley Corp Group	98	0.3%	0.3%	0.3%	0.4%	0.4%
Total Licensed and Chartered Market Share for Groups with Reported Non-Zero Claims for 2023		90.2%	89.9%	89.1%	90.0%	88.8%

## Data

All responses received were reviewed for consistency with the data request. Data elements were reviewed for completeness, reasonableness, and consistency with other data elements.

For this report, an additional effort was made to educate company groups that were unaware of reporting requirements. As a result, this report reflects a higher volume of open and closed claims compared to prior reports.

In cases where a company did not use the provided categories to identify claims, if a category could be reasonably assigned, that was done. Otherwise, the claim was listed in the Other/Unknown category. Any categories with less than five claims were combined and reported in total.

On the Benefits and Expenses by Company exhibits, companies with fewer than five claims were reported as a group. Page 25 shows the companies combined for the closed claim exhibits and for the open claim exhibits.

Several large losses were reported, for both open and closed claims. Twenty-six (26) closed claims had total loss and allocated loss adjustment expenses of at least \$500,000. Sixteen (16) closed claims had total loss and allocated loss adjustment expense of at least \$1,000,000, with the three largest paid losses and ALAE being at least \$2 million. Fifty-eight (58) open claims had incurred amounts of \$500,000 or more. Thirty-three (33) open claims had incurred loss and loss adjustment expense of at least \$1,000,000, with the seven largest claims exceeding \$2,000,000, and the three largest exceeding \$7,000,000.



## Limitations

The accuracy of this report depends on the accuracy of the data provided by the companies. NovaRest reviewed the data for completeness, reasonableness, consistency with other data elements, and consistency with the data request. No adjustments were made to the data other than the assigning categories to identify claims for which a company did not use the provided categories, but one could be reasonably assigned.

Although attempts were made to gather uniform data from all companies, complete uniformity is not possible. Some companies did not maintain records of all the data as requested. Some used company specific definitions that could not be manipulated to completely match the requested categories.

Companies may have interpreted data elements differently from each other. Practices such as the timing for considering an incident an open claim or a closed claim may differ by company.

Medical malpractice insurance is available for individuals and for a variety of institutions, including hospitals, clinics, and nursing homes. Insurance companies often specialize in what medical malpractice insurance they write. Differences in data between specialties or types of policyholders may be a result of or compounded by the companies writing the business.

Other factors internal to a company writing the business that affect the results of the study include, but are not limited to, the type of policies written, the limits of insurance requested by policyholders, the size of deductibles, company underwriting considerations and claim practices. Factors external to a company may also affect the report. These may include, but are not limited to, the regulatory environment, the legal environment, the general economy, and medical inflation. The report makes no adjustments for and does not attempt to analyze changes in economic conditions, exposures, medical practices, legal climate, rate levels, or medical inflation.

The companies writing medical malpractice insurance in Iowa and the premium volume that each company wrote have changed from year to year. This can have a significant effect on any analysis. No adjustments to the data have been made to reflect shifting business.

The report provides a snapshot of Iowa's medical malpractice insurance market. It includes claims from 2023 and earlier which were either closed in 2023 or remained open at the end of the year for those companies that responded to the data request. Since medical malpractice claims can take years to be reported and closed, the claims closed in a year and open at the end of the year do not correspond to premiums for that year.

Large losses are not individually identified in the report. They are included in the totals and averages.

## Aggregate Claim Reports by Specialty of Provider

Companies were asked to classify each claim reported by a number of typical provider specialties. All claims in each category were totaled, separately for the open and the closed reports, and averaged by dividing the total dollar amounts by the number of claims. To maintain confidentiality of individual claims, any categories with fewer than five claims were grouped in the Other/Unknown category.

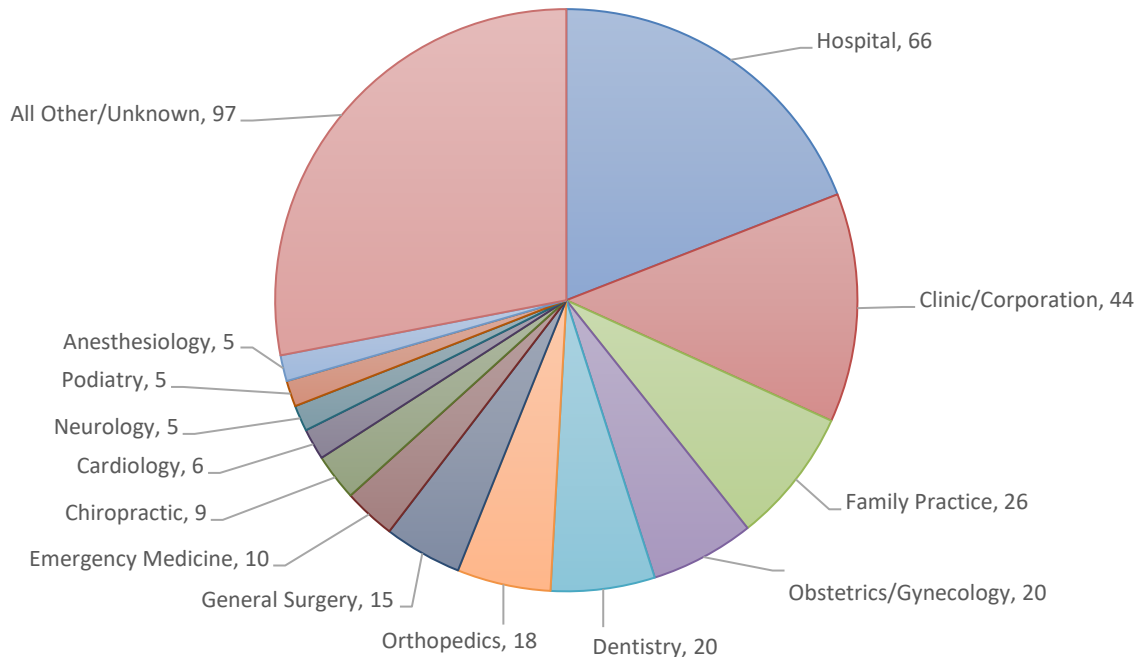
Average payments of benefits plus allocated loss adjustment expenses were approximately \$117,000 for all closed claims. The average incurred losses and allocated loss adjustment expenses were approximately \$269,000 for all open claims. The claims underlying these amounts are not comparable since the open claims represent all those open at the end of calendar year 2023, without regard to when the injury occurred, or the claim was reported. The closed claims include all claims closed in 2023, regardless of the date of injury or the date reported. The mix of claims by type, severity, or size, will not be the same for the open and closed reports.

Hospital had the highest number of closed claims reported. Clinic/Corporation had the highest number of open claims reported. Obstetrics/Gynecology had the highest average benefits and allocated loss adjustment expenses paid for closed claims. Healthcare Facility had the highest average incurred losses and allocated loss adjustment expenses for open claims.

**Iowa Insurance Division  
Closed Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Specialty**

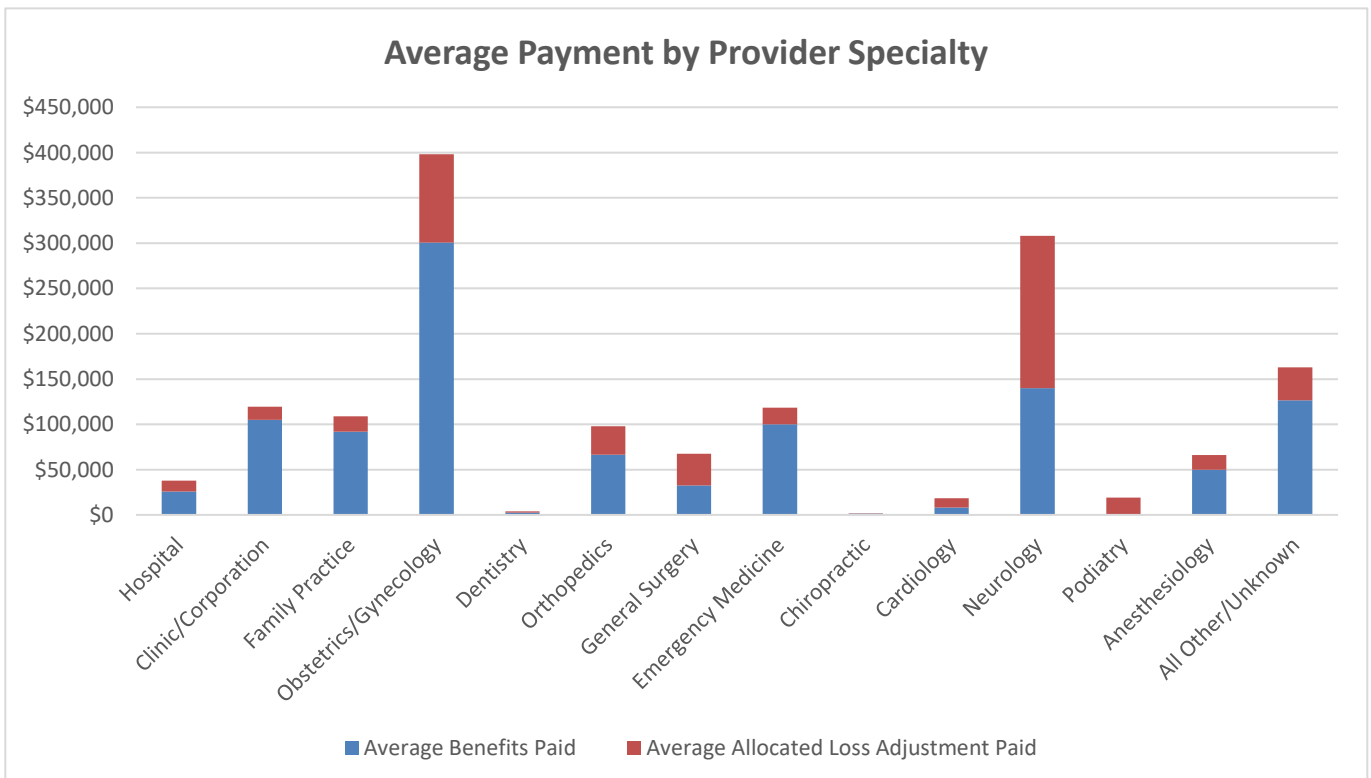
Provider Specialty	Number of Claims	Total Benefits Paid	Total Allocated Loss Adjustment Expenses Paid	Additional Payments After 6 Months from Disposition
Hospital	66	\$1,709,248	\$787,198	\$0
Clinic/Corporation	44	\$4,612,500	\$650,098	\$1,138
Family Practice	26	\$2,385,000	\$441,984	-\$1,500
Obstetrics/Gynecology	20	\$6,015,000	\$1,945,565	\$50,000
Dentistry	20	\$52,000	\$26,811	\$0
Orthopedics	18	\$1,195,000	\$566,011	\$0
General Surgery	15	\$490,000	\$522,959	\$0
Emergency Medicine	10	\$1,000,000	\$184,618	\$49,844
Chiropractic	9	\$12,873	\$2,540	\$0
Cardiology	6	\$50,000	\$60,765	\$0
Neurology	5	\$700,000	\$841,243	\$0
Podiatry	5	\$0	\$95,706	\$0
Anesthesiology	5	\$250,000	\$79,757	\$0
All Other/Unknown	97	\$12,262,569	\$3,539,508	\$0
<b>Total</b>	<b>346</b>	<b>\$30,734,190</b>	<b>\$9,744,763</b>	<b>\$99,481</b>

**Number of Closed Claims by Provider Specialty**



**Iowa Insurance Division  
Closed Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Specialty**

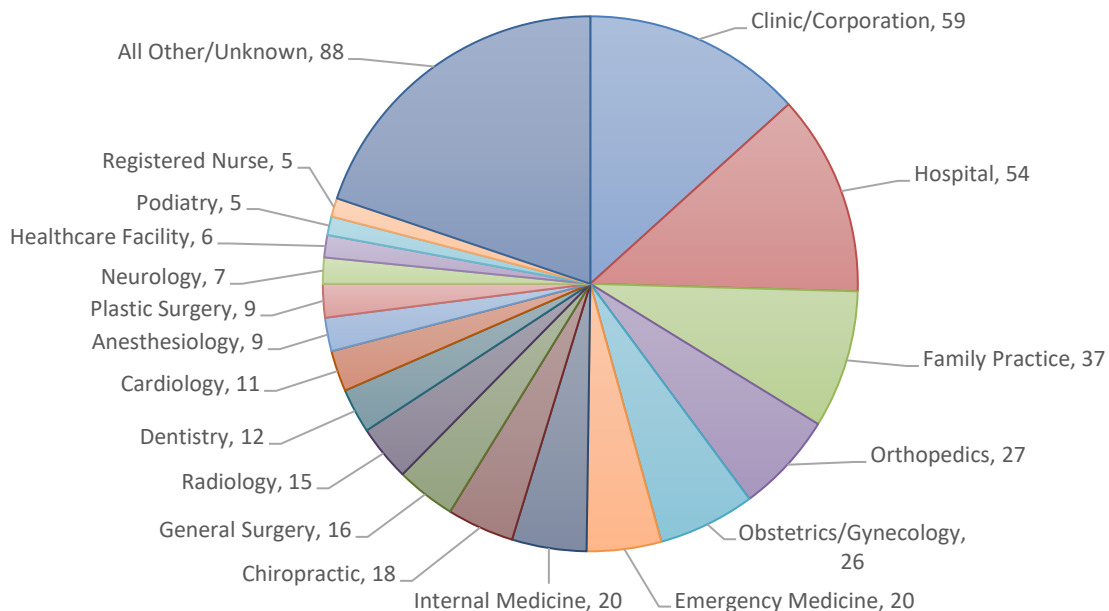
Provider Specialty	Number of Claims	Average Benefits Paid	Average Allocated Loss Adjustment Paid	Average Additional Payments After 6 Months from Disposition
Hospital	66	\$25,898	\$11,927	\$0
Clinic/Corporation	44	\$104,830	\$14,775	\$26
Family Practice	26	\$91,731	\$16,999	-\$58
Obstetrics/Gynecology	20	\$300,750	\$97,278	\$2,500
Dentistry	20	\$2,600	\$1,341	\$0
Orthopedics	18	\$66,389	\$31,445	\$0
General Surgery	15	\$32,667	\$34,864	\$0
Emergency Medicine	10	\$100,000	\$18,462	\$4,984
Chiropractic	9	\$1,430	\$282	\$0
Cardiology	6	\$8,333	\$10,128	\$0
Neurology	5	\$140,000	\$168,249	\$0
Podiatry	5	\$0	\$19,141	\$0
Anesthesiology	5	\$50,000	\$15,951	\$0
All Other/Unknown	97	\$126,418	\$36,490	\$0
<b>Total</b>	<b>346</b>	<b>\$88,827</b>	<b>\$28,164</b>	<b>\$288</b>



**Iowa Insurance Division  
Open Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Specialty**

Provider Specialty	Number of Claims	Total Benefits Paid	Total Allocated LAE Paid	Reserve for Incurred and Reported but not Disposed
Clinic/Corporation	59	\$0	\$904,859	\$8,022,611
Hospital	54	\$301,367	\$376,388	\$8,226,772
Family Practice	37	\$0	\$1,013,739	\$8,459,818
Orthopedics	27	\$0	\$822,339	\$6,184,466
Obstetrics/Gynecology	26	\$6,150,000	\$1,937,814	\$8,592,729
Emergency Medicine	20	\$1,000,000	\$279,730	\$3,180,724
Internal Medicine	20	\$0	\$65,853	\$1,626,124
Chiropractic	18	\$14,381	\$613,759	\$990,000
General Surgery	16	\$0	\$432,818	\$3,505,516
Radiology	15	\$0	\$329,112	\$1,912,777
Dentistry	12	\$41,000	\$126,703	\$195,303
Cardiology	11	\$0	\$201,358	\$3,292,745
Anesthesiology	9	\$0	\$654,459	\$1,481,635
Plastic Surgery	9	\$0	\$344,661	\$531,644
Neurology	7	\$0	\$460,983	\$2,466,520
Healthcare Facility	6	\$125,000	\$18,550,395	\$871,619
Podiatry	5	\$0	\$26,692	\$82,028
Registered Nurse	5	\$0	\$15,139	\$300,003
All Other/Unknown	88	\$6,000,000	\$4,587,072	\$13,957,631
<b>Total</b>	<b>444</b>	<b>\$13,631,748</b>	<b>\$31,743,870</b>	<b>\$73,880,663</b>

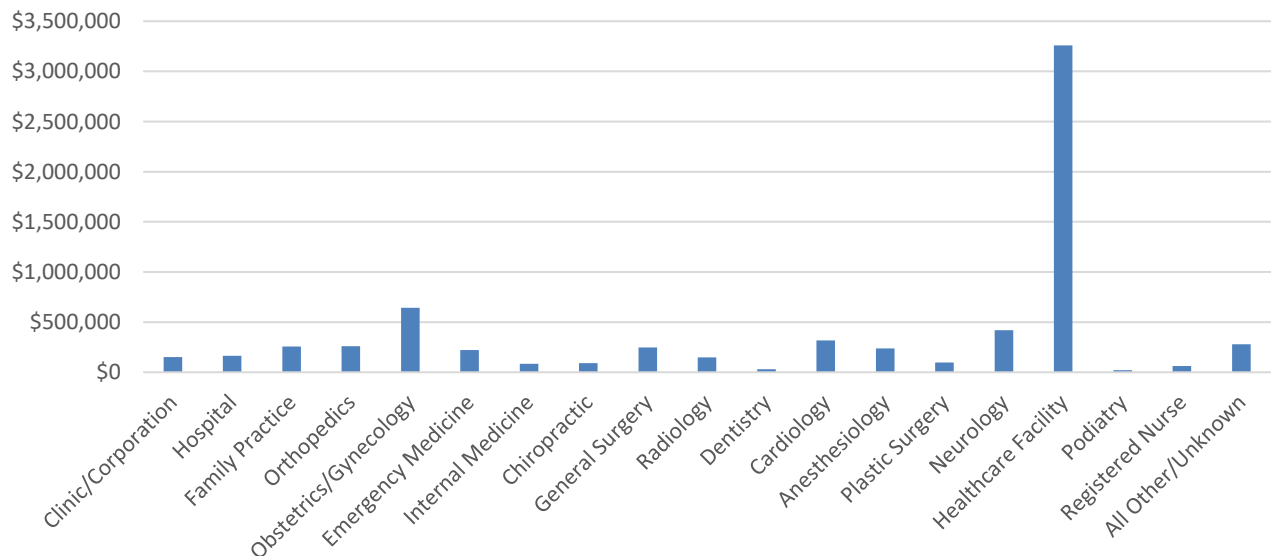
**Number of Open Claims by Provider Specialty**



**Iowa Insurance Division  
Open Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Specialty**

Provider Specialty	Number of Claims	Average Total Benefits Paid	Average Total Allocated LAE Paid	Average Reserve for Incurred and Reported but not Disposed
Clinic/Corporation	59	\$0	\$15,337	\$135,976
Hospital	54	\$5,581	\$6,970	\$152,348
Family Practice	37	\$0	\$27,398	\$228,644
Orthopedics	27	\$0	\$30,457	\$229,054
Obstetrics/Gynecology	26	\$236,538	\$74,531	\$330,490
Emergency Medicine	20	\$50,000	\$13,986	\$159,036
Internal Medicine	20	\$0	\$3,293	\$81,306
Chiropractic	18	\$799	\$34,098	\$55,000
General Surgery	16	\$0	\$27,051	\$219,095
Radiology	15	\$0	\$21,941	\$127,518
Dentistry	12	\$3,417	\$10,559	\$16,275
Cardiology	11	\$0	\$18,305	\$299,340
Anesthesiology	9	\$0	\$72,718	\$164,626
Plastic Surgery	9	\$0	\$38,296	\$59,072
Neurology	7	\$0	\$65,855	\$352,360
Healthcare Facility	6	\$20,833	\$3,091,732	\$145,270
Podiatry	5	\$0	\$5,338	\$16,406
Registered Nurse	5	\$0	\$3,028	\$60,001
All Other/Unknown	88	\$68,182	\$52,126	\$158,609
<b>Total</b>	<b>444</b>	<b>\$30,702</b>	<b>\$71,495</b>	<b>\$166,398</b>

**Average Incurred Losses ALAE by Provider Specialty**



## **Aggregate Claim Reports by Nature of Claim**

Companies were asked to classify each claim reported by a number of alleged cause of loss descriptions. Most companies used the provided descriptions to categorize the claims. For those claims that were not assigned to one of the listed cause of loss descriptions, one was assigned if it reasonably fit the description provided by the company. Otherwise, the claim was listed in the Other/Unknown category.

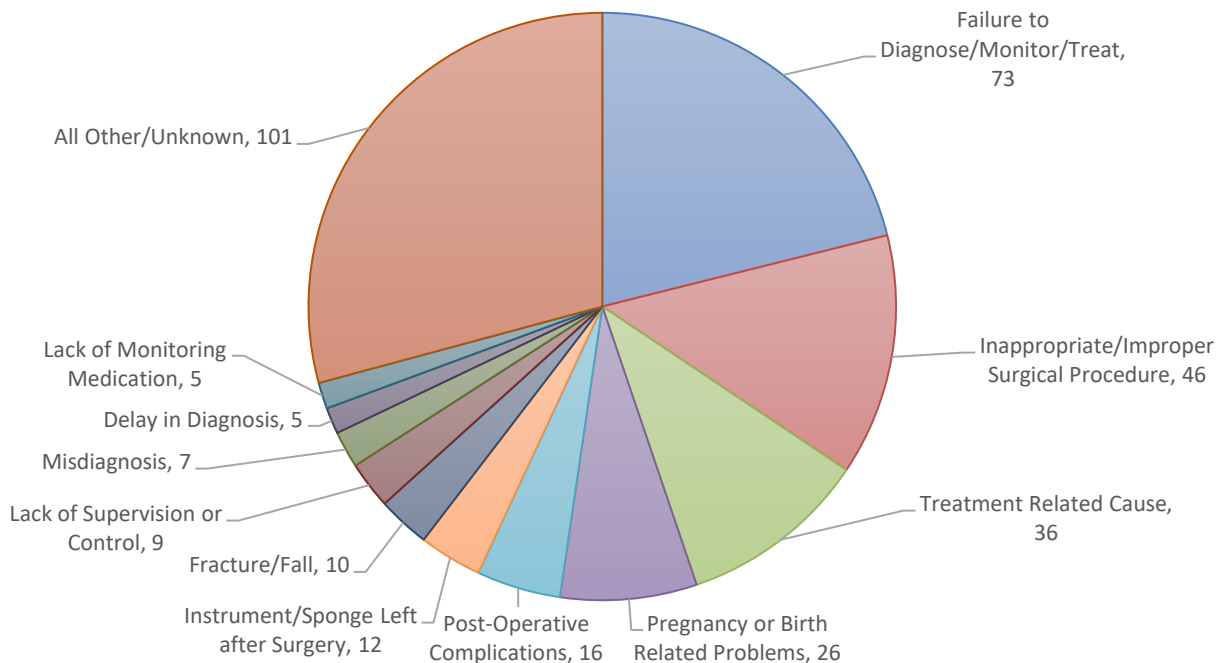
All claims in each category were totaled, separately for the open and the closed reports, and averaged by dividing the total dollar amounts by the number of claims. To maintain confidentiality of individual claims, any categories with fewer than five claims were grouped in the Other/Unknown category.

Failure to Diagnose, Monitor, and/or Treat had the highest number of closed and open claims reported. Misdiagnosis had the highest average benefits and allocated loss adjustment expenses paid for closed claims and Pregnancy or Birth Related Problems had the highest average incurred losses and ALAE for open claims.

**Iowa Insurance Division  
Closed Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Nature of Claim**

Alleged Cause of Loss	Number of Claims	Total Benefits Paid	Total Allocated Loss Adjustment Expenses Paid	Additional Payments After 6 Months from Disposition
Failure to Diagnose/Monitor/Treat	73	\$10,207,500	\$1,838,016	\$0
Inappropriate/Improper Surgical Procedure	46	\$2,825,000	\$3,020,286	\$49,844
Treatment Related Cause	36	\$62,500	\$199,557	\$0
Pregnancy or Birth Related Problems	26	\$8,095,349	\$2,033,819	\$1,138
Post-Operative Complications	16	\$1,087,500	\$483,168	\$0
Instrument/Sponge Left after Surgery	12	\$235,000	\$125,680	\$50,000
Fracture/Fall	10	\$233,102	\$137,384	\$0
Lack of Supervision or Control	9	\$2,200,000	\$518,084	\$0
Misdiagnosis	7	\$4,600,000	\$694,759	\$0
Delay in Diagnosis	5	\$0	\$57,341	\$0
Lack of Monitoring Medication	5	\$0	\$61,113	\$0
All Other/Unknown	101	\$1,188,239	\$575,557	-\$1,500
<b>Total</b>	<b>346</b>	<b>\$30,734,190</b>	<b>\$9,744,763</b>	<b>\$99,481</b>

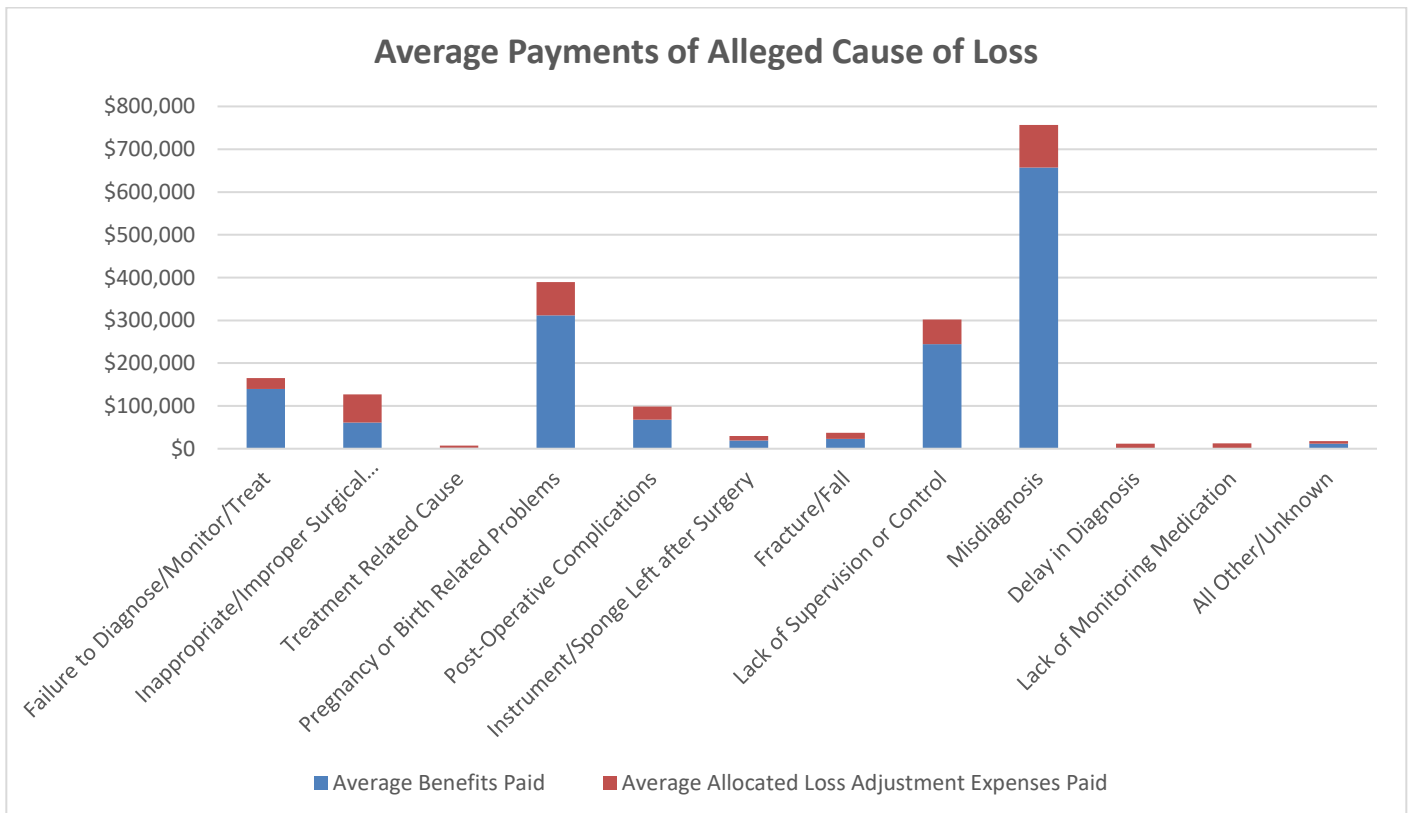
**Number of Closed Claims by Nature of Claim**





**Iowa Insurance Division  
Closed Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Nature of Claim**

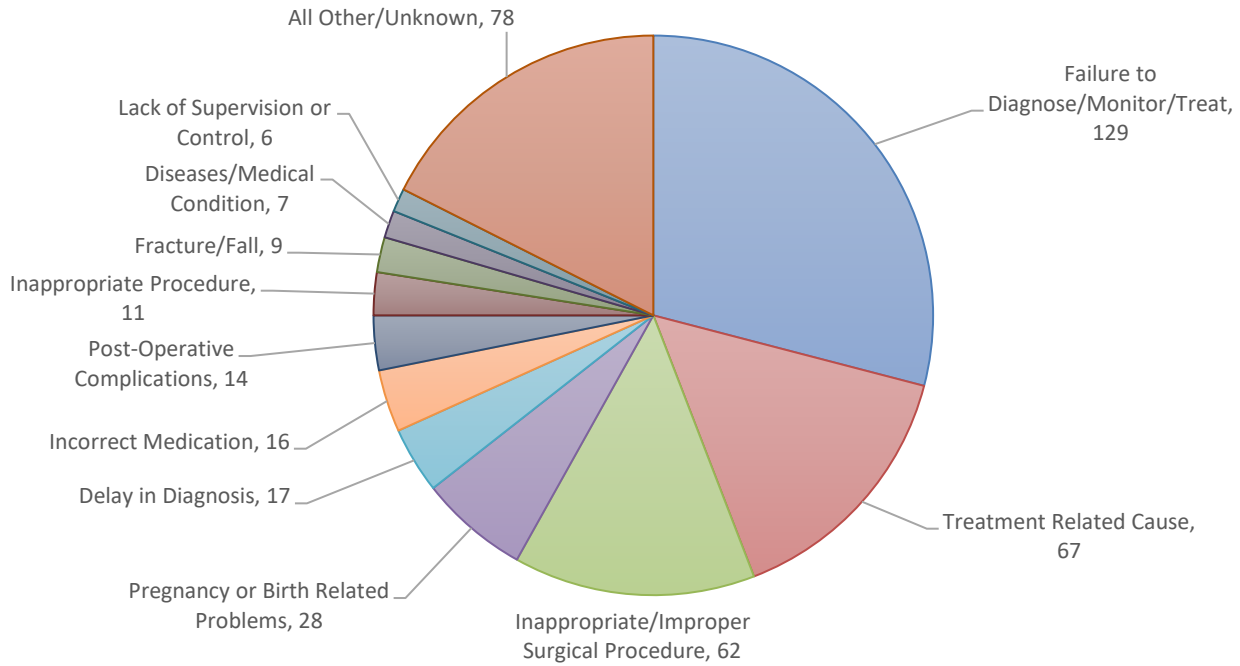
Alleged Cause of Loss	Number of Claims	Average Benefits Paid	Average Allocated Loss Adjustment Expenses Paid	Average Additional Payments After 6 Months from Disposition
Failure to Diagnose/Monitor/Treat	73	\$139,829	\$25,178	\$0
Inappropriate/Improper Surgical Procedure	46	\$61,413	\$65,658	\$1,084
Treatment Related Cause	36	\$1,736	\$5,543	\$0
Pregnancy or Birth Related Problems	26	\$311,360	\$78,224	\$44
Post-Operative Complications	16	\$67,969	\$30,198	\$0
Instrument/Sponge Left after Surgery	12	\$19,583	\$10,473	\$4,167
Fracture/Fall	10	\$23,310	\$13,738	\$0
Lack of Supervision or Control	9	\$244,444	\$57,565	\$0
Misdiagnosis	7	\$657,143	\$99,251	\$0
Delay in Diagnosis	5	\$0	\$11,468	\$0
Lack of Monitoring Medication	5	\$0	\$12,223	\$0
All Other/Unknown	101	\$11,765	\$5,699	-\$15
<b>Total</b>	<b>346</b>	<b>\$88,827</b>	<b>\$28,164</b>	<b>\$288</b>



**Iowa Insurance Division  
Open Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Nature of Claim**

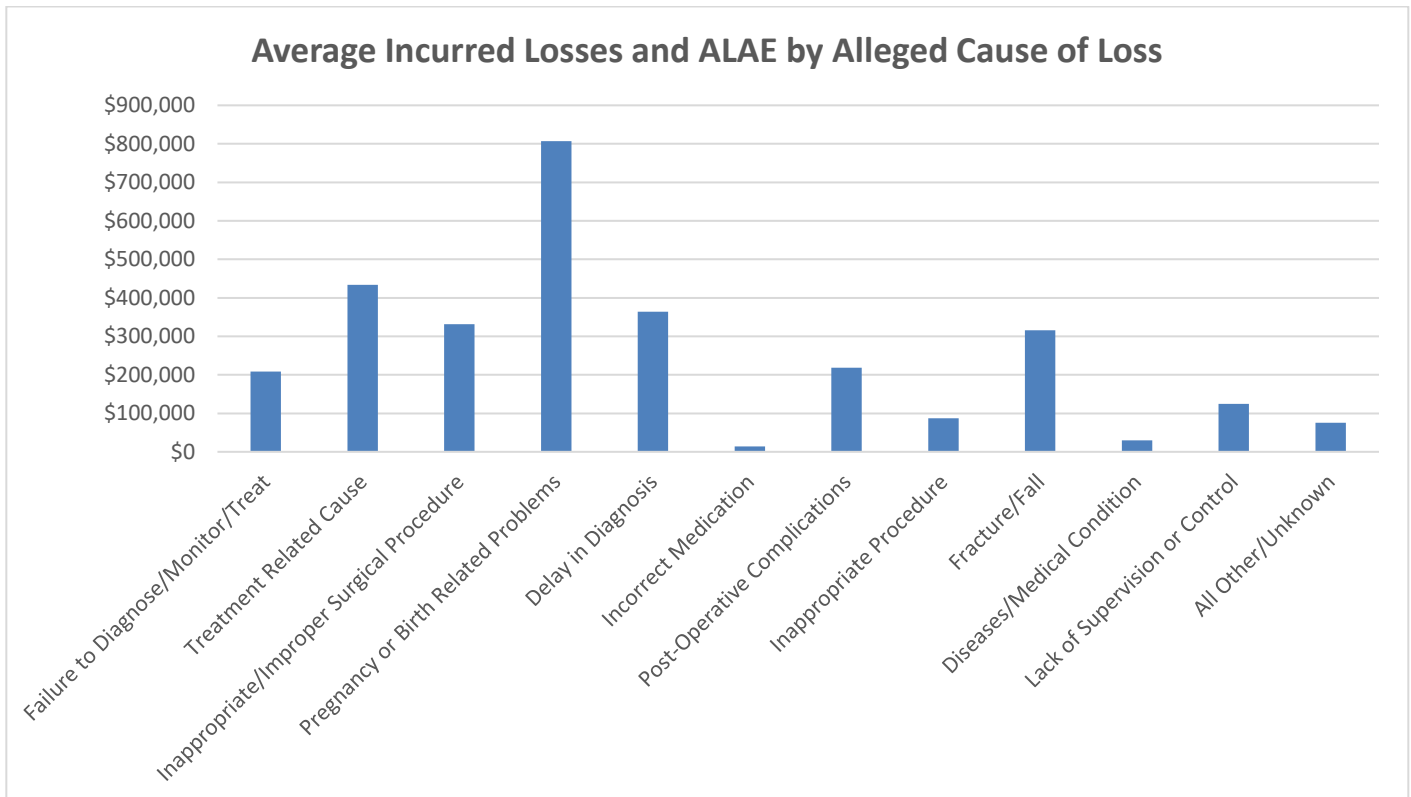
Alleged Cause of Loss	Number of Claims	Total Benefits Paid	Total Allocated LAE Paid	Reserve for Incurred and Reported but not Disposed
Failure to Diagnose/Monitor/Treat	129	\$0	\$2,748,397	\$24,183,837
Treatment Related Cause	67	\$35,000	\$19,696,184	\$9,310,114
Inappropriate/Improper Surgical Procedure	62	\$150,000	\$2,636,135	\$17,749,996
Pregnancy or Birth Related Problems	28	\$12,000,000	\$3,042,802	\$7,563,281
Delay in Diagnosis	17	\$0	\$362,867	\$5,823,967
Incorrect Medication	16	\$0	\$97,962	\$127,075
Post-Operative Complications	14	\$6,000	\$630,773	\$2,421,639
Inappropriate Procedure	11	\$1,000	\$193,549	\$765,000
Fracture/Fall	9	\$0	\$1,063,168	\$1,780,517
Diseases/Medical Condition	7	\$0	\$8,733	\$200,000
Lack of Supervision or Control	6	\$125,000	\$150,830	\$469,555
All Other/Unknown	78	\$1,314,748	\$1,112,470	\$3,485,682
<b>Total</b>	<b>444</b>	<b>\$13,631,748</b>	<b>\$31,743,870</b>	<b>\$73,880,663</b>

**Number of Open Claims by Nature of Claim**



**Iowa Insurance Division  
Open Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Nature of Claim**

Alleged Cause of Loss	Number of Claims	Average Benefits Paid	Average Allocated LAE Paid	Average Reserve for Incurred and Reported but not Disposed
Failure to Diagnose/Monitor/Treat	129	\$0	\$21,305	\$187,472
Treatment Related Cause	67	\$522	\$293,973	\$138,957
Inappropriate/Improper Surgical Procedure	62	\$2,419	\$42,518	\$286,290
Pregnancy or Birth Related Problems	28	\$428,571	\$108,672	\$270,117
Delay in Diagnosis	17	\$0	\$21,345	\$342,586
Incorrect Medication	16	\$0	\$6,123	\$7,942
Post-Operative Complications	14	\$429	\$45,055	\$172,974
Inappropriate Procedure	11	\$91	\$17,595	\$69,545
Fracture/Fall	9	\$0	\$118,130	\$197,835
Diseases/Medical Condition	7	\$0	\$1,248	\$28,571
Lack of Supervision or Control	6	\$20,833	\$25,138	\$78,259
All Other/Unknown	78	\$16,856	\$14,262	\$44,688
<b>Total</b>	<b>444</b>	<b>\$30,702</b>	<b>\$71,495</b>	<b>\$166,398</b>



## Aggregate Claim Reports by Substance of Claim

Companies were asked to classify each claim by the following severity of injury types.

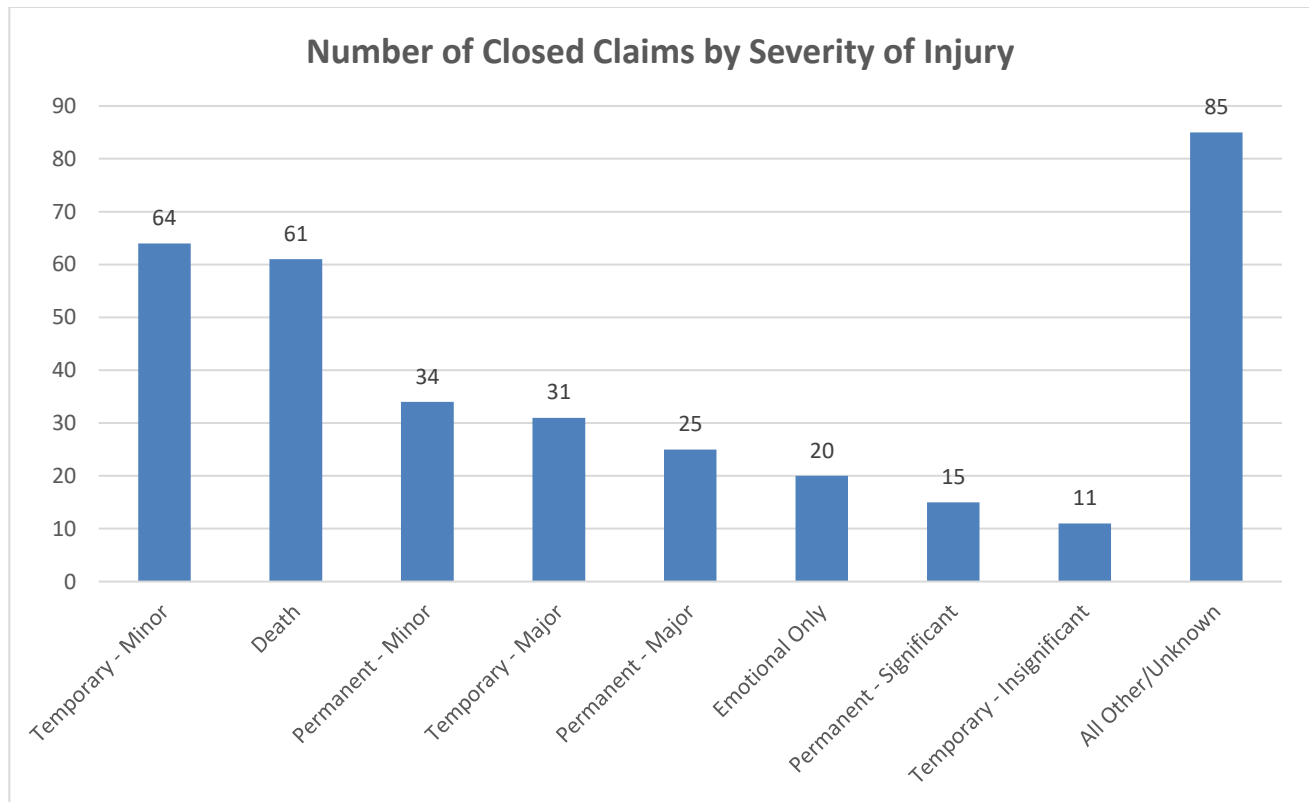
- Emotional Only (e.g. fright, no physical damage)
- Temporary - Insignificant (e.g. lacerations, contusions, minor scars, rash; no delay)
- Temporary - Minor (e.g. infections, fracture, fall in hospital; recovery delayed)
- Temporary - Major (e.g. surgical material left, drug side effect, brain damage; recovery delayed)
- Permanent - Minor (e.g. loss of fingers, loss or damage to organs; includes non-disabling injuries)
- Permanent - Significant (e.g. deafness, loss of limb, loss of eye, loss of one kidney or lung)
- Permanent - Major (e.g. paraplegia, blindness, loss of two limbs, brain damage)
- Grave (e.g. quadriplegia, severe brain damage, lifelong care or fatal prognosis)
- Death

Temporary – Minor had the highest number of closed claims reported. Death had the highest number of open claims reported. Permanent - Significant had the highest average benefits and allocated loss adjustment expenses paid for closed claims and Grave had the highest average incurred losses and allocated loss adjustment expenses for open claims.

Average paid losses and expenses by category ranged from approximately \$2,000 to \$252,000 for closed claims. Average incurred amounts including reserves for allocated loss adjustment expenses ranged from approximately \$19,000 to \$720,000 for open claims.

**Iowa Insurance Division  
Closed Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Severity of Claim**

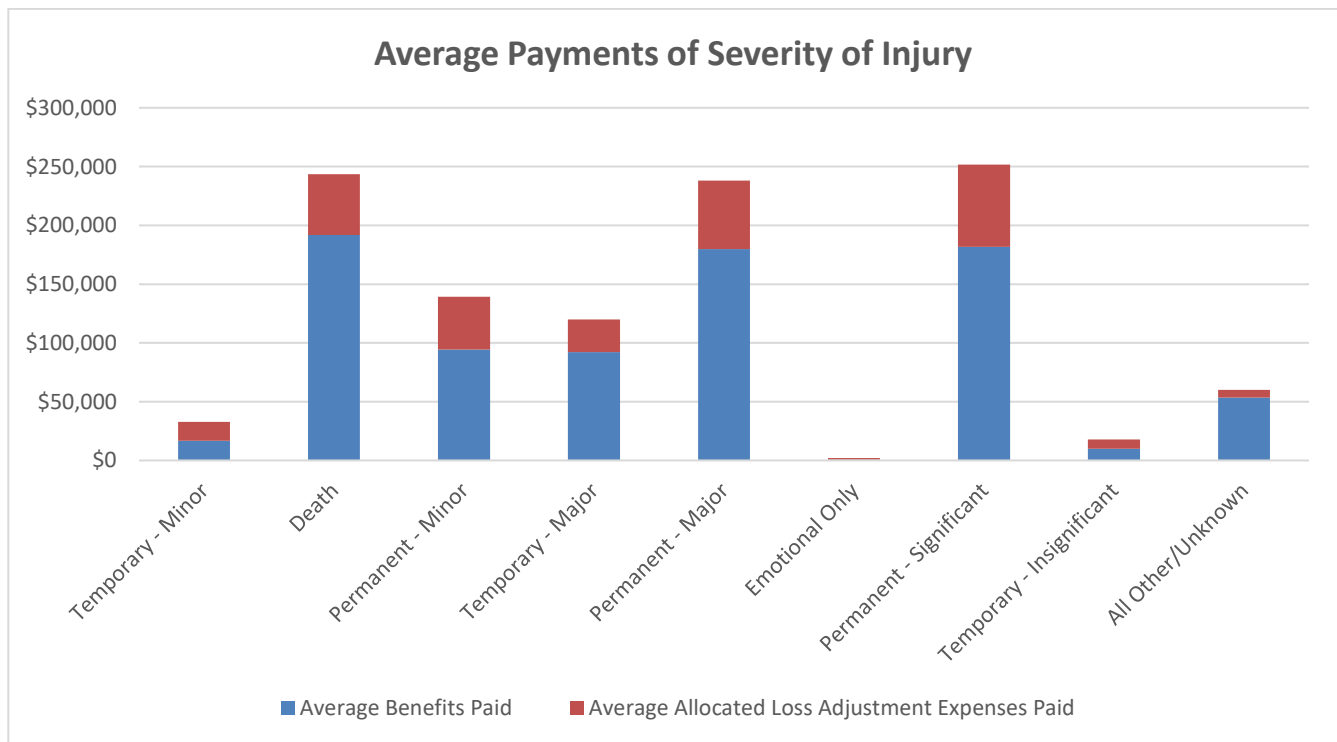
Severity of Injury	Number of Claims	Total Benefits Paid	Total Allocated Loss Adjustment Expenses Paid	Additional Payments After 6 Months from Disposition
Temporary - Minor	64	\$1,072,968	\$1,031,715	\$0
Death	61	\$11,700,000	\$3,161,009	\$49,844
Permanent - Minor	34	\$3,207,000	\$1,530,786	\$50,000
Temporary - Major	31	\$2,860,000	\$853,909	\$0
Permanent - Major	25	\$4,495,349	\$1,458,453	\$1,138
Emotional Only	20	\$12,873	\$30,162	\$0
Permanent - Significant	15	\$2,725,000	\$1,049,365	\$0
Temporary - Insignificant	11	\$110,000	\$84,808	\$0
All Other/Unknown	85	\$4,551,000	\$544,555	-\$1,500
<b>Total</b>	<b>346</b>	<b>\$30,734,190</b>	<b>\$9,744,763</b>	<b>\$99,481</b>





**Iowa Insurance Division  
Closed Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Severity of Claim**

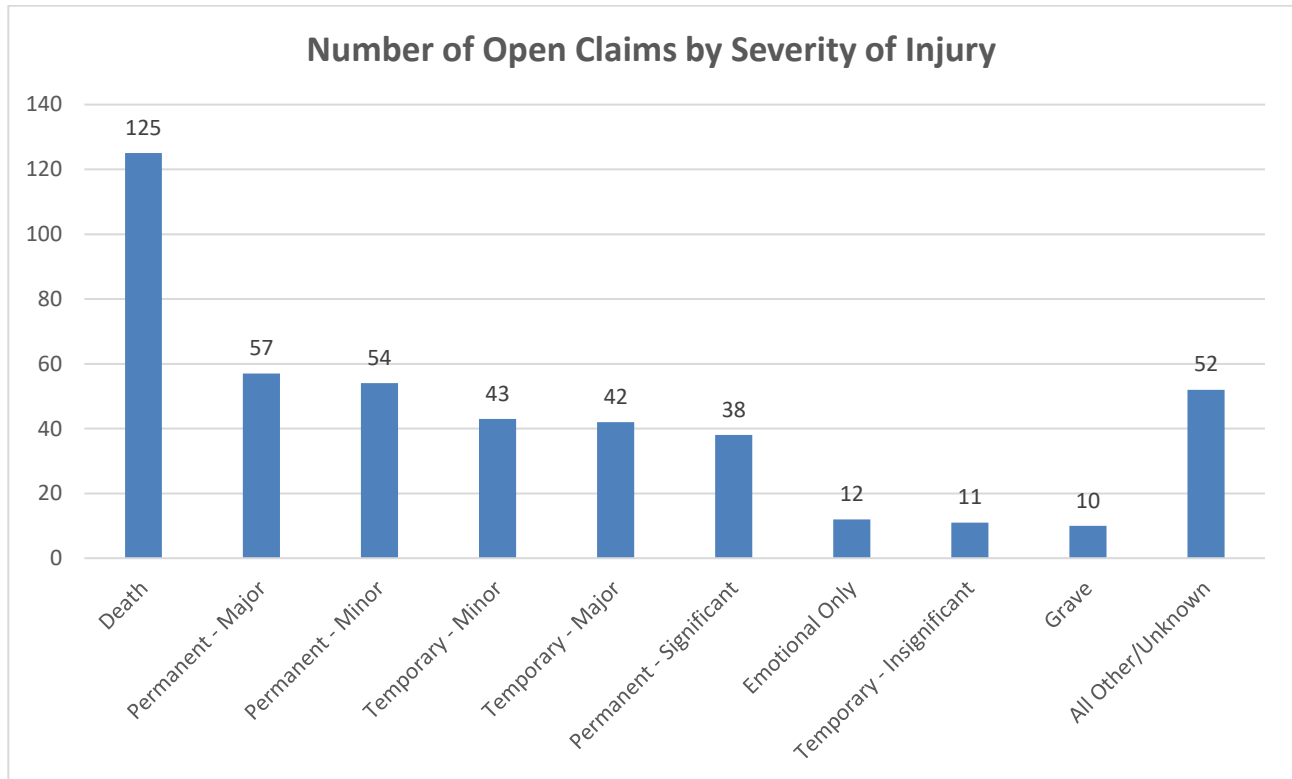
Severity of Injury	Number of Claims	Average Benefits Paid	Average Allocated Loss Adjustment Expenses Paid	Average Additional Payments After 6 Months from Disposition
Temporary - Minor	64	\$16,765	\$16,121	\$0
Death	61	\$191,803	\$51,820	\$817
Permanent - Minor	34	\$94,324	\$45,023	\$1,471
Temporary - Major	31	\$92,258	\$27,545	\$0
Permanent - Major	25	\$179,814	\$58,338	\$46
Emotional Only	20	\$644	\$1,508	\$0
Permanent - Significant	15	\$181,667	\$69,958	\$0
Temporary - Insignificant	11	\$10,000	\$7,710	\$0
All Other/Unknown	85	\$53,541	\$6,407	-\$18
<b>Total</b>	<b>346</b>	<b>\$88,827</b>	<b>\$28,164</b>	<b>\$288</b>





**Iowa Insurance Division  
Open Claims  
Total Benefits and Expenses  
Calendar Year 2023 – By Severity of Claim**

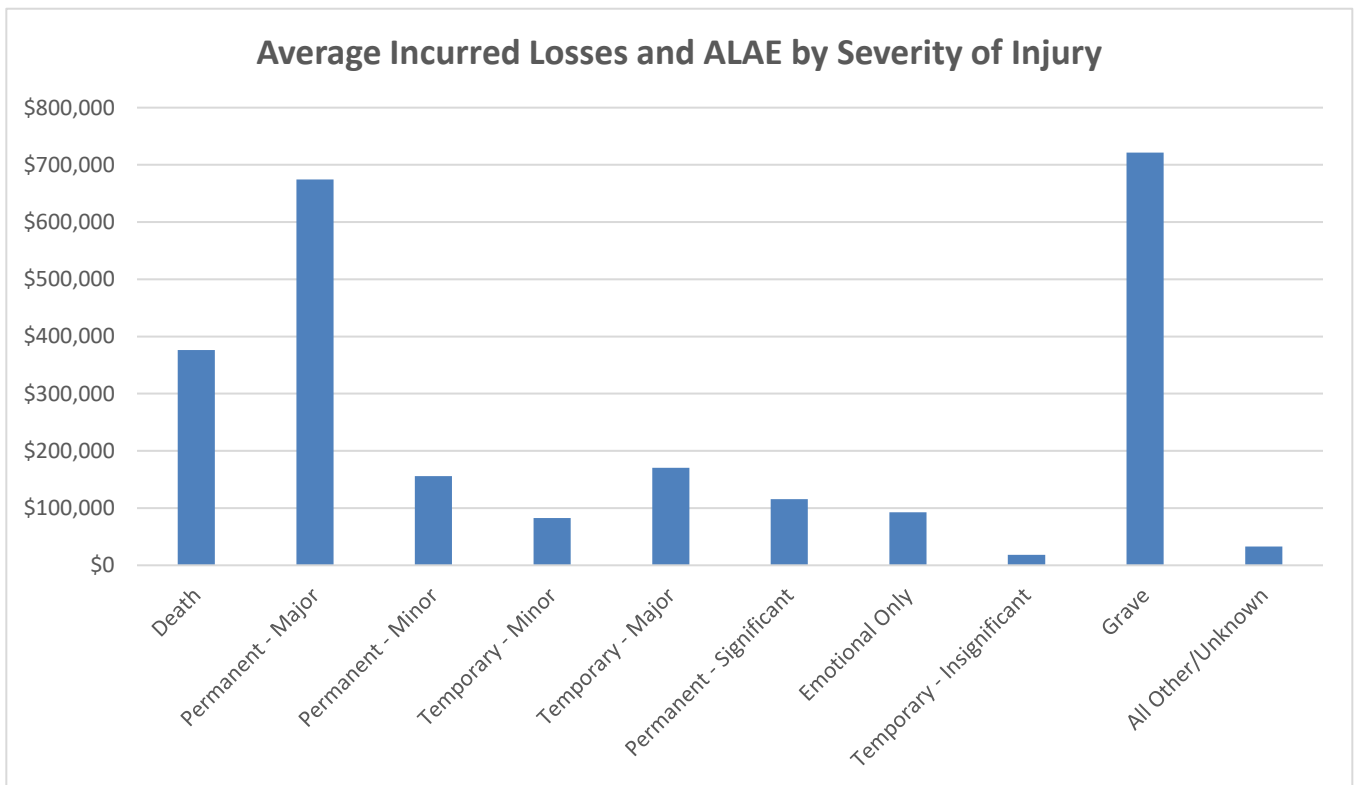
Severity of Injury	Number of Claims	Total Benefits Paid	Total Allocated Loss Adjustment Expenses Paid	Reserve for Incurred and Reported but not Disposed
Death	125	\$1,300,000	\$22,054,263	\$23,690,400
Permanent - Major	57	\$12,000,000	\$4,198,141	\$22,252,728
Permanent - Minor	54	\$15,000	\$1,493,651	\$6,915,664
Temporary - Minor	43	\$131,367	\$730,266	\$2,685,084
Temporary - Major	42	\$0	\$1,557,049	\$5,594,862
Permanent - Significant	38	\$150,000	\$704,669	\$3,544,218
Emotional Only	12	\$14,381	\$185,240	\$912,006
Temporary - Insignificant	11	\$20,000	\$13,900	\$169,606
Grave	10	\$0	\$643,845	\$6,568,000
All Other/Unknown	52	\$1,000	\$162,846	\$1,548,095
<b>Total</b>	<b>444</b>	<b>\$13,631,748</b>	<b>\$31,743,870</b>	<b>\$73,880,663</b>





**Iowa Insurance Division  
Open Claims  
Average Benefits and Expenses  
Calendar Year 2023 – By Severity of Claim**

Severity of Injury	Number of Claims	Average Total Benefits Paid	Average Total Allocated Loss Adjustment Expenses Paid	Average Reserve for Incurred and Reported but not Disposed
Death	125	\$10,400	\$176,434	\$189,523
Permanent - Major	57	\$210,526	\$73,652	\$390,399
Permanent - Minor	54	\$278	\$27,660	\$128,068
Temporary - Minor	43	\$3,055	\$16,983	\$62,444
Temporary - Major	42	\$0	\$37,073	\$133,211
Permanent - Significant	38	\$3,947	\$18,544	\$93,269
Emotional Only	12	\$1,198	\$15,437	\$76,001
Temporary - Insignificant	11	\$1,818	\$1,264	\$15,419
Grave	10	\$0	\$64,384	\$656,800
All Other/Unknown	52	\$19	\$3,132	\$29,771
<b>Total</b>	<b>444</b>	<b>\$30,702</b>	<b>\$71,495</b>	<b>\$166,398</b>







## Reports by Company

The following summaries provide data by company for closed and open claims.

As described earlier in the report, a category was assigned in cases where a company did not use the categories provided in the data call to identify claims, but a category could be reasonably assigned. Otherwise, the claim was listed in the Other/Unknown category. Any categories with less than five claims were combined and reported in total for the company.

Companies with fewer than five claims in total were reported as a group. Below are the grouped companies for the closed claim exhibits and for the open claim exhibits.

### **Companies Grouped for Closed Claim Report**

Fortress Insurance Company  
ISMIE Mutual Insurance Company  
MMIC RRG  
Munich Reinsurance America  
NCMIC Group  
NORCAL Insurance Company  
Preferred Professional Insurance Company  
The Cincinnati Insurance Companies  
The Doctors Company

### **Companies Grouped for Open Claim Report**

Applied Medico-Legal Solutions, RRG  
Chubb (Legacy ACE)  
Continental Casualty Company  
Intercare Insurance Services  
ISMIE Mutual Insurance Company  
MMIC RRG  
Munich Reinsurance America  
Pharmacists Mutual Insurance Group  
The Cincinnati Insurance Companies



**Iowa Insurance Division  
Benefits and Expenses by Company  
Closed Claims by Specialty  
Calendar Year 2023**

<b>Company</b>	<b>Provider Specialty</b>	<b>Number of Claims</b>	<b>Total Benefits Paid</b>	<b>Total Allocated LAE + Attorney + All Other ALAE Paid</b>	<b>Additional Payments After 6 Months from Disposition</b>
<b>Aspen American Insurance Company</b>					
	Dentistry	16	\$52,000	\$51,321	\$0
<b>Chubb (Legacy ACE)</b>					
	All Other/Unknown	5	\$350,000	\$475,509	\$0
<b>CNA Insurance Company</b>					
	All Other/Unknown	5	\$0	\$0	\$0
<b>COPIC Insurance Company</b>					
	Emergency Medicine	5	\$0	\$9,584	\$49,844
	Family Practice	14	\$0	\$57,391	-\$1,500
	General Surgery	5	\$0	\$64,655	\$0
	Orthopedics	8	\$135,000	\$129,727	\$0
	Hospital	48	\$459,248	\$261,575	\$0
	Clinic/Corporation	21	\$1,045,000	\$488,450	\$1,138
	All Other/Unknown	26	\$4,350,000	\$992,778	\$50,000
<b>Coverys Specialty Insurance Company</b>					
	All Other/Unknown	10	\$1,017,500	\$267,889	\$0
<b>Great Divide Insurance Company</b>					
	Chiropractic	8	\$12,873	\$0	\$0
<b>MedPro Group</b>					
	Hospital	9	\$0	\$67,597	\$0
	Clinic/Corporation	7	\$0	\$158,944	\$0
	All Other/Unknown	14	\$2,012,500	\$830,863	\$0
<b>MMIC Insurance, Inc.</b>					
	General Surgery	6	\$150,000	\$851,920	\$0
	Obstetrics/Gynecology	10	\$2,915,000	\$2,119,768	\$0
	Orthopedics	9	\$1,060,000	\$996,286	\$0
	All Other/Unknown	69	\$7,037,849	\$8,191,253	\$0
<b>ProAssurance Insurance Company of America (PICA)</b>					
	All Other/Unknown	13	\$2,365,000	\$1,654,832	\$0
<b>ProSelect Insurance Company</b>					
	Hospital	6	\$250,000	\$500,440	\$0
	Clinic/Corporation	6	\$1,550,000	\$127,320	\$0
	All Other/Unknown	6	\$1,250,000	\$125,956	\$0
<b>Grouped Companies</b>					
	Clinic/Corporation	5	\$2,000,000	\$204,818	\$0
	All Other/Unknown	15	\$2,722,220	\$793,151	\$0



**Iowa Insurance Division  
Benefits and Expenses by Company  
Open Claims by Specialty  
Calendar Year 2023**

<b>Company</b>	<b>Provider Specialty</b>	<b>Number of Claims</b>	<b>Total Benefits Paid</b>	<b>Total Allocated Loss Adjustment Expenses Paid</b>	<b>Reserve for Incurred and Reported but not Disposed</b>
<b>Aspen American Insurance Company</b>					
	Dentistry	7	\$21,000	\$72,783	\$13,303
<b>CNA Insurance Company</b>					
	Registered Nurse	5	\$0	\$15,139	\$300,003
<b>COPIC Insurance Company</b>					
	Emergency Medicine	11	\$0	\$106,276	\$1,948,724
	Family Practice	18	\$0	\$145,247	\$2,079,753
	General Surgery	7	\$0	\$76,483	\$718,517
	Internal Medicine	10	\$0	\$6,126	\$73,875
	Obstetrics/Gynecology	11	\$0	\$364,023	\$5,735,977
	Orthopedics	12	\$0	\$82,534	\$1,307,466
	Hospital	32	\$301,367	\$269,832	\$5,865,801
	Clinic/Corporation	39	\$0	\$540,889	\$5,535,611
	All Other/Unknown	23	\$0	\$166,784	\$1,548,216
<b>Coverys Specialty Insurance Company</b>					
	All Other/Unknown	9	\$0	\$173,269	\$455,002
<b>Great Divide Insurance Company</b>					
	Chiropractic	7	\$14,381	\$0	\$0
<b>MedPro Group</b>					
	Hospital	18	\$0	\$0	\$1,254,000
	All Other/Unknown	21	\$0	\$73,237	\$16,000
<b>MMIC Insurance, Inc.</b>					
	Anesthesiology	6	\$0	\$543,869	\$1,157,225
	Family Practice	11	\$0	\$802,925	\$6,030,005
	General Surgery	6	\$0	\$338,082	\$2,538,000
	Neurology	5	\$0	\$456,253	\$2,391,250
	Obstetrics/Gynecology	10	\$6,000,000	\$1,507,718	\$2,442,770
	Orthopedics	12	\$0	\$460,634	\$4,525,000
	Plastic Surgery	6	\$0	\$337,689	\$433,000
	All Other/Unknown	84	\$6,000,000	\$4,734,089	\$14,373,029
<b>NCMIC Group</b>					
	Radiology	5	\$0	\$102,968	\$450,000
	Chiropractic	8	\$0	\$544,224	\$885,000
	All Other/Unknown	7	\$0	\$436,626	\$725,000
<b>Preferred Professional Insurance Company</b>					
	All Other/Unknown	7	\$0	\$18,520,831	\$2,812,500
<b>ProAssurance Insurance Company of America (PICA)</b>					
	Internal Medicine	6	\$0	\$29,198	\$254,999
	Clinic/Corporation	6	\$0	\$29,376	\$306,998
	All Other/Unknown	4	\$0	\$21,093	\$556,998
<b>ProSelect Insurance Company</b>					
	All Other/Unknown	9	\$0	\$318,111	\$3,384,000
<b>Grouped Companies</b>					
	All Other/Unknown	22	\$1,295,000	\$467,561	\$3,762,642



**Iowa Insurance Division  
Benefits and Expenses by Company  
Closed Claims by Nature of Claim  
Calendar Year 2023**

<b>Company</b>	<b>Cause of Loss</b>	<b>Number of Claims</b>	<b>Total Benefits Paid</b>	<b>Total Allocated LAE + Attorney + All Other ALAE Paid</b>	<b>Additional Payments After 6 Months from Disposition</b>
<b>Aspen American Insurance Company</b>					
	Treatment Related Cause	8	\$12,000	\$7,270	\$0
	All Other/Unknown	8	\$40,000	\$44,051	\$0
<b>Chubb (Legacy ACE)</b>					
	All Other/Unknown	5	\$350,000	\$475,509	\$0
<b>CNA Insurance Company</b>					
	All Other/Unknown	5	\$0	\$0	\$0
<b>COPIC Insurance Company</b>					
	Failure to Diagnose/Monitor/Treat	14	\$400,000	\$393,445	\$0
	Inappropriate/Improper Surgical Proc.	9	\$35,000	\$76,337	\$49,844
	Treatment Related Cause	12	\$33,000	\$12,578	\$0
	Pregnancy or Birth Related Problems	5	\$4,750,000	\$822,895	\$1,138
	All Other/Unknown	87	\$771,248	\$698,904	\$48,500
<b>Coverys Specialty Insurance Company</b>					
	Failure to Diagnose/Monitor/Treat	9	\$1,000,000	\$267,889	\$0
	All Other/Unknown	1	\$17,500	\$0	\$0
<b>Great Divide Insurance Company</b>					
	All Other/Unknown	8	\$12,873	\$0	\$0
<b>MedPro Group</b>					
	Failure to Diagnose/Monitor/Treat	18	\$1,200,000	\$533,433	\$0
	Treatment Related Cause	6	\$0	\$100,411	\$0
	All Other/Unknown	6	\$812,500	\$423,560	\$0
<b>MMIC Insurance, Inc.</b>					
	Failure to Diagnose/Monitor/Treat	18	\$1,815,000	\$1,241,492	\$0
	Inappropriate/Improper Surgical Proc.	23	\$2,200,000	\$4,666,375	\$0
	Post-Operative Complications	7	\$285,000	\$670,055	\$0
	Pregnancy or Birth Related Problems	14	\$2,995,349	\$2,431,723	\$0
	Fracture/Fall	5	\$215,000	\$272,088	\$0
	All Other/Unknown	27	\$3,652,500	\$2,877,494	\$0
<b>ProAssurance Insurance Company of America (PICA)</b>					
	Inappropriate/Improper Surgical Proc.	7	\$340,000	\$1,082,338	\$0
	All Other/Unknown	6	\$2,025,000	\$572,494	\$0
<b>ProSelect Insurance Company</b>					
	Pregnancy or Birth Related Problems	5	\$0	\$31,565	\$0
	All Other/Unknown	13	\$3,050,000	\$722,151	\$0
<b>Grouped Companies</b>					
	Failure to Diagnose/Monitor/Treat	7	\$2,717,500	\$746,230	\$0
	All Other/Unknown	13	\$2,004,720	\$251,739	\$0



**Iowa Insurance Division  
Benefits and Expenses by Company  
Open Claims by Nature of Claim  
Calendar Year 2023**

<b>Company</b>	<b>Alleged Cause of Loss</b>	<b>Number of Claims</b>	<b>Total Benefits Paid</b>	<b>Total Allocated Loss Adjustment Expenses Paid</b>	<b>Reserve for Incurred and Reported but not Disposed</b>
<b>Aspen American Insurance Company</b>					
	All Other/Unknown	7	\$21,000	\$72,783	\$13,303
<b>CNA Insurance Company</b>					
	Failure to Diagnose/Monitor/Treat	5	\$0	\$15,139	\$300,003
<b>COPIC Insurance Company</b>					
	Failure to Diagnose/Monitor/Treat	41	\$0	\$924,012	\$13,055,988
	Inappropriate/Improper Surgical Proc.	12	\$0	\$79,114	\$1,140,886
	Treatment Related Cause	34	\$0	\$208,187	\$5,031,813
	Pregnancy or Birth Related Problems	13	\$0	\$354,489	\$3,560,511
	All Other/Unknown	63	\$301,367	\$192,392	\$2,024,741
<b>Coverys Specialty Insurance Company</b>					
	All Other/Unknown	9	\$0	\$173,269	\$455,002
<b>Great Divide Insurance Company</b>					
	All Other/Unknown	7	\$14,381	\$0	\$0
<b>MedPro Group</b>					
	Failure to Diagnose/Monitor/Treat	27	\$0	\$65,567	\$1,264,000
	Incorrect Medication	8	\$0	\$0	\$2,000
	All Other/Unknown	4	\$0	\$7,671	\$4,000
<b>MMIC Insurance, Inc.</b>					
	Failure to Diagnose/Monitor/Treat	33	\$0	\$1,236,926	\$5,474,284
	Delay in Diagnosis	8	\$0	\$287,060	\$5,315,805
	Incorrect Medication	6	\$0	\$80,372	\$25,005
	Inappropriate/Improper Surgical Proc.	39	\$0	\$2,423,316	\$13,820,130
	Post-Operative Complications	7	\$0	\$351,299	\$1,422,500
	Pregnancy or Birth Related Problems	14	\$12,000,000	\$2,658,258	\$3,752,770
	Inappropriate Procedure	8	\$0	\$158,988	\$715,000
	All Other/Unknown	25	\$0	\$1,985,040	\$3,364,785
<b>NCMIC Group</b>					
	Failure to Diagnose/Monitor/Treat	8	\$0	\$203,797	\$600,000
	Treatment Related Cause	11	\$0	\$845,460	\$1,410,000
	All Other/Unknown	1	\$0	\$34,561	\$50,000
<b>Preferred Professional Insurance Company</b>					
	All Other/Unknown	7	\$0	\$18,520,831	\$2,812,500
<b>ProAssurance Insurance Company of America (PICA)</b>					
	Diseases/Medical Condition	7	\$0	\$8,733	\$200,000
	All Other/Unknown	9	\$0	\$70,935	\$918,995
<b>ProSelect Insurance Company</b>					
	All Other/Unknown	9	\$0	\$318,111	\$3,384,000
<b>Grouped Companies</b>					
	Inappropriate/Improper Surgical Proc.	6	\$150,000	\$60,858	\$2,408,982
	All Other/Unknown	16	\$1,145,000	\$406,703	\$1,353,660



**Iowa Insurance Division  
Benefits and Expenses by Company  
Closed Claims by Substance of Claim  
Calendar Year 2023**

<b>Company</b>	<b>Severity</b>	<b>Number of Claims</b>	<b>Total Benefits Paid</b>	<b>Total Allocated LAE + Attorney + All Other ALAE Paid</b>	<b>Additional Payments After 6 Months from Disposition</b>
<b>Aspen American Insurance Company</b>					
	Temporary - Insignificant	6	\$0	\$5,145	\$0
	All Other/Unknown	10	\$52,000	\$46,176	\$0
<b>Chubb (Legacy ACE)</b>					
	All Other/Unknown	5	\$350,000	\$475,509	\$0
<b>CNA Insurance Company</b>					
	All Other/Unknown	5	\$0	\$0	\$0
<b>COPIC Insurance Company</b>					
	Temporary - Minor	13	\$58,248	\$12,027	\$0
	Permanent - Minor	15	\$180,000	\$236,924	\$50,000
	Permanent - Major	5	\$4,400,000	\$763,041	\$1,138
	Death	15	\$1,350,000	\$619,867	\$49,844
	All Other/Unknown	79	\$1,000	\$372,300	-\$1,500
<b>Coverys Specialty Insurance Company</b>					
	Temporary - Minor	7	\$0	\$28,425	\$0
	All Other/Unknown	3	\$1,017,500	\$239,464	\$0
<b>Great Divide Insurance Company</b>					
	Emotional Only	8	\$12,873	\$0	\$0
<b>MedPro Group</b>					
	Temporary - Major	6	\$812,500	\$426,538	\$0
	Death	15	\$200,000	\$150,261	\$0
	All Other/Unknown	9	\$1,000,000	\$480,605	\$0
<b>MMIC Insurance, Inc.</b>					
	Temporary - Minor	27	\$920,000	\$1,547,520	\$0
	Temporary - Major	15	\$1,530,000	\$917,846	\$0
	Permanent - Minor	6	\$1,675,000	\$1,889,748	\$0
	Permanent - Significant	7	\$2,725,000	\$1,658,824	\$0
	Permanent - Major	11	\$95,349	\$1,913,779	\$0
	Death	16	\$3,557,500	\$3,317,330	\$0
	All Other/Unknown	12	\$660,000	\$914,180	\$0
<b>ProAssurance Insurance Company of America (PICA)</b>					
	All Other/Unknown	13	\$2,365,000	\$1,654,832	\$0
<b>ProSelect Insurance Company</b>					
	Temporary - Major	5	\$500,000	\$325,269	\$0
	Permanent - Major	5	\$0	\$31,565	\$0
	Death	5	\$2,500,000	\$362,124	\$0
	All Other/Unknown	3	\$50,000	\$34,757	\$0
<b>Grouped Companies</b>					
	Temporary - Minor	6	\$4,720	\$58,150	\$0
	All Other/Unknown	14	\$4,717,500	\$939,819	\$0



**Iowa Insurance Division  
Benefits and Expenses by Company  
Open Claims by Substance of Claim  
Calendar Year 2023**

Company	Severity	Number of Claims	Total Benefits Paid	Total Allocated Loss Adjustment Expenses Paid	Reserve for Incurred and Reported but not Disposed
<b>Aspen American Insurance Company</b>					
	All Other/Unknown	7	\$21,000	\$72,783	\$13,303
<b>CNA Insurance Company</b>					
	All Other/Unknown	5	\$0	\$15,139	\$300,003
<b>COPIC Insurance Company</b>					
	Temporary - Minor	14	\$367	\$54,612	\$800,021
	Temporary - Major	12	\$0	\$121,868	\$1,873,132
	Permanent - Minor	19	\$0	\$156,142	\$1,293,858
	Permanent - Major	30	\$0	\$709,542	\$9,390,458
	Death	35	\$300,000	\$628,352	\$9,681,648
	All Other/Unknown	53	\$1,000	\$87,678	\$1,774,822
<b>Coverys Specialty Insurance Company</b>					
	All Other/Unknown	9	\$0	\$173,269	\$455,002
<b>Great Divide Insurance Company</b>					
	Emotional Only	7	\$14,381	\$0	\$0
<b>MedPro Group</b>					
	Permanent - Minor	6	\$0	\$3,230	\$2,000
	Permanent - Significant	13	\$0	\$0	\$4,000
	Death	18	\$0	\$62,337	\$1,260,000
	All Other/Unknown	2	\$0	\$7,671	\$4,000
<b>MMIC Insurance, Inc.</b>					
	Temporary - Minor	13	\$0	\$468,989	\$1,258,510
	Temporary - Major	24	\$0	\$1,198,055	\$3,071,730
	Permanent - Minor	15	\$0	\$766,963	\$4,452,000
	Permanent - Significant	13	\$0	\$152,616	\$2,056,255
	Permanent - Major	21	\$12,000,000	\$3,379,360	\$10,737,270
	Death	40	\$0	\$2,502,723	\$7,488,709
	All Other/Unknown	14	\$0	\$712,553	\$4,825,805
<b>NCMIC Group</b>					
	Permanent - Significant	7	\$0	\$463,024	\$825,000
	All Other/Unknown	13	\$0	\$620,793	\$1,235,000
<b>Preferred Professional Insurance Company</b>					
	All Other/Unknown	7	\$0	\$18,520,831	\$2,812,500
<b>ProAssurance Insurance Company of America (PICA)</b>					
	Death	13	\$0	\$67,124	\$773,997
	All Other/Unknown	3	\$0	\$12,544	\$344,998
<b>ProSelect Insurance Company</b>					
	All Other/Unknown	9	\$0	\$318,111	\$3,384,000
<b>Grouped Companies</b>					
	Death	13	\$1,000,000	\$345,709	\$3,386,045
	All Other/Unknown	9	\$295,000	\$121,853	\$376,597





## **Appendix A: Grouped Companies**

### **NAIC Group Number 98: WR Berkley Corp Group**

Admiral Insurance Co.	Berkley Regional Insurance Co.	Midwest Employers Casualty Co.
Great Divide Insurance Co.	Berkley Specialty Insurance Co	Nautilus Insurance Co.
Gemini Insurance Co.	Carolina Casualty Insurance Co	Preferred Employers Ins Co.
Acadia Insurance Co.	Clermont Insurance Co.	Riverport Insurance Co.
Admiral Indemnity Co.	Continental Western Ins Co.	StarNet Insurance Co.
Berkley Assurance Co.	Firemen's Ins Co. of WA D.C.	Tri-State Insurance Co. of MN
Berkley Casualty Co.	Intrepid Casualty Co.	Union Insurance Co.
Berkley Insurance Co.	Intrepid Insurance Co.	Union Standard Lloyds
Berkley National Insurance Co.	Intrepid Specialty Ins Co.	
Berkley Prestige Insurance Co.	Key Risk Insurance Co.	

### **NAIC Group Number 184: Curi Holdings Grp (Previously MMIC Group with NAIC group code 4790)**

Arkansas Mutual Insurance Co.	MMIC Insurance Inc.
Medical Mutual Ins Co. of NC	MMIC RRG Inc.
Medical Security Insurance Co.	UMIA Insurance Inc.
Michigan Prof Ins Exchange	

### **NAIC Group Number 218: CNA Ins Group**

American Cas Co. of Reading PA	Continental Insurance Co.	Universal Surety of America
Bantry Insurance Co.	Inverin Insurance Co.	Valley Forge Insurance Co.
Columbia Casualty Co.	Natl Fire Ins Co. of Hartford	Western Surety Co.
Continental Casualty Co.	Surety Bonding Co. of America	
Continental Ins Co. of NJ	Transportation Insurance Co.	

### **NAIC Group Number 244: Cincinnati Financial Group**

Cincinnati Casualty Co.	Cincinnati Insurance Co.
Cincinnati Indemnity Co.	Cincinnati Spclty Underwriters

### **NAIC Group Number 361: Munich Re Grp**

Amer Modern Ins Co. of FL Inc.	American Modern Select Ins Co.	Hartford Steam Boiler Inspctn
American Alternative Ins Corp.	American Southern Home Ins Co.	HSB Specialty Insurance Co.
American Family Home Ins Co.	American Western Home Ins Co.	Munich Reinsurance America Inc
American Modern Home Ins Co.	Bridgeway Insurance Co.	Next Insurance US Co.
American Modern Lloyds Ins Co.	Digital Advantage Insurance Co	Princeton Excess & Surplus
American Modern P&C Ins Co.	Hartford Steam Boiler (CT)	

### **NAIC Group Number 508: National Group**

Fortress Insurance Co.	OMS National Insurance Co. RRG
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**NAIC Group Number 626: Chubb Ltd Grp**

ACE American Insurance Co.	Chubb Indemnity Insurance Co.	Illinois Union Insurance Co.
ACE Fire Underwriters Ins Co	Chubb Insurance Co. of NJ	Indem Ins Co. of N Amer (PA)
ACE Ins Co. of the Midwest	Chubb Insurance Co. of PR	Insurance Co. of North America
ACE P&C Insurance Co.	Chubb Lloyds Ins Co. of Texas	Pacific Employers Insurance Co
Agri General Insurance Co.	Chubb National Insurance Co.	Pacific Indemnity Co.
Atlantic Employers Ins Co.	Executive Risk Indemnity Inc.	Penn Millers Insurance Co.
Bankers Standard Insurance Co.	Executive Risk Spclty Ins Co.	Vigilant Insurance Co.
Century Indemnity Co.	Federal Insurance Co.	Westchester Fire Ins Co. (PA)
Chubb Custom Insurance Co.	Great Northern Insurance Co.	Westchester Surplus Lines Ins

**NAIC Group Number 775: Pharmacists Mut Group**

Pharmacists Mutual Ins Co.	Chiron Insurance Co.
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**NAIC Group Number 831: Doctors Co Group**

Doctors Co. RRG A Reciprocal	TDC National Assurance Co.	The Doctors Co an Interinsuran
Hospitals Insurance Co.	TDC Specialty Insurance Co.	

**NAIC Group Number 1154: Coverys Group**

Coverys RRG Inc.	Medical Prof Mutual Ins Co.	ProSelect Insurance Co.
Coverys Specialty Insurance Co	Preferred Professional Ins Co.	

**NAIC Group Number 2358: ISMIE Group**

ISMIE Indemnity Co.	ISMIE Mutual Insurance Co.	ISMIE RRG Inc.
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**NAIC Group Number 2638: NCMIC Group**

NCMIC Insurance Co.	NCMIC Risk Retention Group Inc	Professional Solutions Ins Co.
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**NAIC Group Number 2698: ProAssurance Corp Group**

Allied Eastern Indemnity Co.	Medmarc Casualty Insurance Co.	ProAssurance Indemnity Co.
Eastern Advantage Assurance Co	NORCAL Insurance Co.	ProAssurance Ins Co. of Am
Eastern Alliance Insurance Co.	NORCAL Specialty Insurance Co.	ProAssurance Spclty Ins Co.
FD Insurance Co.	Pfd Physicians Med RRG a Mutl	
Medicus Insurance Co.	ProAssurance Amer Mutl A RRG	

**NAIC Group Number 4734: Apollo Global Mgmt Grp**

Alea North America Ins Co.	Aspen Specialty Insurance Co.	ProBuilders Spclty Ins Co. RRG
Aspen American Insurance Co.	National American Ins Co of CA	SPARTA Insurance Co.

**NAIC Group Number 4902: COPIC Group**

COPIC Insurance Co.	COPIC A RRG	Alestri Insurance Co.
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## **Appendix B:**

# **Annual Report Instructions**



**DATE:** April 10, 2024  
**FROM:** Iowa Insurance Division  
**TO:** All Admitted Insurance Companies Writing Medical Malpractice Insurance in Iowa

## **ANNUAL REPORT**

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**LINE(S) OF BUSINESS:** Medical Professional Liability Insurance per Line #11 of the Annual Statement.

**REPORTING COMPANIES:** All companies licensed by the Iowa Insurance Division to write the line(s) of business noted above, with direct written premiums on or after January 1, 2023, through December 31, 2023.

**DATA REQUESTED:** Regarding *closed claims* and *open claims*.

**DUE DATE:** Monday, June 3, 2024

**IID CONTACT PERSON:** Travis Grassel ([Travis.Grassel@iid.iowa.gov](mailto:Travis.Grassel@iid.iowa.gov))

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### **GENERAL INSTRUCTIONS**

The following pages provide detailed directions for completing the report. The report must be submitted in the format provided. Record layout and formatting instructions will be found on subsequent pages. The report should consist of two EXCEL spreadsheets, one for closed claims and one for open claims, and the contact information sheet. The report should be submitted via e-mail to Travis Grassel at [medmal@iid.iowa.gov](mailto:medmal@iid.iowa.gov) by Monday, June 3, 2024.

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## **MEDICAL PROFESSIONAL LIABILITY (MEDICAL MALPRACTICE) INSURANCE CLOSED AND OPEN CLAIM REPORT REPORT INSTRUCTIONS/SPECIFICATIONS**

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1. Please provide data for all medical professional liability, medical malpractice, insurance claims, and lawsuits closed or disposed of on or after January 1, 2023, through December 31, 2023. Also, please provide data for all medical professional liability, medical malpractice, insurance claims, and lawsuits open as of December 31, 2023.
  2. A claim for the purpose of this report is a formal or written demand for compensation under a medical professional liability, medical malpractice, insurance policy relating to allegations of liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.
  3. A lawsuit for the purpose of this report is a complaint filed in any court in this state alleging liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.
  4. If more than one insured is associated with an incident, report separately for each insured.
  5. If more than one injured party is associated with an incident, report separately for each injured party.
  6. If a claimant filed claims for the same injury under more than one policy, report separately for each policy.
  7. Include only direct business.
  8. If a claim has been reopened, but had not yet closed as of December 31, 2023, report this only within the open claims report.
  9. If a claim was reopened and then closed within the period from January 1, 2023, through December 31, 2023, only include in the closed claims report.
  10. Submit information for each closed claim, whether closed with or without payment.
  11. Submit information for each open claim, whether a reserve amount has been established or not.
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## **MEDICAL PROFESSIONAL LIABILITY (MEDICAL MALPRACTICE) INSURANCE CLOSED AND OPEN CLAIM REPORT ELECTRONIC REPORTING INSTRUCTIONS**

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1. Please provide data in an EXCEL spreadsheet in accordance with the attached open and closed record layouts.
2. Please provide a separate spreadsheet for the closed claims report and a separate spreadsheet for the open claims report.
3. Companies within a group may report as a group rather than submitting separate reports for each company.
4. Each claim should be reported on one row within the appropriate spreadsheet, either the open claims spreadsheet or the closed claims spreadsheet.
5. Provide a separate document with the additional codes to explain the specified column when the data provided includes more codes than the closed and open layouts.
6. Data must be entered in the spreadsheets according to the definitions and report layout provided. To be accepted, data must be entered in date format as MM/DD/YYYY for dates; numeric format for dollar amounts, numbers, and any designated codes; and alpha-numeric format for other entries. For any columns where "Other" is chosen, enter in alpha-numeric format. Do not use formulas in the cells.
7. Please submit your completed Excel spreadsheets and a copy of the Contact Information sheet via e-mail to Travis Grassel at [medmal@iid.iowa.gov](mailto:medmal@iid.iowa.gov). The Excel spreadsheets may be zipped using the WinZip program if the file is too large for e-mail.
8. The report is due Monday, June 3, 2024.
9. If you have any questions, please feel free to e-mail or call Travis Grassel at [Travis.Grassel@iid.iowa.gov](mailto:Travis.Grassel@iid.iowa.gov), (515) 654-6570.



## **DEFINITIONS**

**Admitted Insurance Company** – An insurer who has been licensed by the insurance division within the state of Iowa to write specific lines of business.

**Allocated Loss Adjustment Expenses** – Expenses attributable to a particular claim (direct defense and cost containment expenses).

**Calendar Year** – January 1 through December 31.

**Claim** – A formal or written demand for compensation under a medical professional liability insurance policy relating to allegations of liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.

**Closed Claim** – A claim for which no further action is expected; final payment if any has been made. Report all claims closed within the reporting period regardless the date they were reported to the company.

**Deductible** – An amount of money set within a policy that must be paid by an insured before the insurer is liable for any payments.

**Direct Business** – Policies written by an insurer without consideration of reinsurance.

**Loss Reserve** – The liability established to pay for a claim.

**Paid Losses (Indemnity Payment)** – Losses, but not expenses, paid to a claimant to close a claim.

**Lawsuit** – A complaint filed in any court in Iowa alleging liability on the part of one or more providers for any act, error, or omission in the rendering of, or failure to render medical services for medically related injuries.

**Limit of Insurance** – The maximum amount an insurer will pay as set forth in a contract of insurance.

**Open Claim** – A claim for which further action is expected; the final payment has not been completed. Report all claims opened at the end of the calendar year regardless of the date they were filed.

**Reinsurance** – Insurance coverage for the risks covered by other insurance companies.

**Reopened Claim** – A claim that had been closed, but for some reason, needs further action or payment.

**Reserves** – The liability set up to pay for a claim when the claim is ultimately closed. Reserves may be established for potential loss payments and allocated loss adjustment expenses separately or combined.



**Reserves for Payment of Claims Incurred and Reported but not Disposed** – The liability set up to pay for a claim when the claim is ultimately closed. Report reserves on all open claims during the calendar year that continue to be open at year-end.

**Self-Insurance** – A program in which an individual or entity assumes all or a portion of the risk for its medical professional liability (medical malpractice) claims.

**Subrogation** – Reimbursement by a party responsible for a payment to another party that had paid the amount.

### **ALLEGED INJURY**

Please classify each claim by the following severity of injury types.

- Emotional Only (e.g. fright, no physical damage)
- Temporary – Insignificant (e.g. lacerations, contusions, minor scars, rash; no delay)
- Temporary – Minor (e.g. infections, fracture, fall in hospital; recovery delayed)
- Temporary – Major (e.g. surgical material left, drug side effect, brain damage; recovery delayed)
- Permanent – Minor (e.g. loss of fingers, loss or damage to organs; includes non-disabling injuries)
- Permanent – Significant (e.g. deafness, loss of limb, loss of eye, loss of one kidney or lung)
- Permanent – Major (e.g. paraplegia, blindness, loss of two limbs, brain damage)
- Grave (e.g. quadriplegia, severe brain damage, lifelong care, or fatal prognosis)
- Death
- Other/Unknown (e.g. injury was not a part of the list above, data was not captured or maintained)



**MEDICAL PROFESSIONAL LIABILITY  
(MEDICAL MALPRACTICE) INSURANCE  
CLOSED AND OPEN CLAIM REPORT  
CONTACT INFORMATION**

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Please complete the following and submit with your spreadsheets.

Contact Person: \_\_\_\_\_

Title: \_\_\_\_\_

E-mail: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Company: \_\_\_\_\_

Address: \_\_\_\_\_

City, State, ZIP: \_\_\_\_\_

I have provided all relevant and accurate closed and open claim data for the medical professional liability, medical malpractice, line of business for this data call. To the best of my knowledge, the information provided for this company is true and accurate as of December 31, 2023.

Person Responsible for Data Call: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

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**We thank you for your prompt attention to this matter!**

*The Iowa Insurance Division*

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**Appendix C:**

**Iowa Medical Malpractice Supplemental Multistate  
Regional Experience  
2019 – 2023**

# Iowa Department of Insurance & Financial Services

## Iowa Insurance Division

### Medical Malpractice

#### Multistate Regional Experience Analysis

- Direct Internal Expense Ratio:** (Direct ULAE Incurred + Direct General Expenses)/Direct Premium Earned + Direct Other Acquisition/Direct Premium Written
- Direct Acquisition Expense Ratio:** (Direct Commissions & Brokerage + Direct Taxes, Licenses, and Fees)/(Direct Premiums Written)
- Direct Loss & ALAE Ratio:** (Direct Losses Incurred + Direct DCC Incurred)/Direct Premiums Earned
- Direct Combined Ratio:** Direct Loss & ALAE Ratio + Direct Internal Expense Ratio + Direct Acquisition Expense Ratio

DCC: Defense Cost & Containment

LAE: Loss Adjustment Expenses are all costs incurred by a company during the claim settlement process. Claim adjusters' fees, claim department overhead, and legal defense costs are examples of LAE.

ALAE: Allocated Loss Adjustment Expense are those costs that can easily be related to individual claims. Legal fees to defend against a specific claim or costs incurred by a claim adjuster assigned to one claim are ALAE.

ULAE: Unallocated Loss Adjustment Expense are those costs that are more difficult to assign to particular claims, such as claim department salaries.

Defense & Cost Containment: Include costs incurred in defending claims, including expert witness fees and other legal fees.

Adjusting & Other (A&O) Expenses: A&O includes all other expenses.

*Note of explanation: In 1998, the insurance industry introduced new LAE definitions in an attempt to improve financial reporting consistency between companies in the US. Instead of categorizing loss adjustment expenses by allocated or unallocated for financial reporting purposes, costs are now split into defense cost and containment (DCC) and adjusting and other (A&O) expenses. Prior to the switch, companies with in-house attorneys sometimes coded legal expenses as ULAE, while companies using outside legal counsel coded these expenses as ALAE. This historic difference made comparing operations metrics across companies difficult. The new standardization of the definitions makes these comparisons more meaningful.*

General Expense: General expenses include the remaining expenses associated with insurance operations and any other miscellaneous costs, excluding investment income expenses. Examples include overhead associated with the insurer's home office (e.g. building maintenance) and salaries of certain employees (e.g. actuaries).

Other Acquisition: Other acquisition costs are expenses that are paid to acquire business other than commissions and brokerage expenses. Costs associated with media advertisements, mailings to prospective insureds, and salaries of sales employees who do not work on a commission basis are included in

Commission & Brokerage: Commission and brokerage are amounts paid to agents or brokers as compensation for generating business. Typically, these amounts are paid as a percentage of premiums written. Commission rates may vary between new and renewal business. In addition, contingent commissions vary the commission based on the quality (e.g. loss ratio) or amount of business written (e.g. predetermined volume goals).

Taxes, Licenses, and Fees: Taxes, licenses, and fees include all taxes and miscellaneous fees due from the insurer excluding federal income taxes. Premium taxes and licensing fees are examples that would be included here.

# Iowa Department of Insurance & Financial Services

## Iowa Insurance Division

### Medical Malpractice

#### Multistate Regional Experience Analysis

2019-2023

	<u>Grand Total</u>	<u>Iowa</u>	<u>Illinois</u>	<u>Kansas</u>	<u>Minnesota</u>	<u>Missouri</u>	<u>Nebraska</u>	<u>South Dakota</u>	<u>Wisconsin</u>
<b>5-Year Average Direct Loss &amp; ALAE Ratio</b>	<b>76.1%</b>	<b>99.4%</b>	<b>81.8%</b>	<b>70.6%</b>	<b>69.0%</b>	<b>77.7%</b>	<b>78.9%</b>	<b>94.9%</b>	<b>57.6%</b>
<b>5-Year Average Direct Internal Expense Ratio</b>	<b>17.7%</b>	<b>18.7%</b>	<b>17.5%</b>	<b>18.6%</b>	<b>17.6%</b>	<b>17.9%</b>	<b>17.9%</b>	<b>18.4%</b>	<b>17.6%</b>
<b>5-Year Average Direct Acquisition Expense Ratio</b>	<b>10.9%</b>	<b>10.8%</b>	<b>12.3%</b>	<b>12.1%</b>	<b>12.5%</b>	<b>10.2%</b>	<b>11.6%</b>	<b>14.0%</b>	<b>9.6%</b>
<b>5-Year Average Combined Ratio</b>	<b>104.7%</b>	<b>129.0%</b>	<b>111.5%</b>	<b>101.4%</b>	<b>99.1%</b>	<b>105.8%</b>	<b>108.4%</b>	<b>127.2%</b>	<b>84.8%</b>
<b>Direct Loss &amp; ALAE Ratios</b>									
2019	79.9%	122.1%	94.1%	67.7%	85.8%	98.5%	108.4%	90.6%	76.2%
2020	78.8%	107.7%	88.4%	118.8%	63.3%	81.9%	96.9%	120.2%	62.5%
2021	74.2%	70.9%	74.7%	83.1%	41.8%	70.3%	80.3%	81.9%	16.3%
2022	73.1%	99.9%	62.2%	50.6%	65.6%	82.2%	65.9%	87.8%	68.5%
2023	74.4%	96.5%	89.7%	33.0%	88.4%	55.4%	43.2%	93.8%	64.7%
<b>Direct Internal Expense Ratios</b>									
2019	18.9%	20.2%	18.5%	20.4%	19.1%	19.7%	19.0%	20.9%	18.7%
2020	18.4%	18.9%	18.0%	19.3%	17.9%	18.3%	18.7%	19.4%	18.1%
2021	17.4%	18.6%	17.4%	18.1%	17.0%	17.3%	17.4%	17.6%	17.1%
2022	17.2%	17.9%	16.7%	17.7%	16.9%	17.2%	17.3%	17.0%	17.1%
2023	16.5%	18.0%	16.7%	17.3%	17.0%	17.0%	17.1%	17.0%	16.9%
<b>Direct Acquisition Expense Ratios</b>									
2019	10.7%	10.3%	12.6%	12.8%	11.6%	10.0%	11.0%	15.8%	9.4%
2020	10.7%	10.3%	12.0%	12.0%	12.6%	10.4%	11.4%	13.0%	9.4%
2021	11.0%	10.4%	12.7%	12.5%	12.8%	10.6%	11.0%	13.7%	9.8%
2022	10.9%	11.6%	12.3%	12.2%	12.7%	9.9%	12.8%	13.9%	9.7%
2023	11.2%	11.6%	11.8%	11.2%	13.0%	10.1%	11.8%	13.4%	9.8%
<b>Combined Ratios</b>									
2019	109.6%	152.6%	125.2%	100.9%	116.5%	128.3%	138.4%	127.3%	104.4%
2020	107.9%	136.8%	118.3%	150.1%	93.7%	110.6%	126.9%	152.6%	89.9%
2021	102.6%	99.8%	104.7%	113.7%	71.6%	98.2%	108.6%	113.2%	43.1%
2022	101.2%	129.4%	91.2%	80.5%	95.2%	109.4%	96.0%	118.7%	95.3%
2023	102.0%	126.2%	118.2%	61.5%	118.3%	82.5%	72.1%	124.2%	91.5%

## Average Direct Loss & ALAE Ratio, Average Direct Internal Expense Ratio, and Average Direct Acquisition Expense Ratio (2019 - 2023)

