

1st Sub. S.B. 245

MEDICAL DISPUTE RESOLUTION AMENDMENTS

Representative **Mike Thompson** proposes the following amendments:

1. Page 1, Line 13:

13 This bill: =

▶ provides a binding arbitration agreement shall provide for one arbitrator unless all parties agree to a panel of three arbitrators;

2. Page 3, Lines 60 through 68:

60 (b) the agreement shall require that:

61 (i) except as provided in Subsection (1)(b)(ii), ~~[[a panel of three arbitrators;]]~~ one arbitrator
shall be jointly

62 selected ~~[[as follows;]]~~ by all persons claiming damages and by the health care provider from a list
of individuals approved as arbitrators by the state or federal courts of Utah; or

(ii) if all parties agree, a panel of three arbitrators shall be selected as follows:

63 (A) one arbitrator ~~[be]~~ collectively selected by all persons claiming damages;

64 ~~[(ii)]~~ (B) one arbitrator ~~[be]~~ selected by the health care provider; and

65 ~~[(iii)]~~ (C) a third arbitrator ~~[be]~~ jointly selected ~~[[by all persons claiming damages and~~

66 ~~the health care provider from a list of individuals approved as arbitrators by the state or federal~~
67 ~~courts of Utah; or]]~~ as explained in Subsection (1)(b)(i);

68 ~~[[(ii) if both parties agree, a single arbitrator may be selected;]]~~