

# Liability maze - the impact of liability law on safety and innovation

## Brookings Institution - The Role of the Justice System in the Product Liability Debate

TABLE 3:  
PRODUCTS LIABILITY REFORMS AND SMALL BUSINESS  
ESTABLISHMENTS IN INDUSTRIES BEARING MOST OF THE PRODUCTS  
LIABILITY CLAIMS<sup>a</sup>

	Without State*Industry Trends	With State*Industry Trends
Product-Seller Liability	0.017 (0.008)* [0.01]*	0.021 (0.004)* [0.01]*
Comparative Negligence	0.012 (0.008) [0.01]	-0.002 (0.004) [0.01]
Punitive Damage Caps	0.006 (0.007)* [0.02]	-0.011 (0.014) [0.02]
Joint and Several	-0.022 (0.009)* [0.002]*	0.015 (0.010) [0.011]
Statute of Repose	0.021 (0.008)* [0.01]*	0.015 (0.004)* [0.009]
Noneconomic Damage Caps	-0.004 (0.009) [0.01]	0.024 (0.004)* [0.01]*
Collateral Source Reform	-0.022 (0.014) [0.01]	0.026 (0.004)* [0.01]*
Observations	51365	51365
R-squared	0.9958	0.9965

Description: -

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Chantiers de la jeunesse française  
Technological innovations -- United States.  
Product safety -- United States.  
New products -- United States.  
Tort liability of corporations -- United States.  
Products liability -- Economic aspects -- United States.  
Liability (Law) -- Economic aspects -- United States. Liability maze -  
the impact of liability law on safety and innovation  
-Liability maze - the impact of liability law on safety and innovation  
Notes: Includes bibliographical references and index.  
This edition was published in 1991



Filesize: 28.77 MB

Tags: #The #Liability #Maze

[PDF] The Innovation Maze

Liability effects in the pharmaceutical industry have played a central role in this debate.

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Activity Level If the activity level is not included in the standard of care, negligence rules tend to induce excessive adoption. With respect to job creation in particular, significant tort law change would be more likely to slow employment growth than to promote it.

**Publications of W. Kip Viscusi**

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