

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



121st MAINE LEGISLATURE

FIRST REGULAR SESSION-2003

Legislative Document

No. 537

S.P. 177

In Senate, February 6, 2003

An Act To Ensure Access to Expert Testimony

Reference to the Committee on Insurance and Financial Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DOUGLASS of Androscoggin.
Cosponsored by Representative NORBERT of Portland and
Senators: DAMON of Hancock, PENDLETON of Cumberland, Representatives: BULL of
Freeport, MILLS of Farmington, SMITH of Van Buren.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 24 MRSA §2907** is enacted to read:

6 **§2907. Expert testimony**

8 A person, health care entity or health care provider may not
10 impede a physician, podiatrist, dentist or any other health care
12 provider from voluntarily providing expert testimony on behalf of
14 a claimant, as long as the claim in question does not involve
16 that person, health care entity or health care provider.

18 For purposes of this section, "impede" includes, but is not
20 limited to, actions adversely affecting employment, access to a
22 facility, credentialing and other penalties or rewards.

24 **SUMMARY**

26 This bill amends the Maine Health Security Act to prohibit a
28 person, health care entity or health care provider from impeding
30 the expert testimony of another health care provider unless the
32 testimony concerns a claim involving the person, health care
34 entity or health care provider.