

MAINE STATE LEGISLATURE

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Mr
R.D.S.

L.D. 809

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DATE: 4/15/05

(Filing No. H-146)

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LABOR

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
122ND LEGISLATURE
FIRST SPECIAL SESSION**

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20 COMMITTEE AMENDMENT "A" to H.P. 574, L.D. 809, Bill, "An
Act To Facilitate Testimony in Workers' Compensation Proceedings"

22 Amend the bill in section 1 in subsection 3 by striking out
24 all of the first paragraph (page 1, lines 6 to 18 in L.D.) and
inserting in its place the following:

26 '3. **Witnesses; discovery.** All witnesses must be sworn.
28 Sworn written evidence may not be admitted unless the author is
available for cross-examination or subject to subpoena; except
30 that sworn statements by a medical doctor or osteopathic
physician relating to medical questions, by a psychologist
32 relating to psychological questions ~~or~~, by a chiropractor
relating to chiropractic questions, by a certified nurse
34 practitioner who qualifies as an advanced practice registered
nurse relating to advanced practice registered nursing questions
or by a physician's assistant relating to physician assistance
36 questions are admissible in workers' compensation hearings only
if notice of the testimony to be used is given and service of a
38 copy of the letter or report is made on the opposing counsel 14
days before the scheduled hearing.'

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SUMMARY

44 This amendment authorizes a physician's assistant, in
46 addition to a certified nurse practitioner, to submit sworn
written testimony in Workers' Compensation Board proceedings.

COMMITTEE AMENDMENT