

# MAINE STATE LEGISLATURE

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# SEVENTY-FOURTH LEGISLATURE

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SENATE.

No. 173

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND NINE.

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AN ACT in relation to medical expert evidence.

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

Section 1. When in any case in the Supreme Judicial  
2 Court or any Superior Court, it appears that a question or  
3 questions have arisen or may arise giving occasion for the  
4 testimony of medical experts, the court or any justice there-  
5 of, after notice to the parties and a hearing, may appoint  
6 one or more disinterested and suitable medical experts to  
7 investigate the questions and prepare themselves to testify  
8 in relation thereto if called upon.

Sect. 2. Such medical expert or experts shall afford the  
2 parties reasonable opportunities to attend and witness their

3 examinations of any person or thing, where such attendance  
4 would not defeat or endanger the purpose of the examina-  
5 tion. They may be called as witnesses by either party, or  
6 by the court, and when so called shall be subject to full  
7 examination and cross-examination as other witnesses are.  
8 For their services, and for their attendance as witnesses  
9 they shall be paid from the treasury of the court such rea-  
10 sonable sums as the court may allow.

Sect. 3. This act shall not be construed as limiting the  
2 right of the parties to call other expert witnesses as here-  
3 tofore.



STATE OF MAINE.

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IN SENATE,

February 11, 1909.

Presented by Mr. SHAW of Kennebec and on his motion  
tabled for printing pending reference to Committee on Judi-  
ciary.

F. G. FARRINGTON, *Secretary.*