

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 8.01-401.2 of the Code of Virginia, relating to expert witness testimony;*
3 *chiropractor; physician assistant.*

4
5 Approved

[H 191]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 8.01-401.2 of the Code of Virginia is amended and reenacted as follows:**

8 **§ 8.01-401.2. Chiropractor or physician assistant as expert witness.**

9 A. A doctor of chiropractic, when properly qualified, may testify as an expert witness in a court of
10 law as to etiology, diagnosis, prognosis, *treatment, treatment plan*, and disability, including anatomical,
11 physiological, and pathological considerations within the scope of the practice of chiropractic as defined
12 in § 54.1-2900.

13 B. A physician assistant, when properly qualified, may testify as an expert witness in a court of law
14 as to etiology, diagnosis, prognosis, *treatment, treatment plan*, and disability, including anatomical,
15 physiological, and pathological considerations within the scope of his activities as authorized pursuant
16 to § 54.1-2952. However, no physician assistant shall be permitted to testify as an expert witness for or
17 against (i) a defendant doctor of medicine or osteopathic medicine in a medical malpractice action
18 regarding the standard of care of a doctor of medicine or osteopathic medicine or (ii) a defendant
19 health care provider in a medical malpractice action regarding causation.

ENROLLED

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