

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 8.01-401.2 of the Code of Virginia, relating to nurse practitioner as an*
3 *expert witness; scope of activities.*

4 [H 1609]

5 Approved

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, nurse practitioner, 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 or nurse practitioner, when properly qualified, may testify as an expert
14 witness in a court of law as to etiology, diagnosis, prognosis, treatment, treatment plan, and disability,
15 including anatomical, physiological, and pathological considerations within the scope of his activities as
16 authorized pursuant to § 54.1-2952 or 54.1-2957, respectively. However, no physician assistant or nurse
17 practitioner shall be permitted to testify as an expert witness for or against (i) a defendant doctor of
18 medicine or osteopathic medicine in a medical malpractice action regarding the standard of care of a
19 doctor of medicine or osteopathic medicine or (ii) a defendant health care provider in a medical
20 malpractice action regarding causation.

ENROLLED

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