

No. 133, S.]

[Published July 16, 1953.

CHAPTER 459

AN ACT to amend 147.14 (2) of the statutes, relating to the qualifications of certain witnesses to give testimony in their professional capacity.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

147.14 (2) of the statutes is amended to read:

147.14 (2) (a) No person * * * *without a license or certificate or registration from the state board of medical examiners shall have the right * * * to testify in a professional capacity on a subject relating to medical treatment, as a medical or osteopathic physician or practitioner of any other form or system of treating the * * * sick, as defined in s. 147.01; provided that a medical or osteopathic physician, licensed to practice in another state, may testify as the attending or examining physician or surgeon to the care, treatment, examination or condition of sick or injured persons whom he has treated in the ordinary course of his professional practice for the sickness or injury which is the subject of the judicial inquiry in any action or proceeding in which he is called as a witness.*

(b) A court may permit any person to testify as an expert on a medical subject in any action or judicial proceeding where proof is offered satisfactory to the court that such person is qualified as such expert.

(c) A nonresident witness shall not be permitted to testify as an attending or examining physician and surgeon, or as an expert witness on a medical subject unless the party calling such witness has served on the opposing party a 5-day written notice in advance of calling such witness to testify, stating the name of such witness, his residence and business address. The court for good cause shown may shorten such notice to 3 days.

Approved July 7, 1953.