

- (i) A party may not serve as a party's expert; and
- (ii) The certificate may not be signed by:
 - 1. A party;
 - 2. An employee or partner of a party; or
 - 3. An employee or stockholder of any professional corporation of which the party is a stockholder.

3-2A-05.

(e) (1) The arbitration panel shall first determine the issue of liability with respect to a claim referred to it.

(2) If the arbitration panel determines that the health care provider is not liable to the claimant or claimants the award shall be in favor of the health care provider.

(3) If the arbitration panel determines that a health care provider is liable to the claimant or claimants, it shall then consider, itemize, assess, and apportion appropriate damages against one or more of the health care providers that it has found to be liable.

(4) ~~¶The award shall itemize by category and amount any damages assessed for incurred medical expenses, rehabilitation costs, and loss of earnings. Damages assessed for any future expenses, costs, and losses shall be itemized separately.¶ THE ARBITRATION PANEL SHALL ITEMIZE EACH AWARD ENTERED ON OR AFTER JANUARY 1, 2005, TO REFLECT THE MONETARY AMOUNT INTENDED FOR ANY OF THE FOLLOWING DAMAGES THAT ARE APPLICABLE TO THE CLAIM:~~

- ~~(I) PAST MEDICAL EXPENSES;~~
- ~~(II) FUTURE MEDICAL EXPENSES;~~
- ~~(III) PAST LOSS OF EARNINGS;~~
- ~~(IV) FUTURE LOSS OF EARNINGS;~~
- ~~(V) PAST PECUNIARY LOSSES;~~
- ~~(VI) FUTURE PECUNIARY LOSSES;~~
- ~~(VII) OTHER PAST ECONOMIC DAMAGES;~~
- ~~(VIII) OTHER FUTURE ECONOMIC DAMAGES; AND~~
- ~~(IX) NONECONOMIC DAMAGES.~~

(g) (1) ~~¶The¶ SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THE~~ arbitration panel shall make its award and deliver it to the Director in writing within 1 year from the date on which all defendants have been served and within 10 days after the close of the hearing.