

**Proposal 06-04 (P.R. 0150)**  
**Amends Supreme Court Rule 90**  
**Offered by attorney Theodore M. Utchen**

**Rule 90. Conduct of the Hearings**

**(a) Powers of Arbitrators.** [no changes]

**(b) Established Rules of Evidence Apply.** [no changes]

**(c) Documents Presumptively Admissible.** All documents referred to under this provision shall be accompanied by a summary cover sheet listing each item that is included detailing the money damages incurred by the categories as set forth in this rule and specifying whether each bill is paid or unpaid. If at least 30 days' written notice of the intention to offer the following documents in evidence is given to every other party, accompanied by a copy of the document, a party may offer in evidence, without foundation or other proof:

- (1) bills (specified as paid or unpaid), records and reports of hospitals, doctors, dentists, registered nurses, licensed practical nurses and physical therapists, or other health-care providers;
- (2) bills for drugs, medical appliances and prostheses (specified as paid or unpaid);
- (3) property repair bills or estimates, when identified and itemized setting forth the charges for labor and material used or proposed for use in the repair of the property;
- (4) a report of the rate of earnings and time lost from work or lost compensation prepared by an employer;
- (5) the written statement of any expert witness, the deposition of a witness, the statement of a witness which the witness would be allowed to express if testifying in person, if the statement is made by affidavit or by certification as provided in section 1-109 of the Code of Civil Procedure;
- (6) any other document not specifically covered by any of the foregoing provisions, and which is otherwise admissible under the rules of evidence.

The pages of any 90(c) package submitted to the arbitrators shall be numbered consecutively from the first page to the last page of the package in addition to any separate numbering of the pages of individual documents comprising such package.

**(d) - (h)** [no changes]