

**New Jersey State Board of Medical Examiners
Public Session Agenda**

December 8, 2004

ROLL CALL

STATEMENT CONCERNING THE ANNUAL NOTICE OF PUBLIC MEETINGS

ANNOUNCEMENTS

MINUTES Approval of the November 10, 2004 Open Board Minutes

MINUTES Approval of the November 18, 2004 Open Credentials Committee Minutes

NEW BUSINESS

1. DEPARTMENT OF BANKING AND INSURANCE PROPOSED AMENDMENT

Attached is a copy of the Department of Banking and Insurance proposed amendment: Division of Insurance, Medical Malpractice Insurance - Renewal and Nonrenewal Notices. Comments are due by December 31, 2004. The Executive Committee has reviewed the proposal and does not believe that any comments are necessary.

2. POSSIBLE AMENDMENT TO N.J.A.C. 13:35-6a.1, ET SEQ.

Attached is a letter from Christina Woodward Strong, Esquire, submitted on behalf of the New Jersey Trauma Center, the American College of Surgeons Committee on Trauma, and the Atlantic NeuroSurgical Specialists. They are requesting consideration of changes to N.J.A.C. 13:35:6A.1 , the Board's regulations relating to the clinical standards for the declaration of brain death.

3. LEGISLATION

S 1939 Seeks to repeal assessment on gross receipts of certain ambulatory care facilities. It was introduced on October 14, 2004 and referred to the Senate Health, Human Services and Senior Citizens' Committee. At the last Board meeting, this matter was referred back to the Executive Committee for further review. In particular, questions arose as to whether there were other provisions of the current law that should also be amended.

The Executive Committee was generally in support of the bill. It proposes, however, to also repeal Section 4(f) because under this provision, CAT scan and MRI facilities in physicians' offices, which have previously not been subject to the jurisdiction of the Department of Health and Senior Services, will need to be licensed by the Department. This will entail a substantial licensure fee and could at some time expand to the one operating room or physician office because the Commissioner of Health is permitted to add to the list of potential licensed facilities.

A 3461 Seeks to establish the "Hospital Infection Reporting Act."

The Executive Committee recommends support.

OLD BUSINESS

4. PROPOSED AMENDMENT - N.J.A.C. 13:35-6.16 LIMITED LIABILITY COMPANY

Attached are the comments received and the draft responses regarding the Board's proposed amendment to N.J.A.C. 13:35-6.16, Limited Liability Companies, as an appropriate business structure. Board approval is sought

for publication in the New Jersey Register as a final adoption.

INFORMATIONAL

PUBLIC COMMENT

SUPPLEMENTAL

MINUTES - Approval of the November 18, 2004 Open Credentials Committee Minutes (which were not included in the first mailing).

MINUTES - Approval is sought of the Athletic Trainer Advisory Committee Minutes dated November 29, 2004.

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