

State Board of Medical Examiners
Open Public Session Minutes
June 9, 2004

The meeting of the New Jersey State Board of Medical Examiners was held on June 9, 2004 at the Richard J. Hughes Complex, 25 Market Street, 4th Floor Conference Center, Trenton, New Jersey. The meeting was called to order at 9:00 a.m. by David M. Wallace, M.D., President.

PRESENT

Board Members Criss, Haddad, Harrer, Lucas, Moussa, Paul, Patel, Perry, Robins, Wallace, Walsh and Weiss.

EXCUSED

Board Members Chen, Desmond, Farrell, Huston, Ricketti, Rokosz, and Trayner.

ALSO PRESENT

Assistant Attorney General Joyce, Deputy Attorneys General Ehrenkrantz, Flanzman, Gelber, Kenny and Levine; Executive Director Roeder and Medical Director Gluck.

STATEMENT CONCERNING ANNUAL NOTICE OF PUBLIC MEETINGS

The requirements of the "Open Public Meetings Act" have been satisfied by notice of this meeting given in the annual notice adopted by the New Jersey State Board of Medical Examiners on October 8, 2003 which was transmitted to the *ATLANTIC CITY PRESS*, *STAR LEDGER*, *CAMDEN COURIER POST*, *ASBURY PARK PRESS*, *BERGEN RECORD* and the *TRENTON TIMES*, all on the 11th day of November 2003.

NOMINATING COMMITTEE

The Nominating Committee (consisting of Board Members Mr. Weiss, Chairperson, Dr. Harrer, Dr. Lucas and Dr. Ricketti) announced its recommendations of Board officer candidates.

President Dr. Robins
Vice-president Mr. Farrell
Secretary Ms. Criss
Treasurer Dr. Paul

MINUTES THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE MAY 12, 2004 OPEN BOARD MINUTES.

Dr. Moussa was not present for discussion and vote in this matter.

MINUTES THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE MAY 17, 2004 OPEN CREDENTIALS COMMITTEE MEETING.

Dr. Moussa was not present for discussion and vote in this matter.

NEW BUSINESS

1. POTENTIAL REGULATION

The Board office on a routine basis receives requests from patients looking for copies of their medical records from doctors that have retired from practice. The only assistance the staff can offer is the last known address of record. When the Executive Committee considered this issue, it believed that it might be appropriate for

incorporation during the Sunset review.

THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO ENDORSE THE CONCEPT OF THE PROPOSED REGULATION AND REFERRED THE MATTER TO THE EXECUTIVE COMMITTEE FOR FURTHER REVIEW.

The Board encouraged the various societies to provide input on this issue.

Dr. Moussa was not present for discussion and vote in this matter.

2. LEGISLATION

A 456 Seeks to provide that only physicians may perform needle electromyography or interpret nerve conduction studies and evoked potentials. The Executive Committee recommended support because it considers this an invasive procedure which requires a profound depth of knowledge in anatomy and physiology which is part of the extensive training received by physicians.

THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO SUPPORT THE LEGISLATION.
Mr. Walsh voted in opposition.

Dr. Moussa was not present for discussion and vote in this matter.

A 2800 Seeks to define surgery that may be performed by licensed physicians. The Executive Committee recommended support of this legislation.

THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO SUPPORT THIS LEGISLATION IF THE LANGUAGE WERE AMENDED TO EXPLICITLY STATE THAT PHYSICIAN ASSISTANTS, PODIATRISTS, AND CERTIFIED NURSE MIDWIVES, WITH THE APPROPRIATE STATUTORY AND REGULATORY CITATIONS, CAN PERFORM CERTAIN PROCEDURES WITHIN THEIR SCOPE OF PRACTICE.

Dr. Moussa was not present for discussion and vote in this matter.

S 1590 Seeks to revise the scope of practice of optometrists. A committee of the Board had reviewed this legislation and attached were the preliminary comments forwarded to the Division of Consumer Affairs. Additionally, attached was the most recent version of the pending legislation.

THE BOARD, UPON MOTION MADE AND SECONDED, RATIFIED THE COMMITTEE'S COMMENTS PREVIOUSLY PROVIDED TO THE DIVISION OF CONSUMER AFFAIRS.

Dr. Moussa was not present for discussion and vote in this matter.

A 2807 Seeks to expand the duties performed by Advanced Practice Nurses. The Executive Committee recommended opposing this legislation. The Committee believed that it expands the scope of practice of the Advanced Practice Nurse well beyond the APN's knowledge and training. Such an expansion, without the requisite increase of education and training, is without merit. Additionally, the Committee did not support the expansion of the scope of practice for the APN to include the diagnosis without any consultation with a plenary licensed physician. In essence, this legislation creates a new class of doctors for individuals without the necessary education, knowledge and training.

THE BOARD, UPON MOTION MADE AND SECONDED, REFERRED THIS LEGISLATION TO THE EXECUTIVE COMMITTEE FOR FURTHER REVIEW.

S 1445 Seeks to establish an Alternative to Discipline Program for impaired nurses through the New Jersey Board of Nursing. The Executive Committee recommends support of this legislation. It endorsed the concept but

recommended that a provision be included in the legislation that would allow the Board of Nursing have an oversight function with appropriate reporting requirements.

THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO SUPPORT THIS LEGISLATION.

OLD BUSINESS

INFORMATIONAL

PUBLIC COMMENT

Respectfully submitted,

David M. Wallace, M.D.
President

[◀ back](#)

division: [bme](#) | [ocp](#) | [complaint forms](#) | [licensing boards](#) | [adoptions](#) | [proposals](#) | [minutes](#) | [consumer briefs](#)

departmental: [lps home](#) | [contact us](#) | [news](#) | [about us](#) | [FAQs](#) | [library](#) | [employment](#) | [programs and units](#) | [services a-z](#)

statewide: [nj home](#) | [my new jersey](#) | [people](#) | [business](#) | [government](#) | [departments](#) | [search](#)