

New Jersey State Board of Medical Examiners

December 12, 2001

Open Board Minutes

The meeting of the New Jersey State Board of Medical Examiners was held on December 12, 2001 at the Richard J. Hughes Justice Complex, 25 Market Street, 4th Floor Conference Center, Trenton, New Jersey. The meeting was called to order at 9:00 a.m. by William V. Harrer, M.D., B.L.D., President.

PRESENT

Board Members Chen, Criss, Farrell, Haddad, Harrer, Lucas, Moussa, Perry, Ricketti, Robins, Rokosz, Trayner, Wallace, Walsh and Weiss

EXCUSED

Board Members Desmond, Huston, Patel, Paul, and Reid

ALSO PRESENT

Deputy Attorneys General Dick, Ehrenkrantz, Flanzman, Gelber, Joyce, Kenny, Levine, Pham and Warhaftig, 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 11, 2000 which was transmitted to the STAR LEDGER, CAMDEN COURIER POST, ASBURY PARK PRESS, BERGEN RECORD and the TRENTON TIMES, all on the 1st day of November 2000 and the Atlantic City Press on the 17th day of January 2001.

ANNOUNCEMENTS

The Board Photograph will be taken at the January meeting.

The public hearing took place on December 7, 2001 for the Surgical and Anesthesia Standards for Physicians Offices regulation. The hearing was well attended. Comments are due by January 28, 2002.

Dr. Harrer will be speaking at the MSNJ on CME issues.

Dr. Robins gave the Board an update at A.2567/S.1408. The bills passed both houses and are awaiting the Governor's signature. The Governor's Counsel received a written statement of support for the legislation by the Board.

Dr. Harrer attended the Citizens' Advocacy Center meeting in Philadelphia.

A letter is being prepared supporting the initiatives of Dr. Perry on the issue of bioterrorism. Dr. Perry has

been appointed to the Governor's Counsel on Bioterrorism.

All Board members are expected to notify the Board office whenever they cannot attend committee meetings or the Board meetings.

MINUTES - THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE NOVEMBER 14, 2001 OPEN BOARD MINUTES AS SUBMITTED.

MINUTES - THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE NOVEMBER 19, 2001 OPEN CREDENTIALS COMMITTEE MEETING AS SUBMITTED.

MINUTES - THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE OCTOBER 19, 2001 PHYSICIAN ASSISTANTS PUBLIC SESSION MEETING MINUTES AS SUBMITTED.

MINUTES - THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE LIST OF APPLICANTS FOR LICENSURE AS PHYSICIAN ASSISTANTS OF THE NOVEMBER 16, 2001 PHYSICIAN ASSISTANT ADVISORY COMMITTEE MEETING.

MINUTES - THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE NOVEMBER 19, 2001 CERTIFIED NURSE MIDWIFE OPEN COMMITTEE MINUTES AS SUBMITTED.

OLD BUSINESS

1. PROPOSED DRAFT MIDWIFERY REGULATIONS

Over the past several months, the Certified Nurse Midwife Committee has been reviewing their current regulations. The Board considered the final, proposed draft of amendments to the Midwifery regulations which reflect suggested changes and/or comments from the Division of Consumer Affairs, and the CNM Committee's response thereto. The Executive Committee recommended accepting this draft and forwarding them to the regulatory analyst for preparation of the prefatory materials and publication in the New Jersey Register for notice and comment.

THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THIS PROPOSED MIDWIFERY REGULATIONS FOR PUBLICATION IN THE NEW JERSEY REGISTER IN ORDER TO ELICIT COMMENT.

2. REGULATION PERTAINING TO FACSIMILE AND E-MAIL PRESCRIPTIONS

The Board reviewed a November 21, 2001 memo to the Executive Committee from D.A.G. Dick and the regulation pertaining to facsimile and E-mail prescriptions which was approved by the Board for publication as a proposal. As noted in D.A.G. Dick's memo, during the course of the legal review process, the Division of Law learned of problems with regard to the enforcement of the regulation. This regulation would authorize the issuance of prescriptions for CDS via facsimile and e-mail. Present regulations of the DEA do not authorize the issuance of CDS prescriptions via e-mail. DEA is currently working on regulations which will permit such prescriptions, but will be far more detailed than the version of the regulation that the Division of Consumer Affairs had intended to pursue. Their draft regulation will not be released until the regulations are promulgated, probably in December 2001 or January 2001. There is concern about moving forward on the version of the regulation which was approved by the Board, but D.A.G. Dick brought this matter to the Board since there may be portions of the regulation that the Board may still wish to move forward. Since all the pages were not in the Board packet, the Board tabled the matter and it will be presented in its entirety to the Executive Committee at its next meeting.

NEW BUSINESS

1. CERTIFIED NURSE MIDWIFE PRESCRIPTIVE AUTHORITY

The Board reviewed the Certified Nurse Midwife Prescriptive Authority proposed amendments which were published in the *New Jersey Register* on December 3, 2001 as informational.

INFORMATIONAL

* Surgical and Anesthesia Standards in Physicians Offices; Alternative Privileges - draft regulation published in the *New Jersey Register* on November 19, 2001.

* American Medical Services nine month calendar for CME Seminars, Sarasota FL.

* American Medical Services Self Study CME courses.

* Bayer Institute for Health Care Communication's course in "*The Intensive Skills Review*".

* New Jersey HIV/AIDS Cases reported as of June 30, 2001.

* BioTerrorism Preparedness and Response Fact Sheet

PUBLIC COMMENT

None.

Respectfully submitted,

William V. Harrer, M.D., B.L.D. President

New Jersey State Board of Medical Examiners	Medical and Mental Health Related Professional Boards	Feedback Survey	Consumer Affairs Home Page	NJ Dept. of Law and Public Safety Home Page	State of NJ Home Page
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Posted March 2002