



# ASSEMBLY, No. 2299

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## STATE OF NEW JERSEY

### 209th LEGISLATURE

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INTRODUCED MAY 1, 2000

**Sponsored by:**

**Assemblyman JOHN C. GIBSON**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman CHRISTOPHER "KIP" BATEMAN**

**District 16 (Morris and Somerset)**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning the practice of medicine and supplementing Title  
2 45 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 1. a. Notwithstanding any provision of law to the contrary, the  
8 State Board of Medical Examiners shall issue a special volunteer  
9 license for a physician who otherwise meets the requirements for State  
10 licensure but whose practice is limited exclusively to providing medical  
11 services without compensation or the expectation or promise of  
12 compensation.

13 b. A special volunteer licensee shall provide medical services only  
14 under the direct supervision of a regularly State licensed physician  
15 pursuant to chapter 9 of Title 45 of the Revised Statutes.

16 c. The board shall waive all licensing fees for the special volunteer  
17 license.

18

19 2. The State Board of Medical Examiners in the Department of  
20 Law and Public Safety shall adopt rules and regulations pursuant to  
21 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
22 this act.

23

24 3. This act shall take effect on the 90th day following enactment.

25

26

27

#### STATEMENT

28

29 This bill directs the State Board of Medical Examiners to issue a  
30 special volunteer license for a physician who otherwise meets the  
31 requirements for State licensure but whose practice is limited  
32 exclusively to providing medical services without compensation or the  
33 expectation or promise of compensation. A physician who holds a  
34 special volunteer license shall provide medical services only under the  
35 direct supervision of a regularly State licensed physician. Also, the bill  
36 provides that the board shall waive all licensing fees for the special  
37 volunteer license.

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 2299**

with committee amendments

**STATE OF NEW JERSEY**

DATED: SEPTEMBER 21, 2000

The Assembly Health Committee reports favorably and with committee amendments Assembly Bill No. 2299.

As amended by the committee, this bill requires the State Board of Medical Examiners (BME) in the Department of Law and Public Safety to issue a special volunteer license for a physician who otherwise meets the requirements for State licensure but whose practice is limited exclusively to providing medical services without compensation or the expectation or promise of compensation. The bill further provides that a physician who holds a special volunteer license shall provide medical services only under the direct supervision of a regularly State licensed physician, who shall be responsible for the medical services provided by the special volunteer licensee, and that the BME shall waive all licensing fees for the special volunteer license.

The committee amendment clarifies the intent of the bill by explicitly making the regularly State licensed physician who supervises the special volunteer licensee responsible for the medical services provided by the special volunteer licensee.

The BME is authorized to adopt rules and regulations to carry out the provisions of the bill, which takes effect on the 90th day after enactment.

[First Reprint]

**ASSEMBLY, No. 2299**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

INTRODUCED MAY 1, 2000

**Sponsored by:**

**Assemblyman JOHN C. GIBSON**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman CHRISTOPHER "KIP" BATEMAN**

**District 16 (Morris and Somerset)**

**Co-Sponsored by:**

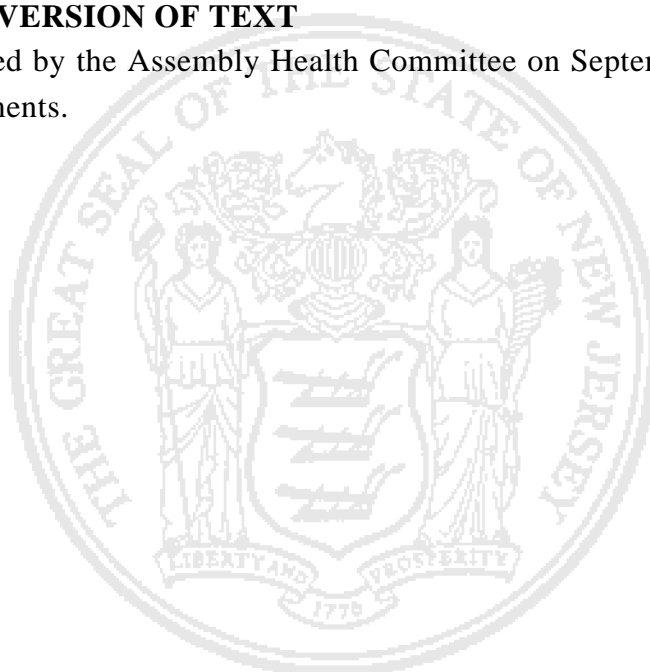
**Assemblyman Conaway**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As reported by the Assembly Health Committee on September 21, 2000, with amendments.



**(Sponsorship Updated As Of: 3/9/2001)**

1 AN ACT concerning the practice of medicine and supplementing Title  
2 45 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 1. a. Notwithstanding any provision of law to the contrary, the  
8 State Board of Medical Examiners shall issue a special volunteer  
9 license for a physician who otherwise meets the requirements for State  
10 licensure but whose practice is limited exclusively to providing medical  
11 services without compensation or the expectation or promise of  
12 compensation.

13 b. A special volunteer licensee shall provide medical services only  
14 under the direct supervision of a regularly State licensed physician  
15 pursuant to chapter 9 of Title 45 of the Revised Statutes<sup>1</sup>, who shall  
16 be responsible for the medical services provided by the special  
17 volunteer licensee<sup>1</sup>.

18 c. The board shall waive all licensing fees for the special volunteer  
19 license.

20

21 2. The State Board of Medical Examiners in the Department of  
22 Law and Public Safety shall adopt rules and regulations pursuant to  
23 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
24 this act.

25

26 3. This act shall take effect on the 90th day following enactment.

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AHL committee amendments adopted September 21, 2000.

STATEMENT TO  
[First Reprint]  
**ASSEMBLY, No. 2299**

with Assembly Floor Amendments  
(Proposed By Assemblyman GIBSON)

ADOPTED: MARCH 8, 2001

This amendment authorizes the Board of Medical Examiners to charge reduced license application, initial and biennial registration, and endorsement fees for a volunteer physician whose practice is limited exclusively to providing medical services, without compensation or the expectation or promise of compensation, under the direct supervision of a regularly State licensed physician who shall be responsible for the medical services provided (rather than waiving all licensing fees for the volunteer licensee as provided in the current version of the bill). The specific fees stipulated are: \$150 for the license application fee; \$125 each for the initial and biennial registration fees, respectively; and \$100 for the endorsement fee.

As a technical matter, these amendments incorporate the provisions of this bill in N.J.S.A.45:9-19.15 (rather than supplementing Title 45 of the Revised Statutes as the current version of the bill does).

[Second Reprint]

**ASSEMBLY, No. 2299**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

INTRODUCED MAY 1, 2000

**Sponsored by:**

**Assemblyman JOHN C. GIBSON**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman CHRISTOPHER "KIP" BATEMAN**

**District 16 (Morris and Somerset)**

**Co-Sponsored by:**

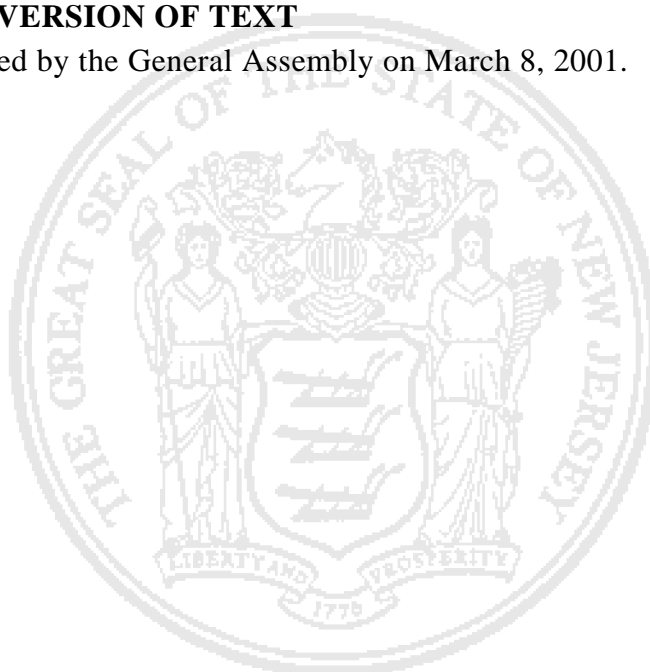
**Assemblymen Conaway, Talarico and Senator Cafiero**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As amended by the General Assembly on March 8, 2001.



**(Sponsorship Updated As Of: 1/8/2002)**



1 AN ACT concerning the practice of medicine and <sup>2</sup>[supplementing  
2 Title 45 of the Revised Statutes] amending P.L.1989, c.300<sup>2</sup>.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 <sup>2</sup>1. Section 25 of P.L.1989, c.300 (C.45:9-19.15) is amended to  
8 read as follows:

9 25. a. The State Board of Medical Examiners shall increase the  
10 licensing fee of physicians and podiatrists in an amount sufficient to  
11 fund the costs of establishing and operating the Medical Practitioner  
12 Review Panel and the position of medical director, established  
13 pursuant to P.L.1989, c.300 (C.45:9-19.4 et al.).

14 b. The board shall establish a reduced licensing fee for physicians  
15 and podiatrists who are 65 years of age or older and who have no  
16 affiliation status with a licensed health care facility or a health  
17 maintenance organization.

18 c. The board shall charge the following fees to a volunteer  
19 physician whose practice is limited exclusively to providing medical  
20 services, without compensation or the expectation or promise of  
21 compensation, under the direct supervision of a regularly State  
22 licensed physician who shall be responsible for the medical services  
23 provided: \$150 for the license application fee; \$125 each for the initial  
24 and biennial registration fees, respectively; and \$100 for the  
25 endorsement fee.<sup>2</sup>

26 (cf: P.L.1989, c.300, s.25)

27

28 <sup>2</sup>[1. a. Notwithstanding any provision of law to the contrary, the  
29 State Board of Medical Examiners shall issue a special volunteer  
30 license for a physician who otherwise meets the requirements for State  
31 licensure but whose practice is limited exclusively to providing medical  
32 services without compensation or the expectation or promise of  
33 compensation.

34 b. A special volunteer licensee shall provide medical services only  
35 under the direct supervision of a regularly State licensed physician  
36 pursuant to chapter 9 of Title 45 of the Revised Statutes<sup>1</sup>, who shall  
37 be responsible for the medical services provided by the special  
38 volunteer licensee<sup>1</sup>.

39 c. The board shall waive all licensing fees for the special volunteer  
40 license.]<sup>2</sup>

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AHL committee amendments adopted September 21, 2000.

<sup>2</sup> Assembly floor amendments adopted March 8, 2001.

1       <sup>2</sup>[2. The State Board of Medical Examiners in the Department of  
2 Law and Public Safety shall adopt rules and regulations pursuant to  
3 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
4 this act.]<sup>2</sup>

5

6       <sup>2</sup>[3.] 2.<sup>2</sup> This act shall take effect on the 90th day following  
7 enactment.

[Third Reprint]

**ASSEMBLY, No. 2299**

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**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

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INTRODUCED MAY 1, 2000

**Sponsored by:**

**Assemblyman JOHN C. GIBSON**

**District 1 (Cape May, Atlantic and Cumberland)**

**Assemblyman CHRISTOPHER "KIP" BATEMAN**

**District 16 (Morris and Somerset)**

**Co-Sponsored by:**

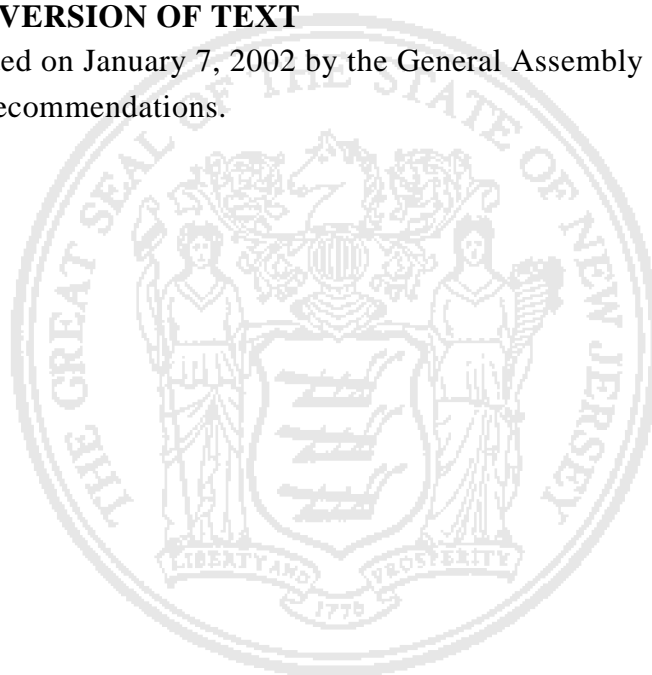
**Assemblymen Conaway, Talarico and Senator Cafiero**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As amended on January 7, 2002 by the General Assembly pursuant to the Governor's recommendations.



**(Sponsorship Updated As Of: 1/8/2002)**

1 AN ACT concerning the practice of medicine and <sup>2</sup>[supplementing  
2 Title 45 of the Revised Statutes] amending P.L.1989, c.300<sup>2</sup>.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 <sup>2</sup>1. Section 25 of P.L.1989, c.300 (C.45:9-19.15) is amended to  
8 read as follows:

9 25. a. The State Board of Medical Examiners shall increase the  
10 licensing fee of physicians and podiatrists in an amount sufficient to  
11 fund the costs of establishing and operating the Medical Practitioner  
12 Review Panel and the position of medical director, established  
13 pursuant to P.L.1989, c.300 (C.45:9-19.4 et al.).

14 b. The board shall establish a reduced licensing fee for physicians  
15 and podiatrists who are 65 years of age or older and who have no  
16 affiliation status with a licensed health care facility or a health  
17 maintenance organization.

18 c. The board shall charge the following <sup>3</sup>licensing<sup>3</sup> fees to a  
19 <sup>3</sup>[volunteer]<sup>3</sup> physician whose <sup>3</sup>professional<sup>3</sup> practice is limited  
20 <sup>3</sup>[exclusively]<sup>3</sup> to providing <sup>3</sup>[medical services.]patient care  
21 exclusively<sup>3</sup> without compensation or the expectation or promise of  
22 compensation<sup>3</sup> [.]and in a facility or through a program conducted<sup>3</sup>  
23 under the <sup>3</sup>[direct]<sup>3</sup>supervision of a <sup>3</sup>[regularly State licensed]<sup>3</sup>  
24 physician <sup>3</sup>[who shall be responsible for the medical services  
25 provided] licensed by and in good standing with the State<sup>3</sup> : \$150 for  
26 the license application fee; \$125 each for the initial and biennial  
27 registration fees, respectively; and \$100 for the endorsement fee.<sup>2</sup>

28 <sup>3</sup>Nothing in this subsection, except for the licensing fee, shall be  
29 construed to exempt any person from or abrogate any provision in  
30 Title 45 of the Revised Statutes or any other Title applicable to the  
31 practice of medicine or surgery and any regulations adopted pursuant  
32 thereto including, but not limited to, requirements for licensure or  
33 coverage by medical malpractice liability insurance.<sup>3</sup>

34 (cf: P.L.1989, c.300, s.25)

35

36 <sup>2</sup>[1. a. Notwithstanding any provision of law to the contrary, the  
37 State Board of Medical Examiners shall issue a special volunteer  
38 license for a physician who otherwise meets the requirements for State  
39 licensure but whose practice is limited exclusively to providing medical

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AHL committee amendments adopted September 21, 2000.

<sup>2</sup> Assembly floor amendments adopted March 8, 2001.

<sup>3</sup> Assembly amendments adopted in accordance with Governor's recommendations January 7, 2002.

1 services without compensation or the expectation or promise of  
2 compensation.

3 b. A special volunteer licensee shall provide medical services only  
4 under the direct supervision of a regularly State licensed physician  
5 pursuant to chapter 9 of Title 45 of the Revised Statutes<sup>1</sup>, who shall  
6 be responsible for the medical services provided by the special  
7 volunteer licensee<sup>1</sup>.

8 c. The board shall waive all licensing fees for the special volunteer  
9 license.]<sup>2</sup>

10

11 <sup>2</sup>[2. The State Board of Medical Examiners in the Department of  
12 Law and Public Safety shall adopt rules and regulations pursuant to  
13 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
14 this act.]<sup>2</sup>

15

16 <sup>3</sup>2. The State Board of Medical Examiners in the Department of  
17 Law and Public Safety shall adopt rules and regulations pursuant to  
18 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
19 seq.), to carry out the provisions of this act.<sup>3</sup>

20

21 <sup>2</sup>[3.] <sup>3</sup>[2.<sup>2</sup>] 3.<sup>3</sup> This act shall take effect on the 90th day following  
22 enactment.

**SENATE, No. 1892**

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**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

---

INTRODUCED NOVEMBER 13, 2000

**Sponsored by:**

**Senator JAMES S. CAFIERO**

**District 1 (Cape May, Atlantic and Cumberland)**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning the practice of medicine and supplementing Title  
2 45 of the Revised Statutes.

3

4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6

7 1. a. Notwithstanding any provision of law to the contrary, the  
8 State Board of Medical Examiners shall issue a special volunteer  
9 license for a physician who otherwise meets the requirements for State  
10 licensure but whose practice is limited exclusively to providing medical  
11 services without compensation or the expectation or promise of  
12 compensation.

13 b. A special volunteer licensee shall provide medical services only  
14 under the direct supervision of a regularly State licensed physician  
15 pursuant to chapter 9 of Title 45 of the Revised Statutes, who shall be  
16 responsible for the medical services provided by the special volunteer  
17 licensee.

18 c. The board shall waive all licensing fees for the special volunteer  
19 license.

20

21 2. The State Board of Medical Examiners in the Department of  
22 Law and Public Safety shall adopt rules and regulations pursuant to  
23 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
24 this act.

25

26 3. This act shall take effect on the 90th day following enactment.

27

28

29

STATEMENT

30

31 This bill requires the State Board of Medical Examiners (BME) in  
32 the Department of Law and Public Safety to issue a special volunteer  
33 license for a physician who otherwise meets the requirements for State  
34 licensure but whose practice is limited exclusively to providing medical  
35 services without compensation or the expectation or promise of  
36 compensation. The bill further provides that a physician who holds a  
37 special volunteer license shall provide medical services only under the  
38 direct supervision of a regularly State licensed physician, who shall be  
39 responsible for the medical services provided by the special volunteer  
40 licensee, and that the BME shall waive all licensing fees for the special  
41 volunteer license.

42 The BME is authorized to adopt rules and regulations to carry out  
43 the provisions of the bill, which takes effect on the 90th day after  
44 enactment.

# SENATE HEALTH COMMITTEE

## STATEMENT TO

### **SENATE, No. 1892**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: MAY 31, 2001

The Senate Health Committee reports favorably and with committee amendments Senate Bill No. 1892.

As amended by committee, this bill amends N.J.S.A.45:9-19.15 to require the State Board of Medical Examiners (BME) to charge reduced license application, initial and biennial registration, and endorsement fees for a volunteer physician whose practice is limited exclusively to providing medical services, without compensation or the expectation or promise of compensation, under the direct supervision of a regularly State licensed physician who shall be responsible for the medical services provided. The specific fees provided in the bill are: \$150 for the license application fee; \$125 each for the initial and biennial registration fees, respectively; and \$100 for the endorsement fee.

The committee amended the bill to delete the two sections of the bill that directed the BME to issue a special volunteer license under certain circumstances and waive all licensing fees, and to adopt rules and regulations to carry out the provisions of the bill. The amendments replace these two sections with a new section that amends N.J.S.A.45:9-19.15 to require the BME to charge reduced license application, initial and biennial registration, and endorsement fees for a volunteer physician who meets the requirements of the bill.

As amended by committee, this bill is identical to Assembly Bill No.2299 (2R) (Gibson/Bateman), which is on second reading in the General Assembly.



[First Reprint]

**SENATE, No. 1892**

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**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

---

INTRODUCED NOVEMBER 13, 2000

**Sponsored by:**

**Senator JAMES S. CAFIERO**

**District 1 (Cape May, Atlantic and Cumberland)**

**SYNOPSIS**

Provides for special volunteer license for physicians who practice under certain limited circumstances.

**CURRENT VERSION OF TEXT**

As reported by the Senate Health Committee on May 31, 2001, with amendments.



1 AN ACT concerning the practice of medicine and <sup>1</sup>[supplementing  
2 Title 45 of the Revised Statutes] amending P.L.1989, c.300<sup>1</sup>.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 <sup>1</sup>[1. a. Notwithstanding any provision of law to the contrary, the  
8 State Board of Medical Examiners shall issue a special volunteer  
9 license for a physician who otherwise meets the requirements for State  
10 licensure but whose practice is limited exclusively to providing medical  
11 services without compensation or the expectation or promise of  
12 compensation.

13 b. A special volunteer licensee shall provide medical services only  
14 under the direct supervision of a regularly State licensed physician  
15 pursuant to chapter 9 of Title 45 of the Revised Statutes, who shall be  
16 responsible for the medical services provided by the special volunteer  
17 licensee.

18 c. The board shall waive all licensing fees for the special volunteer  
19 license.]<sup>1</sup>

20  
21 <sup>1</sup>[2. The State Board of Medical Examiners in the Department of  
22 Law and Public Safety shall adopt rules and regulations pursuant to  
23 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
24 this act.]<sup>1</sup>

25  
26 <sup>1</sup>1. Section 25 of P.L.1989, c.300 (C.45:9-19.15) is amended to  
27 read as follows:

28 25. a. The State Board of Medical Examiners shall increase the  
29 licensing fee of physicians and podiatrists in an amount sufficient to  
30 fund the costs of establishing and operating the Medical Practitioner  
31 Review Panel and the position of medical director, established  
32 pursuant to P.L.1989, c.300 (C.45:9-19.4 et al.).

33 b. The board shall establish a reduced licensing fee for physicians  
34 and podiatrists who are 65 years of age or older and who have no  
35 affiliation status with a licensed health care facility or a health  
36 maintenance organization.

37 c. The board shall charge the following fees to a volunteer  
38 physician whose practice is limited exclusively to providing medical  
39 services, without compensation or the expectation or promise of  
40 compensation, under the direct supervision of a regularly State  
41 licensed physician who shall be responsible for the medical services

**EXPLANATION** - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup> Senate SHH committee amendments adopted May 31, 2001.

**S1892 [1R] CAFIERO**

3

1 provided: \$150 for the license application fee; \$125 each for the initial  
2 and biennial registration fees, respectively; and \$100 for the  
3 endorsement fee.<sup>1</sup>

4 (cf:P.L.1989, c.300, s.25)

5

6 <sup>1</sup>[3.] 2.<sup>1</sup> This act shall take effect on the 90th day following  
7 enactment.

**ASSEMBLY BILL NO. 2299  
(Second Reprint)**

To the General Assembly:

Pursuant to Article V, Section I, Paragraph 14 of the New Jersey Constitution, I am returning Assembly Bill No. 2299 (Second Reprint) with my recommendations for reconsideration.

**A.SUMMARY OF BILL**

This bill provides that the State Board of Medical Examiners (BME) shall charge reduced fees to volunteer physicians whose practice will be limited exclusively to providing medical services without compensation. Under the bill, a volunteer physician may only provide medical services under the direct supervision of a regularly State licensed physician who shall be responsible for the medical services provided. The bill further specifies the application, registration and endorsement fees the BME shall charge a volunteer physician.

**B. RECOMMENDED ACTION**

I applaud the efforts of the sponsors to provide an incentive to physicians to volunteer their services and thereby provide a valuable source of medical care to persons who otherwise could not afford to satisfy their medical needs. The State should take steps to support the altruistic efforts of doctors interested in dedicating their professional skills to providing cost-free medical care to those in need.

I am concerned, however, that the bill language is unclear as to whether physicians addressed in the bill must maintain medical malpractice insurance. Currently, medical malpractice insurance is required of physicians who maintain a professional practice and have responsibility for patient care. Accordingly, I suggest that the bill be amended to ensure that all New Jersey patients receiving medical care are provided with appropriate financial protection against improper care or treatment, regardless of whether the physician is compensated for providing that care. Additionally, I suggest amendments to make the bill's language consistent with terminology used in existing statutes and regulations. I also recommend that the bill provide the State Board of Medical Examiners with authority to develop rules and regulations to implement this act.

Therefore, I herewith return Assembly Bill No. A-2299 (Second Reprint) and recommend that it be amended as follows:

- |                      |   |
|----------------------|---|
| Page 2, Line 18:     | After "following" insert "licensing"; delete "volunteer"  |
| Page 2, Lines 19-20: | After "whose" insert "professional"; after "limited" delete "exclusively"; after "providing" delete "medical services," insert "patient care exclusively" |
| Page 2, Lines 21-23: | After "compensation" delete "," insert "and in a facility or through a program conducted"; after  |

“under the” delete “direct”; delete “regularly State licensed”; after “physician” insert “licensed by and in good standing with the State”; delete “who shall be responsible for the medical services provided”

Page 2, Line 25:

After “endorsement fee.” insert “Nothing in this subsection, except for the licensing fee, shall be construed to exempt any person from or abrogate any provision in Title 45 of the Revised Statutes or any other Title applicable to the practice of medicine or surgery and any regulations adopted pursuant thereto including, but not limited to, requirements for licensure or coverage by medical malpractice liability insurance.”

Page 3, Line 5:

Insert new section:  
“2. The State Board of Medical Examiners in the Department of Law and Public Safety shall adopt rules and regulations pursuant to the “Administrative Procedure Act,” P.L. 1968, c. 410 (C. 52:14B-1et seq.), to carry out the provisions of this act.”

Page 3, Line 6:

Delete “2.” Insert “3.”

Respectfully,

Donald T. DiFrancesco  
Acting Governor, Senate President

Attest:

James A. Harkness  
Chief Counsel to the Governor

P.L. 2001, CHAPTER 410, *approved January 8, 2002*  
Assembly, No. 2299 (*Third Reprint*)

1 AN ACT concerning the practice of medicine and <sup>2</sup>[supplementing  
2 Title 45 of the Revised Statutes] amending P.L.1989, c.300<sup>2</sup>.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 <sup>2</sup>1. Section 25 of P.L.1989, c.300 (C.45:9-19.15) is amended to  
8 read as follows:

9 25. a. The State Board of Medical Examiners shall increase the  
10 licensing fee of physicians and podiatrists in an amount sufficient to  
11 fund the costs of establishing and operating the Medical Practitioner  
12 Review Panel and the position of medical director, established  
13 pursuant to P.L.1989, c.300 (C.45:9-19.4 et al.).

14 b. The board shall establish a reduced licensing fee for physicians  
15 and podiatrists who are 65 years of age or older and who have no  
16 affiliation status with a licensed health care facility or a health  
17 maintenance organization.

18 c. The board shall charge the following <sup>3</sup>licensing<sup>3</sup> fees to a  
19 <sup>3</sup>[volunteer]<sup>3</sup> physician whose <sup>3</sup>professional<sup>3</sup> practice is limited  
20 <sup>3</sup>[exclusively]<sup>3</sup> to providing <sup>3</sup>[medical services.]patient care  
21 exclusively<sup>3</sup> without compensation or the expectation or promise of  
22 compensation<sup>3</sup> [.]and in a facility or through a program conducted<sup>3</sup>  
23 under the <sup>3</sup>[direct]<sup>3</sup>supervision of a <sup>3</sup>[regularly State licensed]<sup>3</sup>  
24 physician <sup>3</sup>[who shall be responsible for the medical services  
25 provided] licensed by and in good standing with the State<sup>3</sup> : \$150 for  
26 the license application fee; \$125 each for the initial and biennial  
27 registration fees, respectively; and \$100 for the endorsement fee.<sup>2</sup>

28 <sup>3</sup>Nothing in this subsection, except for the licensing fee, shall be  
29 construed to exempt any person from or abrogate any provision in  
30 Title 45 of the Revised Statutes or any other Title applicable to the  
31 practice of medicine or surgery and any regulations adopted pursuant  
32 thereto including, but not limited to, requirements for licensure or  
33 coverage by medical malpractice liability insurance.<sup>3</sup>

34 (cf: P.L.1989, c.300, s.25)

35

36 <sup>2</sup>[1. a. Notwithstanding any provision of law to the contrary, the  
37 State Board of Medical Examiners shall issue a special volunteer

**EXPLANATION - Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and intended to be omitted in the law.**

**Matter underlined thus is new matter.**

**Matter enclosed in superscript numerals has been adopted as follows:**

<sup>1</sup> Assembly AHL committee amendments adopted September 21, 2000.

<sup>2</sup> Assembly floor amendments adopted March 8, 2001.

<sup>3</sup> Assembly amendments adopted in accordance with Governor's recommendations January 7, 2002.

1 license for a physician who otherwise meets the requirements for State  
2 licensure but whose practice is limited exclusively to providing medical  
3 services without compensation or the expectation or promise of  
4 compensation.

5 b. A special volunteer licensee shall provide medical services only  
6 under the direct supervision of a regularly State licensed physician  
7 pursuant to chapter 9 of Title 45 of the Revised Statutes<sup>1</sup>, who shall  
8 be responsible for the medical services provided by the special  
9 volunteer licensee<sup>1</sup>.

10 c. The board shall waive all licensing fees for the special volunteer  
11 license.]<sup>2</sup>

12

13 <sup>2</sup>[2. The State Board of Medical Examiners in the Department of  
14 Law and Public Safety shall adopt rules and regulations pursuant to  
15 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the provisions of  
16 this act.]<sup>2</sup>

17

18 <sup>3</sup>2. The State Board of Medical Examiners in the Department of  
19 Law and Public Safety shall adopt rules and regulations pursuant to  
20 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
21 seq.), to carry out the provisions of this act.<sup>3</sup>

22

23 <sup>2</sup>[3.] <sup>3</sup>[2.<sup>2</sup>] 3.<sup>3</sup> This act shall take effect on the 90th day following  
24 enactment.

25

26

27

28 Provides for special volunteer license for physicians who practice  
29 under certain limited circumstances.

## CHAPTER 410

AN ACT concerning the practice of medicine and amending P.L.1989, c.300.

**BE IT ENACTED** by the Senate and General Assembly of the State of New Jersey:

1. Section 25 of P.L.1989, c.300 (C.45:9-19.15) is amended to read as follows:

C.45:9-19.15 Licensing fees for physician, podiatrist.

25. a. The State Board of Medical Examiners shall increase the licensing fee of physicians and podiatrists in an amount sufficient to fund the costs of establishing and operating the Medical Practitioner Review Panel and the position of medical director, established pursuant to P.L.1989, c.300 (C.45:9-19.4 et al.).

b. The board shall establish a reduced licensing fee for physicians and podiatrists who are 65 years of age or older and who have no affiliation status with a licensed health care facility or a health maintenance organization.

c. The board shall charge the following licensing fees to a physician whose professional practice is limited to providing patient care exclusively without compensation or the expectation or promise of compensation and in a facility or through a program conducted under the supervision of a physician licensed by and in good standing with the State: \$150 for the license application fee; \$125 each for the initial and biennial registration fees, respectively; and \$100 for the endorsement fee. Nothing in this subsection, except for the licensing fee, shall be construed to exempt any person from or abrogate any provision in Title 45 of the Revised Statutes or any other Title applicable to the practice of medicine or surgery and any regulations adopted pursuant thereto including, but not limited to, requirements for licensure or coverage by medical malpractice liability insurance.

2. The State Board of Medical Examiners in the Department of Law and Public Safety shall adopt rules and regulations pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), to carry out the provisions of this act.

3. This act shall take effect on the 90th day following enactment.

Approved January 8, 2002.