

45:9-56 to 45:9-58

LEGISLATIVE HISTORY CHECKLIST

(Medical Society--House of Delegates--
permit representatives from specialty
societies and other associations)

NJSA 45:9-56 to 45:9-58

LAWS 1981

CHAPTER 123

Bill No. S1390

Sponsor(s) Merlino

Date Introduced June 26, 1980

Committee: Assembly Commerce, Industry and Professions

Senate Labor, Industry and Professions

Amended during passage Yes ~~No~~ Amendments during passage
denoted by asterisks

Date of Passage: Assembly March 2, 1981

Senate Dec. 11, 1980

Date of approval April 24, 1981

Following statements are attached if available:

Sponsor statement Yes ~~No~~

Committee Statement: Assembly Yes ~~No~~

Senate Yes ~~No~~

Fiscal Note ~~Yes~~ No

Veto Message ~~Yes~~ No

Message on signing ~~Yes~~ No

Following were printed:

Reports ~~Yes~~ No

Hearings ~~Yes~~ No

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SENATE, No. 1390

STATE OF NEW JERSEY

INTRODUCED JUNE 26, 1980

By Senator MERLINO

Referred to Committee on Labor, Industry and Professions

AN ACT concerning the charter of the Medical Society of New Jersey and amending sections 45:9-56, 45:9-57 and 45:9-58 of the Revised Statutes.

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

1 1. R. S. 45:9-56 is amended to read as follows:
2 45:9-56. The Medical Society of the State of New Jersey, already
3 incorporated by the style and name of "the Medical Society of
4 New Jersey," shall continue to be a body corporate and politic, in
5 fact and in name, and shall and may have and use a common seal,
6 which it may alter at pleasure, and said society shall be composed
7 of **[not less than three]** delegates chosen *in accordance with its*
8 *duly adopted bylaws* by and from each of the **[district or]** county,
9 *specialty, or other* societies, which now are, or which under the
10 authority of said society may be hereafter instituted. The officers
11 for the time being shall be ex-officio members of said society, in-
12 dependently of the authority of delegation. All persons who may
13 have been or may hereafter be presidents of the society shall rank
14 as fellows, and be entitled to all the privileges of delegated members.

1 2. R. S. 45:9-57 is amended to read as follows:
2 45:9-57. ***[**The society shall have authority to confer the degree
3 of doctor of medicine under such rules and regulations as it may
4 adopt, which degree shall be deemed sufficient evidence of a regu-
5 larly educated and qualified practitioner of the healing art; and
6 no**]** *No* one shall be admitted to membership in any **[district**
7 **or]** county, *specialty, or other* society having connection with this
8 society, unless he shall have received said degree of doctor of medi-
9 cine, or been admitted ad eardem from some other medical authori-
10 ties which this society shall deem proper to recognize.

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

1 3. R. S. 45:9-58 is amended to read as follows:

2 45:9-58. The society shall have power to prescribe the duties
3 of its officers and members, fix their compensation, assess from time
4 to time an annuity upon the **【district and】** county, *specialty*, or
5 *other* societies **【in the ratio of their membership respectively,】**
6 and adopt such rules and regulations for the management of the
7 concerns of this and the several **【district】** societies as may be
8 deemed necessary, which rules and regulations shall not be con-
9 trary to the laws of this State, and it may hold any estate, real
10 and personal.

1 4. This act shall take effect immediately.

- 1 3. R. S. 45:9-58 is amended to read as follows:
2 45:9-58. The society shall have power to prescribe the duties
3 of its officers and members, fix their compensation, assess from time
4 to time an annuity upon the [district and] county, *specialty, or*
5 *other* societies [in the ratio of their membership respectively,]
6 and adopt such rules and regulations for the management of the
7 concerns of this and the several [district] societies as may be
8 deemed necessary, which rules and regulations shall not be con-
9 trary to the laws of this State, and it may hold any estate, real
10 and personal.
- 1 4. This act shall take effect immediately.

STATEMENT

This bill, the first revision since 1877 of the statutory charter of the Medical Society of New Jersey, will enable specialty societies and other associations to designate representatives to the Society's House of Delegates in conformity with the bylaws of the society. The law in its present form does not reflect the development of medical specialties and provides for "district" societies which no longer exist.

S 1390 (1981)

ASSEMBLY COMMERCE, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO
SENATE, No. 1390

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STATE OF NEW JERSEY

DATED: FEBRUARY 2, 1981

This bill amends the statutory charter of the Medical Society of the State of New Jersey. It would allow representatives to the Society's House of Delegates to be chosen from not only the county societies now represented but from each of the specialty societies. These delegates would be chosen in accordance with the Society's duly adopted bylaws. Also, the bill removes the Society's authority to grant medical degrees.

References to district societies were deleted from the bill because such societies no longer exist. The specialty societies referred to in the bill include such specialties as internal medicine, obstetrics and gynecology, anesthesiology, ophthalmology and otolaryngology, pediatrics, radiology, etc.

The Medical Society's authority to confer the degree of Doctor of Medicine was removed by the Senate committee because it was felt that medical degrees should be awarded only by colleges and universities in recognition of the completion of an appropriate course of study. This position is supported by the State Board of Medical Examiners

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO

SENATE, No. 1390

with Senate committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 10, 1980

This bill would enable specialty societies and other societies under the authority of the Medical Society of New Jersey to be represented in the Society's House of Delegates.

The law in its present form does not reflect the development of medical specialties (e.g. orthopedics, pediatrics) and provides for "district" societies which no longer exist. This bill would update the law and allow for representation by these specialty societies.

Physicians are licensed by the Board of Medical Examiners. The board has the power to revoke a license for certain breaches in conduct appropriate to the medical profession.

The Medical Society has no authority to license or to revoke a license. It can, however, bar a physician from membership in the Medical Society.

The Senate Labor, Industry and Professions Committee amended the bill to remove the 19th Century provision which allowed the Medical Society to confer the degree of Doctor of Medicine. It is felt that medical degrees should be awarded only by colleges and universities in recognition of the completion of an appropriate course of study.