

18A:64G-1 et seq.

March 30, 1971

LEGISLATIVE HISTORY OF R.S.18A:64G-1 to  
18A:64G-31, 18A:3-6, 18A:64C-4

For...  
see 1012

(Medical and Dental Act of 1970-combines Rutgers Medical School and New Jersey College of Medicine and Dentistry).

No similar bills introduced, 1965-1970.

Similar bill in 1970: S878.

Governor's Special Message:

New Jersey Governor (Cahill)

Education for better medical care. Special  
Message... May 4, 1970. (copy enclosed).

L.1970 - Chap.102 - A1059.

May 4 - Introduced by Costa, Dorgan, DeKorte.

Not amended during passage.

No statement.

Hearing on this bill:

974.90 New Jersey Legislature. Assembly. Committee  
C697 on Education.  
1970a Public hearing on A1059...

Earlier reports and hearings (1966-1969)

974.90 New Jersey Legislature. Senate. Committee  
C697 on Education.  
1966b Public hearing on S177.  
(Jersey City Medical Center) Held June 8, 1966.

974.90 New Jersey College of Medicine and Dentistry.  
C697 Public hearing on site...  
1966f Held November 14, 1966.

974.90 Agreements...regarding New Jersey College  
C697 of Medicine and Dentistry...  
1968a April 30, 1968.

974.90 New Jersey Department of Higher Education.  
C697 Public hearing [re: establishment of a  
1968b medical school in Newark...]

974.90 New Jersey Department of Higher Education.  
C697 Governor's conference on proposed  
1968c medical school.  
Held March 1, 1968.

974.90 New Jersey Council on Medical and Dental  
C697 Education.  
1969k Report.

J378 Miscellaneous papers by group opposing  
R97 A1059 (1970) "Medical and Dental  
M679 Education Act of 1970".

Newspaper Clippings - V.F. - New Jersey Education - Medical  
Education.

State board to request takeover of Medical schools.	1/11/70	S-L
Study urges N.J. build two Medical schools.	1/20/70	TET
Panel favors medical school construction.	1/20/70	PI
Cahill is seeking cure of state medical crisis.	4/24/70	C-P
New approach planned for medical education.	4/24/70	NSL
South Jersey medical college infeasible, Cahill asserts.	5/1/70	PI
Cahill to propose state medical school.	5/1/70	TET
Cahill wants medical school to grow in Newark.	5/5/70	NSL
Medical school's merger hit.	5/7/70	NEN
Students protesting Cahill medical plan.	5/7/70	Record
Med. schools merger: public hearings could delay Cahill plan	5/7/70	S-L

Cahill's demand for action spurs revolt in legislature.	5/8/70	Records
Med. Schools hearing will go behind closed doors.	5/8/70	NSL
Democrats raps Cahill plan for medical school.	5/9/70	PI
Dems assail Cahill on medical school.	5/9/70	C-P
Rutgers argues against single medical college.	5/13/70	NEN
Rutgers President balks at plan to shift medical school.	5/13/70	PI
Med. bill approved by 3 votes.	5/15/70	TET
Bill passes, med. students groan.	5/15/70	Record
Assembly passes one-board plan for medical colleges.	5/15/70	C-P
Med. school plan voted.	5/15/70	NEN
Medical school plan endorsed.	5/20/70	TET
Democrats told no on hearings for medical schools.	5/26/70	C-P
Wallwork for bill on med. school.	5/27/70	NEN
Cahill standing firm on med. school plans.	5/29/70	NEN
Cahill firm on medical school.	5/31/70	NEN
The Rutgers amputation.	5/31/70	TET
One medical board	6/1/70	NEN
Group battles state on merger of med. schools.	6/3/70	NSL
Med. school merger	6/5/70	NEN
Medical school bill won't get single democratic vote: Crabel.	6/5/70	Record
Single medical commission measure.	6/6/70	C-P

Asks union support of med. school plan.	6/6/70	NEN
Cahill presses as Senate awaits.	6/7/70	NEN
Cahill defends med. school bill.	6/8/70	NSL
Cahill calls reorganization key to better medical service.	6/8/70	Record
Close vote on medical school seen.	6/8/70	C-P
Making haste slowly.	6/8/70	Record
Medical merger passes.	6/9/70	TET
Cahill wins on medical school.	6/9/70	Record
Governor vows action soon on medical board.	6/9/70	APP
Cahill's med.school merger passes.	6/9/70	NSL
Cahill's mettle tested in med. school battle.	6/11/70	TET
Cahill studies med. college board.	6/17/70	C-P
Cahill summoning new medical board.	6/23/70	NEN
Medical college trustee ready.	6/23/70	Record

(copies of selected clippings are enclosed)

Additional clippings may be located at VF:

N.J. Education - Medical Education -  
Rutgers Medical School

N.J. Education - Medical Education -  
College of Medicine and Dentistry.

RSL/EH  
Enclosure

## CHAPTER 102

AN ACT concerning medical and dental education and revising and repealing parts of the statutory law.

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

**C. 18A:64G-1 Short title.**

1. This act shall be known and may be cited as the "Medical and Dental Education Act of 1970."

**C. 18A:64G-2 Findings and declaration of policy.**

2. The Legislature and Governor of the State of New Jersey hereby find that the establishment and operation of a program of medical and dental education is in the best interest of the State to provide greater numbers of trained medical personnel to assist in the staffing of the hospitals and public institutions and agencies of the State and to prepare greater numbers of students for the general practice of medicine and dentistry, and find, declare and affirm, as a matter of public policy of the State, that it is the responsibility of the State to provide funds necessary to establish and operate such programs of education, in the most economical and efficient manner, and that, in furtherance of such policy, the school of medicine heretofore established by Rutgers, The State University, (hereinafter called the "Rutgers Medical School") and the New Jersey College of Medicine and Dentistry shall be combined into a single entity to be known as the College of Medicine and Dentistry of New Jersey.

**C. 18A:64G-3 College of Medicine and Dentistry of New Jersey established.**

3. There is hereby established in the Department of Higher Education the "College of Medicine and Dentistry of New Jersey." The exercise by the college of the powers conferred by this act in the presentation and operation of a program of medical and dental education shall be deemed to be public and essential governmental functions necessary for the welfare of the State and the people of New Jersey.

**C. 18A:64G-4 Board of trustees; membership, appointment, terms, vacancies, oath, removal, meetings, officers, committees.**

4. a. The government, control, conduct, management and administration of the college shall be vested in the board of trustees of the college. The membership of the board of trustees shall consist

of the Chancellor of the Department of Higher Education, who shall serve ex officio, without vote, and 11 voting members, each of whom shall be appointed by the Governor, with the advice and consent of the Senate, for a term of 3 years and shall serve until his successor is appointed and has qualified; except that, of the first appointments hereunder, four shall be for terms expiring June 30, 1971, four for terms expiring June 30, 1972, and three for terms expiring June 30, 1973. The term of each of the first appointees hereunder shall be designated by the Governor. Any vacancies in the voting membership of the board occurring other than by expiration of term shall be filled in the same manner as the original appointment but for the unexpired term only. Each voting member of the board of trustees before entering upon his duties shall take and subscribe an oath to perform the duties of his office faithfully, impartially and justly to the best of his ability. A record of such oath shall be filed in the office of the Secretary of State. Each voting member of the board may be removed from office by the Governor, for cause, after a public hearing.

b. The members of the board of trustees shall meet at the call of the Governor for purposes of organizing. The board shall thereafter meet at such times and places as it shall designate.

c. The Governor shall designate one of the voting members as chairman of the board. The board shall select such other officers from among its members as shall be deemed necessary.

d. The board shall have the power to appoint and regulate the duties, functions, powers and procedures of committees, standing or special, from its members and such advisory committees or bodies, as it may deem necessary or conducive to the efficient management and operation of the college, consistent with this act and other applicable statutes.

**C. 18A:64G-5 Compensation of board.**

5. Members of the board of trustees shall not receive compensation for their services as such. Each member shall be reimbursed for his actual expenses reasonably incurred in the performance of his duties as a member.

**C. 18A:64G-6 Powers and duties of board.**

6. The board of trustees of the college, within the general policies and guidelines set by the Board of Higher Education, shall have the general supervision over and be vested with the conduct of the college. It shall have the power and duty to:

- (a) Adopt and use a corporate seal;

(b) Determine the educational curriculum and program of the college;

(c) Determine policies for the organization, administration, and development of the college;

(d) Study the educational and financial needs of the college, annually acquaint the Governor and Legislature with the condition of the college, and prepare, and file an annual request for appropriation with the State Treasurer in accordance with law;

(e) Disburse all moneys appropriated to the college by the Legislature and all moneys received from tuition, fees, auxiliary services and other sources;

(f) Direct and control expenditures and transfers of funds appropriated to the college in accordance with the provisions of the State budget and appropriation acts of the Legislature, and, as to funds received from other sources, direct and control expenditures and transfers in accordance with the terms of any applicable trusts, gifts, bequests, or other special provisions, reporting changes and additions thereto and transfers thereof to the Director of the Division of Budget and Accounting in the State Department of the Treasury. All accounts of the college shall be subject to audit by the State at any time;

(g) In accordance with the provisions of the State budget and appropriation acts of the Legislature, appoint and fix the compensation and term of office of a president of the college who shall be the executive officer of the college;

(h) In accordance with the provisions of the State budget and appropriation acts of the Legislature, appoint, upon nomination of the president, such deans and other members of the academic, administrative and teaching staffs as shall be required and fix their compensation and terms of employment;

(i) In accordance with the provisions of the State budget and appropriation acts of the Legislature, appoint, remove, promote and transfer such other officers, agents, or employees as may be required to carry out the provisions of this chapter and assign their duties, determine their salaries, and prescribe qualifications for all positions and in accordance with the salary schedules of the State Civil Service Commission wherever possible;

(j) Fix and determine, with the approval of the Board of Higher Education, tuition rates, and other fees to be paid by students;

(k) Grant diplomas, certificates or degrees;

(l) Enter into contracts and agreements with the State or any of its political subdivisions or with the United States, or with any

public body, department or other agency of the State or the United States or with any individual, firm or corporation which are deemed necessary or advisable by the board for carrying out the provisions of this chapter. A contract or agreement pursuant to this subsection may require a municipality to undertake obligations and duties to be performed subsequent to the expiration of the term of office of the elected governing body of such municipality which initially entered into or approved said contract or agreement, and the obligations and duties so incurred by such municipality shall be binding and of full force and effect, notwithstanding that the term of office of the elected governing body of such municipality which initially entered into or approved said contract or agreement, shall have expired;

(m) Accept from any government or governmental department, agency or other public or private body or from any other source grants or contributions of money or property which the board may use for or in aid of any of its purposes;

(n) Acquire (by gift, purchase, condemnation or otherwise), own, lease, use and operate property, whether real, personal or mixed, or any interest therein, which is necessary or desirable for college purposes;

(o) Determine that any property owned by the college is no longer necessary for college purposes and to sell the same at such price and in such manner and upon such terms and conditions as shall be established by the State House Commission;

(p) Exercise the right of eminent domain, pursuant to the provisions of Title 20, Eminent Domain of the Revised Statutes, to acquire any property or interest therein;

(q) Adopt bylaws and make and promulgate such rules, regulations and orders, not inconsistent with the provisions of this chapter as are necessary and proper for the administration and operation of the college and to implement the provisions of this act.

**C. 18A:64G-7 Additional powers and duties of board.**

7. The board of trustees, in addition to the other powers and duties provided herein, shall have and exercise the powers, rights and privileges that are incident to the proper government, conduct and management of the college, and the control of its properties and funds and such powers granted to the college or the board or reasonably implied, may be exercised without recourse or reference to any department or agency of the State, except as otherwise provided by this act.



**C. 18A:64G-8 Investment of funds; finance committee of board.**

8. All functions, powers and duties relating to the investment or reinvestment of funds within the jurisdiction of the board of trustees including the purchase, sale or exchange of any investments or securities shall be exercised and performed by the Director of the Division of Investment in accordance with the provisions of chapter 270, of the laws of 1950 (C. 52:18A-79 et seq.). Before any such investment, reinvestment, purchase, sale or exchange shall be made by said director for or on behalf of the board of trustees, the Director of the Division of Investment shall submit the details thereof to said board, which shall, itself or by its finance committee, within 48 hours, exclusive of Sundays and public holidays, after such submission to it, file with the director its written acceptance or rejection of such proposed investment, reinvestment, purchase, sale or exchange; and the director shall have authority to make such investment, reinvestment, purchase, sale or exchange for or on behalf of said board, unless there shall have been filed with him a written rejection thereof by the board or its finance committee as herein provided. The board of trustees shall determine from time to time the cash requirements of the various funds and accounts established by it and the amount available for investment, all of which shall be certified to the State Treasurer and the Director of the Division of Investment.

The finance committee of the board of trustees shall consist of three members of said board who shall be appointed in the same manner and for the same term as other committees of said board are appointed.

**C. 18A:64G-9 Authorized investments.**

9. The Director of the Division of Investment, in addition to other investments, presently or from time to time hereafter authorized by law, shall have authority, subject to any acceptance required, to invest and reinvest such funds in, and to acquire for or on behalf of the board such bonds or other evidence of indebtedness or capital stock or other securities issued by any company incorporated within the United States or within the Dominion of Canada, which shall be authorized or approved for investment by regulation of the State Investment Council and in which life insurance companies organized under the laws of this State may legally invest.

**C. 18A:64G-10 State Treasurer custodian of investments; powers.**

10. The State Treasurer shall be the custodian of said board's investment funds, shall select all depositories and custodians and

shall negotiate and execute custody agreements in connection with the assets or investments of any said funds.

**C. 18A:64G-11 College president's responsibility and powers.**

11. The president of the college shall be responsible to the board of trustees and shall have such powers as shall be requisite, for the executive management and conduct of the college in all departments, branches and divisions, and for the execution and enforcement of the bylaws, rules, regulations and orders governing the management, conduct and administration of the college.

**C. 18A:64G-12 College deemed employer for certain purposes; prior service credit in PERS.**

12. Subject to the provisions of chapter 242 of the laws of 1969 and except as otherwise provided by law, the college shall be deemed to be an employer for the purposes of chapter 84 of the laws of 1954, the "Public Employees' Retirement-Social Security Integration Act" (C. 43:15A-1 et seq.) and shall also be deemed to be a "public agency or organization" within the meaning of section 71 of said act (C. 43:15A-71). Prior service credit shall not be extended to any officer or employee of the college who enrolls in the public employees' retirement system if he is entitled to a pension or an annuity based on such prior service under any other pension act or program.

**C. 18A:64G-13 Entry into purchases, contracts or agreements.**

13. The college in entering into any purchases, contracts or agreements shall be subject to the provisions of P. L. 1954, chapter 48 and all amendments and supplements thereto. The college shall not be subject to the provisions of R. S. 52:32-2 and chapter 35 of Title 52 of the Revised Statutes.

**C. 18A:64G-14 Trustees and officers saved from liability.**

14. No trustee or officer of the college shall be personally liable for any debt, obligation or other liability of the college or of or incurred by or on behalf of the college or any constituent unit thereof.

**C. 18A:64G-15 State's credit not pledged.**

15. No provision in this act contained shall be deemed or construed to create or constitute a debt, liability, or a loan or pledge of the credit, of the State of New Jersey.

**C. 18A:64G-16 Site acquisition by municipality; sale to college; bonds issued under local bond law; exception.**

16. (a) A municipality in which a site has been selected, under this act for the college is hereby authorized to acquire such site

and the governing body thereof is hereby empowered to incur indebtedness, borrow, appropriate and expend money and issue negotiable bonds for such purpose.

(b) The governing body of such municipality is hereby empowered to enter into an agreement, or declaration of intention, with the board of trustees of the college, for the sale of such site to the college without compliance with the laws relating to the sale of public property.

(c) Any bonds of the municipality authorized under this section for the acquisition of such a site (including land, clearance and relocation) shall be authorized by a bond ordinance in form and adopted by the governing body in the manner or mode of procedure prescribed by the local bond law, constituting chapter 2 of Title 40A of the New Jersey Statutes and shall be issued in the manner or mode of procedure prescribed by said law, except that said bond ordinance may be adopted notwithstanding (1) the provisions of section 40A:2-6 of said law or debt or other limit prescribed by any other law, and (2) the provisions of section 40A:2-11 of said law and no down payment shall be required, and (3) the provisions of section 40A:2-8 of said law, may authorize the issuance of bond anticipation notes in anticipation of the issuance of the bonds authorized by the bond ordinance which may mature in not exceeding 1 year and may be renewed from time to time for periods not exceeding 1 year and all such notes, including renewals, shall mature and be payable not later than the third anniversary of the date of the original note, and (4) the provisions of section 40A:2-22 subdivision (d) and the governing body may determine that the period of usefulness for which bonds are authorized pursuant to this section, according to their reasonable life, computed from the date of the bonds, is a period not greater than 40 years.

(d) Any bonds or notes authorized by the municipality pursuant to this section shall constitute a deduction from its gross debt and shall not be considered in determining its net debt for debt incurring purposes.

**C. 18A:64G-17 Sale of public hospital to college.**

17. The governing body of any municipality in which a site has been selected for the college under this act and wherein a public hospital is located under the control of said governing body pursuant to chapter 9 of Title 30 of the Revised Statutes or any other law, is hereby empowered to enter into an agreement subject to the approval of the State House Commission, or declaration of intention, with the board of trustees of the college for the sale of such

hospital to the college and such sale may be made without compliance with the laws relating to the sale of public property.

**C. 18A:64G-18 Retirement anticipation of former municipal employees of hospital.**

18. The acquisition of the hospital by the college shall not alter the retirement anticipation of any former municipal employee of the hospital.

a. Upon the effective date of the acquisition of the hospital by the college, the former municipal employees of the hospital who continue as employees of the college and who are members of a municipal retirement system established pursuant to P. L. 1954, chapter 218, as amended and supplemented (C. 43:13-22.3 et seq.), shall continue their membership in such retirement system. Following the year of such acquisition, the college shall pay annually to such retirement system on behalf of such members the amount of the employer's contribution as would have been required of the municipality under the terms of said P. L. 1954, chapter 218.

b. Upon the effective date of the acquisition of the hospital by the college, the former permanent municipal employees of the hospital who are not members of such municipal employees' retirement system and who anticipated the receipt of a pension from the municipality under the provisions of chapter 4 of Title 43 of the Revised Statutes or the "General Noncontributory Pension Act" P. L. 1955, chapter 263 (C. 43:8B-1 et seq.) shall continue their eligibility for such pension to be paid by the municipality. When any such pension shall be paid by the municipality on the basis of service rendered with the municipality and subsequently with the college, the college shall annually pay to the city on account of such pension an amount which shall be in the same proportion as the employee's years of service with the college bear to his total service upon which the pension has been calculated.

**C. 18A:64G-19 Inclusion of employer pension obligations in budget request; payment.**

19. The comptroller of the college shall include such employer pension obligations in his budget request for inclusion in the annual appropriation paid by the State to the college. Payment of such moneys shall be made to the city upon audit and warrant of the comptroller of the college.

**C. 18A:64G-20 Benefits shall not be paid by State or college.**

20. No retirement, death, or other benefits shall be payable by the State or the college to such former municipal employees.

**C. 18A:64G-21 Continuance of permanent municipal employees of hospital as employees of college.**

21. Upon the effective date of the acquisition of the hospital by the college, all permanent municipal employees of the hospital in the classified Civil Service, except physicians and dentists, shall continue as employees of the college and in accordance with the provisions of Title 11 of the Revised Statutes, Civil Service, shall not suffer loss of position or be removed, suspended or demoted except for cause.

**C. 18A:64G-22 Appropriations and moneys transferred.**

22. All appropriations, grants, and other moneys available and to become available to the New Jersey College of Medicine and Dentistry are hereby transferred to the College of Medicine and Dentistry of New Jersey established hereunder, and shall be available for the objects and purposes for which appropriated subject to any terms, restrictions, limitations or other requirements imposed by the State budget or by State and Federal law.

**C. 18A:64G-23 Employees transferred.**

23. All employees of the New Jersey College of Medicine and Dentistry are hereby transferred to the College of Medicine and Dentistry of New Jersey. Nothing in this act shall be considered to deprive any person of any tenure rights or of any right or protection provided him under any pension law or retirement system or any other law of this State.

**C. 18A:64G-24 Files, records and equipment transferred.**

24. All files, books, papers, records, equipment and other property of the New Jersey College of Medicine and Dentistry are hereby transferred to the College of Medicine and Dentistry of New Jersey.

**C. 18A:64G-25 Orders, rules and regulations continued.**

25. This act shall not affect the orders, rules or regulations heretofore made or promulgated by the New Jersey College of Medicine and Dentistry, but such orders, rules and regulations shall continue with full force and effect as the orders, rules and regulations of the College of Medicine and Dentistry of New Jersey until amended or repealed pursuant to law.

**C. 18A:64G-26 Actions or proceedings continued.**

26. This act shall not affect actions or proceedings, civil or criminal, brought by or against the New Jersey College of Medicine and Dentistry, but such actions, or proceedings may be prosecuted or defended in the same manner and to the same effect by the Col-

lege of Medicine and Dentistry of New Jersey, as if the foregoing provisions had not taken effect; nor shall any of the foregoing provisions affect any order or regulation made by, or other matters or proceedings before, the New Jersey College of Medicine and Dentistry, and all such matters or proceedings pending before the New Jersey College of Medicine and Dentistry on the effective date of this act shall be continued by the College of Medicine and Dentistry of New Jersey, as if the foregoing provisions had not taken effect.

**C. 18A:64G-27 Filing of reports, certifications and applications.**

27. Whenever, pursuant to any existing law, reports, certifications, applications or requests are required or permitted to be made to the New Jersey College of Medicine and Dentistry, such reports and certifications shall hereafter be required to be filed with and such applications and requests are hereafter to be made to the College of Medicine and Dentistry of New Jersey.

**C. 18A:64G-28 Meaning of certain references.**

28. Whenever in any law, rule, regulation, contract, document, judicial or administrative proceeding or otherwise, reference is made to the New Jersey College of Medicine and Dentistry, the same shall mean and refer to the College of Medicine and Dentistry of New Jersey.

**C. 18A:64G-29 Acquisition of Rutgers Medical School authorized.**

29. In order to carry out the purposes of this act and to provide the program of medical and dental education required for the benefit of the State and the people of New Jersey, all rights of the State of New Jersey in the Rutgers Medical School are hereby transferred to the College of Medicine and Dentistry of New Jersey. The college is hereby authorized to acquire the facilities of Rutgers Medical School and devote the same to the purposes of public higher education in the State in accordance with section 2 of this act and with the terms of any gift, grant, trust, contract or other agreement with the State or any of its political subdivisions or with the United States or with any public body, department or any agency of the State or the United States or with any individual, firm or corporation.

**C. 18A:64G-30 Effects of acquisition.**

30. Upon acquisition by the college of such interest in the facilities of Rutgers Medical School as will permit the college to carry out the purposes set forth in section 2 of this act:

(a) All appropriations available and to become available to the Rutgers Medical School and Rutgers, The State University, for the purposes of the Rutgers Medical School shall be transferred to the College of Medicine and Dentistry of New Jersey by the Director of the Division of Budget and Accounting in the Department of the Treasury and shall be available for the objects and purposes for which appropriated, subject to any terms, restrictions, limitations or other requirements imposed by the State budget;

(b) All other grants, gifts, other moneys and property available and to become available to or for the Rutgers Medical School shall be transferred to the College of Medicine and Dentistry of New Jersey and shall be available for the objects and purposes of the college, subject to any terms, restrictions, limitations or other requirements imposed by State and Federal law or otherwise;

(c) All employees of the Rutgers Medical School shall become employees of the College of Medicine and Dentistry of New Jersey. Nothing in this act shall be considered to deprive any person of any tenure rights or of any right or protection provided him under any pension law or retirement system or any other law of this State;

(d) All files, books, papers, records, equipment and other personal property of Rutgers Medical School shall be transferred to the college of Medicine and Dentistry of New Jersey; and

(e) All orders, rules or regulations theretofore made or promulgated by Rutgers Medical School shall continue with full force and effect as the orders, rules and regulations of the College of Medicine and Dentistry of New Jersey until amended or repealed by the college.

**C. 18A:64C-31 Repeal of inconsistent acts.**

31. N. J. S. 18A:64C-1 through N. J. S. 18A:64C-3, N. J. S. 18A:64C-5 through N. J. S. 18A:64C-25, N. J. S. 18A:65-68 through N. J. S. 18A:65-72 and all other acts and parts of acts inconsistent with any of the provisions of this act, to the extent of such inconsistency, are superseded and repealed.

32. N. J. S. 18A:3-6 is hereby amended to read as follows:

**Board of Higher Education; membership, qualifications.**

18A:3-6. The Board of Higher Education shall be composed of the Chairman of the Board of Governors of Rutgers, The State University; the Chairman of the Board of Trustees of Newark

College of Engineering; the Chairman of the Council of State Colleges; the Chairman of the Board of Trustees of the College of Medicine and Dentistry of New Jersey; the Chairman of the Council of County Colleges; the President of the State Board of Education; a representative of the private colleges and universities of New Jersey, to be designated by the association of independent colleges and universities in New Jersey, with the approval of the Governor; and nine citizens, residents of the State, of whom at least two shall be women. The Chancellor and the State Commissioner of Education shall ex officio be additional members but without vote.

33. N. J. S. 18A:64C-4 is amended to read as follows:

*Board of trustees; membership, appointment, terms, vacancies.*

18A:64C-4. The board of trustees shall consist of nine members. Each member of the board shall be appointed by the Governor, with the advice and consent of the Senate. The members appointed shall serve for a term expiring upon the appointment and qualification of at least six voting members of the Board of Trustees of the College of Medicine and Dentistry of New Jersey created pursuant to the Medical and Dental Education Act of 1970.

Any vacancies in the membership of the board of trustees shall be filled in the same manner as the original appointments but for the unexpired terms only.

34. Except for section 33, this act shall take effect July 1, 1970, but shall remain inoperative until such time as at least six voting members of the board shall have been appointed and qualified pursuant to section 4 of this act. Anticipatory action may be taken in advance of the effective and operative dates of this act, including, but not limited to, the nomination and confirmation of trustees. Section 33 shall take effect immediately.

Approved June 16, 1970.



A 1059

FROM THE OFFICE OF THE GOVERNOR

FOR RELEASE:  
SUNDAY, JUNE 7, 1970

With the critical vote on Assembly Bill 1059 only a day away, Governor William T. Cahill has again strongly urged its passage by the Senate. He also took issue with critics who have distorted both the intent and substance of the proposed legislation.

"I deeply regret that opponents of A 1059 have seen fit to discuss the issue in distorted terms which do a disservice to everyone concerned," the Governor said in his statement today.

"The first distortion comes from those who have told us this bill will make it impossible to have quality medical education in New Jersey. I can understand how it serves the self-interest of some individuals to make this claim. But the real issue before us is whether we will build a system that offers 'high quality with a social conscience.'

"There is no question that under the guidelines of A 1059 we can effectively coordinate all the resources -- undergraduate and graduate -- with our medical training facilities in a way that ensures opportunity for first-rate medical education. The issue still to be addressed is whether medical educators can make decisions in the name of excellence which defy the most pressing needs of this State. Let me be specific.

"I receive many letters from parents of students denied admission to medical school. These individuals are not asking me to intervene on their behalf; they are wondering what is wrong with a system that does not allow students with distinguished college records to enter a field in which there is a severe shortage of trained manpower.

"One might expect to find medical schools looking for ways to increase their enrollment, especially when the students being turned away are almost as good as those lucky enough to gain a position, and in many cases might make better doctors.

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"This, however, is not the case at Rutgers. Next fall the School will be moving into new facilities with a capacity for at least 80 first-year students. Enrollment is projected at slightly over one-half this figure. The enrollment now and since its beginning has been an unbelievable 16 students per class.

"The second distortion comes from medical educators who cry 'inferior education' whenever the State asks questions about cost. The Dean of the Rutgers Medical School has written that 'There are, of course, among medical schools Volkswagons and Rolls Royces...I do not believe that Rutgers University should support a bargain basement medical school.'

"Rutgers has spent over \$9 million in operating costs in addition to millions in capital funds to educate 48 two-year graduates over an eight-year period. I am aware that these figures represent the start-up costs of a new school. But as I look at the projected cost of \$48,000 per student next year against a national average of about \$20,000 I become worried that we may be making payments on a Rolls Royce before we can afford a less prestigious but equally functional model.

"A 1059 has two very clear and simple purposes. The first is to create a governing structure which can coordinate expenditures and human effort among the various centers of medical education in the State. This is an age of specialization, not only in medicine but in all academic fields. I want to ensure that all the medical students in New Jersey receive the advantages of specialization at reasonable cost.

"There is no question that medical equipment and staff are inordinately expensive. Some of the cost increase in recent years is due to specialization. I cannot accept the proposition that merely by chance these scarce and costly

resources will be wisely allocated among our various centers of medical education. The lack of coordinated and rational development in the medical field has not served us well in New Jersey up to now. I see no compelling reason to believe that continued reliance of vague promises of cooperation between institutions will suddenly work to our advantage as we try to equip and staff medical education facilities.

"The bill's second purpose is to create a governing structure which can make clear and balanced decisions for future capital development. It does so by establishing a Board which would have the time and expertise to deal fully with the enormously complex medicine issues facing the State.

"The Board of the New Jersey College of Medicine and Dentistry, which has been so successful, has been forced to meet at least twice a month to cope with the problems of developing a single complex in Newark. We need a Board that can devote sole and continuing attention to coordinating the development not only of two medical centers now underway but other facilities which may be established in the future.

"Some decisions, of course, have already been made. I stated in my Special Message of May 4, and I reiterate here, that construction on the medical complex in Newark will proceed.

"Construction will also begin soon on the 78-bed Psychiatric Institute to be located on the University Heights campus of Rutgers.

"The fact that some directions have already been charted should not cause us to ignore the need for a governing structure which will ensure better planning in the future. Anyone who denies the need for such a structure should explain first why this State finds itself building two medical complexes when most states shudder these days at the thought of building one.

This bill does not eliminate a medical school at Rutgers; it insures an orderly progressive growth and a continuation of medical facilities and faculty at Rutgers. And obviously there will be, as there should be, a cooperative close association between the medical facility and the university. Both the Board of Governors of Rutgers and the Board of Trustees contemplated by the Bill can and should work hand-in-hand.

If our taxpayers are to get medical services they so desperately need, A 1059 is absolutely essential!

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A-1059

OFFICE OF THE GOVERNOR

FOR RELEASE: IMMEDIATE  
6/8/70

Governor William T. Cahill said today that passage of A-1059 means the start of a new era for medical education in the State of New Jersey. The administration of the medical facilities in Newark and at Rutgers will now be under one board of trustees. He said, "We are prepared to go forward to provide better medical facilities for the citizens of the State of New Jersey."

The Governor said the time for debate is now finished and he anticipates a true spirit of cooperation will be forthcoming for the establishment of medical facilities at Rutgers and Newark. The Governor said he plans to meet with representatives of both schools in the days ahead to discuss implementation of the legislation which passed the State Senate today.

The Governor indicated that there would be an early signing of the bill and promised to name the members to the new Board of Trustees in the immediate future.

The Governor also commended the Legislators who supported his proposal to put the two schools under a single administrative board for showing courage and leadership in the face of intensive persuasion from opponents of the Legislation. He said their actions will be rewarded by outstanding medical facilities and delivery to the citizens of the State of New Jersey in the years ahead.

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