

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

LAW/RWH

SENATE, No. 1305

STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED FEBRUARY 21, 2008

Sponsored by:

Senator RAYMOND J. LESNIAK

District 20 (Union)

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblywoman CONNIE WAGNER

District 38 (Bergen)

Co-Sponsored by:

Assemblyman Cryan and Assemblywoman Quigley

SYNOPSIS

Changes statutory provisions regarding who may interpret and perform evoked potentials or nerve conduction studies.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/12/2010)

1 AN ACT concerning the practice of medicine and surgery and
2 amending P.L.2005, c.303.

3

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

6

7 1. Section 1 of P.L.2005, c.303 (C.45:9-5.2) is amended to read
8 as follows:

9 1. a. A person shall not perform needle electromyography
10 unless that person is licensed to practice medicine and surgery in
11 this State pursuant to chapter 9 of Title 45 of the Revised Statutes.

12 A person shall not interpret evoked potentials or **[perform]**
13 nerve conduction studies unless that person is licensed to practice:
14 medicine and surgery in this State pursuant to chapter 9 of Title 45
15 of the Revised Statutes; audiology in this State pursuant to chapter
16 3B of Title 45 of the Revised Statutes; or chiropractic in this State
17 pursuant to chapter 9 of Title 45 of the Revised Statutes.

18 b. As used in this act:

19 "Evoked potential" means the analysis of an electrical potential
20 produced by introducing stimuli into the central nervous system for
21 the diagnosis of diseases of the brain, spinal cord and nerves
22 contiguous with them and includes brainstem auditory evoked
23 responses, visual evoked responses and somatosensory evoked
24 potentials;

25 "Needle electromyography" means the study of spontaneous and
26 voluntary electrical activity of muscle, which is performed by
27 insertion of a needle electrode into a muscle and recording the
28 electrical activity at rest and during voluntary contraction; and

29 "Nerve conduction study" means the application of electrical
30 stimulation at various points along or near a nerve and usually
31 requires the use of surface electrodes for stimulation and recording.

32 (cf: P.L.2005, c.303, s.1)

33

34 2. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 This bill amends P.L.2005, c.303 (C.45:9-5.2) to provide that
40 only a licensed physician, audiologist or chiropractor may interpret
41 evoked potentials or nerve conduction studies. The bill also
42 removes the current provision stipulating that only a licensed
43 physician, audiologist or chiropractor may perform nerve
44 conduction studies.

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

Matter underlined thus is new matter.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1305

STATE OF NEW JERSEY

DATED: JUNE 5, 2008

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 1305.

This bill amends P.L.2005, c.303 (C.45:9-5.2) concerning nerve conduction studies to remove the current provision stipulating that only a licensed physician, audiologist, or chiropractor may perform nerve conduction studies. As amended, the statute would only limit who (i.e., a licensed physician, audiologist, or chiropractor) can interpret evoked potentials or nerve conduction studies.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 1305

STATE OF NEW JERSEY

DATED: JUNE 4, 2009

The Assembly Health and Senior Services Committee reports favorably Senate Bill No. 1305.

This bill amends P.L.2005, c.303 (C.45:9-5.2) in regard to its provisions concerning nerve conduction studies.

Specifically, the bill deletes the current statutory provision which stipulates that only a licensed physician, audiologist, or chiropractor may perform nerve conduction studies, so that the law would only limit who may interpret evoked potentials or nerve conduction studies (a licensed physician, audiologist, or chiropractor).

This bill is identical to Assembly Bill No. 2357 (Prieto), which the committee also reported on this date.

ASSEMBLY, No. 2357

STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED FEBRUARY 26, 2008

Sponsored by:

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblywoman CONNIE WAGNER

District 38 (Bergen)

Co-Sponsored by:

Assemblyman Cryan and Assemblywoman Quigley

SYNOPSIS

Changes statutory provisions regarding who may interpret and perform evoked potentials or nerve conduction studies.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/9/2009)

1 AN ACT concerning the practice of medicine and surgery and
2 amending P.L.2005, c.303.

3

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

6

7 1. Section 1 of P.L.2005, c.303 (C.45:9-5.2) is amended to read
8 as follows:

9 1. a. A person shall not perform needle electromyography unless
10 that person is licensed to practice medicine and surgery in this State
11 pursuant to chapter 9 of Title 45 of the Revised Statutes.

12 A person shall not interpret evoked potentials or **[perform]**
13 nerve conduction studies unless that person is licensed to practice:
14 medicine and surgery in this State pursuant to chapter 9 of Title 45
15 of the Revised Statutes; audiology in this State pursuant to chapter
16 3B of Title 45 of the Revised Statutes; or chiropractic in this State
17 pursuant to chapter 9 of Title 45 of the Revised Statutes.

18 b. As used in this act:

19 "Evoked potential" means the analysis of an electrical potential
20 produced by introducing stimuli into the central nervous system for
21 the diagnosis of diseases of the brain, spinal cord and nerves
22 contiguous with them and includes brainstem auditory evoked
23 responses, visual evoked responses and somatosensory evoked
24 potentials;

25 "Needle electromyography" means the study of spontaneous and
26 voluntary electrical activity of muscle, which is performed by
27 insertion of a needle electrode into a muscle and recording the
28 electrical activity at rest and during voluntary contraction; and

29 "Nerve conduction study" means the application of electrical
30 stimulation at various points along or near a nerve and usually
31 requires the use of surface electrodes for stimulation and recording.

32 (cf: P.L.2005, c.303, s.1)

33

34 2. This act shall take effect immediately.

35

36

37

STATEMENT

38

39 This bill amends P.L.2005, c.303 (C.45:9-5.2) to provide that
40 only a licensed physician, audiologist or chiropractor may interpret
41 evoked potentials or nerve conduction studies. The bill also
42 removes the current provision stipulating that only a licensed
43 physician, audiologist or chiropractor may perform nerve
44 conduction studies.

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

Matter underlined thus is new matter.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2357

STATE OF NEW JERSEY

DATED: JUNE 4, 2009

The Assembly Health and Senior Services Committee reports favorably Assembly Bill No. 2357.

This bill amends P.L.2005, c.303 (C.45:9-5.2) in regard to its provisions concerning nerve conduction studies.

Specifically, the bill deletes the current statutory provision which stipulates that only a licensed physician, audiologist, or chiropractor may perform nerve conduction studies, so that the law would only limit who may interpret evoked potentials or nerve conduction studies (a licensed physician, audiologist, or chiropractor).

This bill is identical to Senate Bill No. 1305 (Lesniak), which the committee also reported on this date.