



Certified Psychoanalysts Advisory Committee

**124 Halsey Street, Newark NJ 07101
Director's Conference Room, 7th Floor
9:30 A.M. Wednesday, September 25, 2002**

OPEN SESSION MINUTES

At 9:30 a.m., Chairperson Patricia Harte Bratt called the meeting of the Certified Psychoanalysts Advisory Committee to order. Dr. Bratt announced that in accordance with the Open Public Meetings Act, notice of this meeting was sent to the Secretary of State, The Star Ledger, The Trenton Times, The Bergen Record, The Courier Post and The Atlantic City Press.

PRESENT

Patricia Harte Bratt, Ph.D., Chair
Delores Johnson, M.D. (Public Member)
Vicki G. Semel, Psy.D.
Jerome J. Rosenberg, Ph.D., Vice-Chair
Marien Tartak Colon (Public Member)

ABSENT

Mr. Brush stated that a quorum of all appointed Committee members was present.

ALSO ATTENDING

Paul C. Brush, Executive Director
Danielle Swenson, Regulatory Analyst
Marilyn Bair, Deputy Attorney General
Lucy Chalet, Senior Clerk Transcriber

REVIEW OF MINUTES

July 17, 2002 - On motion made by Dr. Semel, seconded by Dr. Johnson, the Committee voted to approve the minutes. All voted in favor of the motion.

LEGISLATIVE MATTERS

A2658- "NJ Patient Safety Act"; makes self-critical analysis by health care facility privileged information. The Committee reviewed the bill and on motion made by Dr. Johnson, seconded by Dr. Semel, voted to support the bill. All voted in favor of the motion.

A-2653 reduces statute of limitations for medical malpractice liability actions to three years; limits minor's filing to minor's 6th birthday. The Committee reviewed the bill and determined that more information was needed, e.g. the bill doesn't indicate whether there is historical data regarding the length of time proposed in the statute of limitations. The Committee doesn't object to a statute of limitations but feels that the bill doesn't justify it as written. On motion made by Dr. Johnson, seconded by Dr. Semel, voted to support the bill. All voted in favor of the motion.

A-146 requires licensing of genetic counselors. The Committee reviewed and supported this bill as a good method for consumer protection. On motion made by Dr. Johnson, seconded by Dr. Semel, voted to support the bill. All voted in favor of the motion.

A-1080 provides certain immunities to certain licensed professionals volunteering on hotline. The Committee reviewed and supported this bill. The Committee believe that hotline callers are impulsive and professionals should be encouraged to participate in the hotlines, plus they need the protections provided by this bills. On motion made by Dr. Semel, seconded by Dr. Johnson, voted to support the bill with the suggestion that State Certified Psychoanalysts be included in the bill. All voted in favor of the motion.

A-443 requires notification of parent for treatment or procedures to be performed on unemancipated pregnant minors. The Committee opposed this bill. Some of the reasons stated were that it interferes with the doctor-patient relationship; concern re illegal abortions; and the need for medical attention. On motion made by Dr. Bratt, seconded by Dr. Semel, voted to oppose the bill. All voted in favor of the motion.

A- 1857 requires health care facilities provide copy of bill to patients. The Committee reviewed and supported this bill as consumer friendly, informative and eliminates misunderstandings and confusion. On motion made by Dr. Bratt, seconded by Dr. Semel, voted to support the bill. All voted in favor of the motion.

S-769 establishes persons-at -risk registry in DHSS. The Committee opposed this bill, concerned about providing this data to authorities in advance of the need for assistance; constitutional issues, intrusive. On motion made by Dr. Rosenberg, seconded by Dr. Bratt, voted to oppose the bill. All voted in favor of the motion.

A-1005 prohibits Board of Psychological Examiners from expanding scope of practice of a psychologist through regulation. The Committee reviewed and supported this bill noting that in the past the Board of Psychological Examiners has attempted to include other professions in their scope of practice. On motion made by Dr. Bratt, seconded by Dr. Semel, voted to support the bill. All voted in favor of the motion.

S-1515 requires reporting by certain persons of attempted or completed suicides, establishes NJ Suicide Prevention Advisory Council. The Committee opposed this bill noting that ID information should be prohibited, not optional; statistical data will not likely be valid without identifying patient information; the possibility for providing patient information may have a chilling effect on patients who would be reluctant to seek therapy knowing that it will be reported to a data bank. On motion made by Dr. Semel, seconded by Dr. Bratt, voted to oppose the bill. All voted in favor of the motion.

A-810 establishes patient health care information confidentiality requirements. The Committee opposed this bill for being overly broad and vague. It is unclear as to when information would be released; it provides for the release of information when the authorization is given verbally or can be "inferred" from the patient's conduct which they strongly oppose. On motion made by Dr. Semel, seconded by Dr. Johnson, voted to oppose the bill. All voted in favor of the motion.

CORRESPONDENCE

a) Richard E. Cipolla, MA- letter from Howard H. Covitz, Ph.D. (functioning as Director) for the Institute of Psychoanalytic Psychotherapies regarding Mr. Cipolla's request and also a letter from Gebhardt & Kiefer, representing the National Association for the Advancement of Psychoanalysis (NAAP). The Committee reviewed the matter and determined that Mr. Cipolla's dispute with IPP was not within the Committee's jurisdiction and Mr. Cipolla will be so informed.

b) Article in Psychiatric Services "Can a Psychiatrist Be Held Responsible When A Patient Commits Murder?". This was for the Committee's information only.

MEETING DATES FOR 2003:

02/26/03 06/18/03 10/08/03
03/26/03 07/16/03 11/05/03
04/23/03 08/27/03 12/03/03
05/21/03 09/10/03

At 2:30 p.m., motion was made by Dr. Johnson to adjourn the meeting, seconded by Dr. Rosenberg . All voted in favor of the motion.

APPROVED:

Patricia Harte Bratt, Ph.D.
Chair Date

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Posted January 2003