

[Second Reprint]
SENATE, No. 4165

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED NOVEMBER 7, 2019

Sponsored by:

Senator RONALD L. RICE

District 28 (Essex)

Assemblyman THOMAS P. GIBLIN

District 34 (Essex and Passaic)

Assemblyman RALPH R. CAPUTO

District 28 (Essex)

Assemblywoman CLEOPATRA G. TUCKER

District 28 (Essex)

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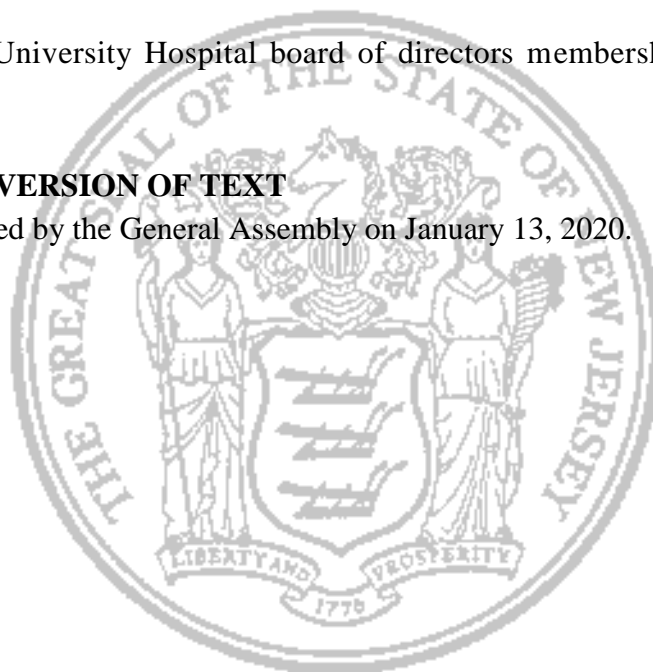
**Assemblywomen Reynolds-Jackson, N.Munoz, Assemblyman Benson,
Assemblywoman Timberlake and Assemblyman Johnson**

SYNOPSIS

Expands University Hospital board of directors membership from 11 to 13 members.

CURRENT VERSION OF TEXT

As amended by the General Assembly on January 13, 2020.



(Sponsorship Updated As Of: 1/14/2020)

1 AN ACT concerning University Hospital in Newark and amending
 2 P.L.2006, c.95 ²**and P.L.2012, c.45¹**².

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

6
 7 1. Section 3 of P.L.2006, c.95 (C.18A:64G-6.1) is amended to
 8 read as follows:

9 3. a. The management, supervision, and administration of
 10 University Hospital shall be vested in **an 11-member** a 13-member
 11 board of directors of University Hospital. The board shall be
 12 comprised of:

13 (1) ¹**four** five¹ members ¹, or their designees,¹ who shall serve
 14 ex-officio including: the Dean of New Jersey Medical School, the
 15 Dean of New Jersey Dental School, the President of Rutgers, The State
 16 University ¹**or a designee,** the Mayor of Newark,¹ and the
 17 Chancellor of the School of Biomedical and Health Sciences of
 18 Rutgers University; **and**

19 (2) seven public members, three of whom shall be appointed by
 20 the Governor, with the advice and consent of the Senate, for a five-
 21 year term with one of these members being a resident of the City of
 22 Newark; and four of whom shall be appointed by the Governor
 23 without the advice and consent of the Senate, for a five-year term,
 24 except that upon the expiration of the term of these initial four
 25 members appointed pursuant to P.L.2012, c.45 (C.18A:64M-1 et al.),
 26 all seven public members appointed by the Governor shall require the
 27 advice and consent of the Senate; and

28 (3) ¹**two** one¹ public ¹**members** member, who shall have
 29 experience in a health care field such as medicine, dentistry,
 30 pharmacology, nursing, physical or occupational therapy, or
 31 experience in a hospital management field such as finance, planning,
 32 human resources, research, or population health,¹ appointed by the
 33 ¹**Mayor of Newark** Governor¹ .

34 A member of the board of directors shall serve until the member's
 35 successor is appointed and has qualified. Any vacancies in the
 36 membership occurring other than by expiration of term shall be filled
 37 in the same manner as the original appointment but for the unexpired
 38 term only. Each member of the board of directors before entering
 39 upon the member's duties shall take and subscribe an oath to perform
 40 the duties of the office faithfully, impartially, and justly to the best of
 41 the member's ability. A record of the oath shall be filed in the office
 42 of the Secretary of State. Each member of the board may be removed
 43 from office by the Governor, for cause, after a public hearing.

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SHH committee amendments adopted December 12, 2019.

²Assembly floor amendments adopted January 13, 2020.

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

4 c. The Governor shall designate one of the members as chairman
5 of the board of directors. The board shall select the other officers from
6 among its members as shall be deemed necessary.

7 d. The board of directors shall have the power to appoint and
8 regulate the duties and procedures of committees, standing or special,
9 from its members and such advisory committees or bodies, as it may
10 deem necessary or conducive to the efficient management and
11 operation of the hospital.

12 e. The board shall have the power and duty to exercise general
13 oversight over the affairs of University Hospital to ensure the
14 fulfillment of its mission and to:

15 (1) direct and control expenditures of University Hospital funds;

16 (2) borrow money;

17 (3) enter into contracts with the State or federal government, or
18 any individual, firm, or corporation;

19 (4) solicit and accept grant moneys;

20 (5) acquire, own, lease, dispose of, use, and operate property;

21 (6) sue and be sued;

22 (7) enter into a contract or other agreement with a nonprofit
23 corporation operating one or more hospitals in New Jersey to operate
24 and manage or assist in the operation and management of University
25 Hospital; and

26 (8) hire, fire, and fix salaries for all employees of University
27 Hospital.

28 (cf: P.L.2012, c.45, s.73)
29

30 ²¶2. Section 14 of P.L. 2012, c.45 (C.18A:64G-6.1a) is
31 amended to read as follows:

32 14. a. University Hospital shall be the principal teaching hospital
33 of New Jersey Medical School and New Jersey Dental School, and any
34 other Newark-based medical education program. University Hospital
35 is hereby established as a body corporate and politic and shall be
36 treated and accounted for as a separate non-profit legal entity from
37 Rutgers, The State University, and its assets, liabilities, and funds shall
38 not be consolidated or commingled with those of Rutgers, The State
39 University. The exercise by University Hospital of the powers
40 conferred by this act shall be deemed to be public and essential
41 government functions necessary for the welfare and health of the State
42 and the people of New Jersey and University Hospital shall be an
43 instrumentality of the State. University Hospital is hereby designated
44 as a rural hospital in the State of New Jersey.

45 b. All monies allocated to the University of Medicine and
46 Dentistry of New Jersey for the use of University Hospital, regardless
47 of their source, and which remain unexpended on the effective date of

1 P.L.2012, c.45 (C.18A:64M-1 et al.), shall be transferred to University
2 Hospital.

3 c. All appropriations that are intended for the use of University
4 Hospital, on or after the effective date of P.L.2012, c.45 (C.18A:64M-
5 1 et al.), shall be made directly to University Hospital.

6 d. The amount of State funding provided to University Hospital
7 shall be sufficient to maintain the level of community services
8 provided on the effective date of P.L.2012, c.45 (C.18A:64M-1 et al.)
9 and to maintain University Hospital as an acute care facility and
10 trauma center.

11 e. To the maximum extent possible, consistent with applicable
12 law, the State shall assist University Hospital in the refinancing of that
13 portion of the debt of the University of Medicine and Dentistry of New
14 Jersey attributable to University Hospital.¹

15 (cf: P.L.2012, c.45, s.14)]²

16

17 ¹[2.] ²[3.¹] 2.² This act shall take effect immediately.