

SENATE, No. 1917

STATE OF NEW JERSEY

INTRODUCED MARCH 20, 1997

By Senator LYNCH

1 AN ACT providing for the incorporation of pharmacists and amending
2 P.L.1969, c.232.

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

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7 1. Section 3 of P.L.1969, c.232 (C.14A:17-3) is amended to read
8 as follows:

9 3. Terms defined. As used in this act, the following words shall
10 have the meanings indicated:

11 (1) "Professional service" shall mean any type of personal service
12 to the public which requires as a condition precedent to the rendering
13 of such service the obtaining of a license or other legal authorization
14 and which prior to the passage of this act and by reason of law could
15 not be performed by a corporation. By way of example and without
16 limiting the generality thereof, the personal services which come within
17 the provisions of this act are the personal services rendered by
18 certified public accountants, architects, optometrists, professional
19 engineers, land surveyors, land planners, chiropractors, physical
20 therapists, registered professional nurses, pharmacists, dentists,
21 osteopaths, physicians and surgeons, doctors of medicine, doctors of
22 dentistry, podiatrists, chiropodists, veterinarians and, subject to the
23 Rules of the Supreme Court, attorneys-at-law;

24 (2) "Professional corporation" means a corporation which is
25 organized under this act for the sole and specific purpose of rendering
26 the same or closely allied professional service as its shareholders, each
27 of whom must be licensed or otherwise legally authorized within this
28 State to render such professional service;

29 (3) "Closely allied professional service" means and is limited to the
30 practice of (a) architecture, professional engineering, land surveying
31 and land planning and (b) any branch of medicine and surgery,
32 optometry, physical therapy, registered professional nursing,
33 pharmacy, and dentistry;

34 (4) "Domestic professional legal corporation" means a professional

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

Matter underlined thus is new matter.

1 corporation incorporated under P.L.1969, c.232 (C.14A:17-1 et seq.)
2 for the sole purpose of rendering legal services of the type provided by
3 attorneys-at-law;

4 (5) "Foreign professional legal corporation" means a corporation
5 incorporated under the laws of another state for the purpose of
6 rendering legal services of the type provided by attorneys-at-law.
7 (cf: P.L.1995, c.375, s.1)

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9 2. This act shall take effect immediately.

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STATEMENT

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14 This bill amends "The Professional Service Corporation Act,"
15 P.L.1969, c.232 (C.14A:17-1 et seq.), to allow pharmacists to
16 incorporate with doctors, surgeons, optometrists, physical therapists,
17 registered professional nurses, and dentists in a professional
18 corporation under that act. Currently, pharmacists may incorporate
19 under the provisions of that act; however, if a pharmacist wants to
20 organize to practice with a doctor, surgeon, optometrist, physical
21 therapist, registered professional nurse or dentist, the group cannot
22 form a professional corporation for that purpose but would, instead,
23 have to form a partnership. This bill, therefore, permits pharmacists
24 to incorporate with these various other health care professionals.

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29 Permits pharmacists to incorporate with other health care professionals
30 under "The Professional Service Corporation Act."