1985, in
wh%eb you request guidmes anccraing certain medical society deer revie@activities, f.wdsrstand that JLPl Frurrrin sf this office has s~f~tikaa request has

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with mu by talepbne and that ysua been suppiaented cy infomaeion provided ts her orally. In you

Letterr you explained that shce JUy 1982, the Passaie County Medical Society (the 'Societym)-has*refused fnsurers~recquesls . taar the Society mediate disputes regacding physiciansD fees on

the basis of leg ission- decision and order in rhus,

the order does 30t prohibit professional assoc~seiansfrom conducting legithate Eee review prsgraras, f

cda erlr=ha&inga cagy or" chis srde?is Ear your esview,

AS you explained in your lattez, and in your telephone
cvrlvarscasicaha witn as, Frmfn, as curentliy contemplated, the
sraposad Eee review psogrsra would be ccnduc~edby the Saciety8s Judrcrai Camittee (the @ConursifteeS), rhe Cornittee is 3 seandr~lgcommittee consisting 05 ten members who each serve a

0 f iva-year tees, As peoposed, uwn the C itteeDs cecsi2t 3E a

request EOP fee adjudication, the physician whose fee is at issue
dould oe rzguiesd to sumit to en& review, and 3e or she als.7
waaLd be required to abide oy the Committee" decision. Neitber

pupose. The fact that the Cornittee would not release the

rasliLts of its fee review decisions to the Society's general membe~shipshould help prevent the C " effectively setting fees charged by iety lEIiauevee: tnis safeguard would

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DIrectsr of Heal* care SEP 18 m5 Bureau sf Capetitdon

FEERAL mAE GWLSSIBN .*
6th and Pennsylvania Avenw, t

Washjngtsn ,B, C, 2W01 8. a; 3,

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As aF July, 1982-this Mdtcal Socfety has refused the reqwsts of Insurmce carriers Far it to act as an arbiter to judge the reasonableness sf fees a &bl~ged for mdtcaH services that a third party 1s called won to pay, In

madring thfr dedslon, the scfety relied on the oplnlon of its legal munoel, mrirrasal, in Qrtr, re1led om btR th Federal %a& Gannrrri sslorn
C)r&r(Docket Ha, 9WD Zssmd tJlw B, IS1E and the vf ea expreswd by the
UnS"eeB

A, Receipt 0% cmlaint

1, a patient &o wdshes to PBle a camlalnt shall h advised by PCMS Staff to first try to. resolve the prcsblm by speaking with the physfci an;
2, all cqlaints mustk suhitted to the Jud"ie"lal Gmittee in writing;
3, receipt of the emplaint shall be aeknawledge at once and in writing by
PaS Staff i
4 if agpraprlale, copies of ail bills, receipts, canceled checks, or mdical records %ha81k rquested,

1 aapy ofthe co~lalsrt shall k sent to the Involved physician st once; 2- tk physicrlm shall k Instructed "t respond in wrf Ling within tenty (261) &y?e sf reefpt of letter, 16 the phslcdarr fafils to respond, It w"l1
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RULES and REGUUT O QNS

for the procarsing of grlawaocas on& c-lolnes invaiving mmbers of the Mcdrcal Society of Jersey and lea emponcEt mdlcol soclceies ,

CENSURE within the ncdlcal Sse%esyof Nm Jersey's Judicial Hechanism has genera 11y for%wec%. tw fomfs:

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" 13, If na request For appeal Is mda witkin the spaelffdd elmrr,a8 l srig8n.l exkibier racGlved In cmjunerlm nl th
the cqlalnts -- su& as orlglnaia of pacsctlptlmr,
letters, bills, cte, -- shall be returned by the Judicial
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legal ~=4)~1119elc

ne Judicfal mchanim is fn&n&d to make aval lable a mans whereby dZ FCPerences - and dfsangmwnts In the areas of ethical and prafess-5~nalconduct can be brought to a settlment that is fair to the Interest of al~parties, mchanim Zs inten&d to dmonslrate that mdlcine can mui&&ly and micably settle Ots own pssblms In the areas af ethfcal md grosfessfonal conduct, (6NJ dudleial .

Re pr8mary objeerl;.fves

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3) ta re~@$ ve co~1aislts1aceusatfans or inqu.lries from any source
~ ncern4ngthe prenfessfonal conduct or ethfca'd deparment of mbers of
this Sacdety;

41t; to carry out the Rules and Regulatfons prmulgated by the ~bdicial :Council of the Wdfcal Society of New Jersey,

%c"eon 5, Powers

iA) %n pursuance of its investigatory and judicial functlsns, the Judicial Cmittee shall have- autkorrty to:-"

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