

ASSEMBLY, No. 517

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman ANGELICA M. JIMENEZ

District 32 (Bergen and Hudson)

Assemblyman BENJIE E. WIMBERLY

District 35 (Bergen and Passaic)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

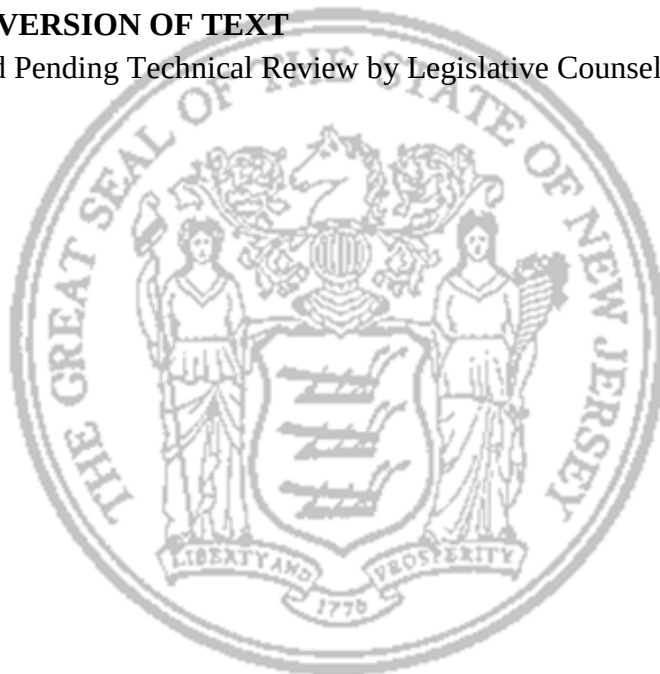
**Assemblyman Giblin, Assemblywomen Downey, Timberlake, McKnight,
Tucker, B.DeCroke and Dunn**

SYNOPSIS

Requires employers and birthing facilities to notify insured pregnant women if their health insurance coverage is not subject to 48-hour maternity law.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 3/5/2020)

1 **AN ACT** concerning certain maternity health insurance benefits and
2 supplementing Titles 34 and 26 of the Revised Statutes.

3

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

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7 1. An employer in this State who provides coverage for
8 maternity benefits to his employees or their dependents shall
9 annually and upon request of an employee at other times during the
10 year, notify his employees whether the employees' coverage for
11 maternity benefits is subject to the requirements of P.L.1995, c.138
12 concerning the minimum time a woman shall be permitted to
13 remain at a health care facility following childbirth.

14

15 2. The administrator of a licensed general hospital or other
16 birthing facility providing maternity care to a pregnant woman who
17 has health care insurance coverage which includes maternity
18 benefits, or a person designated by the administrator, shall, prior to
19 the woman's delivery date, determine if the coverage is subject to
20 the requirements of P.L.1995, c.138 concerning the minimum time a
21 woman shall be permitted to remain at the facility following
22 childbirth. If the administrator or other designated person
23 determines that the woman's coverage is not subject to the
24 requirements of P.L.1995, c.138, that person shall promptly notify
25 the woman of that fact and, if known, the duration of inpatient care
26 to which the woman is entitled under her insurance coverage.

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28 3. This act shall take effect on the 30th day after enactment.

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STATEMENT

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33 P.L.1995, c.138 requires that health, hospital and medical service
34 corporation contracts, individual, small employer and group health
35 insurance policies and health maintenance organization contracts
36 delivered, issued, executed or renewed in this State, which include
37 maternity benefits, provide coverage for a minimum of 48 hours of
38 in-patient care following a vaginal delivery and a minimum of 96
39 hours of in-patient care following a cesarean section for a mother
40 and her newborn child in a licensed health care facility.

41 The bill provides specifically as follows:

- 42 • An employer in this State who provides coverage for
43 maternity benefits to his employees or their dependents is
44 required to annually, and upon request of an employee at
45 other times during the year, notify each employee whether
46 that employee's coverage for maternity benefits is subject to
47 the requirements of P.L.1995, c.138.

- 1 • The administrator of a licensed general hospital or other
2 birthing facility providing maternity care to a pregnant
3 woman who has health care insurance coverage which
4 includes maternity benefits, or a person designated by the
5 administrator, is required, prior to the delivery date, to:
6 -- determine if the coverage is subject to the requirements of
7 P.L.1995, c.138; and
8 -- if the person determines that the woman's coverage is not
9 subject to the requirements of that law, promptly notify the
10 woman of that fact and, if known, the duration of the inpatient
11 care to which the woman is entitled under her insurance
12 coverage.