

ASSEMBLY, No. 4739

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED SEPTEMBER 24, 2020

Sponsored by:

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

SYNOPSIS

Regulates allocation of health care resources during public health emergencies.

CURRENT VERSION OF TEXT

As introduced.



1 public health emergency, the Commissioner of Health is to require
2 health care facilities and health care professionals to: 1) permit a
3 patient, who is eligible for intensive care unit services and other
4 critical care services during ordinary circumstances, to remain
5 eligible for such services irrespective of the patient's age, disability,
6 or other factors pertaining to the patient's identity; 2) provide
7 patients individualized assessments based on the best available
8 objective medical evidence; 3) ensure that no patient is denied care
9 based on stereotypes, assessments of the patient's quality of life, or
10 assessments related to whether the patient is disabled or other
11 factors pertaining to the patient's identity; 4) ensure that decisions
12 on the allocation of health care resources are not based on and, to
13 the extent that it is possible, made with knowledge of a patient's
14 age, race, creed, color, national origin, nationality, ancestry, marital
15 status, domestic partnership or civil union status, sex, affectional or
16 sexual orientation, gender identity or expression, disability, place of
17 residence, or socioeconomic or health insurance status; 5) distribute
18 patients and critical care resources, including ventilators, among
19 health care facilities in the State in a manner that reduces shortages
20 of health care resources; and 6) implement and complete such
21 training for health care professionals and other staff as is necessary
22 to effectuate the provisions of this bill.