

ASSEMBLY, No. 4928

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED NOVEMBER 5, 2020

Sponsored by:
Assemblyman BRIAN BERGEN
District 25 (Morris and Somerset)

SYNOPSIS

Requires certain health care workers to disclose other employers as well as infectious disease outbreaks occurring at other employers' facilities.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning certain health care workers and supplementing
2 Title 26 of the Revised Statutes.

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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. a. Notwithstanding any other provision of law to the
8 contrary, an individual other than a physician who is employed by,
9 or provides services at, a general acute care hospital, psychiatric
10 hospital, nursing facility, group home, or assisted living facility
11 shall disclose to that entity:

12 (1) the name of any other general acute care hospital,
13 psychiatric hospital, nursing facility, group home, or assisted living
14 facility at which the individual is employed or provides services,
15 which disclosure shall be made no later than 30 days after the
16 effective date of this act or 30 days after the date the individual
17 commences employment with, or begins providing services at, the
18 other general acute care hospital, psychiatric hospital, nursing
19 facility, group home, or assisted living facility, whichever date is
20 later; and

21 (2) any outbreak of an infectious disease occurring at a general
22 acute care hospital, psychiatric hospital, nursing facility, group
23 home, or assisted living facility at which the individual is employed
24 or provides services, which disclosure shall be made as soon as
25 practicable after the individual knows or reasonably should know of
26 the outbreak.

27 b. A general acute care hospital, psychiatric hospital, nursing
28 facility, group home, or assisted living facility that identifies an
29 individual who fails to make a disclosure required under this section
30 shall report the individual to the Department of Health and to the
31 professional licensing board having jurisdiction over the individual,
32 if any.

33 c. An individual who fails to make a disclosure required under
34 this section may be liable to up to a 30-day suspension of the
35 individual's professional licensure or certification, if any, a civil
36 penalty of up to \$1,000 for each violation, or both. A civil penalty
37 assessed under this subsection shall be collected by and in the name
38 of the Department of Health in summary proceedings before a court
39 of competent jurisdiction pursuant to the provisions of the "Penalty
40 Enforcement Law of 1999," P.L.199, c.274 (C.2A:58-10 et seq.).

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42 2. This act shall take effect 30 days after the date of enactment.

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STATEMENT

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47 This bill requires individuals, other than physicians, who are
48 employed by, or who provide services at, a general acute care

1 hospital, psychiatric hospital, nursing facility, group home, or
2 assisted living facility to disclose to that entity: (1) the name of
3 any other general acute care hospital, psychiatric hospital, nursing
4 facility, group home, or assisted living facility at which the
5 individual is employed or provides services; and (2) any outbreak of
6 an infectious disease occurring at a general acute care hospital,
7 psychiatric hospital, nursing facility, group home, or assisted living
8 facility at which the individual is employed or provides services.
9 The disclosure concerning other employers is to be made within 30
10 days after the effective date of the bill or 30 days after the date the
11 individual commences employment or providing services at the
12 other employer, whichever date is later. The disclosure concerning
13 outbreaks of infectious diseases is to be made promptly after the
14 individual knows or reasonably should know of the outbreak.

15 A general acute care hospital, psychiatric hospital, nursing
16 facility, group home, or assisted living facility that identifies an
17 individual who fails to make a disclosure required under the bill
18 will be required to report the individual to the Department of Health
19 and to the professional licensing board having jurisdiction over the
20 individual, if any.

21 An individual who fails to make a required disclosure may be
22 liable to up to a 30-day suspension of the individual's professional
23 licensure or certification, if any, a civil penalty of up to \$1,000 for
24 each violation, or both.