

ASSEMBLY, No. 5351

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 22, 2021

Sponsored by:

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

SYNOPSIS

Requires Director of Office of Emergency Management to establish counterfeit personal protective equipment detection guidelines and corresponding public awareness campaign.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning counterfeit personal protective equipment and
2 supplementing chapter 9 of Appendix A.

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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. The Director of the State Office of Emergency
8 Management, in consultation with the Commissioner of Health,
9 shall develop and publish guidelines concerning the detection of
10 counterfeit personal protective equipment. The guidelines shall be
11 published on the Internet websites of the State Office of Emergency
12 Management and the State Department of Health, and shall be
13 disseminated to local emergency management organizations and
14 local health departments.

15 b. The director shall establish a public awareness campaign in
16 order to promote awareness among the general public concerning
17 the prevalence and detection of counterfeit personal protection
18 equipment. The director, within the limits of funds available for this
19 purpose, shall develop and distribute appropriate informational
20 materials which may include, but need not be limited to, the use of
21 social media, television, radio, or print media.

22 c. For the purposes of this section:

23 “Counterfeit” means an item labeled, sold or marketed as,
24 marked, or otherwise held out to be personal protective equipment,
25 but which is not made, manufactured, or otherwise constructed in a
26 manner or using materials that provide a person with protection
27 from bacterial or viral infections.

28 “Personal protective equipment” means any items commonly
29 used to protect an individual from bacterial or viral infections,
30 including, but not limited to, disinfecting wipes, disposable gloves,
31 disposable gowns, face shields, N95 face masks, surgical masks, or
32 parts thereof.

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34 2. This act shall take effect on the first day of the second month
35 next following the date of enactment.

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STATEMENT

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40 This bill requires the Director of the State Office of Emergency
41 Management, in consultation with the Commissioner of Health, to
42 develop and publish guidelines concerning the detection of
43 counterfeit personal protective equipment. Under the bill, the
44 guidelines would be published on the Internet websites of the State
45 Office of Emergency Management and the State Department of
46 Health, and disseminated to local emergency management
47 organizations and local health departments.

1 Additionally, the bill requires the director to establish a public
2 awareness campaign in order to promote awareness among the
3 general public concerning the prevalence and detection of
4 counterfeit personal protection equipment. The director, within the
5 limits of funds available, would be required to develop and
6 distribute appropriate informational materials which may include,
7 but need not be limited to, the use of social media, television, radio,
8 or print media.

9 The bill defines “counterfeit” as an item labeled, sold or
10 marketed as, marked, or otherwise held out to be personal
11 protective equipment, but which is not made, manufactured, or
12 otherwise constructed in a manner or using materials that provide a
13 person with protection from bacterial or viral infections. “Personal
14 protective equipment” is defined as any items commonly used to
15 protect an individual from bacterial or viral infections, including,
16 but not limited to, disinfecting wipes, disposable gloves, disposable
17 gowns, face shields, N95 face masks, surgical masks, or parts
18 thereof.