

SENATE, No. 1898

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED FEBRUARY 24, 2020

Sponsored by:
Senator NILSA CRUZ-PEREZ
District 5 (Camden and Gloucester)

SYNOPSIS

Requires plaintiff to obtain affidavit of merit in malpractice suit against enrolled agent.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT requiring an affidavit of merit in certain lawsuits and
2 amending P.L.1995, c.139.

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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. Section 1 of P.L.1995, c.139 (C.2A:53A-26) is amended to
8 read as follows:

9 1. As used in **[this act]** P.L.1995, c.139 (C.2A:53A-26 et
10 seq.), "licensed person" means any person who is licensed as:

11 a. an accountant pursuant to P.L.1997, c.259 (C.45:2B-42 et
12 seq.);

13 b. an architect pursuant to R.S.45:3-1 et seq.;

14 c. an attorney admitted to practice law in New Jersey;

15 d. a dentist pursuant to R.S.45:6-1 et seq.;

16 e. an engineer pursuant to P.L.1938, c.342 (C.45:8-27 et seq.);

17 f. a physician in the practice of medicine or surgery pursuant
18 to R.S.45:9-1 et seq.;

19 g. a podiatrist pursuant to R.S.45:5-1 et seq.;

20 h. a chiropractor pursuant to P.L.1989, c.153 (C.45:9-41.17 et
21 seq.);

22 i. a registered professional nurse pursuant to P.L.1947, c.262
23 (C.45:11-23 et seq.);

24 j. a health care facility as defined in section 2 of P.L.1971,
25 c.136 (C.26:2H-2);

26 k. a physical therapist pursuant to P.L.1983, c.296 (C.45:9-
27 37.11 et seq.);

28 l. a land surveyor pursuant to P.L.1938, c.342 (C.45:8-27 et
29 seq.);

30 m. a registered pharmacist pursuant to P.L.2003, c.280
31 (C.45:14-40 et seq.);

32 n. a veterinarian pursuant to R.S.45:16-1 et seq.;

33 o. an insurance producer pursuant to P.L.2001, c.210
34 (C.17:22A-26 et seq.);

35 p. a certified midwife, certified professional midwife, or
36 certified nurse midwife pursuant to R.S.45:10-1 et seq.; and

37 q. a licensed site remediation professional pursuant to section 7
38 of P.L.2009, c.60 (C.58:10C-7).

39 As used in P.L.1995, c.139 (C.2A:53A-26 et seq.), "licensed
40 person" shall also mean a person designated as an enrolled agent by
41 the federal Internal Revenue Service.

42 (cf: P.L.2019, c.263, s.2)

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44 2. This act shall take effect on the 30th day next following
45 enactment and apply to causes of action filed on or after that date.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

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