

SENATE, No. 2890

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED SEPTEMBER 14, 2020

Sponsored by:
Senator VIN GOPAL
District 11 (Monmouth)

SYNOPSIS

Allows establishments offering services or treatments by licensees of New Jersey Board of Dentistry to charge patients additional fee to cover cost of certain personal protective equipment during coronavirus 2019 pandemic.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning certain fees charged by licensees of the New
2 Jersey Board of Dentistry during the coronavirus 2019 pandemic.

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

7 1. a. Notwithstanding any other law, rule or regulation to the
8 contrary, an establishment, offering services or treatments by
9 licensees of the New Jersey Board of Dentistry, may impose a fee
10 on patients to offset the cost of personal protective equipment (PPE)
11 worn by the licensees to minimize exposure to the coronavirus 2019
12 disease. The fee shall:

(1) include the direct per-unit cost of PPE used in during a patient's dental service or treatment; and

(2) exclude the cost of PPE for administrative staff or other personnel not directly providing dental services and treatments.

b. The Division of Consumer Affairs shall adopt rules and regulations pursuant to the “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et seq.) to determine the maximum per-unit cost of PPE used in a patient’s care.

22 2. This act shall take effect immediately and shall expire upon
23 the expiration of the Public Health Emergency or State of
24 Emergency, whichever is later, declared by Executive Order No.
25 103 of 2020.

STATEMENT

30 This bill allows licensees of the New Jersey Board of Dentistry
31 to charge a fee to patients in order to offset the cost of personal
32 protective equipment (PPE) worn during the coronavirus 2019
33 pandemic.

34 This fee shall only include the direct per-unit cost of PPE used in
35 a patent's care and will exclude the cost of PPE for administrative
36 staff or other personnel not directly involved in dental services and
37 treatments. The bill directs the Division of Consumer Affairs to
38 determine the maximum per-unit cost of PPE used in a patient's
39 care by regulation. Subsection (c) of section 4 of the
40 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-4(c)),
41 allows for the adoption of emergency rules and regulations on an
42 expedited basis and it is expected that the division will do so in this
43 case.