

SENATE, No. 3116

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 5, 2020

Sponsored by:

Senator VIN GOPAL

District 11 (Monmouth)

Senator ANTHONY M. BUCCO

District 25 (Morris and Somerset)

Co-Sponsored by:

Senator Testa

SYNOPSIS

Waives shared responsibility tax payments for certain individuals without minimum essential health benefits coverage during coronavirus disease 2019 pandemic.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 2/11/2021)

1 AN ACT concerning minimum essential coverage and the
2 coronavirus disease 2019 pandemic.

3
4 BE IT ENACTED by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. a. For any month during which Executive Order 103 of
8 2020 is in effect, the State shared responsibility tax established
9 pursuant to section 3 of P.L.2018, c.31 (C.54A:11-3) shall not be
10 imposed with respect to any applicable individual for that month if
11 the taxpayer:

12 (1) receives any State or federal unemployment benefits,
13 including regular or extended benefits and benefits received through
14 the Pandemic Unemployment Assistance, the Pandemic Emergency
15 Unemployment Compensation, or the Federal Pandemic
16 Unemployment Compensation programs; or

17 (2) is experiencing a substantial loss of income.

18 b. As used in this act:

19 “Executive Order 103 of 2020” means the public health
20 emergency declared by the Governor in Executive Order 103 of
21 2020 concerning the coronavirus disease 2019 pandemic, or an
22 extension or replacement of that Executive Order.

23 “Substantial loss of income” means a reduction in monthly
24 income of 50 percent or greater in a month, as compared to the
25 taxpayer’s average monthly income in tax year 2019.

26

27 2. This act shall take effect immediately, shall be retroactive to
28 March 9, 2020, and shall expire 12 months following the expiration
29 of Executive Order 103 of 2020.

30

31

32

STATEMENT

33

34 This bill provides that, for any month during which the public
35 health emergency declared by the Governor in Executive Order 103
36 of 2020 concerning the coronavirus disease 2019 pandemic, or an
37 extension or replacement of that Executive Order, is in effect the
38 State shared responsibility tax shall not be imposed with respect to
39 any applicable individual for that month if the taxpayer:

40 (1) receives unemployment benefits; or

41 (2) is experiencing a substantial loss of income.

42 Current law requires certain taxpayers to pay the State shared
43 responsibility tax for each month the taxpayer or the taxpayer’s
44 dependents do not have minimum essential coverage to provide for
45 the costs of health care services. This bill suspends that
46 requirement during the coronavirus disease 2019 pandemic for
47 taxpayers receiving unemployment benefits and taxpayers who have
48 experienced a substantial loss of income.

1 Under the bill, a “substantial loss of income” means a reduction
2 in monthly income of 50 percent or greater in a month, as compared
3 to the taxpayer’s average monthly income in tax year 2019.