

[Second Reprint]

SENATE, No. 3432

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED FEBRUARY 11, 2021

Sponsored by:

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District 29 (Essex)

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SYNOPSIS

Establishes requirements to screen certain people who are pregnant and who have given birth for preeclampsia.

CURRENT VERSION OF TEXT

As reported by the Senate Budget and Appropriations Committee on January 6, 2022, with amendments.



(Sponsorship Updated As Of: 1/6/2022)

1 AN ACT concerning preeclampsia ¹['testing for pregnant women]
2 screenings¹ and supplementing Title 26 of the Revised Statutes.

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

6
7 1. a. The Commissioner of Health shall require every hospital
8 ¹['that provides inpatient maternity services]¹ in the State, every
9 birthing center licensed in the State pursuant to P.L.1971, c.136
10 (C.26:2H-1 et seq.), ¹every federally qualified health center, and [or]¹
11 every physician or health care practitioner in the State providing care
12 to a pregnant ¹['woman] person¹ or a ¹['woman] person¹ who has
13 given birth ¹, ¹ to ¹['administer to the woman a test] screen the person¹
14 for preeclampsia ¹['], if the woman] if the person¹ shows symptoms of
15 the condition. ¹['The test shall include, but not be limited to, blood
16 tests, ultrasonography, and non-stress tests that monitor a baby's
17 health] Screening tools shall be based on industry best practices and
18 guidance, as determined by the American College of Obstetricians and
19 Gynecologists ²['], the Preeclampsia Foundation,² or another
20 nationally-recognized body as may be designated by the
21 commissioner¹.

22 b. A hospital ²['that provides inpatient maternity services]² ¹['or],
23 a¹ licensed birthing center ¹, or a federally qualified health center¹
24 providing care to, or a physician or other health care practitioner who
25 is the primary caregiver for, a pregnant ¹['woman] person¹ or a
26 ¹['woman] person¹ who seeks treatment within ¹['four] six¹ weeks of
27 giving birth, shall, in accordance with guidelines developed by the
28 commissioner:

29 (1) provide the ¹['woman] person¹ with information on
30 preeclampsia ¹and potential warning signs and symptoms¹ ²through
31 the educational program developed pursuant subsection d. of this
32 section²;

33 (2) inform the ¹['woman] person¹ of the benefits of being
34 ¹['tested] screened¹ for preeclampsia if ¹['she] the person¹ shows
35 symptoms of the condition, and that ¹['she] the person¹ is required to
36 be ¹['tested] screened¹ for preeclampsia unless ¹['she indicates in
37 writing her] the person issues a written¹ refusal to be ¹['tested]
38 screened, which refusal shall be provided¹ on a form and in a manner
39 prescribed by the commissioner ¹consistent with the provisions of
40 subsection c. of this section¹; ¹['and']¹

41 (3) ¹['test] screen¹ the ¹['woman] person¹ for preeclampsia unless
42 ¹['she indicates her] the person provides¹ written refusal as
43 ¹['hereinabove']¹ provided ¹in paragraph (2) of this subsection¹. The
44 ¹['woman] person¹ shall, on the ¹['same']¹ form and in a manner

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.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SHH committee amendments adopted June 10, 2021.

²Senate SBA committee amendments adopted January 6, 2022.

1 prescribed by the commissioner ¹consistent with subsection c. of this
2 section¹ , acknowledge receipt of the information provided by the
3 hospital, birthing center, ¹federally qualified health center,¹ physician,
4 or health care practitioner, as applicable, regarding the benefits of
5 being ¹**["tested"]** screened¹ for preeclampsia ¹; and
6 (4) encourage the person to routinely engage in home blood
7 pressure monitoring¹ .

8 c. ¹The commissioner shall develop a standardized form to be
9 used for the purposes of providing the acknowledgement required
10 pursuant to paragraph (3) of subsection b. of this section, which may
11 also be used to provide written refusal to undergo a screening for
12 preeclampsia pursuant to paragraph (2) of subsection b. of this section,
13 if applicable.

14 d. ¹ ²The commissioner shall develop, in consultation with the
15 Preeclampsia Foundation and any other community-based organization
16 as may be designated by the commissioner, a preeclampsia educational
17 program for pregnant individuals and individuals who have recently
18 given birth. The educational program shall include information on
19 preeclampsia and the potential warning signs and symptoms of
20 preeclampsia.

21 e. ² Upon receipt of the results of ¹**["the test"]** any screening¹
22 conducted pursuant to subsection a. of this section, the hospital ¹**["that**
23 **provides inpatient maternity services"]**¹ , licensed birthing center,
24 ¹federally qualified health center,¹ or physician or health care
25 practitioner ¹, as applicable,¹ shall discuss the results with ¹**["a**
26 **pregnant women or women who has given birth"]** the person¹ and, if
27 the ¹**["woman tests positive"]** person has a positive screening¹ for
28 preeclampsia, develop a treatment plan to minimize the ¹**["woman's"]**
29 person's¹ risk from preeclampsia.

30
31 2. The Commissioner of Health, pursuant to the
32 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
33 seq.), shall adopt rules and regulations to effectuate the purposes of
34 this act.

35
36 3. This act shall take effect immediately.