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SENATE, No. 38

STATE OF NEW JERSEY

INTRODUCED JANUARY 21, 1952

By Mr. WALLACE

Referred to Committee on Labor, Industries and Social Welfare

AN ACT prohibiting deductions from wages to defray the costs of medical examinations of employees and prospective employees or the imposition of such costs upon said employees and prospective employees, in certain cases, and supplementing chapter eleven of Title 34 of the Revised Statutes.

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*
2 *Jersey:*

1 1. No employer or prospective employer shall deduct from the wages of
2 any employee or from the wages to be paid to a prospective employee any
3 sum, or in any manner require payment of any sum from such employee or
4 prospective employee, to defray the cost of any medical examination of such
5 employee or prospective employee when such examination is made at the
6 request or direction of the employer, by a physician designated by said
7 employer, as a condition of entering or continuing employment, and in the
8 event that the employee or prospective employee pays for any such medical
9 examination, the employer or prospective employer shall reimburse the em-
10 ployee or prospective employee for the amount of any such payment.

1 2. Every person who shall violate any of the provisions of this act shall
2 be liable to a penalty of one hundred dollars (\$100.00), to be recovered by
3 and in the name of the Department of Labor and Industry for the use of
4 the State.

1 3. This act shall take effect July first, one thousand nine hundred and
2 fifty-two.

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8 event that the employee or prospective employee pays for any such medical
9 examination, the employer or prospective employer shall reimburse the em-
10 ployee or prospective employee for the amount of any such payment.

1 2. Every person who shall violate any of the provisions of this act shall
2 be liable to a penalty of one hundred dollars (\$100.00), to be recovered by
3 and in the name of the Department of Labor and Industry. One-half of any
4 penalty recovered for any such violation shall be for the use of the State, and
5 the other one-half shall be paid to the employee or prospective employee in

6 respect to whose employment or prospective employment the violation by the
7 employer or prospective employer occurred. The procedure for the enforce-
8 ment and recovery of any such penalty shall be as in the case of violations
9 of the provisions of the chapter to which this act is a supplement.

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