

45:1-12

LEGISLATIVE HISTORY CHECKLIST

NJSA 45:1-12

Laws of 1975 Chapter 300

Bill No. A1551

Sponsor(s) Salkind & 15 Others

Date Introduced April 16, 1974

Committee: Assembly Commerce, Industry & Professions

Senate Labor, Industry & Professions

Amended during passage Yes ~~Yes~~ Amendments during passage denoted by asterisks

Date of passage: Assembly May 2, 1974; Reenacted Jan. 3, 1976

Senate April 28, 1975; Reenacted Jan. 8, 1976

Date of approval January 30, 1976

Following statements are attached if available:

Sponsor statement	Yes	No
Committee Statement:	Assembly Yes	No
	Senate Yes	No
Fiscal Note	Yes	No
Veto message	Yes	No
Message on signing	Yes	No
Following were printed:		
Reports	Yes	No
Hearings	Yes	No

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ASSEMBLY, No. 1551

STATE OF NEW JERSEY

INTRODUCED APRIL 16, 1974

By Assemblymen SALKIND, FLYNN, VAN WAGNER, Assemblywoman CURRAN, Assemblymen RYS, FITZPATRICK, KOZLOSKI, D'AMBROSA, GALLO, RUANE, Assemblywoman CROCE, Assemblymen HERMAN, BAER, NERI, NEWMAN, and KEEGAN

Referred to Committee on Commerce, Industry and Professions

AN ACT prohibiting certain charges to patients by podiatrists, optometrists or psychologists for completing certain claim forms in connection with certain health insurance claims.

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

1 1. No podiatrist, optometrist or psychologist and no professional
2 service corporation engaging in the practice of podiatry, optometry
3 or psychology in this State shall charge a patient ****[an extra]****
4 ****[**a**]**** ***an extra*** fee for services rendered in completing
5 a medical claim form in connection with a health insurance policy
6 ****[**Whenever a payment has been made for these services by**
7 **the insurance company**]****. Any person violating this act ***[shall**
8 **be a disorderly person and]**** shall be subject to a fine of ***[\$25.00]***
9 ***\$100.00*** for each offense.

10 **Such penalty shall be collected and enforced by summary pro-*
11 *ceedings pursuant to the Penalty Enforcement Law (N. J. S.*
12 *2A:58-1 et seq.). Every county district court and municipal court*
13 *shall have jurisdiction within its territory of such proceedings.*
14 *Process shall be either in the nature of a summons or warrant and*
15 *shall issue in the name of the State, upon the complaint of the*
16 *****[Attorney General or any other person.]***** ****State Board*
17 *of Medical Examiners with respect to podiatrists, the New Jersey*
18 *State Board of Optometry for optometrists or the State Board of*
19 *Psychological Examiners for psychologists.****

1 2. This act shall take effect immediately.

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

ASSEMBLY, No. 1551

STATE OF NEW JERSEY

INTRODUCED APRIL 16, 1974

By Assemblymen SALKIND, FLYNN, VAN WAGNER, Assemblywoman CURRAN, Assemblymen RYS, FITZPATRICK, KOZLOSKI, D'AMBROSA, GALLO, RUANE, Assemblywoman CROCE, Assemblymen HERMAN, BAER, NERI, NEWMAN and KEEGAN

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

1 1. No podiatrist, optometrist or psychologist and no professional
2 service corporation engaging in the practice of podiatry, optometry
3 or psychology in this State shall charge a patient an extra fee for
4 services rendered in completing a medical claim form in connection
5 with a health insurance policy. Any person violating this act
6 shall be a disorderly person and shall be subject to a fine of \$25.00
7 for each offense.

1 2. This act shall take effect immediately.

STATEMENT

This bill prohibits podiatrists, optometrists or psychologists from charging a patient an extra fee for completing a medical claim form.

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1551
[OFFICIAL COPY REPRINT]

STATE OF NEW JERSEY

DATED: JUNE 17, 1974

This bill provides that no podiatrist, optometrist or psychologist or a professional service corporation engaging in any such practice shall charge an extra fee for services rendered in completing a claim form in connection with a health insurance policy.

The bill was amended in the General Assembly to eliminate from the penalty that a violator shall be a disorderly person, to increase the fine from \$25.00 to \$100.00 and to provide for collection of the fine by summary proceedings.

STATE OF NEW JERSEY
EXECUTIVE DEPARTMENT

January 5, 1976

ASSEMBLY BILL NO. 1551 (2nd OCR)

To the General Assembly:

Pursuant to Article V, Section I, Paragraph 14(b) of the Constitution, I hereby return Assembly Bill No. 1551 (2nd OCR), with my objections, for reconsideration.

Assembly Bill No. 1551 (2nd OCR) would prohibit a podiatrist, optometrist or psychologist, or professional service corporation engaged in the practice of podiatry, optometry or psychology from charging an extra fee for completing a medical claim form pursuant to a health insurance policy. Violators would be subject to a fine of \$100.00 per offense. Fines would be collected pursuant to the Penalty Enforcement Act upon complaint by the Attorney General or any other person.

I am in accord with the purpose and intent of this bill. However, the State Board of Medical Examiners has been charged with responsibility for overseeing and maintaining the professional discipline for podiatrists, the New Jersey State Board of Optometry oversees optometrists, and the State Board of Psychological Examiners oversees psychologists. It would, therefore, seem most appropriate to confer jurisdiction on the appropriate professional board with respect to investigating claims, filing complaints and collecting fines for violations of this billing prohibition.

Accordingly, I herewith return Assembly Bill No. 1551 (2nd OCR) for reconsideration and recommend that it be amended as follows:

Page 1, Section 1, Line 16: Delete "Attorney General or any other person"
Insert "State Board of Medical Examiners with respect to podiatrists, the New Jersey State Board of Optometry for optometrists or the State Board of Psychological Examiners for psychologists."

Respectfully,

/s/ Brendan Byrne

GOVERNOR

[seal]

Attest:

/s/ Charles C. Carella

EXECUTIVE SECRETARY TO THE GOVERNOR