

26:6-8.6

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2017 **CHAPTER:** 300

NJSA: 26:6-8.6 (Requires professionals certifying death to perform any testing and related actions necessary for survivors to claim State and federal benefits.)

BILL NO: S2320 (Substituted for A5325)

SPONSOR(S) Oroho and others

DATE INTRODUCED: 6/6/2016

COMMITTEE: ASSEMBLY: Health & Senior Services

SENATE: Health, Human Services & Senior Citizens

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: ASSEMBLY: 1/8/2018

SENATE: 6/22/2017

DATE OF APPROVAL: 1/16/2018

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (First Reprint enacted) Yes

S2320

SPONSOR'S STATEMENT: (Begins on page 2 of introduced bill) Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: Yes

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

A5325

SPONSOR'S STATEMENT: (Begins on page 2 of introduced bill) Yes

COMMITTEE STATEMENT: ASSEMBLY: Yes

SENATE: No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

(continued)

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

"Governor approves death benefit legislation," The Advertiser-News, January 16, 2018

"Local lawmakers see bills they sponsored signed into law on Christie's last day," njherald.com, January 18, 2018

RH/CL

P.L. 2017, CHAPTER 300, *approved January 16, 2018*
Senate, No. 2320 (*First Reprint*)

1 AN ACT concerning claims for death benefits and supplementing
2 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. The attending, covering, or resident physician, the attending
8 advanced practice nurse, or the county medical examiner who
9 provides the death and last sickness particulars for a death
10 certification shall provide or offer to provide any examination,
11 screening, test, report, or certification as shall be necessary for
12 **1**~~the~~ **a**¹ survivor of the deceased person to prosecute a claim for
13 State or federal benefits arising from the deceased person's death.
14 The examination, screening, test, report, or certification shall be
15 provided upon request by **1**~~the~~ **a**¹ survivor **1**~~],~~ and shall be offered
16 in any case in which the attending, covering, or resident physician,
17 the attending advanced practice nurse, or the county medical
18 examiner is aware that a valid claim for State or federal benefits is
19 likely to exist~~]~~¹.

20
21 2. This act shall take effect immediately.

22
23
24 _____
25
26 Requires professionals certifying death to perform any testing
27 and related actions necessary for survivors to claim State and
28 federal benefits.

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 May 15, 2017.

SENATE, No. 2320

STATE OF NEW JERSEY
217th LEGISLATURE

INTRODUCED JUNE 6, 2016

Sponsored by:

Senator STEVEN V. OROHO

District 24 (Morris, Sussex and Warren)

SYNOPSIS

Requires professionals certifying death to perform any testing and related actions necessary for survivors to claim State and federal benefits.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning claims for death benefits and supplementing
2 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. The attending, covering, or resident physician, the attending
8 advanced practice nurse, or the county medical examiner who
9 provides the death and last sickness particulars for a death
10 certification shall provide or offer to provide any examination,
11 screening, test, report, or certification as shall be necessary for the
12 survivor of the deceased person to prosecute a claim for State or
13 federal benefits arising from the deceased person's death. The
14 examination, screening, test, report, or certification shall be
15 provided upon request by the survivor, and shall be offered in any
16 case in which the attending, covering, or resident physician, the
17 attending advanced practice nurse, or the county medical examiner
18 is aware that a valid claim for State or federal benefits is likely to
19 exist.

20

21 2. This act shall take effect immediately.

22

23

24

STATEMENT

25

26 This bill requires the attending, covering, or resident physician,
27 the attending advanced practice nurse, or the county medical
28 examiner who provides the death and last sickness particulars for a
29 death certification to provide, or offer to provide, any examination,
30 screening, test, report, or certification as may be necessary to
31 prosecute a claim for State or federal benefits arising out of the
32 deceased person's death. The professional certifying the death will
33 be required to provide the examination, screening, test, report, or
34 certification upon request by the deceased person's survivor, and is
35 required to offer to provide them in any case in which the
36 professional is aware that there may be a valid claim for State or
37 federal benefits.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 2320

STATE OF NEW JERSEY

DATED: DECEMBER 18, 2017

The Assembly Health and Senior Services Committee reports favorably Senate Bill No. 2320 (1R).

This bill requires the attending, covering, or resident physician, the attending advanced practice nurse, or the county medical examiner who provides the death and last sickness particulars for a death certification to provide, or offer to provide, any examination, screening, test, report, or certification as may be necessary to prosecute a claim for State or federal benefits arising out of the deceased person's death. The professional certifying the death will be required to provide the examination, screening, test, report, or certification upon request by a survivor of the deceased person.

As reported by the committee, Senate Bill No. 2320 (1R) is identical to Assembly Bill No. 5325, which the committee also reported on this date.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 2320

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 15, 2017

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 2320.

As amended by the committee, this bill requires the attending, covering, or resident physician, the attending advanced practice nurse, or the county medical examiner who provides the death and last sickness particulars for a death certification to provide, or offer to provide, any examination, screening, test, report, or certification as may be necessary to prosecute a claim for State or federal benefits arising out of the deceased person's death. The professional certifying the death will be required to provide the examination, screening, test, report, or certification upon request by a survivor of the deceased person.

The committee amended the bill to specify that the examination, screening, test, report, or certification is to be provided to "a survivor," rather than "the survivor," of a decedent, upon request; and to eliminate the provision of the bill that would have required a professional to offer such examination, screening, test, report, or certification in any case where the attending, covering, or resident physician, attending advanced practice nurse, or county medical examiner is aware that a valid claim for benefits is likely to exist.

ASSEMBLY, No. 5325

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED DECEMBER 14, 2017

Sponsored by:

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington)

Assemblyman RAJ MUKHERJI

District 33 (Hudson)

Co-Sponsored by:

Assemblyman Space

SYNOPSIS

Requires professionals certifying death to perform any testing and related actions necessary for survivors to claim State and federal benefits.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/9/2018)

1 AN ACT concerning claims for death benefits and supplementing
2 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. The attending, covering, or resident physician, the attending
8 advanced practice nurse, or the county medical examiner who
9 provides the death and last sickness particulars for a death
10 certification shall provide or offer to provide any examination,
11 screening, test, report, or certification as shall be necessary for a
12 survivor of the deceased person to prosecute a claim for State or
13 federal benefits arising from the deceased person's death. The
14 examination, screening, test, report, or certification shall be
15 provided upon request by a survivor.

16

17 2. This act shall take effect immediately.

18

19

20

STATEMENT

21

22 This bill requires the attending, covering, or resident physician,
23 the attending advanced practice nurse, or the county medical
24 examiner who provides the death and last sickness particulars for a
25 death certification to provide, or offer to provide, any examination,
26 screening, test, report, or certification as may be necessary to
27 prosecute a claim for State or federal benefits arising out of the
28 deceased person's death. The professional certifying the death will
29 be required to provide the examination, screening, test, report, or
30 certification upon request by a survivor of the deceased person.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5325

STATE OF NEW JERSEY

DATED: DECEMBER 18, 2017

The Assembly Health and Senior Services Committee reports favorably Assembly Bill No. 5325.

This bill requires the attending, covering, or resident physician, the attending advanced practice nurse, or the county medical examiner who provides the death and last sickness particulars for a death certification to provide, or offer to provide, any examination, screening, test, report, or certification as may be necessary to prosecute a claim for State or federal benefits arising out of the deceased person's death. The professional certifying the death will be required to provide the examination, screening, test, report, or certification upon request by a survivor of the deceased person.

As reported by the committee, Assembly Bill No. 5325 is identical to Senate Bill No. 2320 (1R), which the committee also reported on this date.