

**45:14E-3 et al.**  
**LEGISLATIVE HISTORY CHECKLIST**  
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**LAWS OF:** 2017                    **CHAPTER:** 120

**NJSA:** 45:14E-3 et al. (Amends and repeals sections of "Respiratory Care Practitioner Licensing Act.")

**BILL NO:** S1295                    (Substituted for A3701)

**SPONSOR(S)** Vitale and others

**DATE INTRODUCED:** 2/8/2016

**COMMITTEE:**                    **ASSEMBLY:** ---

**SENATE:** Health, Human Services & Senior Citizens

**AMENDED DURING PASSAGE:** Yes

**DATE OF PASSAGE:**                    **ASSEMBLY:** 6/29/2017

**SENATE:** 6/26/2017

**DATE OF APPROVAL:** 7/21/2017

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

**FINAL TEXT OF BILL** (Second Reprint enacted) Yes

**S1295**

**SPONSOR'S STATEMENT:** (Begins on page 5 of introduced bill) Yes

**COMMITTEE STATEMENT:**                    **ASSEMBLY:** No

**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](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** Yes

**LEGISLATIVE FISCAL ESTIMATE:** No

**A3701**

**SPONSOR'S STATEMENT:** (Begins on page 5 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](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** Yes

**LEGISLATIVE FISCAL ESTIMATE:** No

(continued)

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

RWH/JA

P.L.2017, CHAPTER 120, *approved July 21, 2017*  
Senate, No. 1295 (*Second Reprint*)

1 AN ACT concerning respiratory care practitioners, amending  
2 P.L.1991, c.31 and P.L.2004, c.167, and repealing sections 14  
3 and 15 of P.L.1991, c.31.

4

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

7

8 1. Section 3 of P.L.1991, c.31 (C.45:14E-3) is amended to read  
9 as follows:

10 3. As used in this act:

11 a. "Board" means the State Board of Respiratory Care  
12 established pursuant to section 4 of **[this act]** P.L.1991,  
13 c.31 (C.45:14E-4).

14 b. "Director" means the Director of the Division of Consumer  
15 Affairs in the Department of Law and Public Safety.

16 c. "Respiratory care" means the health specialty involving  
17 **[the]** disease prevention, treatment, [disease] management,  
18 control, and care [of] for patients with deficiencies and  
19 abnormalities of the cardiac and pulmonary system. The care shall  
20 include the use of medical gases, air and oxygen-administering  
21 apparatus, environmental control systems, humidification and  
22 aerosols, drugs and medications, apparatus for cardiopulmonary  
23 support and control, postural drainage, chest percussion and  
24 vibration and breathing exercise, pulmonary rehabilitation,  
25 performance of cardiopulmonary resuscitation, maintenance of  
26 natural and mechanical airways, insertion and maintenance of  
27 artificial airways,<sup>2</sup> and insertion and maintenance of peripheral  
28 arterial and peripheral venous catheters. The care shall also include  
29 testing techniques to assist in diagnosis, monitoring, treatment,<sup>2</sup> and  
30 research, including but not necessarily limited to, the measurement  
31 of cardiopulmonary volumes, pressure and flow, and the drawing  
32 and analyzing of samples of arterial, capillary,<sup>2</sup> and venous blood.  
33 Respiratory care shall also include: educating patients and  
34 caregivers about respiratory care procedures as part of a patient's  
35 disease management program; and providing professional  
36 consultation services to health care, educational, and community  
37 organizations, and State and local agencies.

38 d. "Respiratory care practitioner" means a person licensed by  
39 the board to practice respiratory care under the direction or

**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:

<sup>1</sup>Senate SHH committee amendments adopted October 20, 2016.

<sup>2</sup>Senate floor amendments adopted January 23, 2017.

1 supervision of a licensed physician, physician assistant, or advanced  
2 practice nurse, and who may transcribe and implement written,  
3 verbal, and protocol orders for respiratory care.

4 e. “Respiratory care protocols” means policies and protocols  
5 developed by a licensed health care facility through collaboration,  
6 when appropriate, with administrators, physicians  
7 <sup>2</sup>[and surgeons]<sup>2</sup>, registered nurses, physical therapists, respiratory  
8 care practitioners, and other licensed health care practitioners.

9 f. “Respiratory care education program” means a program of  
10 respiratory care education accredited by the Commission on  
11 Accreditation for Respiratory Care (CoARC), or its predecessor or  
12 successor organization.

13 <sup>2</sup>[g. “Continuing education” means a structured educational  
14 activity designed or intended to maintain and enhance the  
15 development of respiratory care practitioners, by promoting  
16 problem solving, critical thinking, and professional competence.  
17 For the purposes of this subsection, “continuing education” shall  
18 not include in-service education or a program of activities that  
19 fulfill assigned general responsibilities specific to the expectations  
20 of employers, or basic education or training needed to become a  
21 licensed respiratory care practitioner.]<sup>2</sup>

22 (cf: P.L.2004, c.167, s.1)

23  
24 2. Section 9 of P.L.1991, c.31 (C.45:14E-9) is amended to read  
25 as follows:

26 9. a. No person shall practice, nor present himself as able to  
27 practice, respiratory care unless he possesses a valid license as a  
28 respiratory care practitioner in accordance with the provisions of  
29 P.L.1991, c.31 (C.45:14E-1 et seq.). A person who possesses a  
30 valid license as a respiratory care practitioner may use the title,  
31 “licensed respiratory care practitioner” and the abbreviation,  
32 “LRCP,” “RCP,” or “RCP-L.” A person who does not possess a  
33 valid license as a respiratory care practitioner shall not use the  
34 terms “inhalation therapy,” “respiratory therapy,” “respiratory  
35 therapy technician,” “pulmonary therapy,” “pulmonary technician,”  
36 or any other terms, letters, abbreviations, or insignia indicating or  
37 implying that the person is a respiratory care practitioner or directly  
38 or by implication represent in any way that the person is a  
39 respiratory care practitioner, in connection with the person's  
40 practice.

41 b. This section shall not be construed to prohibit a person  
42 enrolled in a **[bona fide]** respiratory care **[training]** education  
43 program from performing those duties essential for completion of a  
44 trainee's clinical service, provided the duties are performed under  
45 the supervision and direction of a physician or licensed respiratory  
46 care practitioner.

47 c. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
48 limit the provision of respiratory care services rendered in the

1 course of an emergency by a certified emergency medical  
2 technician or paramedic or other person licensed to practice  
3 medicine, dentistry, or podiatry, or other health care professional  
4 trained to render emergency services.

5 d. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
6 the authority of a person licensed under that act to perform or  
7 operate any apparatus used in the performance of extracorporeal  
8 circulation or oxygenation.

9 e. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
10 limit, preclude, or otherwise interfere with the practices of other  
11 persons and health providers licensed by appropriate agencies of the  
12 State of New Jersey, so long as those duties are consistent with the  
13 accepted standards of the member's profession and the member does  
14 not present himself as a respiratory care practitioner.

15 f. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
16 the authority to a person licensed to practice respiratory care to  
17 practice another health profession as currently defined in Title 45 of  
18 the Revised Statutes.

19 (cf: P.L.2004, c.167, s.3)

20

21 <sup>1</sup>3. Section 15 of P.L.1991, c.31 (C.45:14E-15) is amended to  
22 read as follows:

23 15. The board shall issue a license to perform respiratory care to  
24 an applicant, who, at the time of the effective date of this act, has  
25 passed the **【administered Entry Level or Advanced Practitioner】**  
26 **Registered Respiratory Therapist** examination offered by the  
27 National Board for Respiratory Care, or <sup>2</sup>**【their equivalent】** **by a**  
28 **successor organization**<sup>2</sup>. **【Other applicants who have not passed**  
29 **either of these examinations or their equivalent at the time of the**  
30 **effective date of the act, and who, through written evidence,**  
31 **verified by oath, demonstrate that they are presently functioning in**  
32 **the capacity of a respiratory care practitioner as defined by this act,**  
33 **shall be given a temporary license to continue their practice as a**  
34 **respiratory care practitioner for a period of 18 months from the**  
35 **effective date of the act. Those applicants must pass the licensure**  
36 **examination administered by the board during the 18-month period**  
37 **in order to be issued a license to practice respiratory care.】**<sup>1</sup>

38 (cf: P.L.1991, c.31, s.15)

39

40 <sup>1</sup>**【3.】** <sup>4.</sup><sup>1</sup> Section 6 of P.L.2004, c.167 (C.45:14E-16) is amended  
41 to read as follows:

42 6. a. The board shall require each respiratory care practitioner,  
43 as a condition of biennial license renewal pursuant to section 1 of  
44 P.L.1972, c.108 (C.45:1-7), to complete any continuing education  
45 requirements imposed by the board pursuant to this section.

46 b. The board shall:

1 (1) Promulgate rules and regulations for implementing  
2 continuing education requirements as a condition of license renewal  
3 for licenses issued under its jurisdiction;

4 (2) Establish standards for continuing education, including the  
5 subject matter and content of courses of study, competency  
6 assessments, and the number and type of continuing education  
7 credits required of a licensee as a condition of biennial license  
8 renewal;

9 (3) Recognize the New Jersey Society for Respiratory Care, the  
10 American Association for Respiratory Care, and other entities or  
11 persons approved by the board as providers of continuing education,  
12 and accredit educational programs, including, but not limited to,  
13 lectures, seminars, examinations, papers, publications,  
14 presentations, and teaching and research appointments, and shall  
15 establish procedures for the issuance of credit upon satisfactory  
16 proof of the completion of these programs. **【In the case of**  
17 **education courses or programs, each hour of instruction shall be**  
18 **equivalent to one credit】** <sup>2</sup>**【All credit earned from recognized**  
19 **entities shall be accepted for continuing education which meets the**  
20 **criteria of this section and shall be recognized toward the number of**  
21 **continuing education credits established by the board】** In the case  
22 of education courses or programs, each hour of instruction shall be  
23 equivalent to one credit; however, credit shall not be denied for  
24 education programs provided as part of a symposium or multi-day  
25 program event if the aggregate duration of the accredited continuing  
26 education completed at the symposium or multi-day program event  
27 is at least one hour in duration. Credit for continuing education  
28 shall not be issued for any program of activities designed to fulfill  
29 assigned general employment responsibilities specific to the  
30 expectations of an employer<sup>2</sup>; and

31 (4) Approve only those continuing education programs as are  
32 available to all respiratory care practitioners in this State on a  
33 reasonable, nondiscriminatory basis.

34 (cf: P.L.2004, c.167, s.6)

35

36 <sup>1</sup>**【4. Sections】** 5. Section<sup>1</sup> 14 <sup>1</sup>**【and 15】**<sup>1</sup> of P.L.1991, c.31  
37 (C.45:14E-14 <sup>1</sup>**【and C:45:14E-15】**<sup>1</sup>) <sup>1</sup>**【are】** is<sup>1</sup> <sup>2</sup>**【repealed.】**  
38 amended to read as follows:<sup>2</sup>

39 14. <sup>2</sup>**【a.** Upon submission of a written application on forms  
40 provided by it, the board shall issue a temporary license to a person  
41 who has applied for licensure pursuant to this act and who, in the  
42 judgment of the board, is eligible for examination. A temporary  
43 license shall be available to an applicant with his initial application  
44 for examination and he may practice only under the direct  
45 supervision of a licensed respiratory care practitioner. A temporary  
46 license shall expire automatically at the end of a six-month period  
47 at which time it shall be surrendered to the board.

1       b.]<sup>2</sup> Upon payment to the board of a fee and the submission of a  
2 written application on forms provided by it, the board may issue  
3 without examination a temporary license to practice respiratory care  
4 in this State to a person who provides evidence that <sup>2</sup>[he] the  
5 person<sup>2</sup> is <sup>2</sup>qualified to engage in the practice of respiratory care,  
6 and is<sup>2</sup> in the State on a temporary basis to assist in a medical  
7 emergency or to engage in a special project or teaching assignment  
8 relating to respiratory care practice. A temporary license shall  
9 expire one year from its date of <sup>2</sup>[issue] issuance<sup>2</sup>, however, it may  
10 be renewed by the board for an additional one-year period. A  
11 temporary license shall be surrendered to the board upon its  
12 expiration.

13 (cf: P.L.2004, c.167, s.5)

14

15       <sup>1</sup>[5.] 6.<sup>1</sup> Within 18 months of the effective date of this act, the  
16 Department of Law and Public Safety shall adopt, pursuant to the  
17 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
18 seq.), rules and regulations necessary for the implementation of this  
19 act.

20

21       <sup>1</sup>[6.] 7.<sup>1</sup> This act shall take effect immediately.

22

23

24

25

26       Amends and repeals sections of "Respiratory Care Practitioner  
27 Licensing Act."

**SENATE, No. 1295**

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**STATE OF NEW JERSEY**  
**217th LEGISLATURE**

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INTRODUCED FEBRUARY 8, 2016

**Sponsored by:**  
**Senator JOSEPH F. VITALE**  
**District 19 (Middlesex)**

**SYNOPSIS**

Amends and repeals sections of “Respiratory Care Practitioner Licensing Act.”

**CURRENT VERSION OF TEXT**

As introduced.





S1295 VITALE

2

1 AN ACT concerning respiratory care practitioners, amending  
2 P.L.1991, c.31 and P.L.2004, c.167, and repealing sections 14  
3 and 15 of P.L.1991, c.31.

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

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8 1. Section 3 of P.L.1991, c.31 (C.45:14E-3) is amended to read  
9 as follows:

10 3. As used in this act:

11 a. "Board" means the State Board of Respiratory Care  
12 established pursuant to section 4 of **[this act]** P.L.1991,  
13 c.31 (C.45:14E-4).

14 b. "Director" means the Director of the Division of Consumer  
15 Affairs in the Department of Law and Public Safety.

16 c. "Respiratory care" means the health specialty involving  
17 **[the]** disease prevention, treatment, **[disease]** management,  
18 control, and care **[of]** for patients with deficiencies and  
19 abnormalities of the cardiac and pulmonary system. The care shall  
20 include the use of medical gases, air and oxygen-administering  
21 apparatus, environmental control systems, humidification and  
22 aerosols, drugs and medications, apparatus for cardiopulmonary  
23 support and control, postural drainage, chest percussion and  
24 vibration and breathing exercise, pulmonary rehabilitation,  
25 performance of cardiopulmonary resuscitation, maintenance of  
26 natural and mechanical airways, insertion and maintenance of  
27 artificial airways, and insertion and maintenance of peripheral  
28 arterial and peripheral venous catheters. The care shall also include  
29 testing techniques to assist in diagnosis, monitoring, treatment, and  
30 research, including but not necessarily limited to, the measurement  
31 of cardiopulmonary volumes, pressure and flow, and the drawing  
32 and analyzing of samples of arterial, capillary, and venous blood.  
33 Respiratory care shall also include: educating patients and  
34 caregivers about respiratory care procedures as part of a patient's  
35 disease management program; and providing professional  
36 consultation services to health care, educational, and community  
37 organizations, and State and local agencies.

38 d. "Respiratory care practitioner" means a person licensed by  
39 the board to practice respiratory care under the direction or  
40 supervision of a licensed physician, physician assistant, or advanced  
41 practice nurse, and who may transcribe and implement written,  
42 verbal, and protocol orders for respiratory care.

43 e. "Respiratory care protocols" means policies and protocols  
44 developed by a licensed health care facility through collaboration,  
45 when appropriate, with administrators, physicians and surgeons,

**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.

S1295 VITALE

3

1 registered nurses, physical therapists, respiratory care practitioners,  
2 and other licensed health care practitioners.

3 f. “Respiratory care education program” means a program of  
4 respiratory care education accredited by the Commission on  
5 Accreditation for Respiratory Care (CoARC), or its predecessor or  
6 successor organization.

7 g. “Continuing education” means a structured educational  
8 activity designed or intended to maintain and enhance the  
9 development of respiratory care practitioners, by promoting  
10 problem solving, critical thinking, and professional competence.  
11 For the purposes of this subsection, “continuing education” shall  
12 not include in-service education or a program of activities that  
13 fulfill assigned general responsibilities specific to the expectations  
14 of employers, or basic education or training needed to become a  
15 licensed respiratory care practitioner.

16 (cf: P.L.2004, c.167, s.1)

17

18 2. Section 9 of P.L.1991, c.31 (C.45:14E-9) is amended to read  
19 as follows:

20 9. a. No person shall practice, nor present himself as able to  
21 practice, respiratory care unless he possesses a valid license as a  
22 respiratory care practitioner in accordance with the provisions of  
23 P.L.1991, c.31 (C.45:14E-1 et seq.). A person who possesses a  
24 valid license as a respiratory care practitioner may use the title,  
25 “licensed respiratory care practitioner” and the abbreviation,  
26 “LRCP,” “RCP,” or “RCP-L.” A person who does not possess a  
27 valid license as a respiratory care practitioner shall not use the  
28 terms “inhalation therapy,” “respiratory therapy,” “respiratory  
29 therapy technician,” “pulmonary therapy,” “pulmonary technician,”  
30 or any other terms, letters, abbreviations, or insignia indicating or  
31 implying that the person is a respiratory care practitioner or directly  
32 or by implication represent in any way that the person is a  
33 respiratory care practitioner, in connection with the person's  
34 practice.

35 b. This section shall not be construed to prohibit a person  
36 enrolled in a **[bona fide]** respiratory care **[training]** education  
37 program from performing those duties essential for completion of a  
38 trainee's clinical service, provided the duties are performed under  
39 the supervision and direction of a physician or licensed respiratory  
40 care practitioner.

41 c. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
42 limit the provision of respiratory care services rendered in the  
43 course of an emergency by a certified emergency medical  
44 technician or paramedic or other person licensed to practice  
45 medicine, dentistry, or podiatry, or other health care professional  
46 trained to render emergency services.

47 d. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
48 the authority of a person licensed under that act to perform or

S1295 VITALE

4

1 operate any apparatus used in the performance of extracorporeal  
2 circulation or oxygenation.

3 e. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
4 limit, preclude, or otherwise interfere with the practices of other  
5 persons and health providers licensed by appropriate agencies of the  
6 State of New Jersey, so long as those duties are consistent with the  
7 accepted standards of the member's profession and the member does  
8 not present himself as a respiratory care practitioner.

9 f. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
10 the authority to a person licensed to practice respiratory care to  
11 practice another health profession as currently defined in Title 45 of  
12 the Revised Statutes.

13 (cf: P.L.2004, c.167, s.3)

14

15 3. Section 6 of P.L.2004, c.167 (C.45:14E-16) is amended to  
16 read as follows:

17 6. a. The board shall require each respiratory care practitioner,  
18 as a condition of biennial license renewal pursuant to section 1 of  
19 P.L.1972, c.108 (C.45:1-7), to complete any continuing education  
20 requirements imposed by the board pursuant to this section.

21 b. The board shall:

22 (1) Promulgate rules and regulations for implementing  
23 continuing education requirements as a condition of license renewal  
24 for licenses issued under its jurisdiction;

25 (2) Establish standards for continuing education, including the  
26 subject matter and content of courses of study, competency  
27 assessments, and the number and type of continuing education  
28 credits required of a licensee as a condition of biennial license  
29 renewal;

30 (3) Recognize the New Jersey Society for Respiratory Care, the  
31 American Association for Respiratory Care, and other entities or  
32 persons approved by the board as providers of continuing education,  
33 and accredit educational programs, including, but not limited to,  
34 lectures, seminars, examinations, papers, publications,  
35 presentations, and teaching and research appointments, and shall  
36 establish procedures for the issuance of credit upon satisfactory  
37 proof of the completion of these programs. **【In the case of**  
38 **education courses or programs, each hour of instruction shall be**  
39 **equivalent to one credit】** All credit earned from recognized entities  
40 shall be accepted for continuing education which meets the criteria  
41 of this section and shall be recognized toward the number of  
42 continuing education credits established by the board; and

43 (4) Approve only those continuing education programs as are  
44 available to all respiratory care practitioners in this State on a  
45 reasonable, nondiscriminatory basis.

46 (cf: P.L.2004, c.167, s.6)

**S1295 VITALE**

5

1       4. Sections 14 and 15 of P.L.1991, c.31 (C.45:14E-14 and  
2 C:45:14E-15) are repealed.

3

4       5. Within 18 months of the effective date of this act, the  
5 Department of Law and Public Safety shall adopt, pursuant to the  
6 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
7 seq.), rules and regulations necessary for the implementation of this  
8 act.

9

10       6. This act shall take effect immediately.

11

12

13

**STATEMENT**

14

15       This bill amends various sections of the "Respiratory Care  
16 Practitioner Licensing Act," to refine the definitions of various  
17 terms associated with respiratory care practice and education, to  
18 delimit the proper titles and acronyms to be used by licensed  
19 respiratory care practitioners, and to clarify the criteria by which  
20 credit for continuing education in respiratory care will be accepted.

21       The bill repeals section 14 of P.L.1991, c.31 (C.45:14E-14),  
22 which permits the State Board of Respiratory Care to issue a  
23 temporary respiratory care license to a person who, in the judgment  
24 of the board, is eligible to undertake examination prior to full  
25 licensure. The bill also repeals section 15 of P.L.1991,  
26 c.31 (C:45:14E-15), which permits the State Board of Respiratory  
27 Care to issue a license to an applicant who has passed certain  
28 examinations, or who currently functions as a respiratory care  
29 practitioner.

SENATE HEALTH, HUMAN SERVICES AND SENIOR  
CITIZENS COMMITTEE

STATEMENT TO

**SENATE, No. 1295**

with committee amendments

**STATE OF NEW JERSEY**

DATED: OCTOBER 20, 2016

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 1295.

As amended by the committee, this bill would revise various sections of the "Respiratory Care Practitioner Licensing Act," in order to refine the definitions of various terms associated with respiratory care practice and education; delimit the proper titles and acronyms to be used by licensed respiratory care practitioners; clarify the examination requirements associated with the licensure of respiratory care practitioners; and clarify the criteria by which credit for continuing education in respiratory care will be accepted.

The bill would repeal section 14 of P.L.1991, c.31 (C.45:14E-14), which permits the State Board of Respiratory Care to issue a temporary respiratory care license to any person who is determined by the board to be eligible to undertake examination prior to full licensure.

The committee amended the bill to include a new section that amends the provisions of section 15 of P.L.1991, c.31 (C.45:14E-15) to clarify that a license shall be issued to an applicant who has passed the Registered Respiratory Therapist examination offered by the National Board for Respiratory Care, or an equivalent entity. The committee amendments also renumber the remaining sections of the bill and delete the provisions that would have repealed section 15 of P.L.1991, c.31 (C.45:14E-15).

STATEMENT TO  
[First Reprint]  
**SENATE, No. 1295**

with Senate Floor Amendment  
(Proposed by Senator VITALE)

ADOPTED: JANUARY 23, 2017

These floor amendments make a number of minor changes to the bill.

In particular, the amendments eliminate the definition of “continuing education,” and instead provide, within the substantive provisions of section 4 of the bill, that each hour of course or program instruction is to be equivalent to one credit of continuing education; that credit is not to be denied for symposium or multi-day program events if the aggregate duration of accredited continuing education completed at the event is at least one hour in duration; and that credit for continuing education is not to be issued for any program that is designed to fulfill assigned general employment responsibilities specific to the expectations of an employer.

The amendments clarify that a license to perform respiratory care may be issued to an applicant who has passed the Registered Respiratory Therapist examination offered by the National Board for Respiratory Care, or by a successor organization;

The amendments amend section 14 of P.L.1991, c.31 (C.45:14E-14), instead of repealing the provision in its entirety. The amendments delete the provisions of this section that relate to the issuance of temporary licenses to persons who have applied for in-State licensure, but retain the provisions of this section that relate to the issuance of one-year temporary licenses to out-of-State practitioners who are in the State on a temporary basis. The amendments clarify that a temporary license under the retained provisions may only be issued to a person who provides evidence that the person is qualified to engage in the practice of respiratory care.

Finally, the amendments eliminate the term “surgeons,” which appeared in the definition of “respiratory care protocols,” and they make technical changes to correct existing statutory language appearing in the bill.

# ASSEMBLY, No. 3701

## STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED MAY 19, 2016

**Sponsored by:**

**Assemblyman TIM EUSTACE**

**District 38 (Bergen and Passaic)**

**Assemblywoman NANCY F. MUNOZ**

**District 21 (Morris, Somerset and Union)**

**SYNOPSIS**

Amends and repeals sections of “Respiratory Care Practitioner Licensing Act.”

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 10/21/2016)**

A3701 EUSTACE, MUNOZ

2

1 AN ACT concerning respiratory care practitioners, amending  
2 P.L.1991, c.31 and P.L.2004, c.167, and repealing sections 14  
3 and 15 of P.L.1991, c.31.

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

7

8 1. Section 3 of P.L.1991, c.31 (C.45:14E-3) is amended to read  
9 as follows:

10 3. As used in this act:

11 a. "Board" means the State Board of Respiratory Care  
12 established pursuant to section 4 of **[this act]** P.L.1991,  
13 c.31 (C.45:14E-4).

14 b. "Director" means the Director of the Division of Consumer  
15 Affairs in the Department of Law and Public Safety.

16 c. "Respiratory care" means the health specialty involving  
17 **[the]** disease prevention, treatment, **[disease]** management,  
18 control, and care **[of]** for patients with deficiencies and  
19 abnormalities of the cardiac and pulmonary system. The care shall  
20 include the use of medical gases, air and oxygen-administering  
21 apparatus, environmental control systems, humidification and  
22 aerosols, drugs and medications, apparatus for cardiopulmonary  
23 support and control, postural drainage, chest percussion and  
24 vibration and breathing exercise, pulmonary rehabilitation,  
25 performance of cardiopulmonary resuscitation, maintenance of  
26 natural and mechanical airways, insertion and maintenance of  
27 artificial airways, and insertion and maintenance of peripheral  
28 arterial and peripheral venous catheters. The care shall also include  
29 testing techniques to assist in diagnosis, monitoring, treatment, and  
30 research, including but not necessarily limited to, the measurement  
31 of cardiopulmonary volumes, pressure and flow, and the drawing  
32 and analyzing of samples of arterial, capillary, and venous blood.  
33 Respiratory care shall also include: educating patients and  
34 caregivers about respiratory care procedures as part of a patient's  
35 disease management program; and providing professional  
36 consultation services to health care, educational, and community  
37 organizations, and State and local agencies.

38 d. "Respiratory care practitioner" means a person licensed by  
39 the board to practice respiratory care under the direction or  
40 supervision of a licensed physician, physician assistant, or advanced  
41 practice nurse, and who may transcribe and implement written,  
42 verbal, and protocol orders for respiratory care.

43 e. "Respiratory care protocols" means policies and protocols  
44 developed by a licensed health care facility through collaboration,  
45 when appropriate, with administrators, physicians and surgeons,

**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.



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3

1 registered nurses, physical therapists, respiratory care practitioners,  
2 and other licensed health care practitioners.

3 f. “Respiratory care education program” means a program of  
4 respiratory care education accredited by the Commission on  
5 Accreditation for Respiratory Care (CoARC), or its predecessor or  
6 successor organization.

7 g. “Continuing education” means a structured educational  
8 activity designed or intended to maintain and enhance the  
9 development of respiratory care practitioners, by promoting  
10 problem solving, critical thinking, and professional competence.  
11 For the purposes of this subsection, “continuing education” shall  
12 not include in-service education or a program of activities that  
13 fulfill assigned general responsibilities specific to the expectations  
14 of employers, or basic education or training needed to become a  
15 licensed respiratory care practitioner.

16 (cf: P.L.2004, c.167, s.1)

17

18 2. Section 9 of P.L.1991, c.31 (C.45:14E-9) is amended to read  
19 as follows:

20 9. a. No person shall practice, nor present himself as able to  
21 practice, respiratory care unless he possesses a valid license as a  
22 respiratory care practitioner in accordance with the provisions of  
23 P.L.1991, c.31 (C.45:14E-1 et seq.). A person who possesses a  
24 valid license as a respiratory care practitioner may use the title,  
25 “licensed respiratory care practitioner” and the abbreviation,  
26 “LRCP,” “RCP,” or “RCP-L.” A person who does not possess a  
27 valid license as a respiratory care practitioner shall not use the  
28 terms “inhalation therapy,” “respiratory therapy,” “respiratory  
29 therapy technician,” “pulmonary therapy,” “pulmonary technician,”  
30 or any other terms, letters, abbreviations, or insignia indicating or  
31 implying that the person is a respiratory care practitioner or directly  
32 or by implication represent in any way that the person is a  
33 respiratory care practitioner, in connection with the person's  
34 practice.

35 b. This section shall not be construed to prohibit a person  
36 enrolled in a **[bona fide]** respiratory care **[training]** education  
37 program from performing those duties essential for completion of a  
38 trainee's clinical service, provided the duties are performed under  
39 the supervision and direction of a physician or licensed respiratory  
40 care practitioner.

41 c. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
42 limit the provision of respiratory care services rendered in the  
43 course of an emergency by a certified emergency medical  
44 technician or paramedic or other person licensed to practice  
45 medicine, dentistry, or podiatry, or other health care professional  
46 trained to render emergency services.

47 d. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
48 the authority of a person licensed under that act to perform or

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4

1 operate any apparatus used in the performance of extracorporeal  
2 circulation or oxygenation.

3 e. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) is intended to  
4 limit, preclude, or otherwise interfere with the practices of other  
5 persons and health providers licensed by appropriate agencies of the  
6 State of New Jersey, so long as those duties are consistent with the  
7 accepted standards of the member's profession and the member does  
8 not present himself as a respiratory care practitioner.

9 f. Nothing in P.L.1991, c.31 (C.45:14E-1 et seq.) shall confer  
10 the authority to a person licensed to practice respiratory care to  
11 practice another health profession as currently defined in Title 45 of  
12 the Revised Statutes.

13 (cf: P.L.2004, c.167, s.3)

14

15 3. Section 6 of P.L.2004, c.167 (C.45:14E-16) is amended to  
16 read as follows:

17 6. a. The board shall require each respiratory care practitioner,  
18 as a condition of biennial license renewal pursuant to section 1 of  
19 P.L.1972, c.108 (C.45:1-7), to complete any continuing education  
20 requirements imposed by the board pursuant to this section.

21 b. The board shall:

22 (1) Promulgate rules and regulations for implementing  
23 continuing education requirements as a condition of license renewal  
24 for licenses issued under its jurisdiction;

25 (2) Establish standards for continuing education, including the  
26 subject matter and content of courses of study, competency  
27 assessments, and the number and type of continuing education  
28 credits required of a licensee as a condition of biennial license  
29 renewal;

30 (3) Recognize the New Jersey Society for Respiratory Care, the  
31 American Association for Respiratory Care, and other entities or  
32 persons approved by the board as providers of continuing education,  
33 and accredit educational programs, including, but not limited to,  
34 lectures, seminars, examinations, papers, publications,  
35 presentations, and teaching and research appointments, and shall  
36 establish procedures for the issuance of credit upon satisfactory  
37 proof of the completion of these programs. **【In the case of**  
38 **education courses or programs, each hour of instruction shall be**  
39 **equivalent to one credit】** All credit earned from recognized entities  
40 shall be accepted for continuing education which meets the criteria  
41 of this section and shall be recognized toward the number of  
42 continuing education credits established by the board; and

43 (4) Approve only those continuing education programs as are  
44 available to all respiratory care practitioners in this State on a  
45 reasonable, nondiscriminatory basis.

46 (cf: P.L.2004, c.167, s.6)

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5

1       4. Sections 14 and 15 of P.L.1991, c.31 (C.45:14E-14 and  
2 C:45:14E-15) are repealed.

3

4       5. Within 18 months of the effective date of this act, the  
5 Department of Law and Public Safety shall adopt, pursuant to the  
6 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et  
7 seq.), rules and regulations necessary for the implementation of this  
8 act.

9

10       6. This act shall take effect immediately.

11

12

13

**STATEMENT**

14

15       This bill amends various sections of the "Respiratory Care  
16 Practitioner Licensing Act," to refine the definitions of various  
17 terms associated with respiratory care practice and education, to  
18 delimit the proper titles and acronyms to be used by licensed  
19 respiratory care practitioners, and to clarify the criteria by which  
20 credit for continuing education in respiratory care will be accepted.

21       The bill repeals section 14 of P.L.1991, c.31 (C.45:14E-14),  
22 which permits the State Board of Respiratory Care to issue a  
23 temporary respiratory care license to a person who, in the judgment  
24 of the board, is eligible to undertake examination prior to full  
25 licensure. The bill also repeals section 15 of P.L.1991,  
26 c.31 (C:45:14E-15), which permits the State Board of Respiratory  
27 Care to issue a license to an applicant who has passed certain  
28 examinations, or who currently functions as a respiratory care  
29 practitioner.

# ASSEMBLY REGULATED PROFESSIONS COMMITTEE

## STATEMENT TO

### **ASSEMBLY, No. 3701**

with committee amendments

# **STATE OF NEW JERSEY**

DATED: DECEMBER 5, 2016

The Assembly Regulated Professions Committee reports favorably and with committee amendments Assembly Bill No. 3701.

As amended, this bill revises various sections of the "Respiratory Care Practitioner Licensing Act," to: refine the definitions of various terms associated with respiratory care practice and education; delimit the proper titles and acronyms to be used by licensed respiratory care practitioners; clarify the examination requirements associated with the licensure of respiratory care practitioners; and clarify the criteria by which credit for continuing education in respiratory care will be accepted.

The bill repeals section 14 of P.L.1991, c.31 (C.45:14E-14), which permits the State Board of Respiratory Care to issue a temporary respiratory care license to a person who, in the judgment of the board, is eligible to undertake examination prior to full licensure.

#### Committee Amendment:

The committee amended the bill to include a new section that amends the provisions of section 15 of P.L.1991, c.31 (C.45:14E-15) to clarify that a license will be issued to an applicant who has passed the Registered Respiratory Therapist examination offered by the National Board for Respiratory Care, or an equivalent entity. The committee amendments also renumber the remaining sections of the bill and delete the provisions that would have repealed section 15 of P.L.1991, c.31 (C.45:14E-15). These committee amendments make this bill identical to Senate Bill No. 1295(1R), which was amended and reported by the Senate Health, Human Services and Senior Citizens Committee on October 20, 2016.

STATEMENT TO  
[First Reprint]  
**ASSEMBLY, No. 3701**

with Assembly Floor Amendments  
(Proposed by Assemblyman EUSTACE)

ADOPTED: JUNE 29, 2017

These Assembly amendments eliminate the definition of “continuing education” in the “Respiratory Care Practitioner Licensing Act,” and instead provide, within the substantive provisions of the bill, that each hour of course or program instruction is to be equivalent to one credit of continuing education; that credit is not to be denied for symposium or multi-day program events if the aggregate duration of accredited continuing education completed at the event is at least one hour in duration; and that credit for continuing education is not to be issued for any program that is designed to fulfill assigned general employment responsibilities specific to the expectations of an employer.

The amendments clarify that a license to perform respiratory care may be issued to an applicant who has passed the Registered Respiratory Therapist examination offered by the National Board for Respiratory Care, or by a successor organization.

Section 14 of P.L.1991, c.31 (C.45:14E-14), which is repealed by the bill as introduced, is amended to delete the provisions of this section that relate to the issuance of temporary licenses to persons who have applied for in-State licensure, but retain the provisions of this section that relate to the issuance of one-year temporary licenses to out-of-State practitioners who are in the State on a temporary basis. The amendments clarify that a temporary license under the retained provisions may only be issued to a person who provides evidence that the person is qualified to engage in the practice of respiratory care.

Finally, the amendments eliminate the term “surgeons,” which appeared in the definition of “respiratory care protocols,” and they make technical changes to correct existing statutory language appearing in the bill.

## Governor Christie Takes Action on Pending Legislation

Friday, July 21, 2017

Tags: [Bill Action](#)



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Trenton, NJ – Governor Chris Christie today took action on dozens of bills, including S-359/A-2320 (Codey, Vitale/Vainieri Huttle, Conaway, Jimenez, Lampitt, Jasey, Sumter), which raises the minimum age from 19 to 21 of a person to whom a vendor may sell, offer for sale, distribute, give or furnish tobacco products in New Jersey. This new law also amends various related statues concerning penalties, fines, signage requirements, non-face-to-face transactions, and enforcement provisions to reflect the increased minimum age.

“By raising the minimum age to purchase tobacco products to 21, we are giving young people more time to develop a maturity and better understanding of how dangerous smoking can be and that it is better to not start smoking in the first place,” Governor Christie said. “My mother died from the effects of smoking, and no one should lose their life due to any addictive substance. Additionally, the less people who develop costly tobacco habits that can cause health problems, such as lung cancer, heart disease and developmental issues, the less strain there will be on our healthcare system.”

Governor Christie also took action on pending legislation related to:

### Further Addressing the Opioid Epidemic

Governor Christie signed four bills that continue New Jersey's leadership role in fighting the national opioid epidemic. The legislation that requires the Department of Human Services develop, maintain, and post on their website daily information about the number of open beds available in facilities in the state for people in need of mental health or substance use disorder treatment; help inform parents of student athletes and cheerleaders about the use and misuse of prescription opioids; allows hospice programs to accept the unused prescription medicines of their hospice patients for safe disposal and implements the use of current-day, sensitive terminology when referring to persons with substance use disorders or certain disabilities.

- **A-1662/S-2466 (Schaer, Vainieri Huttle, Coughlin, McKnight, Mukherji/Vitale, Allen)** - Requires development and maintenance of data dashboard report to advise of open bed availability in residential facilities providing behavioral health services
- **A-3944/S-2402 (Mazzeo, Lagana, Vainieri Huttle, Benson, Caride, Wimberly/Diegnan, Vitale)** - Requires DOE to develop educational fact sheet for distribution to parents of student-athletes and cheerleaders concerning use and misuse of prescription opioids
- **S-2970/A-4522 (Vitale, Diegnan/Lampitt, Vainieri Huttle, Jimenez)** - Allows hospice care programs to accept unused prescription medications for disposal under certain circumstances
- **S-2721/ACS for A-926 (Vitale, Whelan/Vainieri Huttle, Benson, Tucker, Eustace, McKnight, Mosquera)** - Implements person-first language and changes pejorative terminology referring to persons with certain disabilities or substance use disorders

### Protecting and Preserving the Environment

The Governor also signed several bills to protect people and improve the quality of life by strengthening New Jersey's environment.

“These new laws will create more open space preservation opportunities, green energy solutions and safeguards to ensure quality drinking water for all New Jerseyans,” Governor Christie said. “They provide greater flexibility for counties and municipalities to use the roughly \$270 million open space tax dollars they collect each year for the intended mission of protecting New Jersey's environment, improving communities with more recreation and

conservation, and preventing overcrowding of our towns and schools. They also ensure reliable, sustainable and safe environmental infrastructure across the state, by investing nearly \$100 million in critical projects this year."

- **A-1645/S-195 (Schaer, Webber, Dancer, Pintor Marin/Kyrillos, Smith)** - Expands definition of "acquisition," for purposes of county and municipal open space trust funds, to include demolition, removal of debris, and restoration of lands being acquired
- **S-3352/A-5045 (Ruiz, Bateman/Oliver, Chaparro, Singleton, Lagana, Bramnick, Vainieri Huttie, Zwicker)** - Appropriates \$71,700,224 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects
- **S-3353/A-5046 (Greenstein, Thompson/Eustace, Land, Mukherji, Schaer, Bramnick, Vainieri Huttie, Wimberly)** - Appropriates \$12.3 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects
- **S-3354/A-5044 (Gordon, Allen/McKeon, Mazzeo, Muoio, Moriarty, Bramnick, Zwicker, Vainieri Huttie)** - Appropriates \$8,992,898 to DEP from constitutionally dedicated CBT revenues and various Green Acres funds for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes
- **S-3240/A-4996 (Greenstein, Codey/Mukherji, Mazzeo, Schaer, Holley, Land)** - Authorizes NJ Environmental Infrastructure Trust to expend certain sums to make loans for environmental infrastructure projects for FY2018
- **CC for S-3241/A-4998 (Smith, Codey/Eustace, Muoio, Moriarty, Conaway, Andrzejczak)** - Appropriates funds to DEP for environmental infrastructure projects for FY2018
- **S-3242/A-4997 (Gordon, Oroho/McKeon, Prieto)** - Clarifies procedures for approval of environmental and transportation infrastructure projects
- **S-3181/A-4756 (Smith, Diegnan/DeAngelo, Eustace, Gusciora)** - Permits solar electric power generation facility projects not having commenced commercial operation to retain designation through May 31, 2018 as connected to distribution system
- **S-2834/A-4569 (Sweeney, Greenstein, Bateman/Eustace, Karabinchak, McKeon, Vainieri Huttie, Benson, Muoio)** - The "Water Quality Accountability Act"; imposes certain testing, reporting, management, and infrastructure investment requirements on water purveyors

Governor Christie also took action on the following bills:

#### BILL SIGNINGS:

**S-5/A-4925 (Vitale, Sweeney/Conaway, O'Scanlon, Houghtaling, Quijano, Giblin, DeAngelo, Munoz, Mukherji, A.M. Bucco)** - Establishes data reporting requirements for emergency medical services providers and dispatch centers

**SS SCS SCS for S-291, 652, 1954/ACS for A-1464 (Vitale, Whelan, Allen, Turner/Lampitt, Coughlin, Conaway, Vainieri Huttie, Lagana, Mukherji, Moriarty)** - Authorizes health care providers to engage in telemedicine and telehealth

**S-742/A-1205 (Beach/Mosquera, Holley, Wimberly, Jones)** - Requires board of education to enter into agreement with law enforcement authorities regarding access to live video streams of public school buildings

**S-1295/A-3701 (Vitale/Eustace, Munoz)** - Amends and repeals sections of "Respiratory Care Practitioner Licensing Act"

**S-1315/A-1839 (Vitale/Giblin, Wimberly, McKeon, Mukherji, Sumter)** - Revises statutes regarding practice of physical therapy

**S-1840/A-2085 (Ruiz, Gill/Mukherji, Oliver, McKnight)** - Prohibits charging fee to stop publishing personal identifying information obtained through the criminal justice system

**S-1913/A-2794 (Addiego, Greenstein/Lagana, Moriarty, Mukherji, Downey)** - "Personal Information and Privacy Protection Act"; restricts collection and use of personal information by retail establishments for certain purposes

**S-2058/A-671 (T. Kean, Pou/Munoz, Giblin, Mukherji, Moriarty)** - Adds two nurse educators to the New Jersey Board of Nursing

**S-2331/A-3962 (Codey, Vitale/Jasey, McKeon, Vainieri Huttie, Munoz, Mukherji, Mosquera, Lampitt)** - Establishes tuition reimbursement program for certain psychiatrists who work in underserved areas or psychiatric hospitals in New Jersey

**CC S-2403/A-3717 (Rice, Turner/Sumter, Vainieri Huttie, Lampitt, Downey)** - Establishes Women's Vocational Training Pilot Program to promote economic self-sufficiency of low-income women through increased participation in high-wage, high-demand occupations; authorizes allocation of certain funds therefor

**S-2452/A-4007 (Diegnan, Stack/Houghtaling, Downey, Mosquera, Mazzeo)** - Requires Director of Division of Taxation to promulgate Property Taxpayer Bill of Rights

**S-2577/A-4238 (Cunningham, Ruiz, Gordon/Sumter, Jasey, Muoio, Lagana, Downey, Benson)** - Requires Higher Education Student Assistance Authority to provide annual New Jersey College Loans to Assist State Students Loan Program report to Governor and Legislature and develop student loan comparison information document to increase program transparency

**S-2618/A-4691 (Cunningham, Pou/Caride, McKeon, Jasey, Giblin)** - Requires institutions of higher education to enter into collective Statewide reverse transfer agreement

**S-2819/A-4363 (Sweeney, Ruiz, Lesniak/Taliaferro, Andrzejczak, Lampitt, Mosquera, Holley, Quijano)** - Creates "Nourishing Young Minds Initiative Fund" in Dept. of Agriculture to help pay for child food and nutrition programs

**S-3027/A-4631 (Smith, Greenstein/Lampitt, Quijano, Eustace, Kennedy, Benson, Muoio, Zwicker, Mukherji)** - Establishes State food waste reduction goal of 50 percent by 2030

**S-3067/A-4652 (Ruiz, Vitale/Vainieri Huttie, Caride, Eustace, Jasey, Wimberly, Gusciora)** - Requires Commissioner of Education to develop guidelines for school districts regarding transgender students

**S-3176/A-4898 (Madden/Mukherji, Singleton)** - Changes year used to calculate TDI and FLI employee taxes from most recent calendar year to most recent fiscal year

**S-3191/A-3370 (Sweeney, Bateman/Burzichelli, Jones)** - Extends voting rights of representatives of sending districts on receiving district board of education

**S-3219/A-4859 (Sweeney, T. Kean, Greenstein, Holzapfel/Vainieri Huttie, Prieto, Downey)** - Establishes additional penalties related to child pornography and expands crime to include portrayal of child in sexual manner; establishes crime of leader of child pornography network

**S-3331/A-5039 (Cruz-Perez/Jones)** - Authorizes State Treasurer to sell surplus real property in City of Camden, County of Camden to Camden County Improvement Authority

**SJR-105/AJR-157 (Diegnan, Cruz-Perez, Sweeney/Pinkin, Karabinchak, Coughlin)** - Designates August 29, 2017 as Governor James Florio Day in New Jersey

**SJR-113/AJR-165 (Gordon/Vainieri Huttie, Chiaravalloti)** - Clarifies intent of law subjecting PANYNJ to open public records and freedom of information laws in New Jersey and New York

**A-222/S-2171 (DeAngelo, Giblin, Singleton, Holley, Benson/Bateman, Greenstein, Stack)** - "New Jersey Library Construction Bond Act"; authorizes issuance of \$125,000,000 in general obligation bonds to finance capital projects at public libraries; appropriates \$5,000

**A-373/S-607 (Auth, Vainieri Huttie, McGuckin, Schepisi, Peterson, Jimenez/Addiego, A.R. Bucco)** - Requires life imprisonment without parole for persons convicted of the murder of a minor under the age of 18 in the course of the commission of a sex crime

**A-555/S-1847 (Pinkin, Eustace/Diegnan)** - Revises statutes concerning incorporation and governance of the Protestant Episcopal Church to remove gender-specific references

**A-621/S-2328 (Lagana, Greenwald, Moriarty, Mosquera, Mukherji/Cruz-Perez, Turner)** - Permits bowling alleys, including alleys licensed to sell alcoholic beverages, to conduct amusement games

**A-1458/S-2449 (Lampitt, Mosquera, Downey, Singleton, Vainieri Huttie/Vitale, Ruiz)** - Requires health care professionals engaged in prenatal care to provide parents of newborns with information on health insurance coverage for newborn children

**A-1761/S-332 (Eustace, Mukherji, Gusciora/Scutari, Bateman)** - Creates fencing crime involving stolen domestic companion animals

**A-2060/S-2333 (Gusciora, Sumter, Oliver, Jasey, McKnight/Cruz-Perez, Turner)** - Establishes process for consideration of offers from short sale buyers during residential mortgage foreclosures

**A-2221/S-2453 (Benson, Russo, DeAngelo, A.M. Bucco/Diegnan, Greenstein)** - Allows gross income taxpayers to use returns to make voluntary contributions to the Boy Scouts of America Councils in New Jersey

**A-2441/S-2910 (Eustace, Gusciora, Kennedy, Mazzeo, Mukherji/Gordon, Turner)** - Authorizes the Unclaimed Property Administrator to verify certain governmental debts before delivering abandoned property

**A-2926/S-3197 (Greenwald, Vainieri Huttie, Schaer, Mukherji, Holley, Mosquera, Muoio, Sumter, Mazzeo/Cruz-Perez, Cunningham)** - Repeals law suspending certain licenses, registrations and certifications for failure to repay student loans

**A-2993/S-1305 (Conaway, Pinkin, Sumter, Wimberly, McKnight, Mukherji/Vitale, Madden)** - Requires Medicaid coverage for diabetes self-management education, training, services, and equipment for patients diagnosed with diabetes, gestational diabetes, and pre-diabetes

**A-3347/S-2242 (Wolfe, Holley, Jasey, McKnight, Wimberly/Diegnan)** - Establishes New Jersey School Safety Specialist Academy in Department of Education and requires school districts to designate school safety specialist

**A-3438/S-1564 (DeAngelo, Danielsens, Holley, Houghtaling, Downey, Wimberly, Quijano/Turner, Beach)** - Requires initial determination of unemployment benefits to be made within three weeks of filing of claim

**A-3463/S-2038 (Coughlin/Vitale, Codey)** - Updates references to DOC and DHS and refers to persons receiving services from DHS

**A-3686/S-2423 (McKeon, Jasey, Munoz, Vainieri Huttie, A.M. Bucco/Codey, Oroho)** - Establishes new crime of strict liability vehicular homicide; renames existing vehicular homicide as reckless vehicular homicide; designated as Ralph and David's Law



**A-4011/S-2887 (Jones, Barclay, Moriarty, Mosquera, Greenwald, Lampitt, Mazzeo, Chiaravalloti/Cruz-Perez, Beach)** - Designates USS New Jersey as New Jersey State Ship

**A-4081/S-2662 (Lampitt, Vainieri Huttle, Benson, Wimberly, Greenwald/Allen, Sweeney)** - "Charlie's Law"; Establishes civil penalties for persons who interfere with or deny persons with disabilities accompanied by service or guide dogs access to places of public accommodation

**A-4088/S-2567 (Schaer, Jasey, Benson, Wimberly/Cruz-Perez, Singer)** - Establishes "High School to College Readiness Commission" to examine issues and develop recommendations to enhance student preparation for postsecondary education

**A-4175/S-2808 (Caride, McKnight, Holley, Pintor Marin, Wimberly/Ruiz, Turner)** -Requires Commissioner of Education to develop guidance on identifying English language learners for gifted and talented programs

**A-4246/S-3194 (Dancer/Lesniak, Beck)** - Decreases annual thoroughbred race dates to 50 minimum upon written consent from New Jersey Thoroughbred Horsemen's Association

**A-4317/S-3206 (Prieto, Giblin/Diegnan)** - Concerns violations of certain occupational licensing laws

**A-4568/S-3017 (Vainieri Huttle, Eustace, Pinkin, Jasey, Johnson/Vitale, Ruiz)** - Prohibits health insurers, SHBP, SEHBP, certain health care providers, and Medicaid from discriminating in providing coverage and services based on gender identity

**A-4875/S-1996 (Muoio, Gusciora/Beach, Van Drew)** - Requires gubernatorial candidates' statements be posted online

**A-4969/S-3281 (Oliver, Giblin, Jasey, McKnight, Schaer, Wimberly/Gill, Cunningham)** - Establishes Montclair State University as public research university

**ACS for A-4994/S-3314 (McKeon, Burzichelli, Singleton, Caride/Sarlo, Oroho)** - Requires certain State and local government agency employees with access to federal tax information to undergo criminal history background checks

**AJR-37/SJR-67 (Mosquera, Chaparro/Weinberg)** - Designates June 21 of each year as "ASK Day" to promote children's health and gun safety

**ACS for AJR-54/SJR-104 (Benson, Mosquera, Chiaravalloti, Holley, McKnight, Wimberly/Sweeney, Beach)** - Designates April 2nd of each year as "World Autism Awareness Day"

**AJR-72/SJR-31 (Gove, Rumpf, A.M. Bucco, Holley/A.R. Bucco)** - Designates September 17 through September 23 of each year as "Constitution Week"

**AJR-115/SJR-81 (Vainieri Huttle, Lampitt, Giblin, Benson/Diegnan, A.R. Bucco)** - Designates third Friday in September of every year as Concussion Awareness Day

**AJR-126/SJR-85 (Dancer, DeAngelo, Munoz, A.M. Bucco, Mukherji, Houghtaling, Downey/Allen, Madden)** - Commemorates establishment and service of the New Jersey State Police and celebrates 95th anniversary of first graduating class

**AJR-137/SJR-102 (Mazzeo/Whelan)** - Urges United States President Trump, members of his administration, and Congress to oppose measures and actions to prohibit states from authorizing and conducting Internet gaming

#### **BILLS VETOED:**

**SCS for S-1297, 1990/A-3751 (Vitale, Sweeney/Jasey, Coughlin)** - **CONDITIONAL** - Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots

**A-31/S-3315 (Prieto, Muoio, Oliver, Schaer, Holley, Mukherji, Quijano, Wimberly, Pintor Marin/Vitale, Cruz-Perez)** - **ABSOLUTE** - Increases amount of benefits under Work First New Jersey program by 30 percent over three years and according to Social Security cost of living increases thereafter

**A-33/S-3316 (Muoio, Vainieri Huttle, Mukherji, Oliver, Gusciora, Pintor Marin/Vitale, Cruz-Perez)** - **ABSOLUTE** - Repeals family cap in Work First New Jersey program

**A-320/S-1018 (Singleton, Vainieri Huttle, Munoz, Moriarty, Lampitt, Sumter, Mukherji/Weinberg, Cruz-Perez)** - **CONDITIONAL** - Establishes minimum Medicaid reimbursement rate for personal care services

**A-1139/S-2616 (Holley, McKnight, Munoz, Kennedy, Mukherji, Pintor Marin, Wimberly/Ruiz, Vitale)** - **CONDITIONAL** - Prohibits sale of unsafe supplemental mattresses designed for children's products

**A-2297/S-659 (Vainieri Huttle, Sumter, Mukherji, Caride, Downey, Zwicker, Wimberly/Turner, Allen)** - **CONDITIONAL** - Requires health insurance coverage for contraceptives to include prescriptions for 12 months

**A-3338/S-862 (Eustace, Lagana, Vainieri Huttle, Muoio, Mukherji, Benson, Jimenez, Giblin, Moriarty, Lampitt/Stack, Weinberg)** - **CONDITIONAL** - Dedicates one percent of cigarette and other tobacco products tax revenues to anti-smoking initiatives

**ACS for A-3480, 4119/S-2536 (Downey, Lampitt, Schaer, Houghtaling, Benson, Singleton, Muoio, DeAngelo/Gill, Weinberg)** - **ABSOLUTE** - Concerns employer inquiries about worker's wage and salary experience

**A-4253/S-2634 (Quijano, Mukherji, Vainieri Huttle, Eustace, Jones, McKeon/Weinberg, Diegnan) - CONDITIONAL** - Establishes "New Jersey Nonprofit Security Grant Pilot Program"; appropriates \$3,000,000 over next three fiscal years

**A-4453/S-2881 (Downey, Houghtaling/Ruiz) – CONDITIONAL** - Requires pupils who reside on certain federal property to enroll in resident school district in accordance with schedule determined by executive county superintendent of schools

**A-4496/S-2977 (Wimberly, Sumter, Lampitt/Lesniak) – CONDITIONAL** - "Healthy Small Food Retailer Act"; provides funding to small food retailers to sell fresh and nutritious food; appropriates \$1 million

**A-4587/SCS for S-2574 (Quijano, Vainieri Huttle, Mukherji, Giblin/Diegnan, Sarlo) – ABSOLUTE** - Imposes State sales and use tax and hotel and motel occupancy fee on transient accommodations; authorizes various municipal taxes and fees on transient accommodations

**A-4870/S-3226 (Prieto, Oliver, Quijano, Pintor Marin, Schaer, Vainieri Huttle, Eustace/Ruiz, Sweeney, Greenstein) – ABSOLUTE** - "Safe Transportation Jobs and Fair Employment Rules Act"

**ACS for A-4927/SCS for S-3085 (Prieto, Oliver, Gusciora, Jasey/Sweeney, Diegnan, Ruiz) – CONDITIONAL** - Revises law concerning family leave, temporary disability and family temporary disability leave, and domestic or sexual violence safety leave

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