

30:4J-17

LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2006 **CHAPTER:** 87

NJSA: 30:4J-17 (Directs Commissioners of DHS and DHSS to prepare annual report on Access to Employer-Based Health Insurance for certain employed recipients of State health assistance programs)

BILL NO: S539 (Substituted for A932)

SPONSOR(S) Buono and others

DATE INTRODUCED: January 10, 2006

COMMITTEE: **ASSEMBLY:**

SENATE: Health, Human Services and Senior Citizens

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** July 8, 2006

SENATE: July 8, 2006

DATE OF APPROVAL: August 21, 2006

FOLLOWING ARE ATTACHED IF AVAILABLE:

[FINAL TEXT OF BILL](#) (2nd reprint enacted)

S539

[SPONSOR'S STATEMENT:](#) (Begins on page 2 of original bill) [Yes](#)

COMMITTEE STATEMENT: **ASSEMBLY:** No

[SENATE:](#) [Yes](#)

[FLOOR AMENDMENT STATEMENT:](#) [Yes](#)

LEGISLATIVE FISCAL NOTE: No

A932

[SPONSOR'S STATEMENT:](#) (Begins on page 2 of original bill) [Yes](#)

COMMITTEE STATEMENT: **[ASSEMBLY:](#)** [Yes](#)

SENATE: No

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

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

“NJ to report on businesses with many publicly insured employees,” 8-22-2006 The Press, p.C4

“Tax aided care at businesses to be revealed,” 8-22-2006 Asbury Park Press, p.B6

RWH 2/12/08

P.L. 2006, CHAPTER 87, *approved August 21, 2006*
Senate, No. 539 (*Second Reprint*)

1 AN ACT concerning ²**[NJ FamilyCare enrollee employer**
2 **information]** access to health insurance coverage² and
3 supplementing P.L.2005, c.156 (C.30:4J-8 et seq.) ²and
4 P.L.1992, c.160 (C.26:2H-18.51 et al.)².

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

8
9 1. The Commissioner of Human Services², in consultation with
10 the Commissioners of Health and Senior Services, Labor and
11 Workforce Development, and Banking and Insurance, as
12 appropriate,² shall prepare², to the extent data are available,² an
13 annual report on Access to Employer-Based Health Insurance ²**[for**
14 NJ FamilyCare Enrollee]², as provided in this ²**[section]** act².

15 a. The report shall include the following information about each
16 employer in the State with ²an aggregate of² 50 or more NJ
17 FamilyCare enrollees ²or Medicaid recipients²:

18 (1) the employer's name and address, unless the employer has
19 more than one work site, in which case the employer's name and the
20 number of work sites and the counties in which the work sites are
21 located;

22 (2) the number of NJ FamilyCare enrollees ²and Medicaid
23 recipients² who are employed by the employer;

24 (3) the number of NJ FamilyCare enrollees ²and Medicaid
25 recipients² who are spouses or dependents of employees of the
26 employer;

27 (4) whether the employer offers health insurance coverage to its
28 employees; ¹and¹

29 (5) the cost to the State of providing NJ FamilyCare ²and
30 Medicaid² coverage for the employer's employees and their
31 dependents.

32 The commissioner may include ²comparable information about
33 recipients of other public health care coverage programs, and² such
34 other information as he deems appropriate regarding employer-
35 based coverage for persons covered under public insurance
36 programs ²**[and]**.

37 The commissioner shall also include the information compiled
38 by the Commissioner of Health and Senior Services concerning
39 recipients of charity care pursuant to section 2 of P.L. , c. (C.)

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 February 6, 2006.

²Assembly floor amendments adopted June 22, 2006.

1 (pending before the Legislature as this bill). With respect to the
 2 information provided by the Commissioner of Health and Senior
 3 Services, the commissioner, in consultation with the Commissioners
 4 of Labor and Workforce Development and Banking and Insurance,
 5 shall ascertain whether the employer of a recipient of charity care
 6 offers health insurance coverage to its employees. The
 7 commissioner shall include that information about employers in the
 8 report.

9 In addition, the commissioner may² make any recommendations
 10 he deems appropriate for legislative action.

11 b. The report shall not include the name of any NJ FamilyCare
 12 enrollee ²or Medicaid recipient² or any family member of an
 13 enrollee ²or recipient².

14 c. The commissioner shall submit the report by ²【February】
 15 September² 1 of each year to the Governor and the chairmen of the
 16 Senate and Assembly standing reference committees on human
 17 services, ¹【families and children,】 health¹ and appropriations.

18
 19 ². a. The Commissioner of Health and Senior Services shall
 20 compile, to the extent data are available, the following information
 21 about recipients of charity care who are employed:

22 (1) the employer's name and address;

23 (2) the number of recipients of charity care who are employed by
 24 the employer; and

25 (3) the cost to the State of providing charity care for the
 26 employer's employees and their dependents.

27 b. In order to compile the information required pursuant to this
 28 section, the commissioner may require hospitals and other health
 29 care facilities to submit such information as may be necessary for
 30 this purpose.

31 c. The commissioner may include comparable information about
 32 recipients of other public health care coverage programs, and such
 33 other information as the commissioner deems appropriate regarding
 34 employer-based coverage for persons covered under public
 35 insurance programs.

36 d. The information compiled by the commissioner shall not
 37 include the name of any charity care recipient or any family
 38 member of a recipient.

39 e. The commissioner shall provide the information required
 40 pursuant to this section to the Commissioner of Human Services for
 41 inclusion in the annual report on Access to Employer-Based Health
 42 Insurance, as provided in section 1 of P.L. , c. (C.)(pending
 43 before the Legislature as this bill).²

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 45 ²【2.】³.² This act shall take effect immediately.

S539 [2R]

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Directs Commissioners of DHS and DHSS to prepare annual

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report on Access to Employer-Based Health Insurance for certain

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employed recipients of State health assistance programs.

SENATE, No. 539

STATE OF NEW JERSEY 212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

Sponsored by:

Senator BARBARA BUONO

District 18 (Middlesex)

Senator JOSEPH CONIGLIO

District 38 (Bergen)

Co-Sponsored by:

Senators Turner, Karcher, Madden, Rice and Vitale

SYNOPSIS

Directs Commissioner of DHS to prepare annual Access to Employer-Based Health Insurance for NJ FamilyCare Enrollees report.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



(Sponsorship Updated As Of: 2/7/2006)

1 AN ACT concerning NJ FamilyCare enrollee employer information
2 and supplementing P.L.2000, c.71 (C.30:4J-1 et seq.).

3

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

6

7 1. The Commissioner of Human Services shall prepare an
8 annual report on Access to Employer-Based Health Insurance for
9 NJ FamilyCare Enrollees, as provided in this section.

10 a. The report shall include the following information about each
11 employer in the State with 50 or more NJ FamilyCare enrollees:

12 (1) the employer's name and address, unless the employer has
13 more than one work site, in which case the employer's name and the
14 number of work sites and the counties in which the work sites are
15 located;

16 (2) the number of NJ FamilyCare enrollees who are employed
17 by the employer;

18 (3) the number of NJ FamilyCare enrollees who are spouses or
19 dependents of employees of the employer;

20 (4) whether the employer offers health insurance coverage to its
21 employees;

22 (5) the cost to the State of providing NJ FamilyCare coverage
23 for the employer's employees and their dependents.

24 The commissioner may include such other information as he
25 deems appropriate regarding employer-based coverage for persons
26 covered under public insurance programs and make any
27 recommendations he deems appropriate for legislative action.

28 b. The report shall not include the name of any NJ FamilyCare
29 enrollee or any family member of an enrollee.

30 c. The commissioner shall submit the report by February 1 of
31 each year to the Governor and the chairmen of the Senate and
32 Assembly standing reference committees on human services,
33 families and children, and appropriations.

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35 2. This act shall take effect immediately.

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STATEMENT

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40 This bill requires the Commissioner of Human Services to
41 prepare an annual report on Access to Employer-Based Health
42 Insurance for NJ FamilyCare Enrollees. The purpose of the report
43 is to identify those larger employers in the State whose employees
44 and their dependents do not have access to employer-based health
45 insurance coverage and receive, instead, insurance coverage
46 through the publicly-funded NJ FamilyCare program.

47 The commissioner would be required to submit the report by
48 February 1 of each year to the Governor and the chairmen of the

1 Senate and Assembly standing reference committees on human
2 services, families and children, and appropriations.

3 The report shall include the following information about each
4 employer in the State with 50 or more NJ FamilyCare enrollees:

- 5 • the employer's name and address, unless the employer has more
6 than one work site, in which case the employer's name and the
7 number of work sites and the counties in which the work sites are
8 located;
- 9 • the number of NJ FamilyCare enrollees who are employed by the
10 employer;
- 11 • the number of NJ FamilyCare enrollees who are spouses or
12 dependents of employees of the employer;
- 13 • whether the employer offers health insurance coverage to its
14 employees; and
- 15 • the cost to the State of providing NJ FamilyCare coverage for the
16 employer's employees and their dependents.

17 The bill provides that the commissioner may include in the report
18 such other information as he deems appropriate regarding
19 employer-based coverage for persons covered under public
20 insurance programs and any recommendations he deems appropriate
21 for legislative action. The bill specifies, however, that the report
22 shall not include the name of any NJ FamilyCare enrollee or any
23 family member of an enrollee.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 539

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 6, 2006

As amended by committee, this bill requires the Commissioner of Human Services to prepare an annual report on Access to Employer-Based Health Insurance for NJ FamilyCare Enrollees. The purpose of the report is to identify those larger employers in the State whose employees and their dependents do not have access to employer-based health insurance coverage and receive, instead, insurance coverage through the publicly-funded NJ FamilyCare program.

The commissioner would be required to submit the report by February 1 of each year to the Governor and the chairmen of the Senate and Assembly standing reference committees on human services, health and appropriations.

The report shall include the following information about each employer in the State with 50 or more NJ FamilyCare enrollees:

- the employer's name and address, unless the employer has more than one work site, in which case the employer's name and the number of work sites and the counties in which the work sites are located;
- the number of NJ FamilyCare enrollees who are employed by the employer;
- the number of NJ FamilyCare enrollees who are spouses or dependents of employees of the employer;
- whether the employer offers health insurance coverage to its employees; and
- the cost to the State of providing NJ FamilyCare coverage for the employer's employees and their dependents.

The bill provides that the commissioner may include in the report such other information as he deems appropriate regarding employer-based coverage for persons covered under public insurance programs and any recommendations he deems appropriate for legislative action. The bill specifies, however, that the report shall not include the name of any NJ FamilyCare enrollee or any family member of an enrollee.

The committee amended the bill to update a reference to the legislative committees.

This bill is similar to Assembly Bill No.932 (Gusciora/VanDrew), which is pending before the Assembly Health and Senior Services Committee.

This bill was pre-filed for introduction in the 2006-2007 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

STATEMENT TO
[First Reprint]
SENATE, No. 539

with Assembly Floor Amendments
(Proposed By Assemblyman GUSCIORA)

ADOPTED: JUNE 22, 2006

These amendments expand the reporting requirement concerning the provision of employer-based health care coverage to persons who receive State-funded health coverage, to include recipients of Medicaid and hospital-based charity care.

Specifically, the amendments provide that:

- The Commissioner of Human Services shall include in his annual report on “Access to Employer-Based Health Insurance,” to the extent data are available, information about Medicaid recipients, as well as enrollees in NJ FamilyCare.
- The Commissioner of Human Services shall, in consultation with the Commissioner of Health and Senior Services, also include in the report employer-related information about recipients of charity care, to the extent data are available.
- The Commissioner of Human Services, in consultation with the Commissioners of Labor and Workforce Development and Banking and Insurance, as appropriate, shall ascertain whether employers of recipients of charity care offer health insurance coverage to their employees, and the Commissioner of Human Services shall include this information in the report.
- The Commissioners of Human Services and Health and Senior Services may also include in the report comparable information about recipients of other State-financed health coverage programs.
- The report shall be submitted to the Governor and Legislature by September 1 of each year, rather than by February 1, as the bill originally provided.
- The Commissioner of Health and Senior Services shall compile, to the extent data are available, the following information about recipients of charity care who are employed:
 - (1) the employer's name and address;
 - (2) the number of recipients of charity care who are employed by the employer; and
 - (3) the cost to the State of providing charity care for the employer's employees and their dependents.
- The Commissioner of Health and Senior Services is authorized to require hospitals and other health care facilities to submit such information as may be necessary for the purposes of this bill.

ASSEMBLY, No. 932

STATE OF NEW JERSEY

212th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2006 SESSION

Sponsored by:

Assemblyman REED GUSCIORA

District 15 (Mercer)

Assemblyman JEFF VAN DREW

District 1 (Cape May, Atlantic and Cumberland)

SYNOPSIS

Directs Commissioner of DHS to prepare annual Access to Employer-Based Health Insurance for NJ FamilyCare Enrollees report.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel



1 AN ACT concerning NJ FamilyCare enrollee employer information
2 and supplementing P.L.2000, c.71 (C.30:4J-1 et seq.).

3

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

6

7 1. The Commissioner of Human Services shall prepare an
8 annual report on Access to Employer-Based Health Insurance for
9 NJ FamilyCare Enrollees, as provided in this section.

10 a. The report shall include the following information about each
11 employer in the State with 50 or more NJ FamilyCare enrollees:

12 (1) the employer's name and address, unless the employer has
13 more than one work site, in which case the employer's name and the
14 number of work sites and the counties in which the work sites are
15 located;

16 (2) the number of NJ FamilyCare enrollees who are employed
17 by the employer;

18 (3) the number of NJ FamilyCare enrollees who are spouses or
19 dependents of employees of the employer;

20 (4) whether the employer offers health insurance coverage to its
21 employees;

22 (5) the cost to the State of providing NJ FamilyCare coverage
23 for the employer's employees and their dependents.

24 The commissioner may include such other information as he
25 deems appropriate regarding employer-based coverage for persons
26 covered under public insurance programs and make any
27 recommendations he deems appropriate for legislative action.

28 b. The report shall not include the name of any NJ FamilyCare
29 enrollee or any family member of an enrollee.

30 c. The commissioner shall submit the report by February 1 of
31 each year to the Governor and the chairmen of the Senate and
32 Assembly standing reference committees on human services,
33 families and children, and appropriations.

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35 2. This act shall take effect immediately.

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STATEMENT

39

40 This bill requires the Commissioner of Human Services to
41 prepare an annual report on Access to Employer-Based Health
42 Insurance for NJ FamilyCare Enrollees. The purpose of the report
43 is to identify those larger employers in the State whose employees
44 and their dependents do not have access to employer-based health
45 insurance coverage and receive, instead, insurance coverage
46 through the publicly-funded NJ FamilyCare program.

47 The commissioner would be required to submit the report by
48 February 1 of each year to the Governor and the chairmen of the

1 Senate and Assembly standing reference committees on human
2 services, families and children, and appropriations.

3 The report shall include the following information about each
4 employer in the State with 50 or more NJ FamilyCare enrollees:

- 5 • the employer's name and address, unless the employer has more
6 than one work site, in which case the employer's name and the
7 number of work sites and the counties in which the work sites are
8 located;
- 9 • the number of NJ FamilyCare enrollees who are employed by the
10 employer;
- 11 • the number of NJ FamilyCare enrollees who are spouses or
12 dependents of employees of the employer;
- 13 • whether the employer offers health insurance coverage to its
14 employees; and
- 15 • the cost to the State of providing NJ FamilyCare coverage for the
16 employer's employees and their dependents.

17 The bill provides that the commissioner may include in the report
18 such other information as he deems appropriate regarding
19 employer-based coverage for persons covered under public
20 insurance programs and any recommendations he deems appropriate
21 for legislative action. The bill specifies, however, that the report
22 shall not include the name of any NJ FamilyCare enrollee or any
23 family member of an enrollee.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 932

STATE OF NEW JERSEY

DATED: FEBRUARY 23, 2006

This bill requires the Commissioner of Human Services to prepare an annual report on Access to Employer-Based Health Insurance for NJ FamilyCare Enrollees. The purpose of the report is to identify those larger employers in the State whose employees and their dependents do not have access to employer-based health insurance coverage and receive, instead, insurance coverage through the publicly-funded NJ FamilyCare program. The commissioner would be required to submit the report by February 1 of each year to the Governor and the chairmen of the Senate and Assembly standing reference committees on human services, health and appropriations.

The report is to include the following information about each employer in the State with 50 or more NJ FamilyCare enrollees:

- the employer's name and address, unless the employer has more than one work site, in which case the employer's name and the number of work sites and the counties in which the work sites are located;
- the number of NJ FamilyCare enrollees who are employed by the employer;
- the number of NJ FamilyCare enrollees who are spouses or dependents of employees of the employer;
- whether the employer offers health insurance coverage to its employees; and
- the cost to the State of providing NJ FamilyCare coverage for the employer's employees and their dependents.

The bill provides that the commissioner may include in the report such other information as he deems appropriate regarding employer-based coverage for persons covered under public insurance programs and any recommendations he deems appropriate for legislative action.

The bill specifies, however, that the report should not include the name of any NJ FamilyCare enrollee or any family member of an enrollee.

This bill is identical to Senate Bill No. S-539 (1R) (Buono/Coniglio), which is currently pending before the Senate.

This bill was pre-filed for introduction in the 2006-2007 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.