

# 26:4-95.3

## LEGISLATIVE HISTORY CHECKLIST

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**LAWS OF:** 2007                    **CHAPTER:** 134

**NJSA:** 26:4-95.3            (Requires distributing information about human papillomavirus to parents and guardians of seventh to twelfth graders and to pediatricians, and establishes public awareness campaign)

**BILL NO:** S2286            (Substituted for A3920)

**SPONSOR(S):** Weinberg and others

**DATE INTRODUCED:** October 23, 2006

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

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

**AMENDED DURING PASSAGE:** No

**DATE OF PASSAGE:**            **ASSEMBLY:** June 21, 2007

**SENATE:** June 18, 2007

**DATE OF APPROVAL:** August 6, 2007

**FOLLOWING ARE ATTACHED IF AVAILABLE:**

[FINAL TEXT OF BILL](#) (Senate Committee Substitute enacted)

**S2286**

[SPONSOR'S STATEMENT](#): (Begins on page 4 of original bill)            [Yes](#)

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

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

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** No

**A3920**

[SPONSOR'S STATEMENT](#): (Begins on page 4 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:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

IS 4/24/08

§§1,3 -  
C.26:4-95.3 &  
26:4-95.4  
Title 18A.  
Chapter 40.  
Article 10. (New)  
Information on  
HPV  
§2 - C.18A:40-42

P.L. 2007, CHAPTER 134, *approved August 6, 2007*  
Senate Committee Substitute for  
Senate, No. 2286

1 **AN ACT** concerning human papillomavirus and supplementing Title  
2 18A of the New Jersey Statutes and Title 26 of the Revised  
3 Statutes.

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

7  
8 1. The Legislature finds and declares that:

9 a. The human papillomavirus (HPV) is the most common  
10 sexually transmitted infection in the United States, and can be  
11 transmitted without intercourse;

12 b. Although most HPV infections are benign and many strains  
13 clear on their own, certain strains have serious consequences,  
14 including cervical cancer and genital warts;

15 c. HPV has been detected in over 90% of cervical cancer cases,  
16 and the American Cancer Society estimates that over 9,700 new  
17 cases of HPV-related cervical cancer will occur in the United States  
18 this year; and

19 d. It is appropriate to take measures through education to  
20 significantly reduce medical problems and deaths attributable to  
21 HPV.

22  
23 2. a. The Commissioner of Education, in consultation with the  
24 Commissioner of Health and Senior Services, shall develop an  
25 educational fact sheet about the human papillomavirus (HPV) for  
26 distribution to parents or guardians of students in grades seven  
27 through 12. The educational fact sheet shall include information  
28 about the causes, symptoms and means of transmission of HPV, and  
29 where additional information can be obtained.

30 b. For the 2007-2008 school year, a school district shall  
31 distribute to parents and guardians of students in grades seven  
32 through 12 the educational fact sheet on HPV, in a manner  
33 prescribed by the Commissioner of Education.

34 c. Beginning with the 2008-2009 school year, a school district  
35 shall distribute the educational fact sheet annually to parents or  
36 guardians of students in grade seven in a manner prescribed by the

1 Commissioner of Education.

2 d. The Commissioner of Education also shall make the  
3 educational fact sheet available to private schools educating  
4 students in grades seven through 12. Such schools are encouraged,  
5 but not required, to distribute the fact sheet to parents or guardians  
6 of students at the school.

7  
8 3. a. The Commissioner of Health and Senior Services, in  
9 consultation with the Commissioner of Education and the Director  
10 of the Division on Women in the Department of Community  
11 Affairs, shall establish a public awareness campaign to inform the  
12 general public about the clinical significance and public health  
13 implications of the human papillomavirus, including its causes and  
14 the most effective means of prevention and treatment. The public  
15 awareness campaign shall be established in accordance with  
16 accepted public health practice and recommendations of the federal  
17 Centers for Disease Control and Prevention, and within the limits of  
18 available funds and any other resources available for the purposes  
19 thereof.

20 b. The commissioner shall prepare a patient information  
21 brochure regarding the human papillomavirus, including its causes  
22 and the most effective means of prevention and treatment. The  
23 department shall distribute the pamphlet, at no charge, to all  
24 pediatricians in the State. The department shall update the  
25 pamphlet as necessary, and shall make additional copies of the  
26 pamphlet available to other health care providers upon request.

27  
28 4. This act shall take effect immediately.

29

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31

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33 \_\_\_\_\_  
34 Requires distributing information about human papillomavirus to  
35 parents and guardians of seventh to twelfth graders and to  
pediatricians, and establishes public awareness campaign.

# SENATE, No. 2286

## STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED OCTOBER 23, 2006

**Sponsored by:**

**Senator LORETTA WEINBERG**

**District 37 (Bergen)**

**Senator ELLEN KARCHER**

**District 12 (Mercer and Monmouth)**

**Co-Sponsored by:**

**Senator Vitale**

**SYNOPSIS**

Requires distributing information about HPV to parents and guardians of seventh to twelfth graders, vaccinating girls in grades seven to 12, and establishing a public awareness campaign.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 2/27/2007)**

1 AN ACT concerning human papillomavirus and supplementing  
2 Title 18A of the New Jersey Statutes and Title 26 of the Revised  
3 Statutes.

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

7  
8 1. The Legislature finds and declares that:

9 a. The human papillomavirus (HPV) is the most common  
10 sexually transmitted infection in the United States, and can be  
11 transmitted without intercourse;

12 b. Although most HPV infections are benign and many strains  
13 clear on their own, certain strains have serious consequences  
14 including cervical cancer and genital warts;

15 c. HPV has been detected in over 90% of cervical cancer cases,  
16 and the American Cancer Society estimates that over 9,700 new  
17 cases of HPV-related cervical cancer will occur in the United States  
18 this year;

19 d. In June 2006, the United States Food and Drug  
20 Administration approved a new vaccine for use in girls and women  
21 ages nine to 26 that prevents infection of the four HPV strains most  
22 closely associated with cervical cancer and genital warts;

23 e. The Advisory Committee on Immunization Practices in the  
24 federal Centers for Disease Control and Prevention recommends  
25 that this vaccine be administered routinely to girls 11 to 12 years of  
26 age because vaccinating before initiation of sexual activity produces  
27 a more effective immune response;

28 f. It is estimated that vaccinating 12-year old girls could  
29 reduce by 95% the number of certain HPV-related cervical cancer  
30 cases; and

31 g. It is appropriate to take measures through education and  
32 vaccination to significantly reduce medical problems and deaths  
33 attributable to HPV.

34  
35 2. a. The Commissioner of Education, in consultation with the  
36 Commissioner of Health and Senior Services, shall develop an  
37 educational fact sheet about the human papillomavirus (HPV) for  
38 distribution to parents or guardians of students in grades seven  
39 through 12. The educational fact sheet shall include information  
40 about the causes, symptoms and means of transmission of HPV, the  
41 availability, effectiveness and risks of the vaccine, and where  
42 additional information can be obtained.

43 b. For the 2007-2008 school year, a school district shall  
44 distribute to parents and guardians of students in grades seven  
45 through 12 the educational fact sheet on HPV, in a manner  
46 prescribed by the Commissioner of Education.

47 c. Beginning with the 2008-2009 school year, a school district  
48 shall distribute the educational fact sheet annually to parents or  
49 guardians of students in grade seven in a manner prescribed by the

1 Commissioner of Education.

2 d. The Commissioner of Education also shall make the  
3 educational fact sheet available to private schools educating  
4 students in grades seven through 12. Such schools are encouraged,  
5 but not required, to distribute the fact sheet to parents or guardians  
6 of students at the school.

7  
8 3. a. Beginning with the 2007-2008 school year, all female  
9 students shall be immunized against the human papillomavirus  
10 (HPV) as a condition of enrollment in grades seven through 12,  
11 except as provided in section 4 of this act.

12 b. Beginning with the 2007-2008 school year, a principal,  
13 director or other person in charge of a public school in this State  
14 shall not knowingly admit or retain a female student in grades seven  
15 through 12 if her parent or guardian has not submitted acceptable  
16 evidence of her immunization for HPV or evidence of an exemption  
17 pursuant to section 4 of this act prior to or during enrollment in  
18 grades seven through 12.

19  
20 4. A student shall not be required to be vaccinated pursuant to  
21 section 3 of this act if the parent or guardian has provided:

22 a. a written statement submitted to the school that is signed by  
23 a licensed physician indicating that the vaccine is medically  
24 contraindicated; or

25 b. a written statement submitted to the school from the  
26 student's parent or guardian, or the student if the student is 18 years  
27 of age or older, explaining how the administration of the vaccine  
28 conflicts with the bona fide religious tenets or practices of the  
29 parent or guardian, or student, as appropriate; except that a general  
30 philosophical or moral objection to the vaccination shall not be  
31 sufficient for an exemption on religious grounds.

32  
33 5. The Commissioner of Health and Senior Services, in  
34 consultation with the Commissioner of Education and the Director  
35 of the Division on Women in the Department of Community  
36 Affairs, shall establish a public awareness campaign to inform the  
37 general public about the clinical significance and public health  
38 implications of the human papillomavirus, including its causes and  
39 the most effective means of prevention and treatment. The public  
40 awareness campaign shall be established in accordance with  
41 accepted public health practice and recommendations of the federal  
42 Centers for Disease Control and Prevention, and within the limits of  
43 available funds and any other resources available for the purposes  
44 thereof.

45  
46 6. The Commissioners of Education shall adopt rules and  
47 regulations pursuant to the "Administrative Procedure Act,"

1 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of  
2 this act.

3

4 7. This act shall take effect immediately.

5

6

7

STATEMENT

8

9 This bill requires the Commissioner of Education, in consultation  
10 with the Commissioner of Health and Senior Services, to develop a  
11 fact sheet on the human papillomavirus (HPV) and directs the  
12 Commissioner of Education to distribute the fact sheet to parents  
13 and guardians of students in grades seven through 12 at the start of  
14 the 2007-2008 school year. Beginning with subsequent school  
15 years, distribution would be to parents and guardians of seventh  
16 graders only. Private schools are encouraged, but not required, to  
17 distribute the fact sheet.

18 The bill also requires that, beginning with the 2007-2008 school  
19 year, female students in grades seven through 12 be immunized  
20 against HPV as a condition of attending school. The bill provides  
21 for exemptions for medical reasons and conflicts with bona fide  
22 religious tenets or practices; general philosophical or moral  
23 objections are not sufficient to obtain an exemption.

24 In addition, the bill requires the Commissioner of Health, in  
25 consultation with the Commissioner of Education and the Director  
26 of the Division on Women in the Department of Community  
27 Affairs, to establish a public awareness campaign to inform the  
28 general public about the clinical significance and public health  
29 implications of HPV, including its causes and the most effective  
30 means of prevention and treatment.

31 HPV is the most common sexually transmitted infection in the  
32 United States. Certain strains have serious consequences, including  
33 cervical cancer and genital warts. HPV is associated with more  
34 than 90% of cervical cancer cases, and the American Cancer  
35 Society estimates that over 9,700 new cases of HPV-related cervical  
36 cancer will occur in the United States in 2006.

37 In June 2006, the U.S. Food and Drug Administration approved a  
38 new vaccine for use in girls and women ages nine to 26 that  
39 prevents infection of the four HPV strains most closely associated  
40 with cervical cancer and genital warts. The Advisory Committee on  
41 Immunization Practices in the federal Centers for Disease Control  
42 and Prevention recommends that this vaccine be administered  
43 routinely to girls 11 to 12 years of age because vaccinating before  
44 initiation of sexual activity produces a more effective immune  
45 response and could reduce the number of HPV-related cervical  
46 cancer cases by 95%.



SENATE HEALTH, HUMAN SERVICES AND SENIOR  
CITIZENS COMMITTEE

STATEMENT TO

SENATE COMMITTEE SUBSTITUTE FOR  
**SENATE, No. 2286**

**STATE OF NEW JERSEY**

DATED: MAY 10, 2007

The Senate Health, Human Services and Senior Citizens Committee reports favorably a Senate Committee Substitute for Senate Bill No. 2286.

This committee substitute requires the Commissioner of Education, in consultation with the Commissioner of Health and Senior Services, to develop a fact sheet on the human papillomavirus (HPV), and directs school districts to distribute the fact sheet to parents and guardians of students in grades seven through 12 at the start of the 2007-2008 school year. In subsequent school years, distribution would be to parents and guardians of seventh graders only. Private schools are encouraged, but not required, to distribute the fact sheet.

The substitute also requires the Commissioner of Health and Senior Services, in consultation with the Commissioner of Education and the Director of the Division on Women in the Department of Community Affairs, to establish a public awareness campaign about HPV.

In addition, the Commissioner of Health and Senior Services is to prepare a patient information brochure regarding HPV, including its causes and the most effective means of prevention and treatment. The pamphlet, which is to be updated as necessary, is to be distributed at no charge to all pediatricians in the State, and be made available to other health care providers upon request.

The U.S. Food and Drug Administration (FDA) approved a vaccine for use in girls and women that prevents infection of certain HPV strains most closely associated with cervical cancer, and it is anticipated that the FDA will approve other similar vaccines in the future. The Advisory Committee on Immunization Practices in the federal Centers for Disease Control and Prevention recommends that adolescent girls routinely be immunized against HPV before initiation of sexual activity to ensure a more effective immune response.

This bill is similar to Assembly No. 3920 (Vainieri Huttle/Voss/Stender/Quigley), which is pending in the Assembly Health and Senior Services Committee.

# ASSEMBLY, No. 3920

## STATE OF NEW JERSEY 212th LEGISLATURE

INTRODUCED JANUARY 18, 2007

**Sponsored by:**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblywoman JOAN M. VOSS**

**District 38 (Bergen)**

**Assemblywoman JOAN M. QUIGLEY**

**District 32 (Bergen and Hudson)**

**Co-Sponsored by:**

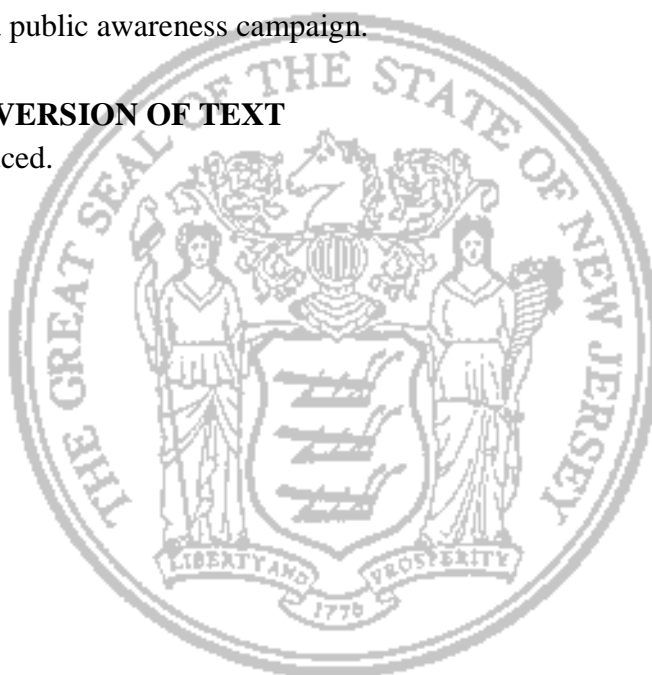
**Assemblymen Vas, Panter, Johnson and Epps**

**SYNOPSIS**

Requires distributing information about HPV to parents and guardians of seventh to twelfth graders, vaccinating girls in grades seven to 12, and establishing a public awareness campaign.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 6/12/2007)**

1 AN ACT concerning human papillomavirus and supplementing Title  
2 18A of the New Jersey Statutes and Title 26 of the Revised  
3 Statutes.

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

7  
8 1. The Legislature finds and declares that:

9 a. The human papillomavirus (HPV) is the most common  
10 sexually transmitted infection in the United States, and can be  
11 transmitted without intercourse;

12 b. Although most HPV infections are benign and many strains  
13 clear on their own, certain strains have serious consequences  
14 including cervical cancer and genital warts;

15 c. HPV has been detected in over 90% of cervical cancer cases,  
16 and the American Cancer Society estimates that over 9,700 new  
17 cases of HPV-related cervical cancer will occur in the United States  
18 this year;

19 d. In June 2006, the United States Food and Drug  
20 Administration approved a new vaccine for use in girls and women  
21 ages nine to 26 that prevents infection of the four HPV strains most  
22 closely associated with cervical cancer and genital warts;

23 e. The Advisory Committee on Immunization Practices in the  
24 federal Centers for Disease Control and Prevention recommends  
25 that this vaccine be administered routinely to girls 11 to 12 years of  
26 age because vaccinating before initiation of sexual activity produces  
27 a more effective immune response;

28 f. It is estimated that vaccinating 12-year old girls could  
29 reduce by 95% the number of certain HPV-related cervical cancer  
30 cases; and

31 g. It is appropriate to take measures through education and  
32 vaccination to significantly reduce medical problems and deaths  
33 attributable to HPV.

34

35 2. a. The Commissioner of Education, in consultation with the  
36 Commissioner of Health and Senior Services, shall develop an  
37 educational fact sheet about the human papillomavirus (HPV) for  
38 distribution to parents or guardians of students in grades seven  
39 through 12. The educational fact sheet shall include information  
40 about the causes, symptoms and means of transmission of HPV, the  
41 availability, effectiveness and risks of the vaccine, and where  
42 additional information can be obtained.

43 b. For the 2007-2008 school year, a school district shall  
44 distribute to parents and guardians of students in grades seven  
45 through 12 the educational fact sheet on HPV, in a manner  
46 prescribed by the Commissioner of Education.

47 c. Beginning with the 2008-2009 school year, a school district  
48 shall distribute the educational fact sheet annually to parents or

1 guardians of students in grade seven in a manner prescribed by the  
2 Commissioner of Education.

3 d. The Commissioner of Education also shall make the  
4 educational fact sheet available to private schools educating  
5 students in grades seven through 12. Such schools are encouraged,  
6 but not required, to distribute the fact sheet to parents or guardians  
7 of students at the school.

8  
9 3. a. Beginning with the 2007-2008 school year, all female  
10 students shall be immunized against the human papillomavirus  
11 (HPV) as a condition of enrollment in grades seven through 12,  
12 except as provided in section 4 of this act.

13 b. Beginning with the 2007-2008 school year, a principal,  
14 director or other person in charge of a public school in this State  
15 shall not knowingly admit or retain a female student in grades seven  
16 through 12 if her parent or guardian has not submitted acceptable  
17 evidence of her immunization for HPV or evidence of an exemption  
18 pursuant to section 4 of this act prior to or during enrollment in  
19 grades seven through 12.

20  
21 4. A student shall not be required to be vaccinated pursuant to  
22 section 3 of this act if the parent or guardian has provided:

23 a. a written statement submitted to the school that is signed by  
24 a licensed physician indicating that the vaccine is medically  
25 contraindicated; or

26 b. a written statement submitted to the school from the  
27 student's parent or guardian, or the student if the student is 18 years  
28 of age or older, explaining how the administration of the vaccine  
29 conflicts with the bona fide religious tenets or practices of the  
30 parent or guardian, or student, as appropriate; except that a general  
31 philosophical or moral objection to the vaccination shall not be  
32 sufficient for an exemption on religious grounds.

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34 5. The Commissioner of Health and Senior Services, in  
35 consultation with the Commissioner of Education and the Director  
36 of the Division on Women in the Department of Community  
37 Affairs, shall establish a public awareness campaign to inform the  
38 general public about the clinical significance and public health  
39 implications of the human papillomavirus, including its causes and  
40 the most effective means of prevention and treatment. The public  
41 awareness campaign shall be established in accordance with  
42 accepted public health practice and recommendations of the federal  
43 Centers for Disease Control and Prevention, and within the limits of  
44 available funds and any other resources available for the purposes  
45 thereof.

46  
47 6. The Commissioners of Education shall adopt rules and  
48 regulations pursuant to the "Administrative Procedure Act,"

1 P.L.1968, c.410 (C.52:14B-1 et seq.) to carry out the purposes of  
2 this act.

3

4 7. This act shall take effect immediately.

5

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STATEMENT

8

9 This bill requires the Commissioner of Education, in consultation  
10 with the Commissioner of Health and Senior Services, to develop a  
11 fact sheet on the human papillomavirus (HPV) and directs the  
12 Commissioner of Education to distribute the fact sheet to parents  
13 and guardians of students in grades seven through 12 at the start of  
14 the 2007-2008 school year. Beginning with subsequent school  
15 years, distribution would be to parents and guardians of seventh  
16 graders only. Private schools are encouraged, but not required, to  
17 distribute the fact sheet.

18 The bill also requires that, beginning with the 2007-2008 school  
19 year, female students in grades seven through 12 be immunized  
20 against HPV as a condition of attending school. The bill provides  
21 for exemptions for medical reasons and conflicts with bona fide  
22 religious tenets or practices; general philosophical or moral  
23 objections are not sufficient to obtain an exemption.

24 In addition, the bill requires the Commissioner of Health, in  
25 consultation with the Commissioner of Education and the Director  
26 of the Division on Women in the Department of Community  
27 Affairs, to establish a public awareness campaign to inform the  
28 general public about the clinical significance and public health  
29 implications of HPV, including its causes and the most effective  
30 means of prevention and treatment.

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32 United States. Certain strains have serious consequences, including  
33 cervical cancer and genital warts. HPV is associated with more  
34 than 90% of cervical cancer cases, and the American Cancer  
35 Society estimates that over 9,700 new cases of HPV-related cervical  
36 cancer will occur in the United States in 2006.

37 In June 2006, the U.S. Food and Drug Administration approved a  
38 new vaccine for use in girls and women ages nine to 26 that  
39 prevents infection of the four HPV strains most closely associated  
40 with cervical cancer and genital warts. The Advisory Committee on  
41 Immunization Practices in the federal Centers for Disease Control  
42 and Prevention recommends that this vaccine be administered  
43 routinely to girls 11 to 12 years of age because vaccinating before  
44 initiation of sexual activity produces a more effective immune  
45 response and could reduce the number of HPV-related cervical  
46 cancer cases by 95%.

# ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

## STATEMENT TO

### ASSEMBLY COMMITTEE SUBSTITUTE FOR ASSEMBLY, No. 3920

# STATE OF NEW JERSEY

DATED: JUNE 14, 2007

The Assembly Health and Senior Services Committee reports favorably an Assembly Committee Substitute for Assembly Bill No. 3920.

The purpose of this committee substitute is to promote education and public awareness in regard to the human papillomavirus (HPV).

The substitute provides specifically as follows:

- The Commissioner of Education, in consultation with the Commissioner of Health and Senior Services, is to develop an educational fact sheet about HPV, for distribution to parents or guardians of students in grades seven through 12, which includes information about the causes, symptoms and means of transmission of HPV, and where additional information can be obtained.
- For the 2007-2008 school year, each school district is to distribute to parents and guardians of students in grades seven through 12 the educational fact sheet on HPV, in a manner prescribed by the Commissioner of Education.
- Beginning with the 2008-2009 school year, each school district is to distribute the educational fact sheet annually to parents or guardians of students in grade seven in a manner prescribed by the Commissioner of Education.
- The Commissioner of Education is to also make the educational fact sheet available to private schools educating students in grades seven through 12; and these schools are encouraged, but not required, to distribute the fact sheet to parents or guardians of students at the school.
- The Commissioner of Health and Senior Services, in consultation with the Commissioner of Education and the Director of the Division on Women in the Department of Community Affairs, is to establish a public awareness campaign to inform the general public about the clinical significance and public health implications of HPV, including its causes and the most effective means of prevention and treatment.
- The public awareness campaign is to be established in accordance with accepted public health practice and recommendations of the federal Centers for Disease Control and Prevention, and within the

limits of available funds and any other resources available for the purposes thereof.

- The commissioner is to: prepare a patient information brochure regarding HPV, including its causes and the most effective means of prevention and treatment, and distribute the pamphlet, at no charge, to all pediatricians in the State; update the pamphlet as necessary; and make additional copies available to other health care providers upon request.

This substitute is identical to the Senate Committee Substitute for Senate Bill No. 2286 (Weinberg/Karcher), which is currently pending before the Senate.