

SENATE: Yes Health, Human Services &
Senior Citizens
Budget & Appropriations

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

FLOOR AMENDMENT STATEMENT: Yes 3/25/2021

LEGISLATIVE FISCAL ESTIMATE: Yes 3/9/2021
6/4/2021

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

P.L. 2021, CHAPTER 302, *approved November 8, 2021*
Assembly, No. 5059 (Third Reprint)

1 AN ACT concerning nursing education and professional
2 advancement and supplementing Title 26 of the Revised Statutes.

3

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

6

7 ³**[**1. a. The Department of Health, in consultation with the
8 Association for Professionals in Infection Control and Epidemiology,
9 shall develop an infection prevention course specifically designed for
10 ¹licensed practical nurses and¹ registered nurses employed in a long-
11 term care facility. The Department of Health shall develop methods to
12 encourage and incentivize ¹licensed practical nurses and¹ registered
13 nurses to complete the infection prevention course. The infection
14 prevention course shall include, but shall not be limited to, instruction
15 on the following topics:

16 (1) modes of transmission, incubation periods, host resistance, and
17 susceptibility to various infections and communicable diseases;

18 (2) appropriate measures to prevent the spread of infection;

19 (3) processes used to sterilize, disinfect, and sanitize a health care
20 facility;

21 (4) management and communication skills necessary for the
22 coordination of an effective infection prevention program;

23 (5) regulations which govern infection prevention practice; and

24 (6) criteria for identifying health care associated infections in
25 patients.

26 b. (1) The Department of Health, in consultation with the Board
27 of Nursing, shall review ²the current² nursing curriculum and develop
28 methods to encourage ²licensed practical nurses and² registered nurses
29 to enroll in ¹education and training on¹ post-acute care ¹**[**residency
30 programs¹**]**; and

31 (2) The Department of Health, in consultation with the Board of
32 Nursing, shall review the educational and clinical experience
33 requirements for the completion of a nursing degree and determine if
34 the requirements should be modified to better prepare ²licensed

EXPLANATION – Matter enclosed in bold-faced brackets **[thus¹**]** 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:

¹Assembly AHE committee amendments adopted December 10, 2020.

²Assembly AAP committee amendments adopted February 24, 2021.

³Assembly floor amendments adopted March 25, 2021.

1 practical nurses and² registered nurses to work in post-acute care
2 settings.】³

3
4 ³2. a. The Department of Health shall develop an infection
5 prevention course for certified nurse aides. The Department of Health
6 shall include the infection prevention course as a required component
7 of annual in-service education for certified nurse aides. The infection
8 prevention course shall include, but shall not be limited to, instruction
9 on the following topics:

10 (1) modes of transmission, incubation periods, host resistance, and
11 susceptibility to various infections and communicable diseases;

12 (2) appropriate measures to prevent the spread of infection;

13 (3) processes used to sterilize, disinfect, and sanitize a health care
14 facility;

15 (4) management and communication skills necessary for the
16 coordination of an effective infection prevention program;

17 (5) regulations which govern infection prevention practice; and

18 (6) criteria for identifying health care associated infections in
19 patients.

20 b. The Department of Health shall review ²the² current certified
21 nurse aide curriculum, incorporate an infection prevention component
22 into the curriculum, and make any other necessary modifications to the
23 curriculum.】³

24
25 ³1. a. The Board of Nursing shall review the current nursing
26 curriculum and education and clinical experience requirements for
27 the completion of a nursing degree and make or recommend such
28 modifications as the board deems appropriate to incorporate, as part
29 of such requirements, the Nursing Home Infection Preventionist
30 Training Course, or any successor course, offered through the
31 federal Centers for Disease Control and Prevention.

32 b. The Board of Nursing shall review the current nursing
33 curriculum and make or recommend such modifications as the
34 board deems appropriate to ensure that licensed practical nurses and
35 registered nurses receive adequate training on post-acute care.³

36
37 ³2. The Department of Health shall review the current
38 education and clinical experience requirements for the certification
39 and professional advancement of certified nurse aides and make or
40 recommend such modifications as the department deems
41 appropriate to incorporate, as part of such requirements, the
42 appropriate portions of the Nursing Home Infection Preventionist
43 Training Course, or any successor course, offered through the
44 federal Centers for Disease Control and Prevention, or a similar

1 course offered through the Association for Professionals in
2 Infection Control and Epidemiology with respect to infection
3 control or prevention in long-term care facilities, and any additional
4 or supplemental modules or courses as the department deems
5 appropriate.³
6

7 3. The Department of Health, in consultation with one or more
8 long-term care facilities in this State ³, or a representative thereof,³
9 and representatives of labor organizations, shall establish a pilot
10 program to develop standards ³or identify a model that contains
11 standards³ for the professional advancement of certified nurse
12 aides. The standards for the professional advancement of certified
13 nurse aides may be based on: previous work experience, education
14 level, participation in educational opportunities, training, and work
15 performance. The standards for the professional advancement of
16 certified nurse aides may also be based on any applicable out-of-
17 State models for the professional advancement of certified nurse
18 aides.

19
20 4. The Commissioner of Health shall adopt rules and
21 regulations, in accordance with the “Administrative Procedure Act,”
22 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate
23 the provisions of this act.
24

25 5. This act shall take effect ³**[immediately]** on the first day of
26 the sixth month next following the date of enactment³ .
27
28
29

30
31 _____
32 Requires DOH to establish certain nursing education and
professional advancement programs.

ASSEMBLY, No. 5059

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED NOVEMBER 19, 2020

Sponsored by:

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

SYNOPSIS

Requires DOH to establish certain nursing education and professional advancement programs.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/7/2020)

1 AN ACT concerning nursing education and professional
2 advancement and supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. The Department of Health, in consultation with the
8 Association for Professionals in Infection Control and
9 Epidemiology, shall develop an infection prevention course
10 specifically designed for registered nurses employed in a long-term
11 care facility. The Department of Health shall develop methods to
12 encourage and incentivize registered nurses to complete the
13 infection prevention course. The infection prevention course shall
14 include, but shall not be limited to, instruction on the following
15 topics:

16 (1) modes of transmission, incubation periods, host resistance,
17 and susceptibility to various infections and communicable diseases;

18 (2) appropriate measures to prevent the spread of infection;

19 (3) processes used to sterilize, disinfect, and sanitize a health
20 care facility;

21 (4) management and communication skills necessary for the
22 coordination of an effective infection prevention program;

23 (5) regulations which govern infection prevention practice; and

24 (6) criteria for identifying health care associated infections in
25 patients.

26 b. (1) The Department of Health, in consultation with the
27 Board of Nursing, shall review nursing curriculum and develop
28 methods to encourage registered nurses to enroll in post-acute care
29 residency programs; and

30 (2) The Department of Health, in consultation with the Board of
31 Nursing, shall review the educational and clinical experience
32 requirements for the completion of a nursing degree and determine
33 if the requirements should be modified to better prepare registered
34 nurses to work in post-acute care settings.

35

36 2. a. The Department of Health shall develop an infection
37 prevention course for certified nurse aides. The Department of
38 Health shall include the infection prevention course as a required
39 component of annual in-service education for certified nurse aides.
40 The infection prevention course shall include, but shall not be
41 limited to, instruction on the following topics:

42 (1) modes of transmission, incubation periods, host resistance,
43 and susceptibility to various infections and communicable diseases;

44 (2) appropriate measures to prevent the spread of infection;

45 (3) processes used to sterilize, disinfect, and sanitize a health
46 care facility;

47 (4) management and communication skills necessary for the
48 coordination of an effective infection prevention program;

1 (5) regulations which govern infection prevention practice; and
2 (6) criteria for identifying health care associated infections in
3 patients.

4 b. The Department of Health shall review current certified
5 nurse aide curriculum, incorporate an infection prevention
6 component into the curriculum, and make any other necessary
7 modifications to the curriculum.

8
9 3. The Department of Health, in consultation with one or more
10 long-term care facilities in this State and representatives of labor
11 organizations, shall establish a pilot program to develop standards
12 for the professional advancement of certified nurse aides. The
13 standards for the professional advancement of certified nurse aides
14 may be based on: previous work experience, education level,
15 participation in educational opportunities, training, and work
16 performance. The standards for the professional advancement of
17 certified nurse aides may also be based on any applicable out-of-
18 State models for the professional advancement of certified nurse
19 aides.

20
21 4. The Commissioner of Health shall adopt rules and
22 regulations, in accordance with the "Administrative Procedure Act,"
23 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate
24 the provisions of this act.

25
26 5. This act shall take effect immediately.

27
28

29 STATEMENT

30

31 This bill requires the Department of Health (DOH) to establish
32 certain nursing education and professional advancement programs.

33 Under the bill, the DOH, in consultation with the Association for
34 Professionals in Infection Control and Epidemiology, is to develop
35 an infection prevention course specifically designed for registered
36 nurses employed in a long-term care facility. The DOH is to
37 develop methods to encourage and incentivize registered nurses to
38 complete the infection prevention course. The infection prevention
39 course is to include instruction on the following topics: (1) modes
40 of transmission, incubation periods, host resistance, and
41 susceptibility to various infections and communicable diseases; (2)
42 appropriate measures to prevent the spread of infection; (3)
43 processes used to sterilize, disinfect, and sanitize a health care
44 facility; (4) management and communication skills necessary for
45 the coordination of an effective infection prevention program; (5)
46 regulations which govern infection prevention practice; and (6)
47 criteria for identifying health care associated infections in patients.

1 The DOH, in consultation with the Board of Nursing, is to
2 review nursing curriculum and develop methods to encourage
3 registered nurses to enroll in post-acute care residency programs.
4 The DOH, in consultation with the Board of Nursing, is to review
5 the educational and clinical experience requirements for the
6 completion of a nursing degree and determine if the requirements
7 should be modified to better prepare registered nurses to work in
8 post-acute care settings.

9 Under the bill, the DOH is to develop an infection prevention
10 course for certified nurse aides. The DOH is to include the
11 infection prevention course as a required component of annual in-
12 service education for certified nurse aides. The infection prevention
13 course is to include instruction on the same topics as the course
14 designed for registered nurses. The DOH is to review current
15 certified nurse aide curriculum, incorporate an infection prevention
16 component into the curriculum, and make any other necessary
17 modifications to the curriculum.

18 The bill provides that the DOH, in consultation with one or more
19 long-term care facilities in this State and representatives of labor
20 organizations, is to establish a pilot program to develop standards
21 for the professional advancement of certified nurse aides. The
22 standards for the professional advancement of certified nurse aides
23 may be based on: previous work experience, education level,
24 participation in educational opportunities, training, and work
25 performance. The standards may also be based on any applicable
26 out-of-State models for the professional advancement of certified
27 nurse aides.

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 5059

with committee amendments

STATE OF NEW JERSEY

DATED: DECEMBER 10, 2020

The Assembly Health Committee reports favorably and with committee amendments Assembly Bill No. 5059.

As amended, this bill requires the Department of Health (DOH) to establish certain nursing education and professional advancement programs.

Under the bill, the DOH, in consultation with the Association for Professionals in Infection Control and Epidemiology, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course. The infection prevention course is to include instruction on the following topics: (1) modes of transmission, incubation periods, host resistance, and susceptibility to various infections and communicable diseases; (2) appropriate measures to prevent the spread of infection; (3) processes used to sterilize, disinfect, and sanitize a health care facility; (4) management and communication skills necessary for the coordination of an effective infection prevention program; (5) regulations which govern infection prevention practice; and (6) criteria for identifying health care associated infections in patients.

The DOH, in consultation with the Board of Nursing, is to review nursing curriculum and develop methods to encourage registered nurses to enroll in education and training on post-acute care. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare registered nurses to work in post-acute care settings.

Under the bill, the DOH is to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The infection prevention course is to include instruction on the same topics as the course designed for registered nurses. The DOH is to review current certified nurse aide curriculum, incorporate an infection prevention component into the

curriculum, and make any other necessary modifications to the curriculum.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

COMMITTEE AMENDMENTS:

The committee amendments remove a reference to residency programs and add licensed practical nurses in the section of the bill that pertains to the infection prevention course for registered nurses.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 5059

with committee amendments

STATE OF NEW JERSEY

DATED: FEBRUARY 24, 2021

The Assembly Appropriations Committee reports favorably Assembly Bill No. 5059 (1R), with committee amendments.

As amended, this bill requires the Department of Health (DOH) to establish certain nursing education and professional advancement programs.

Under the bill, the DOH, in consultation with the Association for Professionals in Infection Control and Epidemiology, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course. The infection prevention course is to include instruction on the following topics: (1) modes of transmission, incubation periods, host resistance, and susceptibility to various infections and communicable diseases; (2) appropriate measures to prevent the spread of infection; (3) processes used to sterilize, disinfect, and sanitize a health care facility; (4) management and communication skills necessary for the coordination of an effective infection prevention program; (5) regulations which govern infection prevention practice; and (6) criteria for identifying health care associated infections in patients.

The DOH, in consultation with the Board of Nursing, is to review the current nursing curriculum and develop methods to encourage licensed practical nurses and registered nurses to enroll in education and training on post-acute care. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare licensed practical nurses and registered nurses to work in post-acute care settings.

Under the bill, the DOH is to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The infection prevention course is

to include instruction on the same topics as the course designed for registered nurses. The DOH is to review current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

COMMITTEE AMENDMENTS:

The committee amendments clarify that the provisions of the bill in section 1 apply to both licensed practical nurses and registered nurses, and make grammatical changes to the bill to clarify that the DOH is to review the current nursing and certified nurse aide curricula pertaining to infection prevention education.

FISCAL IMPACT:

The Office of Legislative Services (OLS) estimates the Department of Health (DOH) will incur indeterminate costs in developing certain nursing educational programs, as outlined under the bill. The OLS assumes that such costs will be largely due to consulting with the Association for Professionals in Infection Control and Epidemiology (APIC), as authorized under the bill, and contracting with the association for use of their existing program; however, the OLS does not have access to any data to quantify these expenses.

The OLS concludes that the New Jersey Board of Nursing will incur an indeterminate increase in costs to assist the DOH in reviewing certain nursing curriculum and requirements. The OLS assumes that the Board, as the entity responsible for licensing nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.

The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.

Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse

aides. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

STATEMENT TO
[Second Reprint]
ASSEMBLY, No. 5059

with Assembly Floor Amendments
(Proposed by Assemblyman CONAWAY)

ADOPTED: MARCH 25, 2021

These Assembly amendments remove provisions of the bill that would have required the Department of Health (DOH) to develop infection prevention courses specifically designed for licensed practical nurses and registered nurses employed in long-term care facilities and for all certified nurse aides, and instead require the Board of Nursing to incorporate the Nursing Home Infection Preventionist Training Course offered through the federal Centers for Disease Control and Prevention (CDC), or a successor course. The Board of Nursing will additionally be required to review the current nursing curriculum and make or recommend such modifications as the board deems appropriate to ensure that licensed practical nurses and registered nurses receive adequate training on post-acute care.

The Assembly amendments require the DOH to review the educational and clinical experience requirements for the certification and advancement of certified nurse aides and include in those requirements appropriate portions of the CDC's Nursing Home Infection Preventionist Training Course, or a similar course offered through the Association for Professionals in Infection Control and Epidemiology with respect to infection control or prevention in long-term care facilities, and any additional or supplemental modules or courses as the board deems appropriate.

The Assembly amendments clarify that, when establishing a pilot program to develop standards for the professional advancement of certified nurse aides, the DOH may consult with a representative of one or more long-term care facilities in the State, and, in lieu of developing standards, may identify a model that contains standards for the development of certified nurse aides.

The Assembly amendments revise the effective date of the bill from immediately to the first day of the sixth month next following enactment.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 5059

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: FEBRUARY 16, 2021

SUMMARY

- Synopsis:** Requires DOH to establish certain nursing education and professional advancement programs.
- Type of Impact:** State Expenditure Increase.
- Agencies Affected:** Department of Health. Division of Consumer Affairs in the Department of Law and Public Safety.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates the Department of Health (DOH) will incur indeterminate costs in developing certain nursing educational programs, as outlined under the bill. The OLS assumes that such costs will be largely due to consulting with the Association for Professionals in Infection Control and Epidemiology (APIC), as authorized under the bill, and contracting with the association for use of their existing program; however, the OLS does not have access to any data to quantify these expenses.
- The OLS concludes that the New Jersey Board of Nursing will incur an indeterminate increase in costs to assist the DOH in reviewing certain nursing curriculum and requirements. The OLS assumes that the Board, as the entity responsible for licensing nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.
- The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.
- Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides.

To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

BILL DESCRIPTION

The DOH, in consultation with the APIC, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course.

Using these same topics required under the infection prevention course, the DOH is also to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The DOH is to review current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The DOH, in consultation with the Board of Nursing, is to review nursing curriculum and develop methods to encourage registered nurses to enroll in education and training on post-acute care. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare registered nurses to work in post-acute care settings.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates the DOH will incur indeterminate costs in developing certain nursing educational programs. The bill requires the department, in consultation with the APIC, to develop an infection prevention course for licensed practical nurses and registered nurses employed in a

long-term care facility. Under the bill, the department is directed to use a similar criteria to develop an infection prevention course for certified nurse aides. The APIC's mission, in part, is to educate healthcare personnel about infectious diseases and how to limit their spread, which includes the recent launch of the "Certificate of Training in Infection Prevention in the Long-Term Care Setting" program. This program is specifically designed as an opportunity for state departments of health to sponsor classes. The OLS assumes that the cost to fulfill this provision of the bill will be due to contracting with the APIC for use of that organization's existing program; however, the OLS does not have access to any data to quantify these expenses.

The OLS also concludes that the New Jersey Board of Nursing, which operates under the purview of the Division of Consumer Affairs, will incur an indeterminate, albeit minimal, increase in costs to assist the department in reviewing nursing curriculum and certain requirements for the completion of a nursing degree, as well as in determining if such requirements should be modified. The OLS assumes that the Board, as the entity responsible for licensing registered professional nurses and licensed practical nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.

The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.

Finally, the OLS concludes the department will incur costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. The DOH is the entity that regulates certified nurse aides; therefore, this provision falls within the scope of the department's work. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards, such as training expenses and salary increases, and that the department may be responsible, in part, for these expenses; and 2) nursing homes operated by the DMAVA and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program. However, as the model is unknown, the OLS cannot determine the extent implementation will affect the fiscal impact of the bill. Any cost to implement these standards will increase in relation to the number of long-term care facilities and certified nurse aides participating in the pilot program.

Section: *Human Services*
Analyst: *Sarah Schmidt*
 Senior Research Analyst
Approved: *Thomas Koenig*
 Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

ASSEMBLY, No. 5059

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: MARCH 3, 2021

SUMMARY

- Synopsis:** Requires DOH to establish certain nursing education and professional advancement programs.
- Type of Impact:** State Expenditure Increase.
- Agencies Affected:** Department of Health. Division of Consumer Affairs in the Department of Law and Public Safety.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates the Department of Health (DOH) will incur indeterminate costs in developing certain nursing educational programs, as outlined under the bill. The OLS assumes that such costs will be largely due to consulting with the Association for Professionals in Infection Control and Epidemiology (APIC), as authorized under the bill, and contracting with the association for use of their existing program; however, the OLS does not have access to any data to quantify these expenses.
- The OLS concludes that the New Jersey Board of Nursing will incur an indeterminate increase in costs to assist the DOH in reviewing certain nursing curriculum and requirements. The OLS assumes that the Board, as the entity responsible for licensing nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.
- The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.
- Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides.

To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

BILL DESCRIPTION

The DOH, in consultation with the APIC, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course.

Using these same topics required under the infection prevention course, the DOH is also to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The DOH is to review current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The DOH, in consultation with the Board of Nursing, is to review the current nursing curriculum and develop methods to encourage licensed practical nurses and registered nurses to enroll in education and training on post-acute care. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare license practical nurses and registered nurses to work in post-acute care settings.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates the DOH will incur indeterminate costs in developing certain nursing educational programs. The bill requires the department, in consultation with the APIC, to develop an infection prevention course for licensed practical nurses and registered nurses employed in a long-term care facility. Under the bill, the department is directed to use a similar criteria to develop an infection prevention course for certified nurse aides. The APIC's mission, in part, is to educate

healthcare personnel about infectious diseases and how to limit their spread, which includes the recent launch of the “Certificate of Training in Infection Prevention in the Long-Term Care Setting” program. This program is specifically designed as an opportunity for state departments of health to sponsor classes. The OLS assumes that the cost to fulfill this provision of the bill will be due to contracting with the APIC for use of that organization’s existing program; however, the OLS does not have access to any data to quantify these expenses.

The OLS also concludes that the New Jersey Board of Nursing, which operates under the purview of the Division of Consumer Affairs, will incur an indeterminate, albeit minimal, increase in costs to assist the department in reviewing nursing curriculum and certain requirements for the completion of a nursing degree, as well as in determining if such requirements should be modified. The OLS assumes that the Board, as the entity responsible for licensing registered professional nurses and licensed practical nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.

The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.

Finally, the OLS concludes the department will incur costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. The DOH is the entity that regulates certified nurse aides; therefore, this provision falls within the scope of the department’s work. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department’s expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards, such as training expenses and salary increases, and that the department may be responsible, in part, for these expenses; and 2) nursing homes operated by the DMAVA and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program. However, as the model is unknown, the OLS cannot determine the extent implementation will affect the fiscal impact of the bill. Any cost to implement these standards will increase in relation to the number of long-term care facilities and certified nurse aides participating in the pilot program.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Third Reprint]

ASSEMBLY, No. 5059

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: MAY 21, 2021

SUMMARY

- Synopsis:** Requires DOH to establish certain nursing education and professional advancement programs.
- Type of Impact:** State Expenditure Increase.
- Agencies Affected:** Department of Health; New Jersey Board of Nursing in the Division of Consumer Affairs in the Department of Law and Public Safety.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates the Department of Health (DOH) and the New Jersey Board of Nursing will each incur one-time indeterminate costs to review the respective requirements outlined under the bill regarding licensure and certification of nurse aides and nurses, and to make or recommend any modifications to those requirements as described under the bill. The OLS assumes that the department, as the entity responsible for certifying nurse aides, and the Board, as the entity responsible for licensing nurses, will each be capable of complying with these provisions with minimal expense.
- To the extent that the department and Board incorporate the Nursing Home Infection Preventionist Training Course with existing requirements, the OLS notes that there will be no cost to the State or other entities as the modules offered under this course are free. However, if the department determined it to be necessary to incorporate a similar course offered through the Association for Professionals in Infection Control and Epidemiology (APIC) with existing requirements, the department may incur costs. This OLS does not have data to quantify this expense, but assumes that the department would need to contract with APIC to use its training modules.

- Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. To the extent that the department utilizes an existing or applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

BILL DESCRIPTION

This bill requires the Board of Nursing to review the current nursing curriculum and education and clinical experience requirements for the completion of a nursing degree and make or recommend such modifications as the board deems appropriate to incorporate, as part of such requirements, the Nursing Home Infection Preventionist Training Course, or any successor course, offered through the federal Centers for Disease Control and Prevention (CDC). Furthermore, the bill directs the Board of Nursing to review the current nursing curriculum and make or recommend such modifications as the board deems appropriate to ensure that licensed practical nurses and registered nurses receive adequate training on post-acute care.

This bill also requires the DOH to review the current education and clinical experience requirements for the certification and professional advancement of certified nurse aides and make or recommend such modifications as the department deems appropriate to incorporate, as part of such requirements, the appropriate portions of the Nursing Home Infection Preventionist Training Course, or any successor course, or a similar course offered through the Association for Professionals in Infection Control and Epidemiology (APIC) with respect to infection control or prevention in long-term care facilities, and any additional or supplemental modules or courses as the department deems appropriate.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State, or a representative thereof, and representatives of labor organizations, is to establish a pilot program to develop standards, or identify a model that contains standards, for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates the DOH and the New Jersey Board of Nursing will each incur indeterminate costs to review the respective requirements outlined under the bill regarding the

licensure and certification of nurse aides and nurses, and to make or recommend any modifications to those requirements as described under the bill. The OLS assumes that the department, as the entity responsible for certifying nurse aides, and the Board, as the entity responsible for licensing nurses, will each be capable of complying with these provisions with minimal expense.

To the extent that the department and Board modify these requirements to incorporate the Nursing Home Infection Preventionist Training Course, as authorized under the bill, the OLS notes that there will be no cost to the State or other entities as the modules offered under this course are free. The Nursing Home Infection Preventionist Training course is designed for individuals responsible for infection prevention and control programs in nursing homes and was produced by CDC in collaboration with the Centers for Medicare and Medicaid Services.

The bill also authorizes the department to incorporate portions of a course similar to the Nursing Home Infection Preventionist Training course offered through the Association for APIC, if applicable, with the existing requirements. The APIC's mission, in part, is to educate healthcare personnel about infectious diseases and how to limit their spread, which includes the recent launch of the "Certificate of Training in Infection Prevention in the Long-Term Care Setting" program. This program is specifically designed as an opportunity for state departments of health to sponsor classes. The OLS assumes that the department would incur cost to incorporate portions of this program into the existing certified nurse aide requirements due to contracting with the APIC for use of that organization's existing program; however, the OLS does not have access to any data to quantify these expenses.

Finally, the OLS concludes the department will incur costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. The DOH is the entity that regulates certified nurse aides; therefore, this provision falls within the scope of the department's work. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards, such as training expenses and salary increases, and that the department may be responsible, in part, for these expenses; and 2) nursing homes operated by the DMAVA and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program. However, as the model is unknown, the OLS cannot determine the extent implementation will affect the fiscal impact of the bill. Any cost to implement these standards will increase in relation to the number of long-term care facilities and certified nurse aides participating in the pilot program.

Section: Human Services
Analyst: Sarah Schmidt
Senior Research Analyst
Approved: Thomas Koenig
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

SENATE, No. 3031

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED OCTOBER 19, 2020

Sponsored by:

Senator STEPHEN M. SWEENEY

District 3 (Cumberland, Gloucester and Salem)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Co-Sponsored by:

Senator Pou

SYNOPSIS

Requires DOH to establish certain nursing education and professional advancement programs.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/21/2020)

1 AN ACT concerning nursing education and professional
2 advancement and supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. The Department of Health, in consultation with the
8 Association for Professionals in Infection Control and
9 Epidemiology, shall develop an infection prevention course
10 specifically designed for registered nurses employed in a long-term
11 care facility. The Department of Health shall develop methods to
12 encourage and incentivize registered nurses to complete the
13 infection prevention course. The infection prevention course shall
14 include, but shall not be limited to, instruction on the following
15 topics:

16 (1) modes of transmission, incubation periods, host resistance,
17 and susceptibility to various infections and communicable diseases;

18 (2) appropriate measures to prevent the spread of infection;

19 (3) processes used to sterilize, disinfect, and sanitize a health
20 care facility;

21 (4) management and communication skills necessary for the
22 coordination of an effective infection prevention program;

23 (5) regulations which govern infection prevention practice; and

24 (6) criteria for identifying health care associated infections in
25 patients.

26 b. (1) The Department of Health, in consultation with the
27 Board of Nursing, shall review nursing curriculum and develop
28 methods to encourage registered nurses to enroll in post-acute care
29 residency programs; and

30 (2) The Department of Health, in consultation with the Board of
31 Nursing, shall review the educational and clinical experience
32 requirements for the completion of a nursing degree and determine
33 if the requirements should be modified to better prepare registered
34 nurses to work in post-acute care settings.

35

36 2. a. The Department of Health shall develop an infection
37 prevention course for certified nurse aides. The Department of
38 Health shall include the infection prevention course as a required
39 component of annual in-service education for certified nurse aides.
40 The infection prevention course shall include, but shall not be
41 limited to, instruction on the following topics:

42 (1) modes of transmission, incubation periods, host resistance,
43 and susceptibility to various infections and communicable diseases;

44 (2) appropriate measures to prevent the spread of infection;

45 (3) processes used to sterilize, disinfect, and sanitize a health
46 care facility;

47 (4) management and communication skills necessary for the
48 coordination of an effective infection prevention program;

1 (5) regulations which govern infection prevention practice; and
2 (6) criteria for identifying health care associated infections in
3 patients.

4 b. The Department of Health shall review current certified
5 nurse aide curriculum, incorporate an infection prevention
6 component into the curriculum, and make any other necessary
7 modifications to the curriculum.

8
9 3. The Department of Health, in consultation with one or more
10 long-term care facilities in this State and representatives of labor
11 organizations, shall establish a pilot program to develop standards
12 for the professional advancement of certified nurse aides. The
13 standards for the professional advancement of certified nurse aides
14 may be based on: previous work experience, education level,
15 participation in educational opportunities, training, and work
16 performance. The standards for the professional advancement of
17 certified nurse aides may also be based on any applicable out-of-
18 State models for the professional advancement of certified nurse
19 aides.

20
21 4. The Commissioner of Health shall adopt rules and
22 regulations, in accordance with the "Administrative Procedure Act,"
23 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate
24 the provisions of this act.

25
26 5. This act shall take effect immediately.

27

28

29

STATEMENT

30

31 This bill requires the Department of Health (DOH) to establish
32 certain nursing education and professional advancement programs.

33 Under the bill, the DOH, in consultation with the Association for
34 Professionals in Infection Control and Epidemiology, is to develop
35 an infection prevention course specifically designed for registered
36 nurses employed in a long-term care facility. The DOH is to
37 develop methods to encourage and incentivize registered nurses to
38 complete the infection prevention course. The infection prevention
39 course is to include instruction on the following topics: (1) modes
40 of transmission, incubation periods, host resistance, and
41 susceptibility to various infections and communicable diseases; (2)
42 appropriate measures to prevent the spread of infection; (3)
43 processes used to sterilize, disinfect, and sanitize a health care
44 facility; (4) management and communication skills necessary for
45 the coordination of an effective infection prevention program; (5)
46 regulations which govern infection prevention practice; and (6)
47 criteria for identifying health care associated infections in patients.

S3031 SWEENEY, VITALE

1 The DOH, in consultation with the Board of Nursing, is to
2 review nursing curriculum and develop methods to encourage
3 registered nurses to enroll in post-acute care residency programs.
4 The DOH, in consultation with the Board of Nursing, is to review
5 the educational and clinical experience requirements for the
6 completion of a nursing degree and determine if the requirements
7 should be modified to better prepare registered nurses to work in
8 post-acute care settings.

9 Under the bill, the DOH is to develop an infection prevention
10 course for certified nurse aides. The DOH is to include the
11 infection prevention course as a required component of annual in-
12 service education for certified nurse aides. The infection prevention
13 course is to include instruction on the same topics as the course
14 designed for registered nurses. The DOH is to review current
15 certified nurse aide curriculum, incorporate an infection prevention
16 component into the curriculum, and make any other necessary
17 modifications to the curriculum.

18 The bill provides that the DOH, in consultation with one or more
19 long-term care facilities in this State and representatives of labor
20 organizations, is to establish a pilot program to develop standards
21 for the professional advancement of certified nurse aides. The
22 standards for the professional advancement of certified nurse aides
23 may be based on: previous work experience, education level,
24 participation in educational opportunities, training, and work
25 performance. The standards may also be based on any applicable
26 out-of-State models for the professional advancement of certified
27 nurse aides.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO
SENATE, No. 3031

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 14, 2021

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 3031.

As amended, this bill requires the Department of Health (DOH) to establish certain nursing education and professional advancement programs.

Under the bill, the DOH, in consultation with the Association for Professionals in Infection Control and Epidemiology, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course. The infection prevention course is to include instruction on the following topics: (1) modes of transmission, incubation periods, host resistance, and susceptibility to various infections and communicable diseases; (2) appropriate measures to prevent the spread of infection; (3) processes used to sterilize, disinfect, and sanitize a health care facility; (4) management and communication skills necessary for the coordination of an effective infection prevention program; (5) regulations which govern infection prevention practice; and (6) criteria for identifying health care associated infections in patients.

As amended, the bill requires the DOH, in consultation with the Board of Nursing, is to review the current nursing curriculum and develop methods to encourage licensed practical nurses and registered nurses to enroll in post-acute care residency programs. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare licensed practical nurses and registered nurses to work in post-acute care settings.

Under the bill, the DOH is to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service

education for certified nurse aides. The infection prevention course is to include instruction on the same topics as the course designed for registered nurses. As amended by the committee, the DOH is to review the current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

COMMITTEE AMENDMENTS:

The committee amendments remove a reference to residency programs and add licensed practical nurses in the section of the bill that pertains to the infection prevention course for registered nurses.

The committee amendments make the provisions of the bill that apply to registered nurses applicable to licensed practical nurses as well.

The committee amendments also make grammatical changes to the bill to clarify that the DOH is to review the current nursing and certified nurse aide curricula pertaining to infection prevention education.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 3031

STATE OF NEW JERSEY

DATED: MARCH 22, 2021

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 3031 (1R).

This bill requires the Department of Health (DOH) to establish certain nursing education and professional advancement programs.

Under the bill, the DOH, in consultation with the Association for Professionals in Infection Control and Epidemiology, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course. The infection prevention course is to include instruction on the following topics: (1) modes of transmission, incubation periods, host resistance, and susceptibility to various infections and communicable diseases; (2) appropriate measures to prevent the spread of infection; (3) processes used to sterilize, disinfect, and sanitize a health care facility; (4) management and communication skills necessary for the coordination of an effective infection prevention program; (5) regulations which govern infection prevention practice; and (6) criteria for identifying health care associated infections in patients.

The bill requires the DOH, in consultation with the Board of Nursing, to review the current nursing curriculum and develop methods to encourage licensed practical nurses and registered nurses to enroll in post-acute care residency programs. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare licensed practical nurses and registered nurses to work in post-acute care settings.

Under the bill, the DOH is to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The infection prevention course is to include instruction on the same topics as the course designed for registered nurses. The DOH is to review the current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL IMPACT:

The Office of Legislative Services (OLS) estimates the Department of Health (DOH) will incur indeterminate costs in developing certain nursing educational programs, as outlined under the bill. The OLS assumes that such costs will be largely due to consulting with the Association for Professionals in Infection Control and Epidemiology (APIC), as authorized under the bill, and contracting with the association for use of their existing program; however, the OLS does not have access to any data to quantify these expenses.

The OLS concludes that the New Jersey Board of Nursing will incur an indeterminate increase in costs to assist the DOH in reviewing certain nursing curriculum and requirements. The OLS assumes that the Board, as the entity responsible for licensing nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.

The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.

Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

STATEMENT TO
[First Reprint]
SENATE, No. 3031

with Senate Floor Amendments
(Proposed by Senator SWEENEY)

ADOPTED: MARCH 25, 2021

These Senate amendments remove provisions of the bill that would have required the Department of Health (DOH) to develop infection prevention courses specifically designed for licensed practical nurses and registered nurses employed in long-term care facilities and for all certified nurse aides, and instead require the Board of Nursing to incorporate the Nursing Home Infection Preventionist Training Course offered through the federal Centers for Disease Control and Prevention (CDC), or a successor course. The Board of Nursing will additionally be required to review the current nursing curriculum and make or recommend such modifications as the board deems appropriate to ensure that licensed practical nurses and registered nurses receive adequate training on post-acute care.

The Senate amendments require the DOH to review the educational and clinical experience requirements for the certification and advancement of certified nurse aides and include in those requirements appropriate portions of the CDC's Nursing Home Infection Preventionist Training Course, or a similar course offered through the Association for Professionals in Infection Control and Epidemiology with respect to infection control or prevention in long-term care facilities, and any additional or supplemental modules or courses as the board deems appropriate.

The Senate amendments clarify that, when establishing a pilot program to develop standards for the professional advancement of certified nurse aides, the DOH may consult with a representative of one or more long-term care facilities in the State, and, in lieu of developing standards, may identify a model that contains standards for the development of certified nurse aides.

The Senate amendments revise the effective date of the bill from immediately to the first day of the sixth month next following enactment.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 3031 STATE OF NEW JERSEY 219th LEGISLATURE

DATED: MARCH 9, 2021

SUMMARY

- Synopsis:** Requires DOH to establish certain nursing education and professional advancement programs.
- Type of Impact:** State Expenditure Increase.
- Agencies Affected:** Department of Health. Division of Consumer Affairs in the Department of Law and Public Safety.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates the Department of Health (DOH) will incur indeterminate costs in developing certain nursing educational programs, as outlined under the bill. The OLS assumes that such costs will be largely due to consulting with the Association for Professionals in Infection Control and Epidemiology (APIC), as authorized under the bill, and contracting with the association for use of their existing program; however, the OLS does not have access to any data to quantify these expenses.
- The OLS concludes that the New Jersey Board of Nursing will incur an indeterminate increase in costs to assist the DOH in reviewing certain nursing curriculum and requirements. The OLS assumes that the Board, as the entity responsible for licensing nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.
- The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.
- Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides.

To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

BILL DESCRIPTION

The DOH, in consultation with the APIC, is to develop an infection prevention course specifically designed for licensed practical nurses and registered nurses employed in a long-term care facility. The DOH is to develop methods to encourage and incentivize licensed practical nurses and registered nurses to complete the infection prevention course.

Using these same topics required under the infection prevention course, the DOH is also to develop an infection prevention course for certified nurse aides. The DOH is to include the infection prevention course as a required component of annual in-service education for certified nurse aides. The DOH is to review current certified nurse aide curriculum, incorporate an infection prevention component into the curriculum, and make any other necessary modifications to the curriculum.

The DOH, in consultation with the Board of Nursing, is to review the current nursing curriculum and develop methods to encourage licensed practical nurses and registered nurses to enroll in education and training on post-acute care. The DOH, in consultation with the Board of Nursing, is to review the educational and clinical experience requirements for the completion of a nursing degree and determine if the requirements should be modified to better prepare license practical nurses and registered nurses to work in post-acute care settings.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State and representatives of labor organizations, is to establish a pilot program to develop standards for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on: previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates the DOH will incur indeterminate costs in developing certain nursing educational programs. The bill requires the department, in consultation with the APIC, to develop an infection prevention course for licensed practical nurses and registered nurses employed in a

long-term care facility. Under the bill, the department is directed to use a similar criteria to develop an infection prevention course for certified nurse aides. The APIC's mission, in part, is to educate healthcare personnel about infectious diseases and how to limit their spread, which includes the recent launch of the "Certificate of Training in Infection Prevention in the Long-Term Care Setting" program. This program is specifically designed as an opportunity for state departments of health to sponsor classes. The OLS assumes that the cost to fulfill this provision of the bill will be due to contracting with the APIC for use of that organization's existing program; however, the OLS does not have access to any data to quantify these expenses.

The OLS also concludes that the New Jersey Board of Nursing, which operates under the purview of the Division of Consumer Affairs, will incur an indeterminate, albeit minimal, increase in costs to assist the department in reviewing nursing curriculum and certain requirements for the completion of a nursing degree, as well as in determining if such requirements should be modified. The OLS assumes that the Board, as the entity responsible for licensing registered professional nurses and licensed practical nurses and for approving nursing education programs, will be capable of complying with these provisions with minimal expense.

The OLS estimates that any methods developed by the DOH to encourage and incentivize nurses to enroll in and complete the various training opportunities established under the bill will likely add additional expenses to the underlying costs of establishing those programs. However, as the nature of such methods are yet to be determined, the OLS cannot quantify these costs or conclude if such costs will be, to any extent, the responsibility of the department.

Finally, the OLS concludes the department will incur costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. The DOH is the entity that regulates certified nurse aides; therefore, this provision falls within the scope of the department's work. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards, such as training expenses and salary increases, and that the department may be responsible, in part, for these expenses; and 2) nursing homes operated by the DMAVA and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program. However, as the model is unknown, the OLS cannot determine the extent implementation will affect the fiscal impact of the bill. Any cost to implement these standards will increase in relation to the number of long-term care facilities and certified nurse aides participating in the pilot program.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

SENATE, No. 3031

STATE OF NEW JERSEY 219th LEGISLATURE

DATED: JUNE 4, 2021

SUMMARY

- Synopsis:** Requires DOH to establish certain nursing education and professional advancement programs.
- Type of Impact:** State Expenditure Increase.
- Agencies Affected:** Department of Health; New Jersey Board of Nursing in the Division of Consumer Affairs in the Department of Law and Public Safety.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) estimates the Department of Health (DOH) and the New Jersey Board of Nursing will each incur one-time indeterminate costs to review the respective requirements outlined under the bill regarding licensure and certification of nurse aides and nurses, and to make or recommend any modifications to those requirements as described under the bill. The OLS assumes that the department, as the entity responsible for certifying nurse aides, and the Board, as the entity responsible for licensing nurses, will each be capable of complying with these provisions with minimal expense.
- To the extent that the department and Board incorporate the Nursing Home Infection Preventionist Training Course with existing requirements, the OLS notes that there will be no cost to the State or other entities as the modules offered under this course are free. However, if the department determined it to be necessary to incorporate a similar course offered through the Association for Professionals in Infection Control and Epidemiology (APIC) with existing requirements, the department may incur costs. This OLS does not have data to quantify this expense, but assumes that the department would need to contract with APIC to use its training modules.
- Finally, the OLS concludes that the department will incur indeterminate costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. To the extent that the department utilizes an existing or applicable out-of-State model, as

permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards and that the department may be responsible, in part, for these expenses; 2) nursing homes operated by the Department of Military and Veterans Affairs (DMAVA) and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program.

BILL DESCRIPTION

This bill requires the Board of Nursing to review the current nursing curriculum and education and clinical experience requirements for the completion of a nursing degree and make or recommend such modifications as the board deems appropriate to incorporate, as part of such requirements, the Nursing Home Infection Preventionist Training Course, or any successor course, offered through the federal Centers for Disease Control and Prevention (CDC). Furthermore, the bill directs the Board of Nursing to review the current nursing curriculum and make or recommend such modifications as the board deems appropriate to ensure that licensed practical nurses and registered nurses receive adequate training on post-acute care.

This bill also requires the DOH to review the current education and clinical experience requirements for the certification and professional advancement of certified nurse aides and make or recommend such modifications as the department deems appropriate to incorporate, as part of such requirements, the appropriate portions of the Nursing Home Infection Preventionist Training Course, or any successor course, or a similar course offered through the Association for Professionals in Infection Control and Epidemiology (APIC) with respect to infection control or prevention in long-term care facilities, and any additional or supplemental modules or courses as the department deems appropriate.

The bill provides that the DOH, in consultation with one or more long-term care facilities in this State, or a representative thereof, and representatives of labor organizations, is to establish a pilot program to develop standards, or identify a model that contains standards, for the professional advancement of certified nurse aides. The standards for the professional advancement of certified nurse aides may be based on previous work experience, education level, participation in educational opportunities, training, and work performance. The standards may also be based on any applicable out-of-State models for the professional advancement of certified nurse aides.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates the DOH and the New Jersey Board of Nursing will each incur indeterminate costs to review the respective requirements outlined under the bill regarding the licensure and certification of nurse aides and nurses, and to make or recommend any modifications to those requirements as described under the bill. The OLS assumes that the department, as the entity responsible for certifying nurse aides, and the Board, as the entity responsible for licensing nurses, will each be capable of complying with these provisions with minimal expense.

To the extent that the department and Board modify these requirements to incorporate the Nursing Home Infection Preventionist Training Course, as authorized under the bill, the OLS notes that there will be no cost to the State or other entities as the modules offered under this course are free. The Nursing Home Infection Preventionist Training course is designed for individuals responsible for infection prevention and control programs in nursing homes and was produced by CDC in collaboration with the Centers for Medicare and Medicaid Services.

The bill also authorizes the department to incorporate portions of a course similar to the Nursing Home Infection Preventionist Training course offered through the Association for APIC, if applicable, with the existing requirements. The APIC's mission, in part, is to educate healthcare personnel about infectious diseases and how to limit their spread, which includes the recent launch of the "Certificate of Training in Infection Prevention in the Long-Term Care Setting" program. This program is specifically designed as an opportunity for state departments of health to sponsor classes. The OLS assumes that the department would incur cost to incorporate portions of this program into the existing certified nurse aide requirements due to contracting with the APIC for use of that organization's existing program; however, the OLS does not have access to any data to quantify these expenses.

Finally, the OLS concludes the department will incur costs in establishing a pilot program to develop standards for the professional advancement of certified nurse aides. The DOH is the entity that regulates certified nurse aides; therefore, this provision falls within the scope of the department's work. To the extent that the department utilizes an applicable out-of-State model, as permitted under the bill, the department's expenses to fulfill this provision may be minimized. The OLS notes that: 1) depending on the model selected, there may be additional costs to implement the standards, such as training expenses and salary increases, and that the department may be responsible, in part, for these expenses; and 2) nursing homes operated by the DMAVA and certain county governments may experience expenses under the bill if such facilities consult with the department in the establishment of the pilot program. However, as the model is unknown, the OLS cannot determine the extent implementation will affect the fiscal impact of the bill. Any cost to implement these standards will increase in relation to the number of long-term care facilities and certified nurse aides participating in the pilot program.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Thomas Koenig
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

Governor Murphy Takes Action on Legislation

11/8/2021

TRENTON – Today, Governor Murphy signed the following bills into law:

S-249/A-1259 (Singleton, Turner/Schaer, DeCroce, Vainieri Huttle) – Requires pharmacy benefits manager providing services within Medicaid program to disclose certain information to DHS

S-324/A-3533 (Diegnan, A.M. Bucco/Benson, Freiman, DeCroce) – Authorizes operators of motor vehicles to display electronic proof of registration; requires MVC to send application for registration renewal to lessee of leased vehicle

SCS for S-399 and 1645/ACS for A-869 and 1380 (Lagana, Weinberg, Stack, Turner, Cunningham/Chiaravalloti, Holley) – Requires residential landlords to install covers on steam radiators upon request of tenant

S-537/A-3110 (Codey/McKeon, Verrelli, Vainieri Huttle) – Establishes certain minimum and maximum temperatures in rooming and boarding houses, dementia care homes, and certain nursing homes and residential health care facilities

S-550/A-1616 (Codey, Pennacchio/Lampitt, Conaway, Vainieri Huttle) – Requires certain student identification cards to contain telephone number for suicide prevention hotline

SCS for S-647/A-4825 (Greenstein, Singleton/McKeon, Karabinchak, Stanley) – Revises cybersecurity, asset management, and related reporting requirements in “Water Quality Accountability Act”

S-828/A-2101 (Lagana, Greenstein/Swain, Tully, Verrelli) – Requires public utilities and local units to provide notice prior to initiating certain infrastructure projects

S-829/A-2135 (Lagana, Singleton/Tully, Swain, Murphy) – Requires property condition disclosure statement to indicate presence of lead plumbing in residential property

S-830/A-2134 (Lagana, Greenstein/Tully, Swain, Conaway) – Requires public water systems to offer drinking water tests to customers in certain circumstances

S-894/A-3874 (Pou, Greenstein/Lopez, Vainieri Huttle) – Prohibits sale of paint or coating removal products that contain methylene chloride unless purchaser meets certain safety standards for use

S-1010/A-2103 (Lagana, Turner/Swain, Tully, Johnson) – Permits counties and municipalities to bond for alternative fuel vehicles

S-1047/A-1712 (Cryan, Pou/Burzichelli, Karabinchak, Giblin) – Concerns disclosure of certain information prior to sale of real estate

S-1148/A-1221 (Ruiz, Pou/Chaparro, Speight, Wimberly) – Requires emergency contact information and access instructions for social services hotline to be provided to tenants of multiple dwellings

S-1239/A-5131 (Codey/McKeon, Danielsen, Jasey) – Authorizes imposition of fee for connection to municipal electric distribution system

S-1259/A-2628 (Singleton/Murphy) – Concerns labor contractors

S-1726/A-795 (Lagana, Pou/Verrelli, Swain, Zwicker) – Prohibits sale of cosmetic products that have been tested on animals

- S-2727/A-4775 (Pennacchio, Pou/Vainieri Huttie, Jasey, McKnight)** – Establishes Multigenerational Family Housing Continuity Commission; provides municipal guidance to periodically analyze local advancement of commission’s senior citizen housing recommendations
- S-2861/A-5390 (Singleton, Addiego/Quijano, McKnight, Speight)** – Concerns certain restrictive covenants on real property
- S-2996/A-5019 (Testa, Sweeney/McClellan, Taliaferro, Johnson)** – Allows Board of Cosmetology and Hairstyling licensees to operate mobile facilities when providing services
- S-3000/A-4688 (Weinberg, Greenstein/Benson, Verrelli, Vainieri Huttie)** – Codifies and establishes certain network adequacy standards for pediatric primary and specialty care in Medicaid program
- S-3032/A-4855 (Sweeney, Vitale/Benson, Vainieri Huttie, Chiaravalloti)** – Requires DOH to develop Statewide plan for infection control and prevention infrastructure improvements in nursing homes
- S-3091/A-4933 (Addiego, Bateman/Burzichelli, Benson, Mukherji)** – Requires builders to offer unit concrete products that utilize carbon footprint-reducing technology as option in new construction; establishes tax incentives, and State and local purchasing requirements, for unit concrete products that utilize carbon footprint-reducing technology
- S-3253/A-2619 (Singleton, Ruiz/Murphy, Speight, Mukherji)** – Establishes alternate route to expedite certification of teachers at early college high school programs
- S-3318/A-5893 (Sweeney, Pou/Vainieri Huttie, Caputo, Karabinchak)** – Provides for voluntary contributions by taxpayers on gross income tax returns for Special Olympics New Jersey
- S-3590/A-5536 (Diegnan, Turner/Burzichelli, Giblin)** – Allows formation of limited liability companies by real estate salespersons and broker-salespersons to receive commission income and requires certain disclosures on promotions
- S-3811/A-5769 (Sweeney, Scutari/Reynolds-Jackson, Quijano, Carter)** – Establishes Kean University as public urban research university
- S-3948/A-5896 (Addiego, Gopal/Houghtaling, Downey)** – Authorizes supplemental State aid to school districts receiving certain federal Impact Aid; makes appropriation
- SJR-41/AJR-33 (Cruz-Perez, Addiego/Lopez, McKnight)** – Designates June 2 of each year as “Gun Violence Awareness Day”
- SJR-109/AJR-208 (Weinberg, Pou/McKnight, Benson, Vainieri Huttie)** – Condemns hate and violent extremism and commits to defense of safe and just democracy
- A-637/S-2670 (Caputo, Dancer, Houghtaling/Beach)** – Revises permit and license processes for sports pools operators and online sports pool operators; revises definitions of certain sports events; allows for transactional waiver for sports wagering lounge
- A-853/S-797 (Chiaravalloti, Karabinchak, McKnight/Cunningham, Doherty)** – Prohibits municipal licensure of children operating temporary businesses
- A-2311/S-356 (Calabrese, Jasey/Cryan, Codey)** – Establishes study commission to examine development of mutually beneficial relationships between institutions of higher education and municipalities
- A-3027/S-793 (Lampitt, Jasey, Houghtaling/Cunningham, Singleton)** – Commits \$3 million from Supplemental Workforce Fund for Basic Skill to NJ Community College Consortium for Workforce and Economic Development
- ACS for A-3352/S-3504 (Kennedy, Stanley, Calabrese/Smith)** – Requires certain newly constructed warehouses to be solar-ready buildings

A-3897/S-3263 (Armato, Mazzeo, DiMaso/Beach, Gopal) – Increases fee for New Jersey Waterfowl Stamps

A-4138/S-2701 (Vainieri Huttle, Benson, Giblin/Gopal, Codey) – Requires Department of Human Services to develop public emergency response plan for licensed providers of services to individuals with developmental disabilities

A-4367/S-2794 (Mukherji, Sumter, Taliaferro/Pou, Scutari) – Provides that AOC shall administer program for municipal courts allowing defendants to engage in online plea negotiations, entry of guilty plea, and payment of fine or penalty

A-4484/S-3153 (McKnight, Kennedy, Mukherji, Gove/Pou, Vitale) – Requires State Long-Term Care Ombudsman to establish long-term care advocacy and educational training program

A-4538/S-3131 (Lampitt, Quijano/Pou, A.M. Bucco) – Requires dental insurers to provide credits for reduced usage during coronavirus disease 2019 pandemic

A-4544/S-3150 (Caputo, Jasey, Murphy/Pou, Codey) – Permits school nurse who is retired from TPAF to return to employment for up to two years without reenrollment in TPAF

A-4633/S-2856 (Giblin, DeCroce/Pou) – Permits certain nonresident Certified Public Accountants to provide attest services

A-4831/S-3953 (Chaparro, Kennedy, Murphy/Scutari) – Clarifies classification in this State of criminal offenses committed in other states or under federal law

A-4836/S-3313 (Giblin, Benson, Downey/Pou, Turner) – Establishes task force to evaluate quality, efficacy, costs, and educational outcomes of online courses offered by public and independent institutions of higher education and degree-granting proprietary institutions during COVID-19 pandemic

A-4861/S-3041 (Vainieri Huttle, Armato, Verrelli/Vitale, Gopal) – Requires DOH to publish total number of COVID-19 deaths and cases in long-term care facilities

A-4869/S-2414 (Wirths, Verrelli, Space/Singleton, Madden) – Requires certain bidders for prevailing wage public work to provide proof that prevailing wage will be paid

A-5059/S-3031 (Conaway, Vainieri Huttle, Benson/Sweeney, Vitale) – Requires DOH to establish certain nursing education and professional advancement programs

A-5212/S-3638 (Conaway, Verrelli, Karabinchak/Turner, Diegnan) – Permits dentists to administer vaccines under certain circumstances

A-5751/S-3823 (Swain, Timberlake, Carter, Johnson/Weinberg, Gopal) – Expands State corrections officers training to include topics contributing to their core mission of treating inmates with dignity, fairness, and respect

A-5817/S-3852 (Tully, Swain, Benson/Lagana, Diegnan) – Revises violation and fines for approving or assigning unauthorized individuals as school bus drivers

A-5818/S-3849 (Tully, Swain, Benson/Lagana, Diegnan) – Provides for debarment of school bus contractors for certain violations; requires certain information in pupil transportation contract bid

AJR-204/SJR-105 (Jasey, Benson, Reynolds-Jackson/Cunningham, T. Kean) – Designates April of each year as “Educational Opportunity Fund (EOF) Month” in New Jersey

AJR-238/SJR-123 (Burzichelli/Sweeney, Singleton) – Urges U.S. President and EPA to take appropriate action, through waivers and other reforms, to allow blending of renewable fuels under the federal “Clean Air Act”

Governor Murphy conditionally vetoed the following bills:

S-108/A-169 (Gill, Turner/Caputo, Wirths) – **CONDITIONAL** - Concerns speech rights of student journalists at public schools and public institutions of higher education

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S-2078/A-5008 (Weinberg, Addiego/Lampitt, Benson, Vainieri Huttle) – CONDITIONAL - Establishes “Stillbirth Resource Center” and regional Fetal and Infant Mortality Review Committee, and programs for the prevention and reduction of incidences of stillbirth; expands list of professionals authorized to provide stillbirth-related care

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S-2160/A-5701 (Sweeney, Oroho, Singer/Carter, Lampitt, Jasey) – CONDITIONAL - Creates special education unit within the Office of Administrative Law; requires annual report

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S-2525/A-4274 (Rice, Singleton, Turner/Conaway, Sumter, Stanley) – CONDITIONAL - Expands powers and duties of State Chief Diversity Officer to promote diversity in State government and public contracting

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S-2559/ACS for A-4179 and 4200 (Gopal, Gill/Downey, Conaway, Benson, Houghtaling, Karabinchak) – CONDITIONAL - Revises requirements for health insurance providers and Medicaid to cover services provided using telemedicine and telehealth; appropriates \$5 million

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S-2834/A-5312 (Ruiz, Cunningham/Quijano, Lampitt, McKnight) – CONDITIONAL - Mandates training on culturally responsive teaching for all candidates for teaching certification

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S-2953/A-4785 (Sweeney, Cunningham/Quijano, Verrelli, Mukherji) – CONDITIONAL - Expands scope of inmate reentry assistance and benefits

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S-3238/A-5213 (Ruiz, Pou/Verrelli, McKnight, McKeon) – CONDITIONAL - Establishes New Jersey Easy Enrollment Health Insurance Program

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S-3488/A-5537 (Sweeney, Gopal, O'Scanlon/Burzichelli, Dancer, Spearman) – CONDITIONAL - Modifies certain procedures pertaining to school district regionalization; establishes grant program for cost reimbursement of conducting regionalization feasibility studies; and provides financial incentives for regionalization

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S-3867/A-5868 (Addiego, Singleton/Benson, Verrelli, Vainieri Huttle) – CONDITIONAL - Establishes Opioid Recovery and Remediation Fund and Opioid Recovery and Remediation Fund Advisory Council; provides for funds received from opioid settlements to support substance use disorder prevention and treatment programs

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S-3955/A-5905 (Ruiz/Timberlake, Speight, Spearman) – CONDITIONAL - Establishes “Rental Assistance Navigation Program” in DCA; makes appropriation

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A-1533/S-3321 (Spearman, Reynolds-Jackson, Schaer/Stack, Turner) – CONDITIONAL - Requires reservation of portion of tenant-based vouchers under State rental assistance program for persons displaced due to redevelopment of an affordable housing development; provides displaced persons with affordable housing priority status

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A-2455/S-2204 (Benson, Vainieri Huttle, DeAngelo/Greenstein, Oroho) – CONDITIONAL - Establishes pilot program in DOE to support FIRST Robotics Programs in school districts

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A-3062/S-1196 (Pintor Marin, Moen, Reynolds-Jackson/Pou, Cruz-Perez) – CONDITIONAL - Establishes three year Financial Empowerment Pilot Program

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A-4002/S-2257 (Caputo, Dancer, Murphy/Gopal, Sarlo) – CONDITIONAL - Allows deduction of promotional gaming credit from gross revenue on sports wagering

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A-4433/S-2715 (Greenwald, Mukherji, Lampitt/Beach, Corrado) – CONDITIONAL - Creates grant program to encourage school districts to partner with institutions of higher education in training school-based mental health services providers

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A-4435/S-2717 (Verrelli, Greenwald, Speight, Lampitt/Beach, Corrado) – CONDITIONAL - Requires DCF to give priority to certain school districts with student mental health counseling centers in awarding grants under School Based Youth Services Program

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A-4630/S-577 (Burzichelli/Madden, Singleton) – CONDITIONAL - Concerns labor harmony agreements in retail and distribution center projects

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A-4746/S-3947 (Mosquera, Lopez, Chaparro, Dunn/Vitale, Turner) – CONDITIONAL - Requires that certain provider subsidy payments for child care services be based on enrollment

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A-4834/S-3474 (Mazzeo, Quijano, Downey/Pou, Turner) – CONDITIONAL - Requires disclosure letter be included with mail falsely implying State government connection

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A-4850/S-3095 (Karabinchak, Freiman, Calabrese, Greenwald/Diegnan) – CONDITIONAL - Establishes expedited construction inspection program

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A-5033/S-3279 (Benson, Dancer, Verrelli/Gopal) – CONDITIONAL - Authorizes motor vehicle dealers to sell motor vehicles online and obtain electronic signatures for motor vehicle transactions

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A-5353/S-3421 (Conaway, Vainieri Huttle, Benson/Madden, Turner) – CONDITIONAL - Provides for certification of temporary nurse aides

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A-5599/S-3916 (Chiaravalloti, Vainieri Huttle, McKnight/Scutari, Gill) – CONDITIONAL - Establishes order of protection for current or former judge; upgrades and clarifies harassment against current or former judge; bars firearms possession by persons against whom current or former judge order of protection is entered

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A-5864/S-3939 (Speight, Pintor Marin, Chaparro, McKnight, DeAngelo, Bergen/Gopal, Cryan) – CONDITIONAL - Allows law enforcement officers to review body worn camera recordings prior to creating initial report

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Governor Murphy absolute vetoed the following bills:

S-415/A-4685 (Turner/Quijano, Verrelli) – ABSOLUTE - Requires reentry assistance to be provided to certain inmates who have served their maximum sentence

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S-969/ACS for A-2687 (Ruiz, Turner/Mazzeo, Lampitt, Moen) – CONDITIONAL - Establishes loan redemption program for teachers in certain fields to redeem loan amounts received under New Jersey College Loans to Assist State Students Loan Program through employment in certain low performing schools

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S-2261/A-4265 (Singleton/Conaway) – ABSOLUTE - Revises law relating to common interest communities

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S-2347/A-4030 (Sweeney, Greenstein, T. Kean/Mukherji, Benson, Murphy) – ABSOLUTE - Establishes Employment and Business-Related Tax Deferral Assistance Program in EDA to allow small businesses to defer the payment and remittance of certain employment and business-related taxes during COVID-19 public health emergency

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S-3093/A-4910 (Gopal, Sweeney, Singleton/Burzichelli, Johnson, Danielsen) – ABSOLUTE - Establishes county-based mitigation plan to allow businesses to operate during pandemic

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S-3505/A-5371 (Scutari, Weinberg/Mukherji, Johnson, Quijano) – ABSOLUTE - Requires assignment of unemployment claims handlers to legislative districts and partisan offices during COVID-19 pandemic state of emergency; appropriates \$1.8 million

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S-3868/A-5895 (Sarlo/Giblin) – ABSOLUTE - Concerns construction code enforcing agency fee revenue

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A-2722/S-1862 (Mukherji/Gopal, Oroho) – ABSOLUTE - Requires Commissioner of Corrections to institute 30-minute shift overlap in State correctional facilities

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A-4297/S-2631 (Houghtaling, Downey, Space/Gopal, Oroho) – ABSOLUTE - Permits conduct of bingos and raffles remotely; permits online sale of tickets for all bingos and raffles

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A-5231/S-3806 (Lopez, Coughlin, Freiman/Vitale) – ABSOLUTE - Allows county or municipal governing body to enter into revenue sharing agreement for alcoholic beverage sales by concessionaire permit holder

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