

[First Reprint]

ASSEMBLY, No. 4523

STATE OF NEW JERSEY
221st LEGISLATURE

INTRODUCED JUNE 6, 2024

Sponsored by:

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex and Hudson)

SYNOPSIS

Creates New Jersey Board of Paramedicine.

CURRENT VERSION OF TEXT

As reported by the Assembly Regulated Professions Committee on October 24, 2024, with amendments.



(Sponsorship Updated As Of: 11/14/2024)

1 AN ACT concerning the regulation of paramedicine, revising
2 various parts of the statutory law, and supplementing Title 45 of
3 the Revised Statutes.

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

7
8 1. The following sections are repealed:
9 Sections 1 through 5 of P.L.1984, c.146 (C.26:2K-7 through
10 C.26:2K-11);
11 Sections 3 through 5 and 12 of P.L.2022, c.118 (C.26:2K-8.1.
12 through C.26:2K-8.3 and C.26:2K-9.1);
13 Sections 10 through 13 of P.L.1984, c.146 (C.26:2K-16 through
14 C.26:2K-19);
15 Section 1 of P.L.1985, c.351 (C.26:2K-21);
16 Sections 3 through 15 of P.L.1985, c.351 (C.26:2K-22 through
17 C.26:2K-34);
18 Sections 1 through 8 and 10 of P.L.2003, c.1 (C.26:2K-47.1
19 through C.26:2K-47.9);
20 Section 1 of P.L.2013, c.101 (C.26:2K-65);
21 P.L.1989, c.314 (C.26:2K-39 through C.26:2K-47);
22 ¹**[P.L.1992, c.96 (C.26:2K-48 through C.26:2K-53);**
23 **P.L.1992, c.143 (C.26:2K-54 through C.26:2K-59);]**¹
24 P.L.2009, c.174 (C.26:2K-63 through C.26:2K-64);
25 P.L.2023, c.229 (C.26:2K-65.1 through C.26:2K-65.3);
26 P.L.2017, c.116 (C.26:2K-66 through C.26:2K-69); and
27 P.L.2021, c.153 (C.26:2K-71).

28
29 2. (New section) As used in P.L. , c. (C.) (pending
30 before the Legislature as this bill):

31 “Advanced life support” means an advanced level of emergency
32 medical care, ¹**[including specialty care transport and air medical**
33 **ambulances,]**¹ which includes the use of procedures, medications,
34 and equipment established by the National Highway Traffic Safety
35 Administration's National EMS Scope of Practice Model for
36 paramedics, and any other such procedures, therapies, medications,
37 and as otherwise authorized in rules or regulations promulgated by
38 the board.

39 “Basic life support” or “basic life support services” means a
40 basic level of ¹**[pre-hospital]**¹ care which includes the use of
41 procedures, medications, and equipment established by the National
42 EMS Scope of Practice Model from the National Highway Traffic
43 Safety Administration and other techniques, therapies, and
44 procedures authorized by the board.

EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹**Assembly ARP committee amendments adopted October 24, 2024.**

1 “Board” means the New Jersey Board of Paramedicine.

2 “Emergency medical technician” or “EMT” means a person
3 trained in basic life support ¹【services】¹ and who is ¹【certified by
4 the board to perform these services】 licensed by the board¹.

5 ¹【“Flight nurse” means a licensed mobile intensive care nurse
6 with the proper additional training who responds via air ambulance
7 to emergency requests or for transfers of patients.

8 “Flight paramedic” means a licensed paramedic with the proper
9 additional training who responds via air ambulance to emergency
10 requests or for transfers of patients.

11 “Interfacility” means between two healthcare facilities, primarily
12 involving the transportation of a patient between the healthcare
13 facilities that requires no more than basic life support services
14 rendered to patients before and during transportation between
15 licensed facilities, during retrieval from those facilities, and upon
16 arrival within those facilities.

17 “Mobile intensive care nurse” means a registered professional
18 nurse licensed by the New Jersey Board of Nursing and who is
19 authorized to provide advanced life support services in a mobile
20 intensive care unit by the New Jersey Board of Paramedicine.】¹

21 “Mobile intensive care paramedic” means a person trained in
22 ¹paramedicine and¹ advanced life support ¹【services】¹ and licensed
23 by the board ¹【to render advanced life support services as part of a
24 mobile intensive care unit】¹.

25 ¹【“Mobile intensive care unit” means a specialized emergency
26 medical service unit staffed in accordance with P.L. ,
27 c. (C.) (pending before the Legislature as this bill) and
28 operated for the provision of advanced life support services under
29 the direction of an authorized provider.】¹

30 “Paramedicine” means ¹【the practice of basic life support and
31 advanced life support performed】 healthcare that encompasses the
32 practice of emergency medicine services, pre-hospital care,
33 community-based health interventions, and general healthcare. It
34 involves providing a range of medical services, including but not
35 limited to assessment, treatment, stabilization, and transport of
36 patients with urgent and non-urgent medical conditions. The scope
37 of paramedicine includes but is not limited to preventative care,
38 health education, and collaborative roles in public health, acute
39 care, and primary care, aiming to address diverse healthcare needs
40 across various settings provided¹ by a licensee of the New Jersey
41 Board of Paramedicine established pursuant to P.L. , c.
42 (C.) (pending before the Legislature as this bill).

43 ¹【“Pre-hospital care” means those emergency medical services
44 rendered to patients before and during transportation to treatment
45 facilities, and upon arrival within those facilities.】¹

46 “Professional emergency medical service” means non-volunteer
47 emergency medical services.

1 ¹“Specialty care transport” means services that are above basic
2 life support services rendered to patients before and during
3 transportation between licensed facilities, during retrieval from
4 those facilities, and upon arrival within those facilities. ¹”

5
6 3. (New section) The New Jersey Board of Paramedicine shall
7 consist of ¹~~15~~ 11¹ members, ¹~~five~~ four¹ of whom shall be
8 actively practicing as New Jersey-licensed mobile intensive care
9 paramedics; ¹~~three~~ two¹ of whom shall be New Jersey-licensed
10 emergency medical technicians; one of whom shall be a board-
11 certified emergency medical services physician; one of whom shall
12 be a board-certified trauma surgeon; one of whom shall be a board-
13 certified pediatric emergency medicine physician; ¹~~one~~ of whom
14 shall be a representative from the New Jersey Emergency Nurses
15 Association; ¹” and ¹~~three~~ two¹ of whom shall be public
16 members. Except for public members, members of the board shall
17 be appointed by the Governor. The public members shall be
18 appointed by the Governor with the advice and consent of the
19 Senate. Appointments to the board shall be for terms of three years
20 or for the unexpired portion of a term in the case of a vacancy for
21 any cause within a term, and until a successor shall be appointed
22 and qualified. Except for the public members, in making
23 appointments, the Governor shall give due consideration to, but not
24 be bound by, recommendations submitted by the various emergency
25 medical services professional organizations of this State. Upon
26 notice and hearing, the Governor may remove from office any
27 member of the board for neglect of duty, incompetency,
28 unprofessional or dishonorable conduct. The members first
29 appointed shall be appointed no later than the first day of the second
30 month following enactment of P.L. , c. (C.) (pending
31 before the Legislature as this bill).

32
33 4. (New section) a. No member of the board may be appointed
34 if the individual was employed by a State executive branch entity at
35 any time in the five years prior.

36 b. Each mobile intensive care paramedic member of the board
37 shall:

38 (1) be a resident of New Jersey and a citizen of the United
39 States;

40 (2) be a graduate of an accredited school of paramedicine;

41 (3) have at least five years of experience in advanced life
42 support and professional emergency medical services;

43 (4) at the time of appointment, be actively working as a mobile
44 intensive care paramedic; and

45 (5) except for the members first appointed, hold a license from
46 the New Jersey Board of Paramedicine.

1 c. Each emergency medical technician member of the board
2 shall:

3 (1) be a resident of New Jersey and a citizen of the United
4 States;

5 (2) hold a valid license as an emergency medical technician in
6 this State;

7 (3) have at least five years of experience in professional
8 emergency medical services; and

9 (4) at the time of appointment, be actively working as an EMT
10 in professional emergency medical services.

11 d. At the time of appointment:

12 (1) the board-certified trauma surgeon shall be actively
13 practicing as a trauma surgeon at a level one or level two trauma
14 center in New Jersey;

15 (2) the board-certified pediatric emergency physician shall be
16 actively practicing as a pediatric emergency physician; and

17 (3) the ¹[representative from the New Jersey Emergency Nurses
18 Association shall have at least two years of experience practicing as
19 an emergency nurse in New Jersey and, while preferred but not
20 required, be licensed as a mobile intensive care nurse] board-
21 certified emergency medical services physician shall be an actively
22 practicing New Jersey Mobile Intensive Care Unit Medical Director
23 at the time of the appointment¹.

24

25 5. (New section) a. Within 30 days after receipt of
26 appointment, the board shall organize and each board member shall
27 take and subscribe to an oath before an officer authorized to
28 administer oaths in this State for the faithful performance of their
29 duties and file the oath with the Secretary of State.

30 b. A majority of the board, including one officer, shall
31 constitute a quorum.

32 c. Each member of the board shall receive \$15.00 per day for
33 each day in which such member is actually engaged in the discharge
34 of duties and traveling and other expenses necessarily incurred in
35 the discharge of duties.

36

37 6. (New section) The board shall:

38 a. hold quarterly meetings and other meetings as it may deem
39 necessary at such times and places as the board shall prescribe;

40 b. elect from its members and prescribe the duties of a
41 ¹[president] chair, who shall be a mobile intensive care
42 paramedic,¹ and secretary-treasurer, each of whom shall serve for
43 one year and until a successor is elected;

44 c. appoint and prescribe the duties of an executive secretary,
45 who shall hold office at the will and pleasure of the board, who
46 need not be a member thereof but who shall be:

47 (1) a citizen of the United States;

- 1 (2) a graduate of a college or university with a bachelor's
2 degree; and
- 3 (3) a New Jersey-licensed mobile intensive care paramedic;
- 4 d. employ and prescribe the duties of persons as in its judgment
5 shall be necessary for the proper performance and execution of the
6 duties and powers of the board;
- 7 e. determine and pay reasonable compensation and necessary
8 expenses of the executive secretary and all employees of the board;
- 9 f. pay to each member of the board the compensation
10 hereinafter provided;
- 11 g. have a common seal, keep an official record of all its
12 meetings, and, through its secretary-treasurer, report annually to the
13 Governor the work of the board;
- 14 h. prescribe standards and requirements for:
- 15 (1) an individual to apply for licensure as a mobile intensive care
16 paramedic ¹[, mobile intensive care nurse, flight paramedic, flight
17 nurse,]¹ or emergency medical technician; and
- 18 (2) a competency evaluation program resulting in licensure for
19 an individual pursuant to paragraph (1) of this subsection;
- 20 i. review applications for mobile intensive care paramedic ¹[,
21 mobile intensive care nurse, flight paramedic, flight nurse,]¹
22 or emergency medical technician licensure; renew licensure every two
23 years; conduct investigations pursuant to the provisions of
24 subsection j. of this section; and issue, deny renewal of, or suspend
25 or revoke licensure;
- 26 j. in its discretion, investigate and prosecute all violations of
27 the provisions of P.L. , c. (C.) (pending before the
28 Legislature as this bill);
- 29 k. keep an official record which shall show the name, age,
30 nativity and permanent place of residence of each applicant and
31 licensee and such further information concerning each applicant and
32 licensee as the board shall deem advisable. The record shall show
33 also whether the applicant was examined, licensed, or rejected
34 under this and any prior act. Copies of any of the entries of the
35 record or of any certificate issued by the board may be
36 authenticated by any member of the board under its seal and when
37 so authenticated shall be evidence in all courts of this State of the
38 same weight and force as the original thereof. For authenticating a
39 copy of any entry or entries contained in its record the board shall
40 be paid a fee of \$3.00, but such authentication, if made at the
41 request of any public agency of this or any other jurisdiction, may
42 be without fee;
- 43 l. in its discretion, publish, at times as it shall determine, a list
44 of mobile intensive care paramedics ¹[,] and¹ emergency medical
45 technicians ¹[, flight paramedics, flight nurses, and mobile
46 intensive care nurses]¹ licensed under P.L. , c. (C.)
47 (pending before the Legislature as this bill), a list of schools

- 1 accredited or approved under P.L. , c. (C.) (pending before
2 the Legislature as this bill), and such other information as it shall
3 deem advisable;
- 4 m. prescribe the scope of practice of emergency medical
5 technicians ¹["] and¹ mobile intensive care paramedics, ¹["flight
6 paramedics, flight nurses, and mobile intensive care nurses,"]¹
7 which shall include, for all professionals, the use of procedures,
8 medications, and equipment established by National EMS Scope of
9 Practice Model of the National Highway Traffic Safety
10 Administration, and other techniques, therapies, and procedures
11 authorized by the board ¹["."];¹
- 12 n. prescribe standards and curricula for schools to train for
13 licensure, or another credential, of mobile intensive care paramedics
14 ¹["; mobile intensive care nurses; flight paramedics; flight nurses,"];¹
15 and emergency medical technicians, and evaluate and approve
16 courses for affiliation;
- 17 o. review and determine status of applications for accreditation
18 of schools; conduct investigations before and after accreditation of
19 schools and institutions with which schools are affiliated; and issue,
20 suspend or revoke certificates of accreditation as hereinafter
21 provided;
- 22 p. approve schools which shall conform to standards, curricula,
23 and requirements prescribed by the board, and suspend or revoke
24 approval for violations thereof; except that this power shall not
25 extend to schools operated by any board of education in this State;
- 26 q. issue subpoenas for the attendance of witnesses and
27 production of documents at any hearing before the board authorized
28 by P.L. , c. (C.) (pending before the Legislature as this bill)
29 and any member of the board shall administer an oath or affirmation
30 to persons appearing to give testimony at such hearings;
- 31 r. conduct, at its discretion, any investigations and studies of
32 paramedicine and paramedicine education and related matters, and
33 prepare and issue such publications as, in the judgment of the
34 board, will advance the profession of paramedicine and its service
35 to the public;
- 36 s. establish and maintain a registry of all individuals who have
37 successfully completed training and a competency evaluation
38 program to become a mobile intensive care paramedic ¹["], mobile
39 intensive care nurse, flight paramedic, flight nurse,"]¹ or emergency
40 medical technician. The board shall provide for the inclusion in the
41 registry of information about the disqualification of any person
42 from licensure including the specific documented findings
43 constituting the basis for that disqualification, except that the
44 information shall indicate that the person was convicted of a crime
45 or disorderly persons offense as described in section 8 of P.L. , c.
46 (C.) (pending before the Legislature as this bill) but shall not

1 identify the conviction or convictions which constitute the basis for
2 the disqualification;

3 t. require, at its discretion, licensees to meet continuing
4 education requirements as a condition of renewal;

5 u. promulgate rules and regulations not inconsistent with
6 P.L. , c. (C.) (pending before the Legislature as this bill);
7 and

8 v. perform all other functions which are provided in P.L. , c.
9 (C.) (pending before the Legislature as this bill) to be
10 performed by it or which, in the judgment of the board, are
11 necessary or proper for the administration of P.L. , c. (C.)
12 (pending before the Legislature as this bill).

13
14 7. (New section) a. An applicant for licensure as a mobile
15 intensive care paramedic ¹[, mobile intensive care nurse, flight
16 paramedic, flight nurse,]¹ or an emergency medical technician shall
17 pay a fee as prescribed by the board at the time of application and at
18 the time of each application, if necessary, for re-examination.

19 b. The board shall provide that a person may satisfy the
20 examination requirement for licensure as an emergency medical
21 technician ¹[,] or¹ mobile intensive care paramedic ¹[, mobile
22 intensive care nurse, flight paramedic, or flight nurse]¹ by passing a
23 ¹[written and practical]¹ competency evaluation in English ¹as
24 determined by the board¹.

25 ¹c. Any person who holds, on the effective date of P.L. , c.
26 (C.) (pending before the Legislature as this bill), an existing,
27 non-expired certification or license as an emergency medical
28 technician or paramedic issued by the New Jersey Department of
29 Health shall be issued a license pursuant to P.L. , c. (C.)
30 (pending before the Legislature as this bill), which shall expire at
31 the date of the current certification or license.¹

32
33 8. (New section) a. An emergency medical technician ¹[,] or¹
34 mobile intensive care paramedic ¹[, or mobile intensive care
35 nurse]¹ licensed by the board prior to the effective date of P.L. ,
36 c. (C.) (pending before the Legislature as this bill) and upon
37 whom a criminal history record background check has not been
38 conducted shall be required to undergo that criminal history record
39 background check as a condition of that individual's initial re-
40 licensure following the effective date of P.L. , c. (C.)
41 (pending before the Legislature as this bill).

42 b. A criminal history record background check of federal
43 records shall be conducted at least once every two years as a
44 condition of licensure renewal for each licensee; except that the
45 board, in lieu of conducting a follow-up criminal history record
46 background checks for purposes of renewal, may provide for an
47 alternative means of determining whether the licensee has been

1 convicted of a crime or disorderly persons offense which would
2 disqualify that individual from licensure, including, but not limited
3 to, a match of an individual's Social Security number or other
4 identifying information with records of criminal proceedings in this
5 and other states. If the board elects to implement this alternative
6 means of determining whether the licensee has been convicted of a
7 crime or disorderly persons offense which would disqualify that
8 individual from licensure, the board shall report to the Governor
9 and the Legislature prior to its implementation on the projected
10 costs and procedures to be followed with respect to its
11 implementation and setting forth the rationale therefor.

12 c. An individual shall be disqualified from licensure if a
13 criminal history record background check reveals a record of
14 conviction of any of the following crimes and offenses:

15 (1) in New Jersey, any crime or disorderly persons offense:

16 (a) involving danger to the individual, meaning those crimes and
17 disorderly persons offenses set forth in chapters 11, 12, 13, 14, or
18 15 of Title 26 of the New Jersey Statutes; or

19 (b) against the family, children or incompetents, meaning those
20 crimes and disorderly persons offenses set forth in N.J.S.2C:24-1 et
21 seq.; or

22 (c) involving theft as set forth in chapter 20 of Title 2C of the
23 New Jersey Statutes; or

24 (d) involving any controlled dangerous substance or controlled
25 substance analog as set forth in chapter 35 of Title 2C of the New
26 Jersey Statutes except paragraph (4) of subsection a. of
27 N.J.S.2C:35-10; or

28 (2) in any other state or jurisdiction, of conduct which, if
29 committed in New Jersey, would constitute any of the crimes or
30 disorderly persons offenses described in paragraph (1) of this
31 subsection.

32 d. Notwithstanding the provisions of subsection a. of this
33 section, no individual shall be disqualified from licensure solely
34 because the individual has been convicted of or engaged in acts
35 constituting any crime or offense, unless the crime or offense has a
36 direct or substantial relationship to the activity regulated by P.L. ,
37 c. (C.) (pending before the Legislature as this bill) or is of a
38 nature such that licensure of the individual would be inconsistent
39 with the public's health, safety, or welfare. For the purposes of this
40 section, a judgment of conviction or a plea of guilty, non vult, nolo
41 contendere or any other such disposition of alleged criminal activity
42 shall be deemed a conviction. In making this determination, the
43 board shall consider the following:

44 (1) the nature and seriousness of the crime or offense and the
45 passage of time since its commission;

46 (2) the relationship of the crime or offense to the purposes of
47 regulating the profession or occupation regulated by the board;

1 (3) any evidence of rehabilitation of the individual in the period
2 of time following the prior conviction that may be made available to
3 the board; and

4 (4) the relationship of the crime or offense to the ability,
5 capacity, and fitness required to perform the duties and discharge
6 the responsibilities of the profession or occupation regulated by the
7 board.

8 e. An arrest of an individual licensed by the board for an act
9 that would have otherwise disqualified the individual from licensure
10 shall be reported by the individual to the board within 30 days of
11 occurrence. A conviction of the individual shall also be reported by
12 the individual to the board within 30 days of occurrence.

13 9. (New section) Any individual submitting a false sworn
14 statement pursuant to section 8 of P.L. , c. (C.) (pending
15 before the Legislature) shall be subject to a fine of not more than
16 \$1,000, which may be assessed by the board.

17 10. (New section) There shall be established a "Board of
18 Paramedicine Fund." The fund shall be the repository for moneys
19 provided pursuant to subsection j. of R.S.39:5-41 and shall be split
20 across the following:

- 21 a. support of the operations of the board;
- 22 b. training for providers of paramedicine throughout New
23 Jersey;
- 24 c. research related to paramedicine; and
- 25 d. defraying the costs to apply to the board for licensure,
26 including the cost of a criminal background check.

27
28 11. (New section) a. The board shall establish an Alternative
29 to Discipline Program for licensees who are suffering from a
30 chemical dependency or other impairment.

31 b. The program shall permit these licensees to disclose their
32 dependency or impairment status to an intervention program
33 designated by the board, which shall provide confidential
34 oversight of the licensee during the period that the licensee seeks
35 treatment for, and follows a plan for recovery from, the
36 dependency or impairment.

37 c. The board shall designate at least one intervention program
38 to provide services under P.L. , c. (C.) (pending before
39 the Legislature as this bill) and shall delineate, in a formal
40 agreement, the responsibilities of the intervention program and its
41 relationship to the board.

42 d. The board shall establish a five-member Alternative to
43 Discipline Committee to review matters involving licensees
44 suffering from a chemical dependency or other impairment:

45 (1) The committee shall be comprised of two members of the
46 board, to be appointed by the president of the board, at least one
47 of whom is a mobile intensive care paramedic; two registered

1 professional nurses with expertise in addiction recommended by
2 the New Jersey State Nurses Association who represent a
3 designated intervention program, to be appointed by the president
4 of the board with the advice of the board; and one individual
5 designated by the Commissioner of Health.

6 (2) The committee shall meet on a regular basis as necessary.
7 The executive director of the board and the director of the
8 designated intervention program shall serve as staff to the
9 committee and shall be available to assist the committee at its
10 meetings.

11 (3) The committee shall perform the following duties, as well
12 as such others as the board may require:

13 (a) accept, from licensees and from members of the public,
14 reports, which include the identity of the individual, concerning
15 licensees who may be suffering from chemical dependencies or
16 other impairments;

17 (b) accept referrals, which include the identity of the
18 individual, from the board;

19 (c) accept coded summary reports from the designated
20 intervention program, without any information from which the
21 identity of the licensee can be discerned;

22 (d) promptly review each referral to determine if participation
23 in the program is appropriate, giving due consideration to factors
24 for participation, as specified by regulation of the board;

25 (e) accept confidential reports from the intervention program
26 regarding participating licensees and ensure that the identity of the
27 licensee is maintained in a limited-access file of the committee
28 with disclosure provided only to those individuals whom the
29 committee determines have a need to know the identity of the
30 licensee;

31 (f) require the program to conduct such supplemental inquiry
32 concerning a licensee as may be directed by the committee, and
33 authorize the program to request, through the committee, that
34 further investigation be conducted by committee staff,
35 investigative personnel or the Attorney General, as appropriate;

36 (g) require the program to immediately disclose to the
37 committee the identity of a participating licensee in the event of
38 noncompliance by the licensee with the conditions for
39 participation or any other change in circumstances that may render
40 the licensee inappropriate for participation in the program, as
41 specified by regulation of the board; and

42 (h) transmit such reports as required by the board.

43 e. The executive director of the board shall advise the
44 committee of any information concerning a concurrent
45 investigation or consumer complaints, as may be necessary to
46 enable the committee to assess whether participation of a licensee
47 in the program is appropriate.

1 f. Upon receipt of disclosure of the identity of a participating
2 licensee pursuant to subparagraph (g) of paragraph (3) of
3 subsection d. of this section, the committee shall notify the board
4 of the identity of the licensee.

5 g. Any information concerning the conduct of a licensee
6 provided to the board pursuant to P.L. , c. (C.) (pending
7 before the Legislature as this bill), is confidential and shall not be
8 considered a public or government record under P.L.1963, c.73
9 (C.47:1A-1 et seq.) or P.L.2001, c.404 (C.47:1A-5 et al.), pending
10 final disposition of the inquiry or investigation by the board,
11 except for information required to be shared with the Bureau of
12 Fraud Deterrence in the Department of Banking and Insurance and
13 the Office of the Insurance Fraud Prosecutor in the Department of
14 Law and Public Safety to comply with the provisions of section 9
15 of P.L.1983, c.320 (C.17:33A-9) or with any other law
16 enforcement agency. If the result of the inquiry or investigation is
17 a finding of no basis for disciplinary action by the board, the
18 information shall remain confidential and shall not be considered
19 a public or government record under P.L.1963, c.73 (C.47:1A-1 et
20 seq.) or P.L.2001, c.404 (C.47:1A-5 et al.), except that the board
21 may release the information to a government agency, for good
22 cause shown, upon an order of the Superior Court after notice to
23 the licensee who is the subject of the information and an
24 opportunity to be heard. The application for the court order shall
25 be placed under seal.

26 h. A licensee who files a report with the committee pursuant
27 to subparagraph (a) of paragraph (3) of subsection d. of this
28 section, shall be deemed to have discharged the duty to report an
29 impairment to the board or division pursuant to regulation or law.

30 i. The board may, by regulation, revise the fees charged
31 pursuant to P.L. , c. (C.) (pending before the Legislature
32 as this bill) or establish a surcharge to these fees for costs related
33 to the administration of the Alternative to Discipline Program and
34 the committee established pursuant to P.L. , c. (C.)
35 (pending before the Legislature as this bill).

36 j. Nothing in P.L. , c. (C.) (pending before the
37 Legislature as this bill) shall be construed to require the board to
38 fund the testing, specimen monitoring or treatment of a licensee
39 who participates in the Alternative to Discipline Program pursuant
40 to section.

41 k. As used in this section:

42 “Chemical dependency” means a condition involving the
43 continued misuse of chemical substances.

44 “Chemical substances” includes alcohol, drugs or medications,
45 including those taken pursuant to a valid prescription for
46 legitimate medical purposes and in accordance with the
47 prescriber's direction, as well as those used illegally.

1 “Impairment” means an inability to function at an acceptable
2 level of competency, or an incapacity to continue to practice with
3 the requisite skill, safety and judgment, as a result of alcohol or
4 chemical dependency, a psychiatric or emotional disorder, senility
5 or a disabling physical disorder.

6
7 12. (New section) The secretary-treasurer, before taking
8 office, and the executive secretary, before entering upon the
9 executive secretary’s duties, shall each give to the State of New
10 Jersey a bond with surety, in a penal sum to be determined by the
11 board, conditioned for the faithful performance of duties. The
12 secretary-treasurer shall keep an account of all moneys received
13 and expended and shall render a detailed statement thereof to the
14 State Comptroller on June 30th of each year or as soon thereafter
15 as practicable and shall also submit to the Governor on June 30th
16 of each year or as soon thereafter as practicable a general
17 statement of the work of the board, including therein a statement
18 of the number of applications received, approved and rejected
19 during the year reported upon.

20
21 13. (New section) a. Any person, partnership, association,
22 corporation or public educational institution desiring to conduct a
23 school of paramedicine ¹【;】 or¹ an emergency medical technician
24 school ¹【; school of mobile intensive care nursing; flight nurse
25 school; or flight paramedic school】¹ shall submit to the board
26 evidence in such form as the board may require that the applicant:

27 (1) is equipped to give the course of instruction and practice
28 set forth in the curriculum prescribed by the board, part of which
29 instruction and practice may, with the approval of the board, be
30 given by arrangement with one or more agencies or institutions
31 approved by the board for that purpose;

32 (2) is affiliated with a hospital of such size and facilities as the
33 board may prescribe; and

34 (3) meets any other standards and requirements as the board
35 may prescribe. In any case other than an application by a public
36 educational institution, the board may require evidence of good
37 moral character of all persons directly or indirectly interested in
38 the operation of a school of paramedicine ¹【;】 or¹ an emergency
39 medical technician school ¹【; school of mobile intensive care
40 nursing; flight nurse school; or flight paramedic school】¹. Upon
41 approval of the application the board shall issue a certificate of
42 accreditation, which may be conditional during the first year.

43 b. The holder of a certificate of accreditation shall have the
44 right during the effective period of the certificate of accreditation
45 to conduct a school of paramedicine ¹【;】 or¹ an emergency
46 medical technician school ¹【; school of mobile intensive care
47 nursing; flight nurse school; or flight paramedic school】¹. The

1 effective period of a certificate or a renewal thereof shall
 2 commence on the date of issuance and shall terminate at the end
 3 of the fiscal year, July 1st to June 30th, in which it is issued, and
 4 shall not include any period of suspension ordered by the board as
 5 hereinafter provided. An accredited school of paramedicine ¹【;】
 6 or¹ emergency medical technician school ¹【; school of mobile
 7 intensive care nursing; flight nursing school; or flight paramedic
 8 school】¹ shall:

9 (1) admit as students only persons possessing the preliminary
 10 educational requirements determined pursuant to section 6 of
 11 P.L. , c. (C.) (pending before the Legislature as this bill);

12 (2) abide by and conform to the curriculum and standards of
 13 operation prescribed from time to time by the board;

14 (3) make reports to the board as the board may require; and

15 (4) submit to investigations by representatives of the board as
 16 the board may require.

17 c. Applications for renewal of certificates of accreditation
 18 issued under P.L. , c. (C.) (pending before the Legislature
 19 as this bill) shall be made at times and in a form and manner as the
 20 board shall prescribe.

21

22 14. (New section) It shall be unlawful for any individual,
 23 corporation, partnership, or association to:

24 a. practice or offer to practice paramedicine as defined by
 25 P.L. , c. (C.) (pending before the Legislature as this bill),
 26 unless the individual holds an effective, unsuspended license as a
 27 mobile intensive care paramedic ¹【, mobile intensive care nurse,】
 28 or¹ emergency medical technician ¹【, flight paramedic, or flight
 29 nurse】¹ issued pursuant to P.L. , c. (C.) (pending before
 30 the Legislature as this bill);

31 b. represent in any way that the individual is a mobile
 32 intensive care paramedic ¹【, mobile intensive care nurse,】 or¹
 33 emergency medical technician ¹【, flight paramedic, or flight
 34 nurse】¹ or to use after his or her name the abbreviation ¹【“MICP,”
 35 “MICN,”】 “MICP” or¹ “EMT,” ¹【“Flight Nurse,” or “Flight
 36 Paramedic,”】¹ unless the individual holds an effective,
 37 unsuspended license as a mobile intensive care paramedic ¹【,
 38 mobile intensive care nurse,】 or¹ emergency medical technician
 39 ¹【, flight paramedic, or flight nurse】¹ under P.L. , c. (C.)
 40 (pending before the Legislature as this bill);

41 c. conduct or to represent in any way that the individual
 42 conducts a school for paramedicine, unless the individual holds an
 43 effective, unsuspended certificate of accreditation under P.L. , c.
 44 (C.) (pending before the Legislature as this bill) and
 45 subsisting, unsuspended approval of the board;

- 1 d. obtain or attempt to obtain by fraud a license or renewal
2 thereof or a certificate of accreditation or a renewal thereof under
3 P.L. , c. (C.) (pending before the Legislature as this bill);
4 e. represent in any way that the individual is authorized to
5 issue a license for the practice of paramedicine or a certificate of
6 accreditation for a school of paramedicine;
7 f. transfer, offer to transfer, or permit the use by another of
8 any license issued under P.L. , c. (C.) (pending before the
9 Legislature as this bill);
10 g. without the approval of the board, transfer, offer to
11 transfer, or permit the use by another of a certificate of
12 accreditation issued under P.L. , c. (C.) (pending before
13 the Legislature as this bill); or
14 h. otherwise to violate or to aid or abet any individual to
15 violate any provision of P.L. , c. (C.) (pending before the
16 Legislature as this bill).

17 15. (New section) Every individual violating any of the
18 provisions of P.L. , c. (C.) (pending before the Legislature
19 as this bill) shall be subject to a penalty of \$200 for each violation,
20 and if after conviction as hereinafter provided the individual shall
21 again violate any provision of P.L. , c. (C.) (pending before
22 the Legislature as this bill), the individual shall be subject to a
23 penalty of \$500 for each subsequent offense. A voluntary payment
24 of a penalty for a violation of any provision of P.L. , c. (C.)
25 (pending before the Legislature as this bill) shall be deemed to be a
26 conviction rendering the individual liable for the greater penalty for
27 subsequent violations, and the continuation of an offense after
28 conviction shall be deemed to be a subsequent offense.

29 ¹16. (New section) a. There is created an Emergency Medical
30 Services for Children Advisory Council to advise the board on all
31 matters concerning emergency medical services for minors. The
32 council shall serve as an advisory entity under the board and assist
33 the board in the formulation of policy and regulations to effectuate
34 the purposes of this section

35 b. The advisory council shall consist of a minimum of 15
36 public members to be appointed by the Governor, with the advice
37 and consent of the Senate, for a term of three years. Membership of
38 the advisory council shall include: one practicing pediatrician, one
39 pediatric critical care physician, one board certified pediatric
40 emergency physician and one pediatric physiatrist, to be appointed
41 upon the recommendation of the New Jersey chapter of the
42 American Academy of Pediatrics; one pediatric surgeon, to be
43 appointed upon the recommendation of the New Jersey chapter of
44 the American College of Surgeons; one emergency physician, to be
45 appointed upon the recommendation of the New Jersey chapter of
46 the American College of Emergency Physicians; one emergency

1 medical technician and one mobile intensive care paramedic, to
2 each be appointed upon the recommendation of the Board of
3 Paramedicine; one family practice physician, to be appointed upon
4 the recommendation of the New Jersey chapter of the Academy of
5 Family Practice; two registered emergency nurses, one to be
6 appointed upon the recommendation of the New Jersey State Nurses
7 Association and one to be appointed upon the recommendation of
8 the New Jersey Chapter of the Emergency Nurses Association; and
9 three members, each with a non-medical background, two of whom
10 are parents with children under the age of 18, to be appointed upon
11 the joint recommendation of the Association for Children of New
12 Jersey and the Junior Leagues of New Jersey.

13 c. Vacancies on the advisory council shall be filled for the
14 unexpired term by appointment of the Governor in the same manner
15 as originally filled. The members of the advisory council shall
16 serve without compensation. The pediatric emergency physician
17 appointed to the board shall serve as chairperson. Members of the
18 advisory council may select from among the members a vice-
19 chairperson and other officers or subcommittees which are deemed
20 necessary or appropriate. The council may further organize itself in
21 any manner it deems appropriate and enact bylaws as deemed
22 necessary to carry out the responsibilities of the council.】¹

23

24 ¹【17. (New section) a. Each emergency medical services
25 provider shall report to the board, in the most recent National
26 Emergency Medical Services Information System format, the
27 following information concerning each incident in which the entity
28 provides emergency medical services:

29 (1) the date, time, and location of the encounter;

30 (2) the nature of the medical emergency, including the number
31 of individuals requiring emergency medical services and the
32 condition of each individual requiring emergency medical services
33 at the time the provider arrived at the scene of the encounter;

34 (3) any emergency medical treatment or other services provided,
35 including any specific procedures performed, any medications
36 administered including, but not limited to, an opioid antidote, and
37 any modalities administered;

38 (4) the name and certification or professional licensure of each
39 emergency medical service professional staffing the provider unit
40 during the encounter, regardless of whether the professional
41 provided direct treatment or services to any individual;

42 (5) whether any other emergency medical services provider
43 responded to the request for emergency medical services, and, if so,
44 whether emergency medical treatment or other services were given
45 to any individual;

46 (6) the outcome of the encounter, including whether each
47 individual receiving emergency medical services was treated,
48 refused additional treatment, was transported to a hospital or other

1 health care facility or transferred to another emergency medical
2 services provider for further treatment, or died. In the case of an
3 individual who was transported by a provider other than the
4 reporting provider, the reporting provider shall identify the
5 transporting provider and the receiving facility, if known. In the
6 case of an individual who died, the provider shall indicate the cause
7 of death, if known, and whether the individual died before, during,
8 or after the provision of emergency medical services; and

9 (7) any other particulars of the encounter as may be relevant or
10 as may be required by the board.

11 b. Each emergency medical services dispatch center shall
12 report to the board, in a standardized format as the board shall
13 prescribe by regulation, the following information concerning each
14 request for emergency medical services received by the dispatch
15 center:

16 (1) the date, time, and location of the request for emergency
17 medical services;

18 (2) the nature and circumstances of the emergency, as provided
19 to the dispatch center;

20 (3) the identity of each emergency medical services provider
21 dispatched to the scene of the encounter; and

22 (4) any other particulars of the request as may be relevant or as
23 may be required by the board.】¹

24

25 ¹【18. (New section) a. There is established the "Emergency
26 Medical Technician Training Fund" as a nonlapsing, revolving
27 fund. The fund shall be administered by the board, and shall be
28 credited with monies received pursuant to subsection b. of
29 N.J.S.22A:3-4.

30 b. The State Treasurer is the custodian of the fund and all
31 disbursements from the fund shall be made by the treasurer upon
32 vouchers signed by the Director of the Division of Consumer
33 Affairs or a designee. Monies in the fund shall be used to carry out
34 the provisions of this section, except that no more than five percent
35 of these monies shall be used for administration of the fund in each
36 fiscal year. The fund shall consist of monies as provided for in this
37 section and the interest which is earned on those monies. The
38 monies in the fund shall be invested and reinvested by the Director
39 of the Division of Investment in the Department of the Treasury as
40 are other trust funds in the custody of the State Treasurer in the
41 manner provided by law.

42 c. The board, within the limits of those monies in the fund,
43 shall annually reimburse any private agency, organization or entity
44 which is certified by the board to provide training and testing for
45 volunteer ambulance, first aid and rescue squad personnel who are
46 seeking emergency medical technician licensure or licensure
47 renewal.】¹

1 ¹19. (New section) a. The board shall establish a mobile
2 integrated health program, which is intended to operate as a
3 coordinated, patient-centered, evidence-based holistic model of care
4 using collaborative, interdisciplinary teams to serve patients' needs at
5 the most appropriate level of care at a safe location of convenience for
6 the patient. In establishing the program, the board shall consider
7 relevant standards and criteria developed or adopted by nationally
8 recognized agencies or organizations, as well as recommendations of
9 interested stakeholders.

10 b. The board shall establish, in writing, criteria by which an entity
11 may apply for and receive authorization from the board to participate
12 in the mobile integrated health program, and criteria by which an
13 entity may lose authorization to participate in the health program.]¹
14

15 ¹20.] 16.¹ (New section) The board shall, pursuant to the
16 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
17 seq.), adopt rules and regulations to effectuate the provisions of
18 P.L. , c. (C.) (pending before the Legislature as this bill).
19

20 ¹21.] 17.¹ Section 1 of P.L.2002, c.104 (C.45:1-28) is amended
21 to read as follows:

22 1. As used in this act:

23 "Applicant" means an applicant for the licensure or other
24 authorization to engage in a health care profession.

25 "Board" means a professional and occupational licensing board
26 within the Division of Consumer Affairs in the Department of Law
27 and Public Safety.

28 "Director" means the Director of the Division of Consumer
29 Affairs in the Department of Law and Public Safety.

30 "Division" means the Division of Consumer Affairs in the
31 Department of Law and Public Safety.

32 "Health care professional" means a health care professional who
33 is licensed or otherwise authorized, pursuant to Title 45 or Title 52
34 of the Revised Statutes, to practice a health care profession that is
35 regulated by one of the following boards or by the Director of the
36 Division of Consumer Affairs: the State Board of Medical
37 Examiners, the New Jersey Board of Nursing, the New Jersey State
38 Board of Dentistry, the New Jersey State Board of Optometrists, the
39 New Jersey State Board of Pharmacy, the State Board of
40 Chiropractic Examiners, the Acupuncture Examining Board, the
41 State Board of Physical Therapy, the State Board of Respiratory
42 Care, the Orthotics and Prosthetics Board of Examiners, the State
43 Board of Psychological Examiners, the State Board of Social Work
44 Examiners, the State Board of Veterinary Medical Examiners, the
45 State Board of Examiners of Ophthalmic Dispensers and
46 Ophthalmic Technicians, the Audiology and Speech-Language
47 Pathology Advisory Committee, the State Board of Marriage and
48 Family Therapy Examiners, the Occupational Therapy Advisory

1 Council, the Certified Psychoanalysts Advisory Committee **[or]**,
2 the State Board of Polysomnography, or the New Jersey Board of
3 Paramedicine.

4 Health care professional shall not include a nurse aide or
5 personal care assistant who is required to undergo a criminal history
6 record background check pursuant to section 2 of P.L.1997, c.100
7 (C.26:2H-83) or a homemaker-home health aide who is required to
8 undergo a criminal history record background check pursuant to
9 section 7 of P.L.1997, c.100 (C.45:11-24.3).

10 "Licensee" means an individual who has been issued a license or
11 other authorization to practice a health care profession.

12 (cf: P.L.2005, c.244, s.17)

13

14 ¹**[22.] 18.**¹ Section 6 of P.L.1984, c.146 (C.26:2K-12) is
15 amended to read as follows:

16 6. a. (1) Only a hospital exclusively authorized to develop and
17 maintain advanced life support services in the municipality in which
18 the trauma center is located pursuant to section 1 of P.L.2015, c.70
19 (C.26:2K-12.1), or a hospital authorized by the commissioner with
20 an accredited emergency department may develop and maintain a
21 mobile intensive care unit, and provide advanced life support
22 services utilizing licensed physicians, registered professional nurses
23 trained in advanced life support nursing, and mobile intensive care
24 paramedics.

25 (2) (a) A mobile intensive care unit, when in service, shall be
26 staffed by a minimum of two persons**[, which two persons may]**
27 ¹**[who shall]** , which two persons may¹ be **[two]** ¹two¹ mobile
28 intensive care paramedics**[, two registered professional nurses**
29 **trained in advanced life support nursing, or one mobile intensive**
30 **care paramedic and one registered professional nurse trained in**
31 **advanced life support nursing]** ¹ , two registered professional nurses
32 trained in advanced life support nursing and specialized in
33 emergency medical services, or one mobile intensive care
34 paramedic and one registered professional nurse trained in advanced
35 life support and specialized in emergency medical services¹. Any
36 individual providing advanced life support as provided in this
37 paragraph shall be authorized to render care within that individual's
38 scope of practice ¹**[, as determined by the [commissioner] New**
39 **Jersey Board of Paramedicine]**¹ and based on the agency EMS
40 medical director's determination of competency.

41 (b) The Department of Health shall establish criteria for and a
42 process by which a hospital may apply to the department for
43 permission to operate a mobile intensive care unit that is staffed by
44 one emergency medical technician and one mobile intensive care
45 paramedic or registered professional nurse trained in advanced life
46 support ¹**[nursing]** and specialized in emergency medical services¹,
47 if the hospital is experiencing a staffing shortage.

1 (3) Agency EMS medical directors shall have the authority to
2 establish advanced life support protocols, within the scope of
3 practice for advanced life support providers ¹established by **【this**
4 **act】** P.L. , c. (C.) (pending before the Legislature as this
5 bill) and the **【commissioner】** New Jersey Board of Paramedicine¹,
6 which protocols shall include, but shall not be limited to, protocols
7 concerning medications, equipment, procedures, and clinical
8 practice. Such advanced life support protocols shall be submitted to
9 the **【commissioner】** ¹New Jersey Board of Paramedicine
10 commissioner¹ for approval. The **【commissioner】** ¹**【board**
11 commissioner¹ may approve or deny advanced life support
12 protocols submitted by an agency EMS medical director or may
13 approve such protocols subject to amendments that the
14 **【commissioner】** ¹**【board】** commissioner¹ deems to be necessary.
15 Aspects of clinical practice that exceed the scope **【established by**
16 **commissioner】** ¹established by the commissioner¹ shall be
17 submitted by an agency EMS medical director to **【the mobile**
18 **intensive care advisory council】** the ¹appropriate licensing¹ board
19 for review and recommendation **【to the commissioner】** ¹to the
20 commissioner¹, which shall be acted upon by the **【commissioner】**
21 ¹appropriate licensing¹ board within 90 days.

22 (4) The commissioner with the approval of the State Board of
23 Medical Examiners shall establish education and competency
24 requirements which a board-certified or board-eligible emergency
25 medicine physician, advanced practice nurse, or physician assistant
26 who is employed by a hospital with a mobile intensive care unit
27 shall be required to meet in order to obtain authorization from the
28 department to deliver care within the respective scope of practice of
29 the board-certified or board-eligible emergency medicine physician,
30 advanced practice nurse, or physician assistant, as the case may be,
31 in pre-hospital care or an interfacility setting. An authorized board-
32 certified or board-eligible emergency medicine physician, advanced
33 practice nurse, or physician assistant may deliver such care if and to
34 the extent approved by the agency EMS medical director.

35 b. A hospital authorized by the commissioner pursuant to
36 subsection a. of this section shall provide mobile intensive care unit
37 services on a seven-day-a-week basis.

38 c. The commissioner shall establish, in writing, criteria which a
39 hospital shall meet in order to qualify for the authorization.

40 d. The commissioner may withdraw his authorization if the
41 hospital or unit violates any provision of **【this act】** P.L.1984, c.146
42 (C.26:2K-7 et seq.) or rules or regulations promulgated pursuant
43 thereto.

44 e. Nothing in this section shall be construed to alter the scope
45 of practice of any licensed health care professional under Title 45 of
46 the Revised Statutes or the scope or authority of any agency, board,

1 department, or other entity in this State that is responsible for
2 licensing health care workers.

3 (cf: P.L.2022, c.118, s.8)

4

5 ¹**[23.]** 19.¹ R.S.39:5-41 is amended to read as follows:

6 39:5-41. a. All fines, penalties and forfeitures imposed and
7 collected under authority of law for any violations of R.S.39:4-63
8 and R.S.39:4-64 shall be forwarded by the judge to whom the same
9 have been paid to the proper financial officer of a county, if the
10 violation occurred within the jurisdiction of that county's central
11 municipal court, established pursuant to N.J.S.2B:12-1 et seq. or the
12 municipality wherein the violation occurred, to be used by the
13 county or municipality to help finance litter control activities in
14 addition to or supplementing existing litter pickup and removal
15 activities in the municipality.

16 b. Except as otherwise provided by subsection a. of this
17 section, all fines, penalties and forfeitures imposed and collected
18 under authority of law for any violations of the provisions of this
19 Title, other than those violations in which the complaining witness
20 is the chief administrator, a member of his staff, a member of the
21 State Police, a member of a county police department and force, a
22 county park police system, or a sheriff's office in a county that has
23 established a central municipal court, an inspector of the Board of
24 Public Utilities, or a law enforcement officer of any other State
25 agency, shall be forwarded by the judge to whom the same have
26 been paid as follows: one-half of the total amount collected to the
27 financial officer, as designated by the local governing body, of the
28 respective municipalities wherein the violations occurred, to be
29 used by the municipality for general municipal use and to defray the
30 cost of operating the municipal court; and one-half of the total
31 amount collected to the proper financial officer of the county
32 wherein they were collected, to be used by the county as a fund for
33 the construction, reconstruction, maintenance and repair of roads
34 and bridges, snow removal, the acquisition and purchase of rights-
35 of-way, and the purchase, replacement and repair of equipment for
36 use on said roads and bridges therein. Up to 25% of the money
37 received by a municipality pursuant to this subsection, but not more
38 than the actual amount budgeted for the municipal court, whichever
39 is less, may be used to upgrade case processing.

40 All fines, penalties and forfeitures imposed and collected under
41 authority of law for any violations of the provisions of this Title, in
42 which the complaining witness is a member of a county police
43 department and force, a county park police system, or a county
44 sheriff's office in a county that has established a central municipal
45 court, shall be forwarded by the judge to whom the same have been
46 paid to the financial officer, designated by the governing body of
47 the county, for all violations occurring within the jurisdiction of that

1 court, to be used for general county use and to defray the cost of
2 operating the central municipal court.

3 Whenever any county has deposited moneys collected pursuant
4 to this section in a special trust fund in lieu of expending the same
5 for the purposes authorized by this section, it may withdraw from
6 said special trust fund in any year an amount which is not in excess
7 of the amount expended by the county over the immediately
8 preceding three-year period from general county revenues for said
9 purposes. Such moneys withdrawn from the trust fund shall be
10 accounted for and used as are other general county revenues.

11 c. (Deleted by amendment, P.L.1993, c.293.)

12 d. Notwithstanding the provisions of subsections a. and b. of
13 this section, \$1 shall be added to the amount of each fine and
14 penalty imposed and collected through a court under authority of
15 any law for any violation of the provisions of Title 39 of the
16 Revised Statutes or any other motor vehicle or traffic violation in
17 this State and shall be forwarded by the person to whom the same
18 are paid to the State Treasurer. In addition, upon the forfeiture of
19 bail, \$1 of that forfeiture shall be forwarded to the State Treasurer.
20 The State Treasurer shall annually deposit those moneys so
21 forwarded in the "Body Armor Replacement" fund established
22 pursuant to section 1 of P.L.1997, c.177 (C.52:17B-4.4). Beginning
23 in the fiscal year next following the effective date of this act, the
24 State Treasurer annually shall allocate from those moneys so
25 forwarded an amount not to exceed \$400,000 to the Department of
26 the Treasury to be expended exclusively for the purposes of funding
27 the operation of the "Law Enforcement Officer Crisis Intervention
28 Services" telephone hotline established and maintained under the
29 provisions of sections 115 and 116 of P.L.2008, c.29 (C.26:2NN-1
30 and C.26:2NN-2).

31 e. Notwithstanding the provisions of subsections a. and b. of
32 this section, \$1 shall be added to the amount of each fine and
33 penalty imposed and collected through a court under authority of
34 any law for any violation of the provisions of Title 39 of the
35 Revised Statutes or any other motor vehicle or traffic violation in
36 this State and shall be forwarded by the person to whom the same
37 are paid to the State Treasurer. The State Treasurer shall annually
38 deposit those moneys so forwarded in the "New Jersey Spinal Cord
39 Research Fund" established pursuant to section 9 of P.L.1999, c.201
40 (C.52:9E-9). In order to comply with the provisions of Article VIII,
41 Section II, paragraph 5 of the State Constitution, a municipal or
42 county agency which forwards moneys to the State Treasurer
43 pursuant to this subsection may retain an amount equal to 2% of the
44 moneys which it collects pursuant to this subsection as
45 compensation for its administrative costs associated with
46 implementing the provisions of this subsection.

47 f. Notwithstanding the provisions of subsections a. and b. of
48 this section, \$1 shall be added to the amount of each fine and

1 penalty imposed and collected through a court under authority of
2 any law for any violation of the provisions of Title 39 of the
3 Revised Statutes or any other motor vehicle or traffic violation in
4 this State and shall be forwarded by the person to whom the same
5 are paid to the State Treasurer. The State Treasurer shall annually
6 deposit those moneys so forwarded in the "Autism Medical
7 Research and Treatment Fund" established pursuant to section 1 of
8 P.L.2003, c.144 (C.30:6D-62.2).

9 g. Notwithstanding the provisions of subsections a. and b. of
10 this section, \$3 shall be added to the amount of each fine and
11 penalty imposed and collected by a court under authority of any law
12 for any violation of the provisions of Title 39 of the Revised
13 Statutes or any other motor vehicle or traffic violation in this State
14 and shall be forwarded by the person to whom the same are paid to
15 the State Treasurer. The State Treasurer shall annually deposit
16 those moneys so forwarded in the "New Jersey Forensic DNA
17 Laboratory Fund" established pursuant to P.L.2003, c.183. Prior to
18 depositing the moneys into the fund, the State Treasurer shall
19 forward to the Administrative Office of the Courts an amount not to
20 exceed \$475,000 from moneys initially collected pursuant to this
21 subsection to be used exclusively to establish a collection
22 mechanism and to provide funding to update the Automated Traffic
23 System Fund created pursuant to N.J.S.2B:12-30 to implement the
24 provisions of this subsection.

25 h. Notwithstanding the provisions of subsections a. and b. of
26 this section, \$1 shall be added to the amount of each fine and
27 penalty imposed and collected under authority of any law for any
28 violation of the provisions of Title 39 of the Revised Statutes or any
29 other motor vehicle or traffic violation in this State and shall be
30 forwarded by the person to whom the same are paid to the State
31 Treasurer. The State Treasurer shall annually deposit those moneys
32 so forwarded in the "New Jersey Brain Injury Research Fund"
33 established pursuant to section 9 of P.L.2003, c.200 (C.52:9EE-9).
34 The Administrative Office of the Courts may retain an amount
35 equal to \$475,000 from the moneys which it initially collects
36 pursuant to this subsection, prior to depositing any moneys in the
37 "New Jersey Brain Injury Research Fund," in order to meet the
38 expenses associated with utilizing the Automated Traffic System
39 Fund created pursuant to N.J.S.2B:12-30 to implement the
40 provisions of this subsection and serve other statutory purposes.

41 i. Notwithstanding the provisions of subsections a. and b. of
42 this section, all fines and penalties imposed and collected under
43 authority of law for any violation related to the unlawful operation
44 or the sale of a vehicle under section 1 of P.L.1955, c.53 (C.39:3-
45 17.1) shall be forwarded by the judge to whom the same have been
46 paid to the State Treasurer, if the complaining witness is the chief
47 administrator, a member of his staff, a member of the State Police,
48 an inspector of the Board of Public Utilities, or a law enforcement

1 officer or other official of any other State agency; or, if the
 2 complaining witness is not one of the foregoing, one-half to the
 3 chief financial officer of the county and one-half to the chief
 4 financial officer of the municipality wherein the violation occurred.

5 j. Notwithstanding the provisions of subsections a. and b. of
 6 this section, \$1 shall be added to the amount of each fine and
 7 penalty imposed and collected under authority of any law for any
 8 violation of the provisions of Title 39 of the Revised Statutes or any
 9 other motor vehicle or traffic violation in this State and shall be
 10 forwarded by the person to whom the same are paid to the State
 11 Treasurer. The State Treasurer shall annually deposit those moneys
 12 so forwarded in the "Board of Paramedicine Fund" established
 13 pursuant to section 10 of P.L. , c. (C.) (pending before the
 14 Legislature as this bill).

15 (cf: P.L.2018, c.47 s.4)

16
 17 ¹~~24.~~ 20.¹ Section 10 of P.L.2004, c.17 (C.2A:62A-1.3) is
 18 amended to read as follows:

19 10. a. If an individual's actual health care facility duty,
 20 including on-call duty, does not require a response to a patient
 21 emergency situation, a health care professional who, in good faith,
 22 responds to a life-threatening emergency or responds to a request
 23 for emergency assistance in a life-threatening emergency within a
 24 hospital or other health care facility, is not liable for civil damages
 25 as a result of an act or omission in the rendering of emergency care.
 26 The immunity granted pursuant to this section shall not apply to
 27 acts or omissions constituting gross negligence, recklessness, or
 28 willful misconduct.

29 b. The provisions of subsection a. of this section shall not
 30 apply to a health care professional if a provider-patient relationship
 31 existed before the emergency, or if consideration in any form is
 32 provided to the health care professional for the service rendered.

33 c. The provisions of subsection a. of this section do not
 34 diminish a general hospital's responsibility to comply with all
 35 Department of Health licensure requirements concerning medical
 36 staff availability at the hospital.

37 d. A health care professional shall not be liable for civil
 38 damages for injury or death caused in an emergency situation
 39 occurring in the health care professional's private practice or in a
 40 health care facility on account of a failure to inform a patient of the
 41 possible consequences of a medical procedure when the failure to
 42 inform is caused by any of the following:

43 (1) the patient was unconscious;

44 (2) the medical procedure was undertaken without the consent
 45 of the patient because the health care professional reasonably
 46 believed that the medical procedure should be undertaken
 47 immediately and that there was insufficient time to fully inform the
 48 patient; or

1 (3) the medical procedure was performed on a person legally
2 incapable of giving informed consent, and the health care
3 professional reasonably believed that the medical procedure should
4 be undertaken immediately and that there was insufficient time to
5 obtain the informed consent of the person authorized to give such
6 consent for the patient.

7 The provisions of this subsection shall apply only to actions for
8 damages for an injury or death arising as a result of a health care
9 professional's failure to inform, and not to actions for damages
10 arising as a result of a health care professional's negligence in
11 rendering or failing to render treatment.

12 e. As used in this section:

13 (1) "Health care professional" means a physician, dentist, nurse,
14 emergency medical technician, mobile intensive care paramedic, or
15 other health care professional whose professional practice is
16 regulated pursuant to Title 45 of the Revised Statutes **【**and an
17 emergency medical technician or mobile intensive care paramedic
18 certified by the Commissioner of Health licensed pursuant to Title
19 26 of the Revised Statutes**】**; and

20 (2) "Health care facility" means a health care facility licensed by
21 the Department of Health pursuant to P.L.1971, c.136 (C.26:2H-1
22 et seq.) and a psychiatric hospital operated by the Department of
23 Human Services and listed in R.S.30:1-7.

24 (cf: P.L.2012, c.17, s.1)

25

26 ¹**【25.】** 21.¹ Section 1 of P.L.1992, c.196 (C.2A:62A-19) is
27 amended to read as follows:

28 1. a. Notwithstanding any other provision of law to the contrary,
29 no emergency medical technician who, without compensation,
30 trains or instructs other persons in basic life support services shall
31 be liable in any action for damages as a result of his acts of
32 commission or omission arising out of and in the course of that
33 training or instruction.

34 b. (1) Nothing in this section shall be deemed to grant immunity
35 to any person causing damage by his willful or wanton act of
36 commission or omission.

37 (2) Nothing in this section shall be deemed to grant immunity to
38 any person causing damage as the result of the person's operation of
39 a motor vehicle.

40 c. As used in this section:

41 (1) "Basic life support services" shall include but not be limited
42 to: patient stabilization, airway clearance, cardiopulmonary
43 resuscitation, hemorrhage control, initial wound care and fracture
44 stabilization.

45 (2) "Emergency medical technician" means a person who is
46 trained in basic life support ¹**【services】**¹ and who is **【certified】**

1 licensed by the **【Department of Health】** New Jersey Board of
2 Paramedicine ¹**【to perform these services】**¹.

3 (cf: P.L.1992, c.196, s.1)

4

5 ¹**【26.】** 22.¹ Section 2 of P.L.2008, c.80 (C.26:2-190) is amended
6 to read as follows:

7 2. a. The Commissioner of Health **【and】**, the Commissioner of
8 Human Services, and the New Jersey Board of Paramedicine, in
9 consultation with the New Jersey Fire and Emergency Medical
10 Services Institute and the New Jersey State First Aid Council, shall
11 develop a training curriculum with the purpose of informing
12 emergency responders of the risks associated with autism or an
13 intellectual or other developmental disability, as well as providing
14 instruction in appropriate recognition and response techniques
15 concerning these disabilities. The curriculum shall be incorporated
16 into existing time requirements for training and continuing
17 education of emergency responders.

18 b. Prior to **【certification】** licensure by the **【Department of**
19 **Health】** New Jersey Board of Paramedicine, each emergency
20 medical technician trained in basic life support ¹**【services】**¹ as
21 defined in section **【1】** 2 of **【P.L.1985, c.351 (C.26:2K-21)】** P.L. ,
22 c. (C.) (pending before the Legislature as this bill) shall be
23 required to satisfactorily complete the training developed under
24 subsection a. of this section. **【Every emergency medical technician**
25 **certified prior to the effective date of this act shall, within 36**
26 **months of the effective date of this act, satisfactorily complete the**
27 **training in recognition and response techniques concerning these**
28 **disabilities, through existing continuing education requirements.】**

29 c. The Commissioner of Health shall adopt rules and
30 regulations, pursuant to the "Administrative Procedure Act,"
31 P.L.1968, c.410 (C.52:14B-1 et seq.), to effectuate the purposes of
32 **【this act】** P.L.2008, c.80 (C.26:2-190).

33 (cf: P.L.2012, c.17, s.143)

34

35 ¹**【27.】** 23.¹ Section 1 of P.L.1994, c.29 (C.39:3-27.59) is
36 amended to read as follows:

37 1. a. Upon application by a person who has been **【certified】**
38 licensed by the **【Commissioner of Health as an Emergency Medical**
39 **Technician-Ambulance】** New Jersey Board of Paramedicine, the
40 Director of the Division of Motor Vehicles shall issue for the motor
41 vehicle owned or leased by the applicant special vehicle registration
42 plates bearing the letters "EMT-A." The plates shall also include
43 the vehicle registration number and other markings or identification
44 prescribed by law, including the "Tree of Life" insignia for an
45 Emergency Medical Technician-Ambulance in a design approved
46 by the director. Only one set of special registration plates shall be

1 issued to an applicant. The special plates shall be displayed only on
2 the vehicle for which they were issued.

3 b. The special vehicle registration plates authorized by this
4 section shall be issued upon proof satisfactory to the director that
5 the applicant meets the condition specified in subsection a. of this
6 section. A person who has been issued special vehicle registration
7 plates under this section shall return the special plates when that
8 person no longer meets the qualification in subsection a. of this
9 section.

10 c. The fee for the motor vehicle registration plates issued under
11 this section shall be \$25, in addition to the fees otherwise
12 prescribed by law for the registration of motor vehicles.

13 d. A person who violates a provision of this section shall be
14 fined \$50.

15 e. The director may adopt rules and regulations pursuant to the
16 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
17 seq.), governing the issuance and use of the special vehicle
18 registration plates authorized by this section.

19 (cf: P.L.1994, c.29, s.1)

20

21 ¹~~28.~~ 24.¹ Section 1 of P.L.1973, c.307 (C.39:3C-1) is
22 amended to read as follows:

23 1. As used in P.L.1973, c.307 (C.39:3C-1 et seq.):

24 "All-terrain vehicle" means a motor vehicle, designed and
25 manufactured for off-road use only, of a type possessing between
26 three and six non-highway tires, but shall not include golf carts or
27 an all-terrain vehicle operated by an employee or agent of the State,
28 a county, a municipality, or a fire district, or a member of an
29 emergency service organization or an emergency medical technician
30 which is used while in the performance of the employee's, agent's,
31 member's or technician's official duties.

32 "Chief administrator" means the Chief Administrator of the New
33 Jersey Motor Vehicle Commission.

34 "Commission" means the New Jersey Motor Vehicle
35 Commission established by section 4 of P.L.2003, c.13 (C.39:2A-
36 4).

37 "Commissioner" means the Commissioner of Environmental
38 Protection.

39 "Department" means the Department of Environmental
40 Protection.

41 "Dirt bike" means any two-wheeled motorcycle that is designed
42 and manufactured for off-road use only and that does not comply
43 with Federal Motor Vehicle Safety Standards or United States
44 Environmental Protection Agency on-road emissions standards.

45 "Emergency medical technician" means a person trained in basic
46 life support ¹~~services~~ ¹ ~~as defined in section 1 of P.L.1985, c.351~~
47 (C.26:2K-21) ~~and who is certified licensed by the Department~~

1 of Health] New Jersey Board of Paramedicine ¹ [to perform these
2 services]¹.

3 "Emergency service organization" means a fire or first aid
4 organization, whether organized as a volunteer fire company,
5 volunteer fire department, fire district, or duly incorporated
6 volunteer first aid, emergency, or volunteer ambulance or rescue
7 squad association.

8 "Natural resource" means all land, fish, shellfish, wildlife, biota,
9 air, waters, and other such resources owned, managed, held in trust,
10 or otherwise controlled by the State.

11 "Public land" means all land owned, operated, managed,
12 maintained, or under the jurisdiction of the Department of
13 Environmental Protection, including any and all land owned,
14 operated, managed, maintained, or purchased jointly by the
15 Department of Environmental Protection with any other party and
16 any land so designated by municipal or county ordinance. Public
17 land shall also mean any land used for conservation purposes,
18 including, but not limited to, beaches, forests, greenways, natural
19 areas, water resources, wildlife preserves, land used for watershed
20 protection, or biological or ecological studies, and land exempted
21 from taxation pursuant to section 2 of P.L.1974, c.167 (C.54:4-
22 3.64).

23 "Snowmobile" means any motor vehicle, designed primarily to
24 travel over ice or snow, of a type which uses sled type runners, skis,
25 an endless belt tread, cleats, or any combination of these or other
26 similar means of contact with the surface upon which it is operated,
27 but does not include any farm tractor, highway or other construction
28 equipment, or any military vehicle.

29 "Special event" means an organized race, exhibition, or
30 demonstration of limited duration which is conducted according to a
31 prearranged schedule and in which general public interest is
32 manifested.

33 (cf: P.L.2015, c.155, s.3)

34

35 ¹[29.] 25.¹ Section 43 of P.L.1954, c.84 (C.43:15A-43) is
36 amended to read as follows:

37 43. a. A member who has not attained age 65 shall, upon the
38 application of the head of the department in which he is employed
39 or upon his own application or the application of one acting in his
40 behalf, be retired by the board of trustees, if said employee is
41 permanently and totally disabled as a direct result of a traumatic
42 event occurring during and as a result of the performance of his
43 regular or assigned duties, on an accidental disability allowance. A
44 traumatic event occurring during voluntary performance of regular
45 or assigned duties at a place of employment before or after required
46 hours of employment which is not in violation of any valid work
47 rule of the employer or otherwise prohibited by the employer shall

1 be deemed as occurring during the performance of regular or
2 assigned duties.

3 The application to accomplish such retirement must be filed
4 within five years of the original traumatic event, but the board of
5 trustees may consider an application filed after the five-year period
6 if it can be factually demonstrated to the satisfaction of the board of
7 trustees that the disability is due to the accident and the filing was
8 not accomplished within the five-year period due to a delayed
9 manifestation of the disability or to circumstances beyond the
10 control of the member.

11 Permanent and total disability resulting from a cardiovascular,
12 pulmonary or musculo-skeletal condition which was not a direct
13 result of a traumatic event occurring in the performance of duty
14 shall be deemed an ordinary disability.

15 Before consideration of the application by the board of trustees,
16 the physician or physicians designated by the board shall have first
17 made a medical examination of the member at his residence or at
18 any other place mutually agreed upon and shall have certified to the
19 board that he is physically or mentally incapacitated for the
20 performance of duty, and should be retired, and the appointing
21 authority shall have certified to the board that the member is
22 permanently and totally disabled as a direct result of a traumatic
23 event occurring during and as a result of the performance of his
24 regular or assigned duties, the time and place where the duty
25 causing the disability was performed, that the disability was not the
26 result of his willful negligence and that the member should be
27 retired.

28 No person who becomes a member of the retirement system on
29 or after the effective date of P.L.2010, c.3 shall be eligible for
30 retirement pursuant to this section.

31 b. (1) For purposes of this subsection:

32 "Qualifying condition or impairment of health" includes:

33 diseases of the upper respiratory tract and mucosae, including
34 conditions such as conjunctivitis, rhinitis, sinusitis, pharyngitis,
35 laryngitis, vocal cord disease, upper airway hyper-reactivity and
36 tracheo-bronchitis, or a combination of such conditions;

37 diseases of the lower respiratory tract, including but not limited
38 to bronchitis, asthma, reactive airway dysfunction syndrome, and
39 different types of pneumonitis, such as hypersensitivity,
40 granulomatous, or eosinophilic;

41 diseases of the gastroesophageal tract, including esophagitis and
42 reflux disease, either acute or chronic, caused by exposure or
43 aggravated by exposure;

44 diseases of the psychological axis, including post-traumatic
45 stress disorder, anxiety, depression, or any combination of such
46 conditions;

47 diseases of the skin such as contact dermatitis or burns, either
48 acute or chronic in nature, infectious, irritant, allergic, idiopathic or

1 non-specific reactive in nature, caused by exposure or aggravated
2 by exposure; and

3 new onset diseases resulting from exposure as such diseases
4 occurring in the future including cancer, chronic obstructive
5 pulmonary disease, asbestos-related disease, heavy metal poisoning,
6 musculoskeletal disease and chronic psychological disease.

7 "World Trade Center rescue, recovery, or cleanup operations"
8 means the rescue, recovery, or cleanup operations at the World
9 Trade Center site between September 11, 2001 and October 11,
10 2001.

11 "World Trade Center site" means any location below a line
12 starting from the Hudson River and Canal Street, east on Canal
13 Street to Pike Street, south on Pike Street to the East River, and
14 extending to the lower tip of Manhattan.

15 (2) Notwithstanding any provision of subsection a. of this
16 section or any other law to the contrary, for a member who
17 participated, whether or not under orders or instruction by an
18 employer to so participate, in World Trade Center rescue, recovery,
19 or cleanup operations for a minimum of eight hours, permanent and
20 total disability resulting from a qualifying condition or impairment
21 of health shall be presumed to have occurred during and as a result
22 of the performance of the member's regular or assigned duties and
23 not the result of the member's willful negligence, unless the
24 contrary can be proved by competent evidence.

25 A member who did not participate in such operations for a
26 minimum of eight hours shall be eligible for the presumption
27 provided that:

28 the member participated in the rescue, recovery, or cleanup
29 operations at the World Trade Center site between September 11,
30 2001 and September 12, 2001;

31 the member sustained a documented physical injury at the World
32 Trade Center site between September 11, 2001 and September 12,
33 2001 that is a qualifying condition or impairment of health resulting
34 in a disability to the member that prevented the member from
35 continuing to participate in World Trade Center rescue, recovery, or
36 cleanup operations for a minimum of eight hours; and

37 the documented physical injury that resulted in a disability to the
38 member that prevented the member from continuing to participate
39 in World Trade Center rescue, recovery, or cleanup operations for a
40 minimum of eight hours is the qualifying condition or impairment
41 of health for which the member seeks a presumption under this
42 subsection.

43 In order to be eligible for the presumption provided under this
44 subsection, a member shall have successfully passed a physical
45 examination for entry into public service which failed to disclose
46 evidence of the qualifying condition or impairment of health that
47 formed the basis for the permanent and total disability.

1 (3) A member who participated in the World Trade Center
2 rescue, recovery, or cleanup operations for a minimum of eight
3 hours and subsequently retired on a service retirement or an
4 ordinary disability retirement and thereafter incurred a disability
5 caused by a qualifying condition or impairment of health which the
6 medical board determines to be caused by participation in World
7 Trade Center rescue, recovery, or cleanup operations shall be
8 eligible to apply to the board of trustees to have the retiree's
9 retirement allowance recalculated as an accidental disability
10 retirement allowance for benefit payments on or after the date of the
11 application, provided the retiree filed an application for such
12 recalculation within 30 days of the date that the retiree knew or
13 should have known of the existence of such disability and its
14 relation to the rescue, recovery, or cleanup operations. In order to
15 be eligible for such recalculation, the retiree shall have successfully
16 passed a physical examination for entry into public service which
17 failed to disclose evidence of the qualifying condition or
18 impairment of health that formed the basis for the disability.

19 (4) The board of trustees shall promulgate rules and regulations
20 necessary to implement the provisions of this subsection and shall
21 notify members and retirants in the retirement system of the
22 enactment of this act, P.L.2019, c.157, within 30 days of enactment.

23 A member or retiree shall not be eligible for the presumption or
24 recalculation under this subsection unless within two years of the
25 effective date of this act, P.L.2019, c.157, the member or retiree
26 files a written and sworn statement with the retirement system on a
27 form provided by the board of trustees thereof indicating the dates
28 and locations of service.

29 (5) This subsection shall apply only to: any member or retiree
30 who is or was enrolled in the Public Employees' Retirement System
31 because the member or retiree did not meet the age or medical
32 requirements for enrollment in the Police and Firemen's Retirement
33 System on the basis of the position held; and to any emergency
34 medical technician who is a member or retiree of the Public
35 Employees' Retirement System. For the purposes of this paragraph,
36 "emergency medical technician" means a person trained in basic life
37 support ¹【services】¹ 【as defined in section 1 of P.L.1985, c.351
38 (C.26:2K-21)】 and who is 【certified】 licensed by the 【Department
39 of Health】 New Jersey Board of Paramedicine ¹【to perform these
40 services】¹.

41 (6) This subsection shall apply regardless of whether the
42 member or retiree, who is otherwise eligible, was enrolled in the
43 retirement system at the time of participation in World Trade Center
44 rescue, recovery, or cleanup operations as specified herein.
45 (cf: P.L.2019, c.157, s.4)

46

47 ¹【30.】 26.¹ Section 1 of P.L.1998, c.16 (C.52:3-12) is amended
48 to read as follows:

1 1. a. The Governor, upon timely notification and verification of
2 the death of a federal, State or local law enforcement officer or
3 firefighter who either works in New Jersey or is a citizen of New
4 Jersey and who died in the line of duty, shall direct that the flag of
5 the United States and the State flag be flown at half-staff for one
6 week at the State House. The flags shall be flown upon an existing
7 flagstaff or flagstaffs or, at the option of the Governor, a flagstaff or
8 flagstaffs erected at an appropriate site, after consultation with
9 organizations representing law enforcement officers and firefighters
10 on the location and design of the flagstaff or flagstaffs.

11 The flags flown in honor of the deceased law enforcement officer
12 or firefighter shall be presented to the family of that officer or
13 firefighter.

14 b. The Governor, upon timely notification and verification of
15 the death of a member of a duly incorporated first aid and
16 emergency or volunteer ambulance or rescue squad or association
17 rendering services in a county or municipality of this State or a duly
18 **[certified]** licensed mobile intensive care paramedic or licensed
19 emergency medical technician who either works in New Jersey or is
20 a citizen of New Jersey and who died in the line of duty while
21 rendering first aid, ambulance, rescue or emergency medical
22 service, shall direct that the flag of the United States and the State
23 flag be flown at half-staff for one week at the State House. The
24 flags shall be flown upon an existing flagstaff or flagstaffs or, at the
25 option of the Governor, a flagstaff or flagstaffs erected at an
26 appropriate site, after consultation with organizations representing
27 first aid, ambulance, rescue or emergency medical service providers
28 on the location and design of the flagstaff or flagstaffs.

29 The flags flown in honor of the deceased member, paramedic or
30 technician shall be presented to the family of that member,
31 paramedic or technician.

32 (cf: P.L.1998, c.16, s.1)

33

34 ¹**[31.]** 27.¹ Section 2 of P.L.1993, c.249 (C.52:27D-407) is
35 amended to read as follows:

36 2. As used in this act:

37 "Abuse" means the willful infliction of physical pain, injury or
38 mental anguish, unreasonable confinement, or the willful
39 deprivation of services which are necessary to maintain a person's
40 physical and mental health.

41 "Caretaker" means a person who has assumed the responsibility
42 for the care of a vulnerable adult as a result of family relationship or
43 who has assumed responsibility for the care of a vulnerable adult
44 voluntarily, by contract, or by order of a court of competent
45 jurisdiction, whether or not they reside together.

46 "Commissioner" means the Commissioner of Human Services.

47 "Community setting" means a private residence or any
48 noninstitutional setting in which a person may reside alone or with

1 others, but shall not include residential health care facilities,
2 rooming houses or boarding homes or any other facility or living
3 arrangement subject to licensure by, operated by, or under contract
4 with, a State department or agency.

5 "County adult protective services provider" means a county
6 Board of Social Services or other public or nonprofit agency with
7 experience as a New Jersey provider of protective services for
8 adults, designated by the county and approved by the commissioner.
9 The county adult protective services provider receives reports made
10 pursuant to this act, maintains pertinent records and provides,
11 arranges, or recommends protective services.

12 "County director" means the director of a county adult protective
13 services provider.

14 "Department" means the Department of Human Services.

15 "Emergency medical technician" means a person trained in basic
16 life support **['services']** **['as defined in section 1 of P.L.1985, c.351**
17 **(C.26:2K-21)']** and who is **['certified']** licensed by the **['Department**
18 **of Health']** New Jersey Board of Paramedicine to provide that level
19 of care.

20 "Exploitation" means the act or process of illegally or improperly
21 using a person or his resources for another person's profit or
22 advantage.

23 "Firefighter" means a paid or volunteer firefighter.

24 "Health care professional" means a health care professional who
25 is licensed or otherwise authorized, pursuant to Title 45 or Title 52
26 of the Revised Statutes, to practice a health care profession that is
27 regulated by one of the following boards or by the Director of the
28 Division of Consumer Affairs: the State Board of Medical
29 Examiners, the New Jersey Board of Nursing, the New Jersey State
30 Board of Dentistry, the New Jersey State Board of Optometrists, the
31 New Jersey State Board of Pharmacy, the State Board of
32 Chiropractic Examiners, the Acupuncture Examining Board, the
33 State Board of Physical Therapy, the State Board of Respiratory
34 Care, the Orthotics and Prosthetics Board of Examiners, the State
35 Board of Psychological Examiners, the State Board of Social Work
36 Examiners, the State Board of Examiners of Ophthalmic Dispensers
37 and Ophthalmic Technicians, the Audiology and Speech-Language
38 Pathology Advisory Committee, the State Board of Marriage and
39 Family Therapy Examiners, the Occupational Therapy Advisory
40 Council, the Certified Psychoanalysts Advisory Committee, New
41 Jersey Board of Paramedicine, and the State Board of
42 Polysomnography. "Health care professional" also means a nurse
43 aide or personal care assistant who is certified by the Department of
44 Health.

45 "Neglect" means an act or failure to act by a vulnerable adult or
46 his caretaker which results in the inadequate provision of care or
47 services necessary to maintain the physical and mental health of the
48 vulnerable adult, and which places the vulnerable adult in a

1 situation which can result in serious injury or which is life-
2 threatening.

3 "Protective services" means voluntary or court-ordered social,
4 legal, financial, medical or psychiatric services necessary to
5 safeguard a vulnerable adult's rights and resources, and to protect a
6 vulnerable adult from abuse, neglect or exploitation. Protective
7 services include, but are not limited to: evaluating the need for
8 services, providing or arranging for appropriate services, obtaining
9 financial benefits to which a person is entitled, and arranging for
10 guardianship and other legal actions.

11 "Vulnerable adult" means a person 18 years of age or older who
12 resides in a community setting and who, because of a physical or
13 mental illness, disability or deficiency, lacks sufficient
14 understanding or capacity to make, communicate, or carry out
15 decisions concerning his well-being and is the subject of abuse,
16 neglect or exploitation. A person shall not be deemed to be the
17 subject of abuse, neglect or exploitation or in need of protective
18 services for the sole reason that the person is being furnished
19 nonmedical remedial treatment by spiritual means through prayer
20 alone or in accordance with a recognized religious method of
21 healing in lieu of medical treatment, and in accordance with the
22 tenets and practices of the person's established religious tradition.
23 (cf: P.L.2012, c.17, s.424)

24
25 ¹~~32~~ 28¹ This act shall be effective immediately but sections
26 1, 2, 7 through 12, and 14 through ¹~~31~~ 27¹ shall remain
27 inoperative until the first day of the 12th month next following
28 enactment. The director and the board may take such anticipatory
29 administrative action in advance thereof as shall be necessary for
30 the implementation of this act.