

[Third Reprint]

## **ASSEMBLY, No. 5031**

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# **STATE OF NEW JERSEY**

## **218th LEGISLATURE**

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INTRODUCED FEBRUARY 7, 2019

**Sponsored by:**

**Assemblywoman SHANIQUE SPEIGHT**

**District 29 (Essex)**

**Assemblywoman ANGELA V. MCKNIGHT**

**District 31 (Hudson)**

**Assemblywoman BRITNEE N. TIMBERLAKE**

**District 34 (Essex and Passaic)**

**Senator M. TERESA RUIZ**

**District 29 (Essex)**

**Co-Sponsored by:**

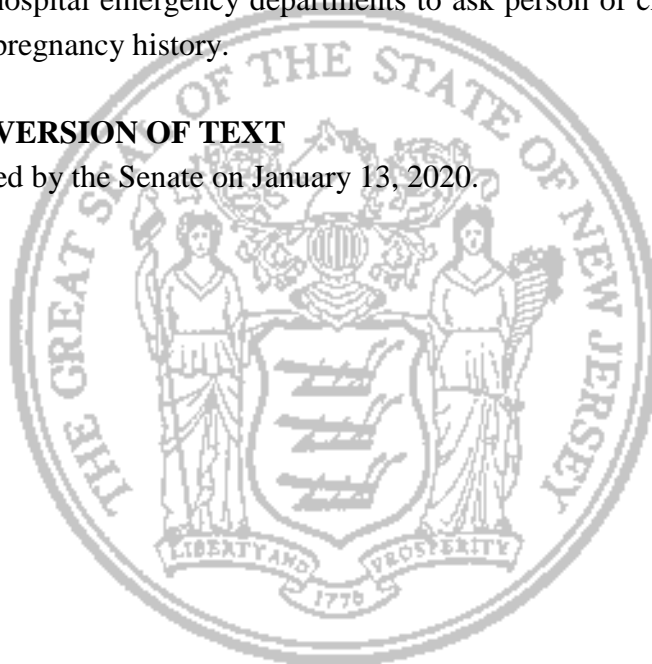
**Assemblywomen Tucker, Murphy, Jasey and Downey**

**SYNOPSIS**

Requires hospital emergency departments to ask person of childbearing age about recent pregnancy history.

**CURRENT VERSION OF TEXT**

As amended by the Senate on January 13, 2020.



**(Sponsorship Updated As Of: 1/14/2020)**

1 AN ACT concerning hospital emergency departments and  
2 supplementing Title 26 of the Revised Statutes.

3  
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
5 *of New Jersey:*

6  
7 1. Each hospital licensed pursuant to P.L.1971, c.136  
8 (C.26:2H-1 et seq.) that has an emergency department shall  
9 establish standards and protocols to ensure that each <sup>1</sup>**[woman]**  
10 person<sup>1</sup> of childbearing age who presents at the emergency  
11 department is asked whether <sup>1</sup>**[she]** the person<sup>1</sup> had a pregnancy  
12 that <sup>3</sup>**[terminated]** ended<sup>3</sup> within the past <sup>3</sup>**[42]** 365<sup>3</sup> days,  
13 including any pregnancy that ended by live birth, stillbirth,  
14 miscarriage, or abortion. <sup>1</sup>**[In the event that a woman indicates she**  
15 **had a pregnancy that terminated within the past 42 days, the**  
16 **hospital shall ensure that any care or treatment provided includes an**  
17 **evaluation of potential complications that may have resulted from**  
18 **the pregnancy or termination of the pregnancy.]**<sup>1</sup> <sup>2</sup>In the event that  
19 a person indicates the person had a pregnancy that <sup>3</sup>**[terminated]**  
20 ended<sup>3</sup> within the past <sup>3</sup>**[42]** 365<sup>3</sup> days, the hospital shall ensure  
21 that any care or treatment provided includes an evaluation of  
22 potential complications that may have resulted from the pregnancy  
23 or <sup>3</sup>**[termination]** the end<sup>3</sup> of the pregnancy.<sup>2</sup> If the <sup>1</sup>**[woman]**  
24 person<sup>1</sup> is unresponsive at the time of presentation, the hospital  
25 shall make the inquiry as soon as the <sup>1</sup>**[woman]** person<sup>1</sup> becomes  
26 responsive or by making appropriate inquiries of individuals who  
27 may have knowledge of the <sup>1</sup>**[woman's]** person's<sup>1</sup> current or recent  
28 pregnancy status.

29  
30 2. The Commissioner of Health shall, pursuant to the  
31 “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1 et  
32 seq.), adopt rules and regulations as shall be necessary to implement  
33 the provisions of this act.

34  
35 3. This act shall take effect immediately.

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Assembly AAP committee amendments adopted March 18, 2019.

<sup>2</sup>Senate SHH committee amendments adopted December 12, 2019.

<sup>3</sup>Senate floor amendments adopted January 13, 2020.