

[First Reprint]

ASSEMBLY, No. 3901

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED MARCH 23, 2020

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SYNOPSIS

Permits professional and occupational licensing boards to reactivate licensure of certain individuals during state of emergency or public health emergency.

CURRENT VERSION OF TEXT

As amended by the Senate on April 13, 2020.

(Sponsorship Updated As Of: 4/13/2020)

1 AN ACT concerning professional and occupational licenses, and
2 supplementing P.L.1999, c.403 (C.45:1-7.1 et seq.).
3

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

7 1. Notwithstanding the provisions of any other law, during ¹[a
8 state of emergency declared by the Governor pursuant to P.L.1942,
9 c.251 (C.App.A:9-33 et seq.), or a public health emergency declared
10 by the Governor pursuant to P.L.2005, c.222 (C.26:13-1 et seq.)] the Public Health Emergency and State of Emergency declared by
11 the Governor in Executive Order 103 of 2020¹ , and with the
12 approval of the Attorney General, ¹[a] the Director of the Division
13 of Consumer Affairs, with respect to any or all¹ professional or
14 occupational licensing ¹[board] boards¹ within the Division of
15 Consumer Affairs in the Department of Law and Public Safety or
16 ¹[, with regard to] ¹any industry regulated by the division, ¹[the
17 director of the division, as applicable,] or any professional or
18 occupational licensing boards within the division¹ may
19 ¹temporarily¹ reactivate a license, certificate of registration or
20 certification on an expedited basis ¹, for such period as deemed
21 necessary by the director.¹ to any individual who held a
22 corresponding license, certificate of registration or certification, in
23 good standing at the time that the individual retired from active
24 practice or was placed on the inactive status, ¹or who while
25 otherwise in good standing allowed their license to lapse and was
26 suspended for that reason.¹ within the last ¹[three] five¹ years, or
27 such other timeframe as the director may specify. Notwithstanding
28 the provisions of any other law to the contrary, and to effectuate the
29 purposes of this act, the board or director, as applicable, may take
30 additional action necessary to protect the public health, safety and
31 welfare, including but not limited to:
32

33 a. Temporarily waive any requirements contained in section 2
34 of P.L.2013, c.182 (C.45:1-7.4), relating to the renewal,
35 reinstatement or reactivation of a license, certification or
36 registration, including fees, job listings or continuing education
37 requirements;

38 b. Prescribe the duration and terms of any license, certificate of
39 registration or certification granted pursuant to this section; ¹[or] ¹

40 c. Require ¹, in consultation with the Commissioner of Health
41 or such other State department or agency as may be appropriate,¹
42 any individual granted a license, certificate of registration or
43 certification pursuant to this section to practice the profession or

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

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate floor amendments adopted April 13, 2020.

1 occupation in this State, as deemed necessary to protect the public
2 health, safety and welfare ¹; or¹

3 ¹d. Waive compliance by any individual granted a license,
4 certificate of registration or certification pursuant to this section
5 with liability insurance required by statute or regulation, for acts or
6 omissions undertaken in the course of providing health care services
7 in support of the State's response to the declared emergency¹.

8
9 2. This act shall take effect immediately ¹and be retroactive to
10 April 1, 2020¹ .