

**ASSEMBLY, No. 4649**

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**STATE OF NEW JERSEY**

**219th LEGISLATURE**

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INTRODUCED SEPTEMBER 14, 2020

**Sponsored by:**

**Assemblywoman YVONNE LOPEZ**

**District 19 (Middlesex)**

**Assemblyman BENJIE E. WIMBERLY**

**District 35 (Bergen and Passaic)**

**Assemblyman RAJ MUKHERJI**

**District 33 (Hudson)**

**Co-Sponsored by:**

**Assemblyman Stanley**

**SYNOPSIS**

Requires health care professional licensing boards to utilize National Practitioner Data Bank.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 12/6/2021)**

1 AN ACT concerning health care professionals and the National  
2 Practitioner Data Bank and supplementing P.L.2002, c.104  
3 (C.45:1-28 et seq.).  
4

5 **BE IT ENACTED** *by the Senate and General Assembly of the State*  
6 *of New Jersey:*  
7

8 1. a. A professional and occupational licensing board within  
9 the Division of Consumer Affairs in the Department of Law and  
10 Public Safety that regulates the practice of a health care  
11 professional shall:

12 (1) not issue an initial license or other authorization to practice a  
13 health care profession that is regulated by that board to any  
14 applicant therefor unless the board first determines that no  
15 information exists on file in the National Practitioner Data Bank  
16 which may disqualify the applicant from being licensed or  
17 otherwise authorized to practice as a health care professional; and

18 (2) utilize the continuous query function of the National  
19 Practitioner Data Bank for each person issued a license or  
20 authorization to practice as a health care professional.

21 b. A board shall not issue or renew or, if renewed, shall revoke  
22 or suspend a license or other authorization to practice a health care  
23 profession that is regulated by that board of any applicant therefor  
24 or person issued a license or authorization to practice a health care  
25 profession if, consistent with section 8 of P.L.1978, c.73 (C.45:1-  
26 21), the board determines there is cause to refuse to issue or  
27 suspend or revoke any license or authorization of a health care  
28 professional as the result of information obtained through use of the  
29 National Practitioner Data Bank consistent with the provisions of  
30 this act.

31 c. As used in this section, "National Practitioner Data Bank"  
32 means the database established pursuant to 45 C.F.R. s.60.1, and  
33 maintained by the United States Department of Health and Human  
34 Services.  
35

36 2. This act shall take effect on the 90th day next following  
37 enactment.  
38  
39

40 STATEMENT  
41

42 This bill requires health care professional licensing boards to  
43 utilize the National Practitioner Data Bank.

44 The National Practitioner Data Bank is a web-based repository of  
45 reports containing information on medical malpractice payments  
46 and certain adverse actions related to health care professionals. The  
47 data bank is maintained by the United States Department of Health

1 and Human Services to prevent health care professionals from  
2 moving from state to state without discovery of prior bad acts.

3 The bill requires professional and occupational licensing boards  
4 within the Division of Consumer Affairs in the Department of Law  
5 and Public Safety that regulate the practice of a health care  
6 professional to:

7 (1) not issue an initial license or other authorization to practice a  
8 health care profession to any applicant unless the board first  
9 determines that no information exists on file in the National  
10 Practitioner Data Bank which may disqualify the applicant; and

11 (2) utilize the continuous query function of the National  
12 Practitioner Data Bank for each person issued a license or  
13 authorization to practice a health care profession.

14 The bill provides that boards may not issue or renew or, if  
15 renewed, must revoke or suspend a license or other authorization to  
16 practice a health care profession that is regulated by that board if  
17 the board determines through use of the National Practitioner Data  
18 Bank that there is cause to refuse to issue or suspend or revoke any  
19 license or authorization of a health care professional.