

ASSEMBLY, No. 1701

STATE OF NEW JERSEY

INTRODUCED FEBRUARY 29, 1996

By Assemblyman ROCCO

1 AN ACT concerning physical examinations of school employees and
2 amending N.J.S.18A:16-2.

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

6 1. N.J.S.18A:16-2 is amended to read as follows:

7 18A:16-2. Every board of education [shall] may require [all of its
8 employees, and may require] its employees and shall require any
9 candidate for employment [,] who has received a conditional offer of
10 employment to undergo a physical examination [,the scope whereof
11 shall be determined under rules of the state board, at least once in
12 every year and] . The board may require [additional] individual
13 psychiatric or physical examinations of any employee, whenever, in the
14 judgment of the board, an employee shows evidence of deviation from
15 normal, physical or mental health.

16 Any such examination may, if the board so requires, include
17 laboratory tests or fluoroscopic or X-ray procedures for the obtaining
18 of additional diagnostic data.

19 Nothing in this section shall be so construed as to affect screening
20 for tuberculosis or fitness examinations for bus drivers as required
21 pursuant to statute, rule or regulation.

22 (cf: N.J.S.18A:16-2)

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24 2. This act shall take effect immediately.

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STATEMENT

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29 This bill provides that a board of education may require its
30 employees, and shall require any candidate for employment who has
31 received a conditional offer of employment, to undergo a physical
32 examination. Under the current statute, all current employees of a
33 school board are required to undergo a physical exam annually and the
34 board may require a physical exam of any candidate for employment.

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

Matter underlined thus is new matter.

1 The bill makes clear that screening for tuberculosis or fitness
2 examinations for bus drivers as required under any statute or
3 regulation would not be affected.

4 The bill makes a physical exam permissive for current employees
5 and mandatory for candidates for employment who have a conditional
6 offer of employment.

7 While the bill provides a new requirement that candidates for
8 employment undergo a physical examination, this requirement is
9 permitted under the recently approved State constitutional amendment
10 prohibiting unfunded mandates because the bill also eliminates the
11 mandatory annual physical examination now required of all school
12 board employees.

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17 Eliminates annual physical examination required of all school
18 employees.