

SENATE, No. 573

STATE OF NEW JERSEY

INTRODUCED JANUARY 29, 1996

By Senator BASSANO

1 AN ACT concerning referral of patients for home infusion therapy and
2 amending P.L.1989, c.19.

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

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7 1. Section 2 of P.L.1989, c.19 (C.45:9-22.5) is amended to read as
8 follows:

9 2. a. A practitioner shall not refer a patient or direct an employee
10 of the practitioner to refer a patient to a health care service in which
11 the practitioner, or the practitioner's immediate family, or the
12 practitioner in combination with practitioner's immediate family has a
13 significant beneficial interest; except that, in the case of a practitioner,
14 a practitioner's immediate family or a practitioner in combination with
15 the practitioner's immediate family who had the significant beneficial
16 interest prior to the effective date of P.L.1991, c.187 (C.26:2H-18.24
17 et al.), the practitioner may continue to refer a patient or direct an
18 employee to do so if that practitioner discloses the significant
19 beneficial interest to the patient.

20 b. If a practitioner is permitted to refer a patient to a health care
21 service pursuant to subsection a. of this section, the practitioner shall
22 provide the patient with a written disclosure form, prepared pursuant
23 to section 3 of P.L.1989, c.19 (C.45:9-22.6), and post a copy of this
24 disclosure form in a conspicuous public place in the practitioner's
25 office.

26 c. The restrictions on referral of patients established in this section
27 shall not apply to:

28 (1) a health care service that is provided at the practitioner's
29 medical office and for which the patient is billed directly by the
30 practitioner; and

31 (2) radiation therapy pursuant to an oncological protocol,
32 lithotripsy, home infusion therapy and renal dialysis.

33 (cf: P.L.1991, c.187, s.47)

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.

1 2. This act shall take effect immediately.

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STATEMENT

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6 This bill amends section 2 of P.L.1989, c.19 (C.45:9-22.5) to
7 exempt home infusion therapy from the restrictions on referral of
8 patients to health care services in which the referring physician has a
9 financial interest. The law currently exempts radiation therapy
10 pursuant to an oncological protocol, lithotripsy and renal dialysis from
11 the restrictions on referral of patients.

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16 Exempts home infusion therapy from restrictions on referral of
17 patients.