

SENATE COMMITTEE SUBSTITUTE FOR
SENATE, Nos. 992 and 1121

STATE OF NEW JERSEY

ADOPTED JUNE 20, 1996

Sponsored by Senators CIESLA and SINGER

1 AN ACT concerning the New Jersey Cancer Registry, amending
2 P.L.1977, c.266 and making an appropriation.

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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 3 of P.L.1977, c.266 (C.26:2-106) is amended to read
8 as follows:

9 3. a. The Commissioner of Health, in consultation with the Public
10 Health Council, shall require the reporting of cases of cancer and other
11 specified tumorous and precancerous diseases, and the submission of
12 such specified additional information on reported cases or control
13 populations as he deems necessary and appropriate for the recognition,
14 prevention, cure or control of such diseases.

15 b. Pursuant to subsection a. of this section, the Commissioner of
16 Health is hereby authorized to adopt and promulgate, in the manner
17 prescribed by the applicable provisions of the "Administrative
18 Procedure Act" (P.L.1968, c. 410; C. 52:14B-1 et seq.), rules and
19 regulations specifying the health care providers, individuals, and other
20 organizations obliged to make the report and submissions required by
21 subsection a. of this section, the related information to be included in
22 such reports, and the methods for such reporting.

23 c. All abstracting work performed by a health care facility in
24 accordance with this section shall be performed by a certified tumor
25 registrar.

26 d. (1) The Department of Health shall contract out its registry
27 services to health care facilities which lack adequate internal
28 capabilities to report cases on a timely basis, as provided in the
29 regulations adopted pursuant to this section. Such health care
30 facilities shall reimburse the department for services rendered.

31 (2) If a health care facility fails to correct deficiencies in its
32 reporting that are discovered on audit by the Department of Health

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 within 30 days, the department will conduct the appropriate registrar
2 activities and charge the facility for all costs related to its services.

3 e. Health insurers and other third party health care payers
4 providing health benefits plans to residents of the State shall report to
5 the Department of Health cases of cancer of State residents based
6 upon selection criteria and in a format specified by the department.

7 f. (1) A health care facility, health care provider or health insurer
8 that fails to comply with the provisions of this section shall be liable
9 to a penalty of up to \$500 per unreported cancer case.

10 (2) A health care facility that fails to report cases of cancer
11 electronically, as required by regulation, by December 31, 1996 shall
12 be liable to a penalty not to exceed \$1,000 per business day.

13 (3) A penalty sued for under the provisions of this subsection shall
14 be recovered by and in the name of the Department of Health and shall
15 be dedicated to the cancer registry.

16 (cf: P.L.1977, c.266, s.3)

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18 2. There is appropriated \$400,000 from the General Fund to the
19 Department of Health to be used to improve the reporting and analysis
20 capabilities of the State cancer registry, including cancer incidence and
21 epidemiological research associated with the Toms River, New Jersey
22 childhood cancer investigation.

23

24 3. This act shall take effect immediately.

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29 Strengthens reporting requirements of State cancer registry,
30 appropriates \$400,000 to DOH.