

## Appendix

The relevant text of each statute containing terms with duplicative definitions that have been added to the new definition section in N.J.S. 26:1A-1, including proposed modifications (proposed additions are shown with underlining, proposed deletions with ~~strikethrough~~), follows:

### **N.J.S. 26:1-1. Terms defined**

~~As used in this Title unless otherwise specifically indicated~~

~~“State department,” “department of health” and “department” mean the State Department of Health;  
“Commissioner” or “Director” means the State Commissioner of Health, who is the chief administrative officer of the State Department of Health;  
“Council” means the Public Health Council in the State Department of Health;  
“Division” means one of the divisions in the State Department of Health;  
“Division director” means the director of one of the divisions in the State Department of Health;  
“Local board” or “local board of health” means the board of health of any municipality or the boards, body, or officers in such municipality lawfully exercising any of the powers of a local board of health under the laws governing such municipality and when, pursuant to law any local board of health is superseded by a consolidated local board of health or a county local board of health, and the functions, powers and duties conferred and imposed by this Title upon such local board of health shall thereupon be transferred to, and exercised and performed by, such consolidated local board of health or county local board of health, as the case may be, the term “local board of health” or “local board” as used in this Title shall thereafter be deemed to mean and include such consolidated local board of health, or county local board of health so far as relates to the exercise of such functions, powers and duties.~~

**Credits:** Amended by L.1947, c. 177, § 64, eff. July 1, 1947; L.1950, c. 29, § 7, eff. April 11, 1950; L.1951, c. 69, § 67. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

The substance of N.J.S. 26:1-1 is proposed for removal in its entirety to consolidate the definition sections contained therein, and in N.J.S. 26:1A-1, in order that an easily identifiable and broadly applicable definition section appears at the beginning of Title 26 (Health Act).

### **N.J.S. 26:1A-1. Definitions**

As used in this act, unless otherwise specifically indicated, ~~“State Department,” “Department of Health” and “department” mean the State Department of Health;~~

“Adult” means an individual who has reached majority pursuant to section 3 of P.L.1972, c. 81 (C.9:17B-3).

“Alzheimer’s disease and related disorders” means a form of dementia characterized by a general loss of intellectual abilities of sufficient severity to interfere with social or occupational functioning;

“Birthing facility” means an inpatient or ambulatory health care facility licensed by the Department of

Health that provides birthing and newborn care services;

“Contagious disease” means an infectious disease that can be transmitted from person to person;

“Commissioner” or “Director” means the State Commissioner of Health who is the chief administrative officer of the State Department of Health;

“Council” means the Public Health Council in the State Department of Health;

“Covered person” means a person on whose behalf a carrier offering the plan is obligated to pay benefits or provide services pursuant to the health benefits plan;

“Division” means one of the divisions in the State Department of Health;

“Division director” means the director of one of the divisions in the State Department of Health;

“Hospital” means a general acute care hospital licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.);

“Infectious disease” means a disease caused by a living organism or other pathogen, including a fungus, bacteria, parasite, protozoan, virus, or prion. An infectious disease may, or may not, be transmissible from person to person, animal to person, or insect to person;

“Local health agency” means any county, regional, municipal or other governmental agency organized for the purpose of providing health services, administered by a full-time health officer and conducting a public health program pursuant to law;

“Local board” or “local board of health” means the board of health of any municipality or the boards, bodies or officers in such municipality lawfully exercising any of the powers of a local board of health under the laws governing such municipality, and includes any consolidated local board of health or county local board of health created and established pursuant to law;:-

“Local registrar” or “registrar” means the local registrar of vital statistics;

“Long-term care facility” means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.);

“Medicaid” means the New Jersey Medical Assistance and Health Services Program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.);

“Medicare” means the program established by the “Health Insurance for the Aged Act,” Title XVIII of the “Social Security Act,” Pub.L. 89-97, as then constituted or later amended (42 U.S.C. s.1395 et seq.);

“Person” means a natural person, partnership, association, agency, corporation, organization, institution, agency, trusts, or other similar entity;

“State” means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States;

“State registrar” means the State Registrar of Vital Statistics;

“State Department,” “Department of Health” and “department” mean the State Department of Health;

“Substance use disorder” means a disorder defined to be consistent with generally recognized independent standards of current medical practice referenced in the most current version of the American Psychiatric Association’s Diagnostic and Statistical Manual of Mental Disorders;

“Vital records” means the birth, death, fetal death, marriage, civil union and domestic partnership records from which vital statistics are produced;

“Vital statistics” means statistics concerning births, deaths, fetal deaths, marriages, civil unions and domestic partnerships established pursuant to P.L.2003, c. 246 (C.26:8A-1 et al.).

**Credits:** L.1947, c. 177, § 1, eff. July 1, 1947. Amended by L.1950, c. 29, § 1, eff. April 11, 1950; L.1951, c. 69, § 66. Current with laws through L.2021, c. 253 and J.R. No. 3.

### Comment

To create a consolidated definition section at the beginning of Title 26, modifications are proposed to this section to include “Director” as an alternative term for “Commissioner” to maintain consistency with N.J.S. 26:1-1, as well as other newly identified terms used throughout the Health Act that are defined consistently and repeatedly. The statute has also been modified to order the terms alphabetically.

- *“Adult”*

Modification is proposed to include a consolidated definition of the term “Adult.” The various duplicative definitions of this term were combined into a single consolidated definition. Two of four occurrences referenced N.J.S. 9:17B-3, which sets forth the definition of “majority” as 18 years and older, while the other two simply stated that an “adult” is 18 years or older. Therefore, the version of the definition referencing the definitional statute was used as the consolidated definition in order to account for any subsequent amendments to the definition of “majority.”

- *“Alzheimer’s disease and related disorders”*

Modification is proposed to include a consolidated definition of the term “Alzheimer’s disease and related disorders.” All of the duplicative definitions of this term used identical language.

- *“Birthing facility”*

Modification is proposed to include a consolidated definition of the term “Birthing facility.” All of the duplicative definitions of this term used identical language.

- *“Contagious disease”*

Modification is proposed to include a consolidated definition of the term “Contagious disease.” The term was defined only once in Title 26. However, the term is used repeatedly throughout the Health Act.

- *“Covered person”*

Modification is proposed to include a consolidated definition of the term “Covered person.” The duplicative definitions of this term were consolidated to encompass the broadest and most generic version of the definition.

- *“Hospital”*

Modification is proposed to include a consolidated definition of the term “Hospital.” The duplicative definitions of this term were almost entirely identical except that the wording appeared in a slightly different order.

- *“Infectious disease”*

Modification is proposed to include a consolidated definition of the term “Infectious disease.” All of the duplicative definitions of this term used identical language.

- *“Local health agency”*

Modification is proposed to include a consolidated definition of the term “Local health agency.” The duplicative definitions of this term were almost entirely identical except that the wording appeared in a slightly different order.

- *“Local registrar”*

Modification is proposed to include a consolidated definition of the term “Local registrar.” All of the duplicative definitions of this term used identical language.

- *“Long-term care facility”*

Modification is proposed to include a consolidated definition of the term “Long-term care facility.” All of the duplicative definitions of this term used identical language.

- *“Medicaid”*

Modification is proposed to include a consolidated definition of the term “Medicaid.” The duplicative definitions of this term all referenced the program’s enabling act but were inconsistent with respect to the program’s title. Therefore, the consolidated definition of this term cites to the program’s proper name as well as the act establishing it.

- *“Medicare”*

Modification is proposed to include a consolidated definition of the term “Medicare.” The duplicative definitions of this term all referenced the program’s enabling act but were inconsistent with respect to the program’s title. Therefore, the consolidated definition of this term cites to the program’s proper name as well as the act establishing it.

- *“Person”*

Modification is proposed to include a consolidated definition of the term “Person.” The duplicative definitions of this term that were eliminated all contained an open-ended list of entities qualifying as a “person.” The consolidated definition referenced all of the terms and used “or other similar entity,” (the most common phrase among the three duplicative definitions) to denote that the list was not exhaustive.

- *“State”*

Modification is proposed to include a consolidated definition of the term “State.” The duplicative definitions of this term were consolidated to encompass the broadest and most generic version of the definition.

- *“State registrar”*

Modification is proposed to include a consolidated definition of the term “State registrar.” All but one of the duplicative definitions of this term used identical language, and the consolidated definition used this common language as it encompassed the meaning of the differing definition.

- *“Substance use disorder”*

Modification is proposed to include a consolidated definition of the term “Substance use disorder.” Although the wording was not completely identical, the duplicative definitions of this term all cited the most recent version of the Diagnostic and Statistical Manual of Mental Disorders, authored by the American Psychiatric Association, as this term’s definitional reference, as does the consolidated definition.

- *“Vital records”*

Modification is proposed to include a consolidated definition of the term “Vital records.” The term was defined only once in Title 26. However, the term is used repeatedly throughout the Health Act.

- *“Vital statistics”*

Modification is proposed to include a consolidated definition of the term “Vital statistics.” The term was defined only once in Title 26. However, the term is used repeatedly throughout the Health Act.

### **N.J.S. 26:2-96. Definitions**

For the purposes of this act:

- a. “Child” means any person under 21 years of age.
- b. “Terminal illness” means an illness for which there is no known cure and which ultimately ends in death, and which has been certified as such by two physicians licensed to practice medicine and surgery.
- ~~c. “Department” means the State Department of Health.~~
- ~~d. “Commissioner” means the State Commissioner of Health.~~

**Credits:** L.1972, c. 193, § 4, eff. Dec. 20, 1972. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Department” and “Commissioner” are proposed for removal from the statute, because consolidated definitions of each term appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2-103.2. Definitions**

As used in this act:

- ~~“Commissioner” means the Commissioner of Health.~~
- ~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.2001, c. 373, § 2, eff. Jan. 1, 2002. Amended by L.2012, c. 17, § 112, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Department” and “Commissioner” are proposed for removal from the statute, because consolidated definitions of each term appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2-111.2. HIV tests of all newborns; follow up testing for those who test positive; exception**

a. The Commissioner of Health shall require each birthing facility in the State to administer to a newborn in its care a test for human immunodeficiency virus (HIV) if the HIV status of the mother of the newborn is unknown.

A newborn shall not be denied testing for HIV on the basis of the newborn’s economic status.

\* \* \*

~~d. As used in this section, “birthing facility” means an inpatient or ambulatory health care facility licensed by the Department of Health that provides birthing and newborn care services.~~

\* \* \*

**Credits:** L.2007, c. 218, § 4, eff. June 24, 2008. Amended by L.2012, c. 17, § 118, eff. June 29, 2012.

**Comment**

- *“Birthing facility”*

A duplicative definition of the term “birthing facility” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2-111.4. Pulse oximetry screening within twenty-four hours of birth**

a. The Commissioner of Health shall require each birthing facility licensed by the Department of Health to perform a pulse oximetry screening, a minimum of 24 hours after birth, on every newborn in its care.

~~b. As used in this section, “birthing facility” means an inpatient or ambulatory health care facility licensed by the Department of Health that provides birthing and newborn care services.~~

b. e. The commissioner shall adopt rules and regulations, pursuant to the “Administrative Procedure Act,” P.L.1968, c. 410 (C.52:14B-1 et seq.), necessary to carry out the purposes of this act.

**Credits:** L.2011, c. 74, § 2, eff. Aug. 31, 2011. Amended by L.2012, c. 17, § 119, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Birthing facility”*

A duplicative definition of the term “birthing facility” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2-120. Definitions**

As used in this act:

~~a. “Commissioner” means the Commissioner of the Department of Health;~~

~~b. “Program” means the poison control and drug information program established by the commissioner.~~

**Credits:** L.1982, c. 177, § 2, eff. Nov. 12, 1982. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2-125. Definitions**

As used in this act:

~~a. “Commissioner” means the Commissioner of the Department of Health;~~

~~b. “Department” means the State Department of Health;~~

~~c. “Program” means the hypertension control program established by the commissioner.~~

**Credits:** L.1985, c. 5, § 2, eff. Jan. 10, 1985. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “department” are proposed for removal from the statute, because consolidated definitions of the term appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2-131. Definitions**

As used in this act:

“Child” means a person one through five years of age.

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Lead poisoning” means ...

**Credits:** L.1985, c. 84, § 2, eff. March 25, 1985. Amended by L.2017, c. 7, § 1, eff. Feb. 6, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “department” are proposed for removal from the statute, because consolidated definitions of the term appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2-137.3. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.1995, c. 328, § 2, eff. March 5, 1996. Amended by L.2017, c. 7, § 4, eff. Feb. 6, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “department” are proposed for removal from the statute, because consolidated definitions of the term appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2-139. Definitions**

As used in this act:

a. ~~“Commissioner” means the Commissioner of the State Department of Health;~~



~~b. “Department” means the State Department of Health;~~

~~e. “Program” means the Diabetes Control Program established by the commissioner.~~

**Credits:** L.1987, c. 10, § 2, eff. Jan. 20, 1987. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “department” are proposed for removal from the statute, because consolidated definitions of the term appear in the modified N.J.S. 26:1A-1.

### N.J.S. 26:2A-3. Definitions

For the purposes of this act, unless otherwise required by the context:

~~(a) “Act” means this act and any rule or regulation adopted hereunder;~~

~~(b) “Person” means a natural person, partnership, association, corporation, institution, agency, or other similar type entity;~~

~~(b)-(c) “Blood” means ....~~

~~(c)-(d) “Blood bank” means ...;~~

~~(d)-(e) “Collection” means the obtaining of blood by the bleeding of donors;~~

~~(e)-(f) “Processing” means ....~~

~~(f)-(g) “Storage” means ..;~~

~~(g)-(h) “Distribution” means ....~~

~~(h)-(i) “Licensee” means ....~~

~~(i)-(j) “Commissioner” means the Commissioner of the State Department of Health or his duly authorized agent.~~

~~(k) “Department” means the State Department of Health.~~

**Credits:** L.1963, c. 33, § 2, eff. Aug. 8, 1963. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Department” and “Person”*

Duplicative definitions of the terms “Department” and “Person” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent subsections have been re-lettered.

### **N.J.S. 26:2A-17. Definitions**

For the purposes of this act:

“Collection” means the obtaining of donated human breast milk.

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

~~“Person” means a person, partnership, association, agency, organization, or other similar entity.~~

\* \* \*

**Credits:** L.2017, c. 247, § 1, eff. July 7, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner,” “Department” and “Person”*

Duplicative definitions of the terms “Commissioner,” “Department” and “Person” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2A-24. Definitions relative to embryo storage facilities**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.2019, c. 268, § 2, eff. Feb. 1, 2021. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### N.J.S. 26:2AA-3. Definitions

As used in this act,<sup>1</sup>

~~“Commissioner” means the Commissioner of Health; and~~

~~“Reflex sympathetic dystrophy syndrome” or “RSDS” means ....~~

#### Footnotes

<sup>1</sup> L.2007, c. 255 (N.J.S.A. § 26:2AA-1 et seq.).

**Credits:** L.2007, c. 255, § 3, eff. July 5, 2008. Amended by L.2012, c. 17, § 144, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner”*

A duplicative definition of the term “Commissioner” are proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### N.J.S. 26:2B-8. Definitions

The following words as used in P.L.1975, c. 305 (C.26:2B-7 et seq.) shall, unless the context requires otherwise, have the following meanings:

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.1975, c. 305, § 2, eff. May 9, 1976. Amended by L.2017, c. 131, § 70, eff. July 21, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

There is legislation pending that would affect this statute. S.B. 2188, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 2158) and A.B. 4084, 219<sup>th</sup> Leg. (2020) proposed replacing the current definition of “Commissioner [of Health]” with “Commissioner of Human Services,” and “Department [of Health]” with “Department of Human Services.” In addition, S.B. 2079, 219<sup>th</sup> Leg. (2020) proposed repealing P.L. 1975, c.305 (C.26:2B-7, et seq.), including N.J.S. 26:2B-8.

## N.J.S. 26:2F-3. Definitions

For the purposes of this act unless the context clearly requires a different meaning:

~~(a) “Local health agency” means any county, regional, municipal or other governmental agency organized for the purpose of providing health services, administered by a full-time health officer and conducting a public health program pursuant to law.~~

~~(a)-(b)~~ “Commissioner” shall mean the State Commissioner of Health or his designee.

~~(b)-(e)~~ “Special projects and development fund” shall mean the fund established in section 7 of this act.<sup>1</sup>

~~(c)-(d)~~ “Priority health services” means ...

~~(d)-(e)~~ “Public health priority fund” shall mean ...

~~(e)-(f)~~ “Annual expenditures for health purposes” shall mean ...

~~(f)-(g)~~(1) “Noninstitutional population” shall mean ...

(2) “Special needs population” shall mean ...

~~(g)-(h)~~ “Full-time health officer” means ...

~~(i) Deleted by amendment.~~

~~(j) Deleted by amendment.~~

~~(h)-(k)~~ “Criteria for participation” shall mean ...

### Footnotes

<sup>1</sup> N.J.S.A. § 26:2F-7

**Credits:** L.1966, c. 36, § 3, eff. July 1, 1966. Amended by L.1977, c. 332, § 3, eff. Jan. 23, 1978. Current with laws through L.2021, c. 253 and J.R. No. 3.

### Comment

- “Commissioner” and “Local health agency”

Duplicative definitions of the terms “Commissioner” and “Local health agency” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent subsections have been re-lettered and those subsections previously deleted by amendment are proposed for deletion.

## N.J.S. 26:2G-22. Definitions

As used in this act:

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

**Credits:** L.1970, c. 334, § 2, eff. Dec. 29, 1970. Amended by L.2017, c. 131, § 88, eff. July 21, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- “Commissioner”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

There is legislation pending that would affect this statute. S.B. 2188, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 2158) and A.B. 4084, 219<sup>th</sup> Leg. (2020) proposed replacing the current definition of “Commissioner [of Health]” with “Commissioner of Human Services,” and “Department [of Health]” with “Department of Human Services.” In addition, S.B. 2079, 219<sup>th</sup> Leg. (2020) proposed repealing P.L. 1970, c.334 (C.26:2G-21, et seq.), including N.J.S. 26:2G-22.

#### N.J.S. 26:2H-2. Definitions

The following words or phrases, as used in this act, shall have the following meanings, unless the context otherwise requires:

\*\*\*

~~i. “Department” means the Department of Health.~~

~~j. “Commissioner” means the Commissioner of Health.~~

~~i. k. “Preliminary cost base” means that proportion ...~~

~~j. l. (Deleted by amendment, P.L.1992, c. 160).~~

~~j. m. “Provider of health care” means an individual . . .~~

~~k. n. “Private long-term health care facility” means . . .~~

~~o. (Deleted by amendment, P.L.1998, c. 43).~~

~~l. p. “State Health Planning Board” means the board established pursuant to section 33 of P.L.1991, c. 187 (C.26:2H-5.7) to conduct certificate of need review activities.~~

~~m. q. “Integrated health care” means ....~~

**Credits:** L.1971, c. 136, § 2. Amended by L.1975, c. 199, § 1, eff. Sept. 1, 1975; L.1977, c. 251, § 1, eff. Oct. 4, 1977; L.1977, c. 354, § 1, eff. Jan. 31, 1978; L.1978, c. 83, § 2, eff. July 20, 1978; L.1979, c. 388, § 6, eff. Feb. 5, 1980; L.1979, c. 496, § 20, eff. Aug. 27, 1980; L.1980, c. 105, § 5, eff. Sept. 11, 1980; L.1991, c. 187, § 28, eff. July 31, 1991; L.1992, c. 160, § 22, eff. Jan. 1, 1993; L.1998, c. 43, § 2, eff. June 30, 1998; L.2004, c. 54, § 3, eff. July 1, 2004; L.2012, c. 17, § 153, eff. June 29, 2012; L.2015, c. 125, § 1, eff. June 1, 2016; L.2017, c. 294, § 2, eff. Feb. 1, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered and those subsections previously deleted by amendment are proposed for deletion.

### **N.J.S. 26:2H-5.11. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Needle stick injury” means ....

**Credits:** L.1999, c. 311, § 2, eff. Jan. 4, 2000. Amended by L.2012, c. 17, § 166, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-5.25. Definitions relating to provision of care following a hospital discharge**

As used in this act:

\*\*\*

~~“Hospital” means a general acute care hospital licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

“Residence” means ....

**Credits:** L.2014, c. 68, § 2, eff. May 12, 2015. Current with laws through L.2021, c. 253 and J.R. No. 3.

## Comment

- *“Hospital”*

A duplicative definition of the term “Hospital” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-7.5. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Hospital” means an acute care general hospital licensed pursuant to P.L.1971, c. 136 (C. 26:2H-1 et seq.).~~

“Subacute care” means ....

“Subacute care unit” means ....

**Credits:** L. 1996, c. 102, § 2. Current with laws through L.2021, c. 253 and J.R. No. 3.

## Comment

- *“Commissioner” and “Hospital”*

Duplicative definitions of the terms “Commissioner” and “Hospital” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-7.15. Assisted living; assisted living program; assisted living residence; definitions**

As used in this act:

“Assisted living” means ....

“Assisted living program” means ....

“Assisted living residence” means ...

~~“Commissioner” means the Commissioner of Health.~~

**Credits:** L.2002, c. 25, § 1. Amended by L.2012, c. 17, § 175, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

## Comment

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-7.22. Definitions relating to licensing for hospitals to perform certain cardiac procedures**

As used in P.L.2021, c. 18 (C.26:2H-7.22 et al.):

\*\*\*

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Elective angioplasty” means ....

\* \* \*

**Credits:** L.2021, c. 18, § 1, eff. May 23, 2021. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- “Commissioner” and “Department”

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.6b. Definitions**

As used in P.L.2005, c. 50 (C.26:2H-12.6b et seq.):

~~“Commissioner” means the Commissioner of Health.~~

\* \* \*

**Credits:** L.2005, c. 50, § 1, eff. April 20, 2005. Amended by L.2012, c. 16, § 45, eff. June 29, 2012; L.2012, c. 17, § 182, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- “Commissioner”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.



**N.J.S. 26:2H-12.16. Assisted living residences and comprehensive personal care homes; use by Medicaid-eligible persons**

- a. For the purposes of this act, ~~“Medicaid” means the program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.) and~~ “Medicaid-eligible” means ....
- b. A new facility that is licensed to operate ....
- c. Existing assisted living residences ....

**Credits:** L.2001, c. 234, § 1, eff. Aug. 31, 2001. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Medicaid”*

A duplicative definition of the term “Medicaid” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.25. Definitions**

- a. As used in this act:

~~“Adverse event” means ....~~

~~“Anonymous” means ....~~

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\*\*\*

**Credits:** L.2004, c. 9, § 3. Amended by L.2012, c. 17, § 190, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.33. Public access to information via Department of Health website**

- a. The Department of Health shall make available to the public, through its official department website, information regarding:

(1) the ownership of each long-term care facility and adult day health services facility licensed by the department; and

(2) any violation of statutory standards or rules and regulations of the department pertaining to the care of patients or physical plant standards found at any such facility by the department.

~~As used in this section, “long-term care facility” means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

\* \* \*

**Credits:** L.2007, c. 65, § 1, eff. June 8, 2007. Amended by L.2012, c. 17, § 197, eff. June 29, 2012; L.2015, c. 125, § 3, eff. June 1, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Long-term care facility”*

A duplicative definition of the term “long-term care facility” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-12.56. Duty of assisted living facilities to provide written information to prospective private pay patients relative to Medicaid**

a. For the purposes of this act:

“Assisted living facility” means an assisted living residence or comprehensive personal care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.);

~~“Medicaid” means the program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.); and~~

\*\*\*

**Credits:** L.2009, c. 61, § 1, eff. Aug. 27, 2009. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Medicaid”*

A duplicative definition of the term “Medicaid” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-12.87. Outbreak response plan; establishment; contents; long-term care facilities**

a. As used in this section:

“Cohorting” means ....

~~“Department” means the Department of Health.~~

\*\*\*

**Credits:** L.2019, c. 243, § 1, eff. Aug. 15, 2019. Amended by L.2020, c. 87, § 7, eff. Sept. 16, 2020; L.2021, c. 190, § 1, eff. Aug. 5, 2021. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Department”*

A duplicative definition of the term “Department” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.90. Long-Term Care Emergency Operations Center (LTCEOC); establishment; operations; responsibilities**

\* \* \*

a. There is established in the Department of Health the Long-Term Care Emergency Operations Center (LTCEOC)....

\* \* \*

~~e. As used in sections 1 through 5 of P.L.2020, c. 87 (C.26:2H-12.90 through C.26:2H-12.94), “infectious disease” means a disease caused by a living organism or other pathogen, including a fungus, bacteria, parasite, protozoan, virus, or prion. An infectious disease may, or may not, be transmissible from person to person, animal to person, or insect to person.~~

**Credits:** L.2020, c. 87, § 1, eff. Sept. 16, 2020. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Infectious disease”*

A duplicative definition of the term “Infectious disease” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.97. Definitions relating to prevention of social isolation for residents of long-term care facilities**

As used in this act:

“Cohorting” means the same as that term is defined by section 1 of P.L.2019, c. 243 (C.26:2H-12.87).

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

~~“Long term care facility” or “facility” means a nursing home, assisted living facility, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

“Religious and recreational activities” includes any ....

**Credits:** L.2020, c. 113, § 1, eff. Oct. 23, 2020. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Commissioner,” “Department” and “Long-term care facility”*

Duplicative definitions of the terms “Commissioner,” “Department” and “Long-term care facility” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-12.100. Stockpiling of personal protective equipment; long term care facilities and hospitals; good faith effort; requirements**

a. Each long-term care facility shall make a good faith effort to maintain an adequate emergency stockpile of personal protective equipment necessary to meet the facility’s need for personal protective equipment for:

\*\*\*

f. As used in this section:

“General acute care hospital” means a general acute care hospital licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).

~~“Infectious disease” means a disease caused by a living organism or other pathogen, including a fungus, bacteria, parasite, protozoan, virus, or prion. An infectious disease may, or may not, be transmissible from person to person, animal to person, or insect to person.~~

~~“Long term care facility” means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

“Personal protective equipment” means any items ....

**Credits:** L.2020, c. 135, § 1, eff. Dec. 14, 2020. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- *“Infectious disease” and “Long-term care facility”*

Duplicative definitions of the terms “Infectious disease” and “Long-term care facility” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-12.101. Definitions relating to prevention of discrimination against residents of long-term care facilities**

As used in this act<sup>1</sup>:

\*\*\*

~~“Long term care facility” means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

“Long-term care facility staff” means all individuals employed by, or contracted directly with, a long-term care facility.

\* \* \*

**Foonotes:**

<sup>1</sup> L.2021, c. 33 (N.J.S.A. §§ 26:2H-12.101 to 26:2H-12.107).

**Credits:** L.2021, c. 33, § 1, eff. Aug. 30, 2021. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Long-term care facility”*

A duplicative definition of the term “Long-term care facility” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-14.1. Definitions**

As used in this act:

~~a. “Department” means the State Department of Health.~~

~~b. “Heat emergency” means an ...~~

**Credits:** L.1984, c. 114, § 1, eff. Aug. 3, 1984. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Department”*

A duplicative definition of the term “Department” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2H-18.52. Definitions**

As used in sections 1 through 17 of P.L.1992, c. 160 (C.26:2H-18.51 through 26:2H-18.67), sections 12 through 15 of P.L.1995, c. 133 (C.26:2H-18. 59a through C.26:2H-18.59d), sections 7 through 12 of P.L.1996, c. 28 (C.26:2H-18.59e et al.) and sections 6, 8, 10 and 11 of P.L.1997, c. 263 (C.26:2H-18.58e, C.26:2H-18.58f, C.26:2H-18.58d and C.26:2H-18.59h):

\*\*\*

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\*\*\*

~~“Hospital” means an acute care hospital licensed by the Department of Health pursuant to P.L.1971, c. 136 (C. 26:2H-1 et al.).~~

~~“Medicaid” means the New Jersey Medical Assistance and Health Services Program in the Department of Human Services established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.).~~

~~“Medicare” means the program established pursuant to Pub.L.89-97 (42 U.S.C. s.1395 et seq.).~~

**Credits:** L.1992, c. 160, § 2, eff. Jan. 1, 1993. Amended by L.1995, c. 133, § 1, eff. June 26, 1995; L.1996, c. 28, § 1, eff. May 16, 1996, retroactive to Jan. 1, 1996; L.1997, c. 263, § 1, eff. Jan. 1, 1998; L.2012, c. 17, § 220, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Commissioner,” “Department,” “Hospital,” “Medicaid” and “Medicare”*

Duplicative definitions of the terms “Commissioner,” “Department,” “Hospital,” “Medicaid” and “Medicare” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2H-18.79. Annual influenza vaccination program; establishment and implementation; definitions; requirements; penalties**

a. As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Health care facility” means a general or special hospital, nursing home, or home health care agency licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

~~a. b. Commencing with the onset of the first influenza season ....~~

~~b. c. For the purposes of its annual influenza vaccination program, each health care facility shall:...~~

~~c. d.~~ A health care facility may suspend its annual influenza vaccination program ....

~~d. e.~~ (1) The commissioner may assess such penalties and take other actions against a health care facility...

~~e. f.~~ A health care facility shall not ....

~~f. g.~~ Nothing in this section shall ....

**Credits:** L.2019, c. 330, § 1, eff. Jan. 13, 2020. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

#### **N.J.S. 26:2H-37. Definitions**

As used in this act, and unless the context otherwise requires:

a. “Boarding or nursing home” or “home” means....

\* \* \*

~~d. “Department” means the State Department of Health.~~

**Credits:** L.1977, c. 238, § 2, eff. Sept. 29, 1977. Amended by L.1979, c. 496, § 24, eff. Aug. 27, 1980; L.2015, c. 125, § 7, eff. June 1, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Department”*

A duplicative definition of the term “Department” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2H-55. Definitions**

As used in P.L.1991, c. 201 (C.26:2H-53 et seq.):

~~“Adult” means an individual who has reached majority pursuant to section 3 of P.L.1972, c. 81 (C.9:17B-3).~~

“Advance directive for health care” or “advance directive” means ....

“Attending physician” means the physician selected by, or assigned to, the patient who has primary responsibility for the treatment and care of the patient.

\* \* \*

~~“State” means a state, territory, or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.~~

\* \* \*

**Credits:** L.1991, c. 201, § 3, eff. Jan. 7, 1992. Amended by L.2013, c. 103, § 64, eff. Aug. 7, 2013; L.2015, c. 125, § 8, eff. June 1, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Adult” and “State”*

Duplicative definitions of the terms “Adult” and “State” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-87.3. Outbreak response plan; contents; infection prevention and control**

a. As used in this section:

“Assisted living facility” means...

\* \* \*

~~“Department” means the Department of Health.~~

\*\*\*

**Credits:** L.2021, c. 190, § 2, eff. Aug. 5, 2021. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Department”*

A duplicative definition of the term “Department” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2H-88. Definitions relating to PACE programs**

As used in this act:<sup>1</sup>

~~“Medicaid” means the program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.).~~

~~“Medicare” means the program established pursuant to Pub.L.89-97 (42 U.S.C. s.1395 et seq.).~~



“PACE” means the “Program of All-Inclusive Care for the Elderly,” ....

**Footnotes:**

<sup>1</sup> N.J.S.A. §§ 26:2H-88 to 26:2H-91.

**Credits:** L.1997, c. 296, § 1, eff. Jan. 8, 1998. Amended by L.2015, c. 152, § 1, eff. Dec. 1, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- “Medicaid” and “Medicare”

Duplicative definitions of the terms “Medicaid” and “Medicare” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-94. Definitions**

As used in this act:

“Commissioner” means the Commissioner of Human Services.

\* \* \*

“Fund” means the “Nursing Home Quality of Care Improvement Fund” established pursuant to this act.

~~“Medicaid” means the Medicaid program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.).~~

“Nursing home” means .....

**Credits:** L.2003, c. 105, § 3, eff. July 1, 2003. Amended by L.2004, c. 41, § 1, eff. June 29, 2004; L.2012, c. 17, § 246, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- “Medicaid”

A duplicative definition of the term “Medicaid” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-104. Definitions**

As used in this act:

~~“Adult” means an individual who has reached majority pursuant to section 3 of P.L.1972, c. 81 (C.9:17B-3).~~

\*\*\*

~~“State” means a state, territory, or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.~~

**Credits:** L.2005, c. 233, § 3, eff. March 21, 2006. Amended by L.2012, c. 17, § 248, eff. June 29, 2012; L.2013, c. 103, § 69, eff. Aug. 7, 2013. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Adult” and “State”*

Duplicative definitions of the terms “Adult” and “State” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2H-131. Definitions**

As used in sections 1 through 12 of this act:<sup>1</sup>

“Advance directive” means ....

“Advanced practice nurse” or “APN” means ....

~~“Commissioner” means the Commissioner of Health.~~

“Decision-making capacity” means ....

~~“Department” means the Department of Health.~~

\*\*\*

#### **Footnotes:**

<sup>1</sup> L.2011, c. 145 (N.J.S.A. §§ 26:2H-129 through 26:2H-140).

**Credits:** L.2011, c. 145, § 3, eff. July 1, 2012. Amended by L.2012, c. 17, § 255, eff. June 29, 2012; L.2019, c. 218, § 4, eff. Aug. 9, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2H-143. Definitions**

As used in this act:<sup>1</sup>

“Child” means a child who is under 19 years of age.

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Footnotes:**

<sup>1</sup> L.2013, c. 143 (N.J.S.A. §§ 26:2H-141 to 26:2H-147).

**Credits:** L.2013, c. 143, § 3, eff. March 1, 2014. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2H-148. Definitions**

As used in sections 18 through 26 of P.L.2015, c. 125 (C.26:2H-149 et seq.):

~~“Alzheimer’s disease and related disorders” means a form of dementia characterized by a general loss of intellectual abilities of sufficient severity to interfere with social or occupational functioning.~~

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.2015, c. 125, § 17, eff. June 1, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Alzheimer’s disease and related disorders”, “Commissioner” and “Department”*

Duplicative definitions of the terms “Alzheimer’s disease and related disorders,” “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2I-3. Terms defined**

As used in this act, the following words and terms shall have the following meanings, unless the context indicates or requires another or different meaning or intent:

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

\*\*\*

**Credits:** L.1972, c. 29, § 3, eff. Sept. 1, 1972. Amended by L.1997, c. 435, § 3, eff. Jan. 19, 1998; L.2000, c. 98, § 2, eff. Aug. 29, 2000; L.2012, c. 17, § 258, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2J-2. Definitions**

~~a. “Commissioner” means the State Commissioner of Health.~~

~~a. b.~~ “Basic health care services” means ....

~~b. e.~~ “Health care services” includes ....

~~c. d.~~ “Enrollee” means ....

~~d. e.~~ “Evidence of coverage” means ....

~~e. f.~~ “Health maintenance organization” means ....

~~g. “Person” means any natural or artificial person including but not limited to individuals, partnerships, associations, trusts, or corporations.~~

~~f. h.~~ “Provider” means ....

~~g. i.~~ “Health care facility” means ...

**Credits:** L.1973, c. 337, § 2, eff. Dec. 27, 1973. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Person”*

Duplicative definitions of the terms “Commissioner” and “Person” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

**N.J.S. 26:2J-4.20. Health care services for mental health conditions and substance use disorders**

a. (1) Every enrollee agreement delivered, issued, executed, or renewed in this State pursuant to P.L.1973, c. 337 (C.26:2J-1 et seq.) or approved for issuance or renewal in this State by the Commissioner of Banking and Insurance....

(2) As used in this section:

\* \* \*

~~“Substance use disorder” means a disorder defined to be consistent with generally recognized independent standards of current medical practice referenced in the most current version of the Diagnostic and Statistical Manual of Mental Disorders.~~

~~b. (Deleted by amendment, P.L.2019, c. 58)~~

~~b.e.~~ The provisions of this section shall apply to enrollee agreements in which the health maintenance organization has reserved the right to change the premium.

~~c.d.~~ Nothing in this section shall reduce the requirement for a health maintenance organization to provide benefits pursuant to section 8 of P.L.2017, c. 28 (C.26:2J-4.39).

**Credits:** L.1999, c. 106, § 8. Amended by L.2012, c. 17, § 271, eff. June 29, 2012; L.2019, c. 58, § 8, eff. June 10, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Substance use disorder”*

A duplicative definition of the term “Substance use disorder” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsection previously deleted by amendment is proposed for removal.

**N.J.S. 26:2J-4.39. Substance use disorder treatment benefits**

a. A health maintenance organization contract that provides hospital or medical expense benefits and is delivered, issued, executed or renewed in this State, or approved for issuance or renewal in this State by the Commissioner of Banking and Insurance....

\*\*\*

p. As used in this section:

“Concurrent review” means inpatient care is reviewed as it is provided. Medically qualified reviewers monitor appropriateness of the care, the setting, and patient progress, and as appropriate, the discharge plans.

~~“Substance use disorder” is as defined by the American Psychiatric Association in the Diagnostic and Statistical Manual of Mental Disorders, Fifth Edition and any subsequent editions and shall include substance use withdrawal.~~

**Credits:** L.2017, c. 28, § 8, eff. May 16, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Substance use disorder”*

A duplicative definition of the term “Substance use disorder” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2J-31. Definitions**

As used in this act:

\* \* \*

~~“Medicare” means the program established by the “Health Insurance for the Aged Act,” Title XVIII of the “Social Security Act,” Pub.L. 89-97, as then constituted or later amended (42 U.S.C. s.1395 et seq.).~~

“Medicare supplement contract” means ....

\* \* \*

**Credits:** L.1992, c. 164, § 1, eff. Dec. 2, 1992. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Medicare”*

A duplicative definition of the term “Medicare” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:2K-7. Definitions**

As used in this act:

\* \* \*

~~d. “Commissioner” means the Commissioner of the State Department of Health;~~

~~e. “Department” means the State Department of Health;~~

d. f. “Emergency service” means ...

~~e. g.~~ “Inter-hospital care” means ...

~~f. h.~~ “Mobile intensive care paramedic” means ...

~~g. i.~~ “Mobile intensive care unit” means ...

~~h. j.~~ “Pre-hospital care” means ....

**Credits:** L.1984, c. 146, § 1, eff. Dec. 7, 1984. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*” and “*Department*”

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

There is legislation pending which would affect this statute. A.B. 6132, 219<sup>th</sup> Leg. (2020) (identical to: S.B. 4235), A.B. 1840, 219<sup>th</sup> Leg. (2020) and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed adding new terms to the definition section in N.J.S. 26:2K-7. Additionally, S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed repealing N.J.S. 26:2K-7 in its entirety.

#### **N.J.S. 26:2K-21. Definitions**

As used in this act:

\* \* \*

~~e. “Commissioner” means the Commissioner of the State Department of Health;~~

~~d. “Department” means the State Department of Health;~~

~~c. e. “Emergency service” means ...~~

~~d. f. “EMT-intermediate” means ...~~

~~e. g. “Inter-hospital care” means ...~~

~~f. h. “Intermediate life support program” means ...~~

~~g. i. “Intermediate life support services” means ...~~

~~h. j. “Pre-hospital care” means ....~~

**Credits:** L.1985, c. 351, § 1, eff. Feb. 5, 1986. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*” and “*Department*”

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), S.B. 505, 219<sup>th</sup> Leg. (2020) and S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed repealing N.J.S. 26:2K-21 in its entirety.

### **N.J.S. 26:2K-35. Definitions**

As used in this act:

~~a. “Commissioner” means the Commissioner of Health.~~

~~a. b.~~ “Dispatch” means ....

~~b. e.~~ “Emergency medical service helicopter response unit” means ....

~~c. d.~~ “Emergency medical transportation” means ....

~~d. e.~~ “Medical direction” means ....

~~e. f.~~ “Mobile intensive care hospital” means ....

~~f. g.~~ “Regional trauma center” means ....

~~g. h.~~ “Critical care center” means ....

~~h. i.~~ “Superintendent” means ....

**Credits:** L.1986, c. 106, § 1, eff. Dec. 4, 1986. Amended by L.2010, c. 80, § 1, eff. Feb. 1, 2011; L.2012, c. 17, § 278, eff. June 29, 2012; L.2012, c. 45, § 113, eff. July 1, 2013. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed repealing N.J.S. 26:2K-35 in its entirety. Additionally, S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed eliminating a cross-reference to N.J.S. 26:2K-7 and adding a reference to another section in that pending bill.

### **N.J.S. 26:2K-39. Definitions**

As used in this act:



~~“Commissioner” means the Commissioner of Health.~~

“Emergency medical service” means ....

\* \* \*

**Credits:** L.1989, c. 314, § 1, eff. April 12, 1990. Amended by L.1996, c. 136, § 1, eff. June 3, 1997. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed repealing N.J.S. 26:2K-39 in its entirety. Additionally, S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed eliminating a cross-reference to N.J.S. 26:2K-21 and adding a reference to another section in that pending bill.

#### **N.J.S. 26:2K-47.1. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health;~~

\* \* \*

**Credits:** L.2003, c. 1, § 1, eff. May 27, 2003. Amended by L.2012, c. 17, § 279, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed repealing N.J.S. 26:2K-47.1 in its entirety. Additionally, S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed eliminating a cross-reference to N.J.S. 26:2K-21 and adding a reference to another section in that pending bill.

#### **N.J.S. 26:2K-49. Definitions**

As used in this act:

“Advanced life support” means ....

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

“Coordinator” means ....

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.1992, c. 96, § 2, eff. Sept. 10, 1992. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed repealing N.J.S. 26:2K-49 in its entirety. Additionally, S.B. 617, 219<sup>th</sup> Leg. (2020) (identical to: A.B. 1885) proposed eliminating a cross-reference to N.J.S. 26:2K-7 and adding a reference to another section in that pending bill.

#### **N.J.S. 26:2K-55. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

\* \* \*

**Credits:** L.1992, c. 143, § 2, eff. Nov. 19, 1992. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

There is legislation pending which would affect this statute. A.B. 1840, 219<sup>th</sup> Leg. (2020), and S.B. 505, 219<sup>th</sup> Leg. (2020) proposed repealing N.J.S. 26:2K-55 in its entirety.26:16-3

#### **N.J.S. 26:2K-66. Definitions**

As used in P.L.2017, c. 116 (C.26:2K-66 et seq.):

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Emergency Medical Services Advisory Council” means ....

\* \* \*

**Credits:** L.2017, c. 116, § 1, eff. Jan. 17, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2KK-6. Hospital-based or hospital-linked violence intervention program; funding; criteria; rules and regulations; definitions**

\* \* \*

c. As used in this section:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Hospital-based or hospital-linked violence intervention program” means ....

**Credits:** L.2019, c. 209, § 1, eff. Aug. 5, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2L-3. Definitions**

As used in this act:...

a. “Board” means the Therapeutic Research Qualification Review Board established in section 5 of this act.<sup>1</sup>

~~b. “Commissioner” means the State Commissioner of Health.~~

b. e. “Schedule I controlled dangerous substance” means ....

~~c. d.~~ “Drugs” means ....

~~d. e.~~ “Practitioner” means ....

~~e. f.~~ “Program” means ....

**Credits:** L.1981, c. 72, § 3, eff. March 23, 1981. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Commissioner*”

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2M-10. Definitions**

As used in this act:

a. “Adult day care” means a community-based group program designed to meet the needs of functionally or cognitively impaired adults through an individual plan of care structured to provide a variety of health, social, and related support services in a protective setting during any part of a day but less than 24 hours.

~~b. “Alzheimer’s Disease and related disorders” means forms of dementia characterized by a general loss of intellectual abilities of sufficient severity to interfere with social or occupational functioning.~~

~~b. e.~~ “Care needs or behavioral problems” means ....

~~c. d.~~ “Commissioner” means ....

~~d. e.~~ “Department” means ....

~~e. f.~~ “Grantee” means ....

~~f. g.~~ “Participant” means ....

**Credits:** L.1988, c. 114, § 2, eff. Aug. 22, 1988. Amended by L.1999, c. 285, § 1, eff. Dec. 20, 1999; L.2012, c. 17, § 285, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- “*Alzheimer’s disease and related disorders*”

A duplicative definition of the term “Alzheimer’s disease and related disorders” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2N-1. Definitions**

For the purposes of this act:

~~a. “Commissioner” means the Commissioner of Health.~~

~~b. “Department” means the State Department of Health.~~

~~a. e.~~ “Health care provider” means ....

~~b. d.~~ “Major adverse reaction” means ....

~~c. e.~~ “Pertussis vaccine” means ....

**Credits:** L.1986, c. 134, § 1, eff. April 19, 1987. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

## **N.J.S. 26:2N-7.1. Pertussis vaccine for adults; preparation and availability of informational literature to hospitals and birthing facilities; provision of information to new mothers and other adults as specified**

\* \* \*

~~e. As used in this section “birthing facility” means an inpatient or ambulatory health care facility licensed by the Department of Health that provides birthing and newborn care services.~~

**Credits:** L.2013, c. 275, § 1, eff. Jan. 17, 2014. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Birthing facility”*

A duplicative definition of the term “Birthing facility” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:2Q-2. Definitions**

As used in sections 1 through 12 of P.L.1993, c. 288 (C.26:2Q-1 through C.26:2Q-12):

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\*\*\*

**Credits:** L.1993, c. 288, § 2, eff. June 16, 1995. Amended by L.2003, c. 311, § 17, eff. April 19, 2004; L.2012, c. 17, § 290, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2RR-3. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Program” means ....

**Credits:** L.2014, c. 76, § 3, eff. June 9, 2015. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2S-2. Definitions**

As used in sections 2 through 19 of this act:<sup>1</sup>

\* \* \*

~~“Covered person” means a person on whose behalf a carrier offering the plan is obligated to pay benefits or provide services pursuant to the health benefits plan.~~

\* \* \*

**Credits:** L.1997, c. 192, § 2, eff. Feb. 4, 1998. Amended by L.2005, c. 172, § 1, eff. Oct. 4, 2005; L.2012, c. 17, § 294, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Covered person”*

A duplicative definition of the term “Covered person” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2S-10.8. Definitions relating to insurance coverage for mental health conditions and substance use disorders; in-plan exceptions; annual report**

a. For the purposes of this section:

\* \* \*

~~“Substance use disorder” means a disorder defined to be consistent with generally recognized independent standards of current medical practice referenced in the most current version of the Diagnostic and Statistical Manual of Mental Disorders.~~

\* \* \*

**Credits:** L.2019, c. 58, § 11, eff. June 10, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Substance use disorder”*

A duplicative definition of the term “Substance use disorder” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:2S-20. Definitions**

As used in this act:

\* \* \*

~~“Medicaid” means the Medicaid program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.)~~

~~“Medicare” means the federal Medicare program established pursuant to the federal Social Security Act, Pub.L.89-97 (42 U.S.C. s.1395 et seq.)~~

\* \* \*

**Credits:** L.2001, c. 14, § 2, eff. Jan. 29, 2001. Amended by L.2012, c. 17, § 302, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Medicaid” and “Medicare”*

Duplicative definitions of the terms “Medicaid” and “Medicare” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2S-29. Telemedicine and telehealth; coverage and payment for services**

a. A carrier that offers a health benefits plan in this State shall provide coverage and payment for health care services delivered to a covered person through telemedicine or telehealth....

\* \* \*

e. As used in this section:

“Carrier” means the same as that term is defined by section 2 of P.L.1997, c. 192 (C.26:2S-2).

~~“Covered person” means the same as that term is defined by section 2 of P.L.1997, c. 192 (C.26:2S-2).~~

\* \* \*

**Credits:** L.2017, c. 117, § 8, eff. July 21, 2017. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- “Covered person”

A duplicative definition of the term “Covered person” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2SS-3. Definitions**

As used in this act:

\* \* \*

~~“Covered person” means a person on whose behalf a carrier is obligated to pay health care expense benefits or provide health care services.~~

\* \* \*

~~“Medicaid” means the State Medicaid program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.).~~

\* \* \*

~~“Medicare” means the federal Medicare program established pursuant to Pub.L.89-97 (42 U.S.C. s.1395 et seq.).~~

“Self-funded health benefits plan” or “self-funded plan” means ....



**Credits:** L.2018, c. 32, § 3, eff. Aug. 30, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Covered person,” “Medicaid” and “Medicare”*

Duplicative definitions of the terms “Covered person,” “Medicaid” and “Medicare” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2T-6. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

\* \* \*

**Credits:** L.2001, c. 357, § 2, eff. Feb. 5, 2002. Amended by L.2012, c. 17, § 309, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

**N.J.S. 26:2Y-3. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Elder” means ....

**Credits:** L.2001, c. 304, § 3, eff. April 2, 2002. Amended by L.2012, c. 17, § 323, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:3-69.1. Definitions**

As used in this act, unless the context otherwise requires:

~~(1) “Local board of health” shall mean a county or municipal board of health, or the board of health of any regional local or special health district, having power to regulate, by ordinance, public health or sanitation.~~

~~(1) (2)~~ “Code” means ....

~~(2) (3)~~ “Related document” means ....

~~(3) (4)~~ “Printed” includes ....

**Credits:** L.1950, c. 188, § 1, eff. June 7, 1950. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Local board of health”*

A duplicative definition of the term “Local board of health” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsequent sections have been re-numbered.

## **N.J.S. 26:3A2-3. Definitions**

As used in this act unless otherwise specifically indicated:

~~a. “Local health agency” means any county, regional, municipal or other governmental agency organized for the purpose of providing health services, administered by a full time health officer and conducting a public health program pursuant to law.~~

~~a. b.~~ “County health department” means ....

~~b. e.~~ “County board of health” means ....

~~c. d.~~ “County health advisory commission” or “commission” means ....

~~d. e.~~ “Regional health commission” means ....

~~e. f.~~ “Contracting health agency” means ....

~~f. g.~~ “Full-time health officer” means ....

~~g. h.~~ “Area of jurisdiction” means ....

~~h. i.~~ “Standards of Performance” means ....

~~i. j.~~ “Commissioner” means ....

**Credits:** L.1975, c. 329, § 3, eff. April 1, 1976. Amended by L.1993, c. 64, § 1, eff. March 4, 1993. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- “Local health agency”

A duplicative definition of the term “Local health agency” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

### **N.J.S. 26:3A2-23. Definitions**

As used in this act unless otherwise specifically indicated:

\*\*\*

~~l. “Local health agency” means a county department, or regional or municipal health agency responsible, pursuant to law, for the conduct, within its area of jurisdiction, of a public health program administered by a full-time health officer.~~

~~k. m.~~ “Pesticides” means ....

~~l. n.~~ “Radiation” means ....

~~m. o.~~ “State statutes concerning environmental health” or “environmental health laws” means ...

**Credits:** L.1977, c. 443, § 3, eff. March 2, 1978. Amended by L.1991, c. 99, § 2, eff. April 15, 1991. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### Comment

- “Local health agency”

A duplicative definition of the term “Local health agency” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1. The subsequent sections have been re-lettered.

### **N.J.S. 26:4-48.2. Expedited partner therapy; sexual partner of patient diagnosed with a sexually transmitted disease**

d. As used in this act:

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

“Health care professional” means ....

**Credits:** L.2019, c. 336, § 1, eff. May 1, 2020. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:4-133. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.2004, c. 138, § 3, eff. Mar. 1, 2005. Amended by L.2012, c. 17, § 339, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

**N.J.S. 26:4C-1. Definitions relating to lactation rooms**

As used in this act:

~~“Department” means the Department of Health.~~

“Health care facility” means ...

\* \* \*

**Credits:** L.2019, c. 242, § 1, eff. Aug. 15, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

**Comment**

- *“Department”*

A duplicative definition of the term “Department” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:5C-5. Definitions**

As used in this act:

“AIDS” means ....

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.1989, c. 303, § 1, eff. Jan. 12, 1990. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:5C-15. Definitions**

As used in this act:

“AIDS” means acquired immune deficiency syndrome as defined by the Centers for Disease Control and Prevention of the United States Public Health Service.

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.1995, c. 174, § 1, eff. Sept. 5, 1995. Amended by L.2007, c. 218, § 1, eff. June 24, 2008; L.2012, c. 17, § 342, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:6-1. Definitions**

As used in this chapter:

~~“Local registrar” or “registrar” means the local registrar of vital statistics. “State registrar” means the State Registrar of Vital Statistics.~~

\* \* \*

**Credits:** Amended by L.1965, c. 78, § 1, eff. June 1, 1965; L.2003, c. 221, § 1, eff. Jan. 9, 2004; L.2018, c. 62, § 23, eff. Sept. 1, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Local registrar” and “State registrar”*

Duplicative definitions of the terms “Local registrar” and “State registrar” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:6-8.5. Listing of Alzheimer’s disease and related disorders as secondary cause of death on death certificate**

\* \* \*

~~c. As used in this section, “Alzheimer’s disease and related disorders” means forms of dementia characterized by a general loss of intellectual abilities of sufficient severity to interfere with social or occupational functioning.~~

**Credits:** L.2015, c. 187, § 1, eff. Jan. 11, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

### **Comment**

- *“Alzheimer’s disease and related disorders”*

A duplicative definition of the term “Alzheimer’s disease and related disorders” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

## **N.J.S. 26:6-70. Definitions**

As used in this act:

“Anatomical research recovery organization” means ....

~~“Commissioner” means the Commissioner of Health.~~

~~“Department” means the Department of Health.~~

\* \* \*

**Credits:** L.2008, c. 49, § 3, eff. Jan. 18, 2009. Amended by L.2012, c. 17, § 346, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:6-78. Definitions**

As used in this act:

~~“Adult” means a person who is at least 18 years of age.~~

\* \* \*

~~“State” means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States.~~

\* \* \*

**Credits:** L.2008, c. 50, § 2, eff. July 22, 2008. Amended by L.2017, c. 131, § 106, eff. July 21, 2017; L.2018, c. 62, § 28, eff. Sept. 1, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Adult” and “State”*

Duplicative definitions of the terms “Adult” and “State” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

#### **N.J.S. 26:6B-3 (Formerly cited as NJ ST § 52:17B-88.1). Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

“Compelling public necessity” means one or more of the following:

\* \* \*

~~“Department” means the Department of Health.~~

“Friend” means ....

\* \* \*

**Credits:** L.2018, c. 62, § 3, eff. Sept. 1, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner” and “Department”*

Duplicative definitions of the terms “Commissioner” and “Department” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:6C-2. Definitions relative to maternal mortality and morbidity**

As used in this act:

“Committee” means the Maternal Mortality Review Committee....

~~“Department” means the Department of Health.~~

\* \* \*

~~“State registrar” means the State registrar of vital statistics, who is responsible for supervising the registration of, and maintaining, death records in the State, in accordance with the provisions of R.S.26:8-1 et seq.~~

**Credits:** L.2019, c. 75, § 2, eff. May 1, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Department” and “State registrar”*

Duplicative definitions of the terms “Department” and “State registrar” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:8-1. Definitions**

As used in this chapter:

~~“Vital statistics” means statistics concerning births, deaths, fetal deaths, marriages, civil unions and domestic partnerships established pursuant to P.L.2003, c. 246 (C.26:8A-1 et al.).~~

~~“Vital records” means the birth, death, fetal death, marriage, civil union and domestic partnership records from which vital statistics are produced.~~



~~“State registrar” means the State registrar of vital statistics; “Local registrar” or “registrar” means the local registrar of vital statistics of any district; and “registration district” or “district” means a registration district as constituted by this article.~~

\* \* \*

**Credits:** Amended by L.1965, c. 78, § 32, eff. June 1, 1965; L.2003, c. 221, § 12, eff. Jan. 9, 2004; L.2003, c. 246, § 14, eff. July 10, 2004; L.2006, c. 103, § 37, eff. Feb. 19, 2007; L.2018, c. 62, § 30, eff. Sept. 1, 2018. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Local registrar,” “State registrar,” “Vital records,” and “Vital statistics”*

Duplicative definitions of the terms “Local registrar,” “State registrar,” “Vital records,” and “Vital statistics” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:8A-3. Definitions**

As used in sections 1 through 9 of P.L.2003, c. 246 (C.26:8A-1 through C.26:8A-9) and in R.S.26:8-1 et seq.:

\* \* \*

~~“Commissioner” means the Commissioner of Health.~~

\* \* \*

**Credits:** L.2003, c. 246, § 3, eff. July 10, 2004. Amended by L.2012, c. 17, § 354, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:12-19. Definitions**

As used in this act:

~~“Commissioner” means the Commissioner of Health.~~

\* \* \*

**Credits:** L.2015, c. 231, § 3, eff. Jan. 19, 2016. Current with laws through L.2021, c. 253 and J.R. No. 3.

## Comment

- *“Commissioner”*

A duplicative definition of the term “Commissioner” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:13-2. Definitions**

As used in this act:

\* \* \*

“Commissioner” means the Commissioner of Health, or the commissioner’s designee.

~~“Contagious disease” means an infectious disease that can be transmitted from person to person.~~

~~“Department” means the Department of Health.~~

\* \* \*

~~“Infectious disease” means a disease caused by a living organism or other pathogen, including a fungus, bacteria, parasite, protozoan, virus, or prion. An infectious disease may, or may not, be transmissible from person to person, animal to person, or insect to person.~~

“Isolation” means ....

~~“Local health agency” means a county, regional, municipal, or other governmental agency organized for the purpose of providing health services, administered by a full time health officer and conducting a public health program pursuant to law.~~

\*\*\*

**Credits:** L.2005, c. 222, § 2, eff. Sept. 14, 2005. Amended by L.2012, c. 17, § 356, eff. June 29, 2012. Current with laws through L.2021, c. 253 and J.R. No. 3.

## Comment

- *“Contagious disease,” “Department,” “Infectious disease,” and “Local health agency”*

Duplicative definitions of the terms “Contagious disease,” “Department,” “Infectious disease,” and “Local health agency” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:15-2. Mandatory coverage for persons eighteen years old or younger**

\* \* \*

b. As used in this section:

~~“Medicaid” means the New Jersey Medical Assistance and Health Services Program established pursuant to P.L.1968, c. 413 (C.30:4D-1 et seq.).~~

\* \* \*

**Credits:** L.2008, c. 38, § 2, eff. July 8, 2008. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Medicaid”*

A duplicative definition of the term “Medicaid” is proposed for removal from the statute, because a consolidated definition of the term appears in the modified N.J.S. 26:1A-1.

### **N.J.S. 26:16-3. Definitions relating to medical aid in dying for terminally ill patients**

As used in P.L.2019, c. 59 (C.26:16-1 et al.):

~~“Adult” means an individual who is 18 years of age or older.~~

\* \* \*

~~“Long-term care facility” means a nursing home, assisted living residence, comprehensive personal care home, residential health care facility, or dementia care home licensed pursuant to P.L.1971, c. 136 (C.26:2H-1 et seq.).~~

\* \* \*

**Credits:** L.2019, c. 59, § 3, eff. Aug. 1, 2019. Current with laws through L.2021, c. 253 and J.R. No. 3.

#### **Comment**

- *“Adult” and “Long-term care facility”*

Duplicative definitions of the terms “Adult” and “Long-term care facility” are proposed for removal from the statute, because consolidated definitions of the terms appear in the modified N.J.S. 26:1A-1.

There is legislation pending which would affect this statute. A.B. 577, 219<sup>th</sup> Leg. (2020) proposed repealing P.L. 2019, c.59 (C.26:16-1 et al.), entitled “Medical Aid in Dying for the Terminally Ill Act,” including N.J.S. 26:16-3.