

# ASSEMBLY, No. 3663

## STATE OF NEW JERSEY 211th LEGISLATURE

INTRODUCED JANUARY 10, 2005

**Sponsored by:**

**Assemblyman HERBERT CONAWAY, JR.**

**District 7 (Burlington and Camden)**

**Assemblyman BRIAN P. STACK**

**District 33 (Hudson)**

**Co-Sponsored by:**

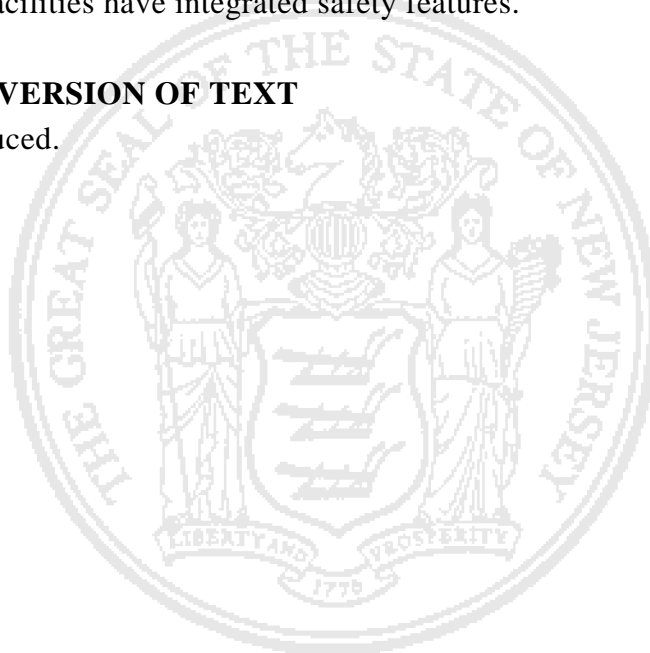
**Assemblymen Connors, Green, Gordon, Assemblywoman Oliver,  
Assemblymen Manzo, Morgan, Panter, Scalera, Senators Madden and  
Allen**

**SYNOPSIS**

Exempts dentists from requirement that needles and sharp devices used in health care facilities have integrated safety features.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 12/16/2005)**

1 AN ACT concerning the use of needles and other sharp devices with  
2 integrated safety features in health care facilities and amending  
3 P.L.1999, c.311.

4

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

7

8 1. Section 3 of P.L.1999, c.311 (C.26:2H-5.12) is amended to read  
9 as follows:

10 3. a. No later than 12 months after the date of enactment of this act,  
11 the commissioner shall require that a health care facility licensed  
12 pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.) use only needles and  
13 other sharp devices with integrated safety features, which needles and  
14 other sharp devices have been cleared or approved for marketing by  
15 the federal Food and Drug Administration and are commercially  
16 available for distribution.

17 b. By a date established by the commissioner by regulation, but no  
18 later than 36 months after the date of enactment of this act, the  
19 requirements of subsection a. of this section shall also apply to  
20 pre-filled syringes, as that term is defined by the commissioner by  
21 regulation pursuant to this act.

22 c. No later than six months after the date of enactment of this act,  
23 the commissioner shall develop evaluation criteria for use by an  
24 evaluation committee established pursuant to subsection a. of section  
25 4 of this act in selecting needles and other sharp devices for use by a  
26 health care facility.

27 d. In the event that there is no cleared or approved for marketing  
28 product with integrated safety features for a specific patient use, the  
29 licensed health care facility shall continue to use the appropriate needle  
30 or other sharp device that is available, including any needle or other  
31 sharp device with non-integrated, add-on safety features, until such  
32 time as a product with integrated safety features is cleared or approved  
33 for marketing and is commercially available for that specific patient  
34 use.

35 e. No later than six months after the date of enactment of this act,  
36 the commissioner shall develop and make available to health care  
37 facilities a standardized form that shall be used by health care  
38 professionals and the health care facility's evaluation committee for  
39 applying for a waiver and in reviewing a request for a waiver,  
40 respectively, and for reporting the use of a needle or other sharp  
41 device without integrated safety features in an emergency situation by  
42 a health care professional, pursuant to the provisions of subsection d.  
43 of section 4 of this act.

**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.**

