

30:4-24.4 and 30:4-24.5

LEGISLATIVE HISTORY CHECKLIST

NJSA: 30:4-24.4 and 30:4-24.5

(Residential care facilities-elderly & retarded-accounting requirements for patients moneys)

LAWS OF: 1983

CHAPTER: 223

Bill No: A1811

Sponsor(s): Haytaian

Date Introduced: September 20, 1982

Committee: Assembly: Corrections, Health and Human Services

Senate: Institutions, Health and Welfare

Amended during passage: Yes

Amendments during passage denoted by asterisks. Substituted for S1926 (not attached since identical to A1811)

Date of Passage: Assembly: November 15, 1982

Senate: May 23, 1983

Date of Approval: June 27, 1983

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

Regulations mentioned in statement:

DO NOT REMOVE FROM LIBRARY  
UNIVERSITY OF CALIFORNIA

6-27-83

[OFFICIAL COPY REPRINT]  
**ASSEMBLY, No. 1811**

**STATE OF NEW JERSEY**

INTRODUCED SEPTEMBER 20, 1982

By Assemblymen HAYTAIAN, LITTELL, GORMLEY and GALLO

AN ACT concerning certain moneys of \***[elderly and]**\* mentally retarded persons \***[in certain residential care facilities]**\*.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
 2 *of New Jersey:*

1 1. The Commissioner of the Department of Human Services  
 2 shall require employees in the Division of Mental Retardation  
 3 to make written reports accounting for all expenditures which  
 4 they may make of moneys of \***[elderly or]**\* mentally retarded  
 5 persons who \***[are resident in privately owned and operated resi-**  
 6 **dential care facilities]**\* *\*receive functional services from the*  
 7 *division pursuant to Sections 16 and 18 of P. L. 1965, c. 59*  
 8 *(C. 30:4-25.4 and 30:4-25.6)\*.*

1 2. The commissioner shall, in consultation with the State Auditor,  
 2 conduct a detailed study of the management and handling of the  
 3 moneys described in section 1 of this act and shall adopt regula-  
 4 tions to improve present systems and procedures where  
 5 appropriate.

1 3. This act shall take effect immediately.

**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 printed in italics thus is new matter.**

**Matter enclosed in asterisks or stars has been adopted as follows:**

**\*—Senate committee amendments adopted April 25, 1983.**

ASSEMBLY, No. 1811

**STATE OF NEW JERSEY**

INTRODUCED SEPTEMBER 20, 1982

By Assemblymen HAYTAIAN, LITTELL, GORMLEY and GALLO

AN ACT concerning certain moneys of elderly and mentally retarded persons in certain residential care facilities.

1 BE IT ENACTED *by the Senate and General Assembly of the State*  
2 *of New Jersey:*

1 1. The Commissioner of the Department of Human Services  
2 shall require employees in the Division of Mental Retardation  
3 to make written reports accounting for all expenditures which  
4 they may make of moneys of elderly or mentally retarded persons  
5 who are resident in privately owned and operated residential care,  
6 facilities.

1 2. The commissioner shall, in consultation with the State Auditor,  
2 conduct a detailed study of the management and handling of the  
3 moneys described in section 1 of this act and shall adopt regula-  
4 tions to improve present systems and procedures where  
5 appropriate.

1 3. This act shall take effect immediately.

---

STATEMENT

A recent grand jury inquiry noted with alarm the manner in which public officials have handled funds of elderly and mentally retarded persons in privately owned and operated residential care facilities. While the law provides for detailed records of patient trust accounts of those persons in State institutions, P. L. 1938, c. 380 (C. 30:4-67.1) and for auditing of State funds in any facility or organization, P. L. 1965, c. 59, s. 4 (C. 30:1-15.2), the grand jury recommendations concerned the accounting for ex-

penditures of the moneys of persons in privately owned and operated facilities. This bill is intended to meet those recommendations by requiring certain written reports by employees of the Division of Mental Retardation and by acquiring the Commissioner of Human Services to study present systems and procedures related to the accounting for those moneys.

---

ASSEMBLY CORRECTIONS, HEALTH AND  
HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1811

**STATE OF NEW JERSEY**

DATED: OCTOBER 25, 1982

This bill provides that the Commissioner of Human Services shall require employees of the Division of Mental Retardation to account in writing for all expenditures they make of moneys belonging to elderly and mentally retarded residents of private residential care facilities.

The bill also authorizes the Commissioner of Human Services to study existing procedures for handling residents' moneys and to adopt necessary regulations for improving these procedures.

SENATE INSTITUTIONS, HEALTH AND WELFARE  
COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 1811**  
with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: APRIL 25, 1983

This bill, as amended by committee, requires Division of Mental Retardation employees who handle personal funds of their clients living in private facilities to maintain written expenditure reports on the use of the funds. The bill also requires the Commissioner of Human Services to conduct a detailed study of the management and handling of client funds and adopt regulations to improve the present system.

The committee made technical amendments to the bill to clarify the intent of the sponsor and limit the bill to clients of the Division of Mental Retardation. As amended, this bill is identical to Senate Bill No. 1926 Sca.