

52:270-29.30

LEGISLATIVE HISTORY CHECKLIST
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NJSA: 52:270-29.30

(Division of Long
Term Care--
establish)

LAWS OF: 1989

CHAPTER: 330

Bill No: A2821

Sponsor(s): Bush

Date Introduced: March 21, 1988

Committee: Assembly: Senior Citizens

Senate: -----

Amended during passage: No Assembly Committee Substitute
enacted

Date of Passage: Assembly: August 14, 1989

Senate: January 8, 1990

Date of Approval: January 12, 1990

Following statements are attached if available:

Sponsor statement: Yes

Committee Statement: Assembly: Yes

Senate: No

Fiscal Note: No

Veto Message: No

Message on signing: No

Following were printed:

Reports: No

Hearings: No

KBG/SLJ

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ASSEMBLY COMMITTEE SUBSTITUTE FOR

ASSEMBLY, No. 2821

STATE OF NEW JERSEY

ADOPTED JUNE 26, 1989

Sponsored by Assemblywoman BUSH

1 AN ACT establishing an Interdepartmental Task Force on the
Elderly and supplementing Title 52 of the Revised Statutes.

3

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

1. The Legislature finds and declares that:

7 a. The senior citizen population in New Jersey has increased
dramatically in recent years and demographic projections
9 indicate that this population will continue to increase well into
the next century;

11 b. Concurrent with the growth of the elderly population has
been an increase in the number of senior citizen services and
13 benefits, which are administered through a variety of
departments in State government;

15 c. This administration of senior citizen services and benefits
by so many departments is cause for confusion and leads to an
17 ineffective and inefficient delivery of these services and benefits;

d. It is, therefore, in the public interest that there shall be
19 established a coordinating entity to promote and facilitate close
cooperation and working relationships, consistency between
21 programs and efficient use of resources in the delivery of
services and benefits for senior citizens.

23 2. There is established in the Division on Aging in the
Department of Community Affairs an Interdepartmental Task
25 Force on the Elderly for the purpose of fostering communication
among the various departments whose programs and policies
27 affect senior citizens. The task force shall consist of 14
representatives of the following governmental entities: the
29 Division on Aging and the Division on Women in the Department
of Community Affairs; the Departments of Education, Health,
31 Higher Education, Human Services, Insurance, Labor, Public
Advocate, Transportation and Treasury; the Office of the Public
33 Guardian; the Office of the Ombudsman for the Institutionalized

1 Elderly; and the New Jersey Housing and Mortgage Finance
Agency.

3 A chairman of the task force shall be elected from among the
members. The task force shall meet at least monthly to conduct
5 its work and at such other times as designated by the chairman.

3. The Director of the Division on Aging shall promulgate rules
7 and regulations pursuant to the "Administrative Procedure Act,"
P.L.1968, c.410 (C.52:14B-1 et seq.) necessary to effectuate the
9 purposes of this act.

4. This act shall take effect immediately.
11

13 SENIOR CITIZENS
Health

15 Establishes an Interdepartmental Task Force on the Elderly in the
17 Division on Aging.

ASSEMBLY, No. 2821
STATE OF NEW JERSEY

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INTRODUCED MARCH 21, 1988

By Assemblywoman BUSH

1 AN ACT establishing a Division of Long-Term Care and Aging in
the Department of Health and making an appropriation
3 therefor.

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

7 1. The Legislature finds and declares that:

9 a. Despite the concerted efforts of the Legislature and the
administration to establish a continuum of community-based
11 services for long-term care and despite the existence of new and
expanded services, the State has not yet achieved the degree of
coordination essential to prevent unnecessary or premature
13 institutionalization.

15 b. Federal law authorizing federal financial participation in
the programs that provide community-based long-term care
limits the extent to which the different funding sources and
17 administrative functions can be integrated.

19 c. It is the intent of this Legislature to foster independence
and self-reliance, maintain individual dignity, and allow persons
requiring long-term care services to be an integral part of family
21 and community life to the fullest extent possible.

23 d. It is, therefore, a public purpose that there shall be
established a single coordinating entity to promote and facilitate
close cooperation and working relationships, consistency between
25 programs, and efficient use of resources in order to help achieve
the level of long-term coordinated care required by those senior
27 citizens with restricted self-care capabilities.

2. As used in this act:

29 a. "Long-term care" means a coordinated continuum of
preventive, diagnostic, therapeutic, rehabilitative, supportive,
31 and maintenance services that address the health, social, and
personal needs of senior citizens who have restricted self-care
33 capabilities. Services shall be designed to recognize the positive
capabilities of the individual and maximize the potential for the

1 optimum level of physical, social, and psychological independence
2 in the least restrictive environment, and emphasis shall be placed
3 on seeking alternative services other than institutionalization.
4 Services may be provided by formal or informal support systems
5 and may be continuous or intermittent.

6 b. "Senior citizen" means any resident of this State who is 62
7 years of age or older.

8 3. There is established in the Department of Health a Division
9 of Long-Term Care and Aging. The administrative head of the
10 division shall be a division director, who shall be appointed by the
11 Commissioner of the Department of Health and shall serve at the
12 pleasure of the commissioner during the commissioner's term of
13 office and until a successor is appointed and qualified. The
14 division director shall be a person qualified by training and
15 experience to perform the duties of the office and shall devote
16 his entire time to the performance of those duties. Any vacancy
17 occurring in the office of the division director shall be filled in
18 the same manner as the original appointment. The position of
19 division director shall be a full-time position allocated to the
20 unclassified service and the salary shall be as provided by law.
21 The division director may employ professional, technical,
22 research and clerical staff as necessary within the limits of
23 available appropriations. The provisions of Title 11A of the New
24 Jersey Statutes shall apply to all those personnel.

25 4. In addition to any other functions, powers and duties vested
26 in him by this act or any other law, the director shall:

27 a. Provide or facilitate the provision of long-term care
28 services for eligible senior citizens by identifying appropriate
29 programs to meet their needs and by facilitating the
30 establishment of community-based services for these persons;

31 b. Establish procedures for the determination of eligibility for
32 services pursuant to this act and ensure that statements of
33 eligibility advise the applicant about the particular services
34 deemed most appropriate for the long-term care of that senior
35 citizen as of the time of determination;

36 c. Establish liaison and cooperative agreements with other
37 governmental departments and agencies which provide programs
38 and services for the long-term care of senior citizens to prevent
39 duplication of services and encourage a continuum of care that is
40 required by those senior citizens;

1 d. Establish standards for long-term care services, which
include the scope and quality of these services and which give full
3 recognition to the special needs of people with restricted
self-care capabilities;

5 e. Advise, consult and provide professional assistance to
organized efforts by organizations, groups, associations and
7 committees which work toward improving long-term care
services for senior citizens; and

9 f. Select and retain the services of consultants whose advice is
considered necessary to assist the division in obtaining
11 information or developing plans and programs required for the
performance of its duties and responsibilities pursuant to this act.

13 5. The commissioner shall, pursuant to the provisions of the
"Administrative Procedure Act," P.L. 1968, c. 410 (C. 52:14B-1
15 et seq.) adopt rules and regulations necessary to effectuate the
purposes of this act.

17 6. There is appropriated from the General Fund to the
Department of Health \$125,000 to effectuate the purposes of this
19 act.

21 7. This act shall take effect immediately.

23 STATEMENT

25 This bill creates the Division of Long-Term Care and Aging in
the Department of Health. The head of the division is the
27 director, who shall be qualified by training and experience to
perform the duties of the office.

29 The Division of Long-Term Care and Aging is charged with the
responsibility of providing or facilitating the provision of
31 long-term care services for eligible senior citizens by identifying
appropriate programs to meet their needs. The division is also
33 required to establish: (1) procedures for the determination of
eligibility for services; (2) liaison and cooperative agreements
35 with other governmental departments; and (3) standards for
long-term care services, and provide professional assistance to
37 organizations which work toward improving long-term care
services for senior citizens.

39 The sum of \$125,000 is appropriated from the General Fund to
the Department of Health to establish the Division of Long-Term
41 Care and Aging.

1

SENIOR CITIZENS

Health

3

Establishes a Division of Long-Term Care and Aging in the

5

Department of Health and appropriates \$125,000.

ASSEMBLY SENIOR CITIZENS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 2821

STATE OF NEW JERSEY

DATED: JUNE 26, 1989

The Assembly Senior Citizens Committee favorably reports an Assembly Committee Substitute for Assembly Bill No. 2821.

The substitute establishes an Interdepartmental Task Force on the Elderly for the purpose of fostering communication among the various departments whose programs and policies affect senior citizens. The task force would be comprised of representatives of the following governmental entities: the Division on Aging and the Division on Women in the Department of Community Affairs; the Departments of Education, Health, Higher Education, Human Services, Insurance, Labor, Public Advocate, Transportation and Treasury; the Office of the Public Guardian; the Office of the Ombudsman for the Institutionalized Elderly; and the New Jersey Housing and Mortgage Finance Agency. The task force would select a chairman from among its members and would meet monthly to conduct business or at other times designated by the chairman.

Currently, services and benefits for senior citizens are administered by a number of different State departments. The task force will be a coordinating entity to promote and facilitate close cooperation and working relationships, consistency between programs and efficient use of resources in the delivery of services and benefits for senior citizens.

This substitute is identical to the Senate Committee Substitute for Senate Bill No. 2192.

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FISCAL NOTE TO

ASSEMBLY, No. 2821

STATE OF NEW JERSEY

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DATED: March 23, 1989

Senate Bill No. 2821 of 1988 creates a Division of Long-Term Care and Aging in the Department of Health. The Division of Long-Term Care and Aging would be responsible for coordinating and facilitating the provision of long-term care community-based services for eligible senior citizens. The bill provides for a division director and requires that the division establish: (1) procedures for the determination of eligibility of services; (2) liaison and cooperative agreements with other governmental departments; (3) standards for long-term care services, and provide professional assistance to organizations which work toward improving long-term care services for senior citizens. The bill appropriates \$125,000 from the General Fund to establish the division.

The Department of Health (DOH) and the Office of Management and Budget (OMB) have estimated the cost of establishing a Division of Long-Term Care and Aging based on current expenditures incurred by the Division of Health Facilities Evaluation and Licensing and the Gerontology unit within the Department of Health. The estimates are limited to field related staff activities and exclude the cost of administrative support, such as a Director or any ancillary support personnel. The DOH estimate is made up of the following:

	YEAR 1	YEAR 2	YEAR 3
Personnel*	\$2,534,000	\$2,747,000	\$2,980,000
Non-Personnel	<u>681,000</u>	<u>602,000</u>	<u>637,000</u>
Total Cost	\$3,215,000	\$3,349,000	\$3,617,000

*Includes fringe benefits and administrative overhead.

The Office of Legislative Services (OLS) does not concur and notes that the department's estimate reflects current expenditures incurred for activities performed by the Division of Health Facilities Evaluation and Licensing and the Gerontology unit, and does not address the specific requirements in the bill. The OLS notes that there are many existing long-term care services provided through the Departments of Health, Human Services and Community Affairs

that would require the coordination intended in the bill. Since the bill would establish a division to provide for the coordination of existing services, as well as administer additional functions, the \$125,000 appropriation may not be sufficient to fund the cost of a division director and provide for professional and clerical support personnel. If additional funds are needed, the department may request such funds through the normal budget process.

This fiscal note has been prepared pursuant to P.L.1980, c.67.