

30:9A-1 et seq.

LEGISLATIVE FACT SHEET

ON *Community Mental Health Services*

N.J.R.S. 30:9A-1 et seq.

(1967 Amendment)

LAWS OF 1967

CHAPTER 100 June 12

SENATE

ASSEMBLY 600

INTRODUCED

BY *Lanzetta, Wilentz, Doren et al.*

STATEMENT

YES

NO

AMENDED DURING PASSAGE

YES

NO

HEARING

VETO

*Governor's statement on signing. June 12, 1967*

**DEPOSITORY COPY**  
**DO NOT REMOVE FROM LIBRARY**

CHAPTER 100 LAWS OF N. J. 1967

APPROVED 6-12-67

## ASSEMBLY, No. 600

# STATE OF NEW JERSEY

INTRODUCED FEBRUARY 6, 1967

By Assemblymen TANZMAN, WILENTZ, DOREN, BRIGIANI  
and HALPIN

Referred to Committee on County and Municipal Government

AN ACT to amend and supplement "An act providing for the establishment, development, improvement and expansion of community mental health services and providing for payment by the State of financial grants-in-aid for community mental health projects," approved July 15, 1957 (P. L. 1957, chapter 146).

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

3 1. Section 1 of the act of which this act is amendatory is amended  
4 to read as follows:

5 1. It is declared to be the public policy of this State to encourage  
6 the development of preventive, [and] *treatment and aftercare*  
7 *services for mental health problems through additional community*  
8 *mental health programs and the improvement and expansion of*  
9 *existing community mental health services in designated service*  
10 *areas for the entire State which will provide these elements of*  
11 *adequate services:*

12 (a) *in-patient services;*

13 (b) *out-patient services;*

14 (c) *partial hospitalization services such as day care, night care,*  
15 *weekend care;*

16 (d) *emergency services 24 hours per day to be available within*  
17 *at least one of the first 3 services listed above;*

18 (e) *consultation and education services available to community*  
19 *agencies and professional personnel;*

20 (f) *diagnostic services;*

21 (g) *rehabilitative services including vocational and educational*  
22 *programs;*

23 (h) *pre-care and after-care services in the community including*  
24 *foster home placement, home visiting and halfway houses;*

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill  
is not enacted and is intended to be omitted in the law.**

1 (i) training, and;

2 (j) research and evaluation.

3 2. Section 2 of the act of which this act is amendatory is amended  
4 to read as follows:

5 2. For the purpose of this act the following terms are hereby  
6 defined:

7 "Sponsoring agency" shall mean any county board of free-  
8 holders, municipal governing body, board of education or any non-  
9 profit corporation organized for the purpose of providing health  
10 or welfare services to the community, which establishes, maintains  
11 or expands a community mental health project;

12 "Community mental health project" shall mean a program of  
13 mental health services provided by psychiatrists, psychiatric social  
14 workers, psychologists and such other staff as may be required for  
15 any one or more of the elements of a community mental health  
16 center as defined herein [educational, consultative, diagnostic and  
17 treatment services for children or adults in the community];

18 "Community mental health center" shall mean a community  
19 mental health project providing at least:

20 (A) in-patient services;

21 (B) out-patient services;

22 (C) partial hospitalization services, such as day care, night care,  
23 weekend care;

24 (D) emergency services 24 hours per day available within at  
25 least one of the first 3 services listed above;

26 (E) consultation and education services available to community  
27 agencies and professional personnel.

28 The aforementioned services are to be provided principally for  
29 persons residing in a particular community or communities which  
30 are designated as the community mental health center service area,  
31 in or near which the facilities providing the elements of service  
32 are situated.

33 "Department" shall mean the Department of Institutions and  
34 Agencies.

35 ["Community mental health advisory council" shall mean an  
36 advisory council of 7 members to be appointed by the State Board  
37 of Control, consisting of 4 members at large, 2 members recom-  
38 mended by the State Association of Freeholders and one member  
39 recommended by the State League of Municipalities, to be ap-  
40 pointed annually in July of each year. The council shall have the  
41 following responsibilities and duties:]

42 [a. To consult and advise with the Commissioner of the Depart-  
43 ment of Institutions and Agencies in matters of policy affecting

1 the administration of this chapter and the development of rules  
2 and regulations to effectuate the provisions hereof, and to review  
3 and make recommendations with respect to such rules and regula-  
4 tions prior to their promulgation by the commissioner. The council  
5 shall choose one of its members to act as chairman and shall meet  
6 as often as required to conduct the business of the council and to  
7 assist and advise in the administration of the duties and responsi-  
8 bilities imposed by this chapter.】

9 *“Community mental health board” shall mean a board of 15*  
10 *members, 10 to be appointed by the State Board of Control with*  
11 *the approval of the Governor. Of those 10, 7 members shall be*  
12 *chosen from among citizens of the State with demonstrated interest*  
13 *in mental health services, 2 from among persons recommended by*  
14 *the State Association of Freeholders, and one from among persons*  
15 *recommended by the State League of Municipalities. The term of*  
16 *each of these 10 members shall be for 3 years and shall commence*  
17 *on July 1 and shall terminate on June 30, provided, however, that*  
18 *of the members first appointed 3 shall be appointed for a term*  
19 *expiring 1 year, 3 for a term expiring 2 years, and 4 for a term*  
20 *expiring 3 years from July 1 following the date of appointment.*

21 *In addition, the Board of Control will designate one member*  
22 *from among persons currently serving as members of the Board of*  
23 *Managers of each of the 4 State mental hospitals and the Neuro-*  
24 *Psychiatric Institute to be appointed in July of each year.*

25 *The board shall become and continue to be thoroughly acquainted*  
26 *with those programs of the Department of Institutions and Agen-*  
27 *cies dealing with community mental health and regularly review*  
28 *all such programs and practices within the units thereof. It shall*  
29 *establish policies and procedures within the general directives of*  
30 *the State Board of Control covering these programs and shall*  
31 *assist the department in formulating the annual budget requests.*  
32 *It shall promote and maintain constructive relationships with the*  
33 *county mental health boards, community mental health center*  
34 *boards and other official bodies and organized agencies concerned*  
35 *with mental health. It shall also serve, where possible, such ad-*  
36 *visory capacities to the department in the area of community*  
37 *mental health as are required by Federal statutes.*

38 *The board shall choose one of its members to act as chairman*  
39 *and shall meet as often as required to conduct the business of the*  
40 *board and to assist and advise in the administration of the duties*  
41 *and responsibilities imposed by this chapter, but not less than 6*  
42 *times each year.*

43 *The community mental health board, acting on behalf of the*

1 *State Board of Control and subject to the authority and direction*  
2 *thereof, may establish within itself committees directly concerned*  
3 *with State-operated facilities, State grant-in-aid programs, Federal*  
4 *grant-in-aid programs, planning for comprehensive mental health*  
5 *services and mental health manpower resources, utilization and*  
6 *training, and may establish such other committees as it may*  
7 *determine.*

8 *It may, subject to the approval of the State Board of Control,*  
9 *establish any subsidiary unsalaried advisory or consultant com-*  
10 *mittees or study groups as it may deem necessary and proper and*  
11 *appoint the members thereof.*

12 3. Section 3 of the act of which this act is amendatory is amended  
13 to read as follows:

14 3. The several counties are hereby authorized to provide for  
15 community mental health services in accordance with the pro-  
16 visions of this act. Each county board of freeholders, in order  
17 to participate under this act, shall appoint a county mental health  
18 board of not *less than 7 nor* more than 12 residents of the county,  
19 to serve without compensation, representing local boards of health,  
20 school boards, the county welfare board, parent-teacher associa-  
21 tions, county mental health associations, and the county medical  
22 associations and such other members as the county board of free-  
23 holders shall deem necessary. The county mental health board  
24 shall annually elect a chairman. The board of freeholders shall  
25 provide the mental health board with suitable quarters and such  
26 clerical assistance as may be required to carry out its functions.  
27 *Such board shall meet not less than 4 times in each year and shall*  
28 *review progress in the development of comprehensive community*  
29 *mental health services in the county and make recommendations*  
30 *to the local agencies, the community mental health board and the*  
31 *Department of Institutions and Agencies.*

32 *Any county mental health board may, with the approval of the*  
33 *board of freeholders, create the position of mental health adminis-*  
34 *trator. The administrator shall be the executive officer of the board*  
35 *and assist in carrying out its duties under this act.*

36 *The commissioner shall by regulation establish qualifications*  
37 *for the position of mental health administrator. If he is satisfied*  
38 *that the appointee is qualified and that the board of freeholders*  
39 *and the county mental health board have fulfilled the requirements*  
40 *of the act and of regulations issued pursuant thereto, he may*  
41 *approve reimbursement from available Federal and State funds*  
42 *of that portion of the salary of such administrator and of such*  
43 *necessary administrative expenses related to his duties as shall be*

1 *allowed by regulation.*

2 4. Section 4 of the act of which this act is amendatory is amended  
3 to read as follows:

4 4. The term of each member of *the county mental health board*  
5 shall be for 3 years and shall terminate on ~~January 1~~ *June 30*,  
6 provided, however, that of the members first appointed, 1/3 shall  
7 be appointed for a term expiring 1 year, 1/3 for a term expiring  
8 2 years, and 1/3 for a term expiring 3 years from ~~January 1~~  
9 *June 30* following the date of appointment, *and provided further*  
10 *that the members serving on the effective date of this act shall*  
11 *serve until June 30 following the date on which their terms would*  
12 *otherwise have expired.* Members may not be reappointed after  
13 serving ~~a~~ 2 full 3-year terms, until 2 years shall have elapsed  
14 since the expiration of such terms.

15 5. Section 5 of the act of which this act is amendatory is amended  
16 to read as follows:

17 5. Subject to the provisions of this chapter, and the regulations  
18 of the department, every *county mental health* board shall have  
19 the power and duty to:

20 a. Develop a plan of community mental health services for the  
21 county;

22 b. Annually appoint a professional mental health advisory com-  
23 mittee of *not less than 5, including professional representatives of*  
24 *mental health agencies receiving support under this act* to provide  
25 all necessary technical advice required by the board;

26 c. *Require the professional advisory committee to meet often*  
27 *enough to give full and proper study to all issues confronting the*  
28 *mental health board relating to professional aspects of mental*  
29 *health projects and to make recommendations to the board;*

30 ~~c~~d. Review, advise and make recommendations with regard  
31 to community mental health service projects submitted for State  
32 financial participation.

33 ~~d~~e. Perform such other duties as may be necessary or proper  
34 to carry out the purposes of this act.

35 6. Section 6 of the act of which this act is amendatory is amended  
36 to read as follows:

37 6. a. Community mental health projects shall be submitted  
38 annually by sponsoring agencies to the county mental health board  
39 *and the department* in accordance with the rules and regulations of  
40 the department.

41 b. All projects shall include an explanation of the operation  
42 proposed and a budget showing all sources of revenue, including  
43 anticipated State financial aid, and a list of personnel requirements.

1 c. The county mental health board shall recommend [within the  
2 formula for State financial assistance] the amount of State  
3 financial [support within the county] aid to be allocated to each  
4 such project in the county based upon an evaluation of the project,  
5 the number of people served, the scope of the services provided and  
6 such other factors as the board may deem necessary to accomplish  
7 the objectives of this act. *It shall also recommend the order of*  
8 *priority respecting such projects or parts thereof.*

9 7. Section 7 of the act of which this act is amendatory is amended  
10 to read as follows:

11 7. Each project application [shall be submitted to the depart-  
12 ment by the sponsoring agency and shall include the recommenda-  
13 tion of the county mental health board. It] shall contain such  
14 information and be submitted in such form and at such time as  
15 may be required by regulations of the department. *The county*  
16 *mental health board shall transmit to the department its recom-*  
17 *mendations with respect to each project which has been submitted*  
18 *to it.*

19 8. Section 8 of the act of which this act is amendatory is amended  
20 to read as follows:

21 8. The commissioner, with due regard for the recommendations  
22 made by the community mental health [advisory council] board,  
23 shall approve for State financial participation community mental  
24 health projects which comply with all regulations of the depart-  
25 ment and which implement in an efficient and economic manner a  
26 community mental health program through educational, consulta-  
27 tive, diagnostic, [and] treatment, *rehabilitative and after care*  
28 *services for mental health problems of children and adults in the*  
29 *community. The commissioner shall notify the sponsoring agency*  
30 *and the county mental health board of his action and certify the*  
31 *amount of State financial participation allowed, if any.*

32 9. Section 9 of the act of which this act is amendatory is amended  
33 to read as follows:

34 9. a. Reimbursement grants shall be paid to an eligible sponsor-  
35 ing agency from State funds in an amount not exceeding [50%]  
36 60% of the allowable expenditures for each project approved by  
37 the commissioner. Allowable expenditures shall include expendi-  
38 tures *other than capital expenditures* for such purposes as the  
39 commissioner shall, by regulation, determine to be necessary or  
40 required to carry out the mental health project, except that expen-  
41 ditures for rental or improvements to premises used for the project  
42 shall not be included. The total of the annual reimbursement grants  
43 from [Federal and] State funds for all community health projects,

1 *exclusive of capital expenditures*, in any one county shall not exceed  
2 an amount equal to \$0.25 multiplied by the population of that  
3 county.

4 *To permit initiation or expansion of services, the commissioner*  
5 *may make payments in advance to any sponsoring agency of*  
6 *amounts not to exceed 25% of the amount of an approved annual*  
7 *grant to the agency.*

8 b. Claims for State reimbursement to the sponsoring agency  
9 shall be made in accordance with the regulations of the department.

10 10. Section 10 of the act of which this act is amendatory is  
11 amended to read as follows:

12 10. The commissioner, with due regard for the recommendations  
13 made by the community mental health [advisory council] board,  
14 shall make, promulgate, modify, repeal and enforce such rules and  
15 regulations as may be necessary adequately to effectuate the pro-  
16 visions of this act and the powers conferred upon him and upon  
17 the department hereunder.

18 11. It is declared to be the policy of this State to encourage  
19 sponsoring agencies as described herein to establish community  
20 mental health centers by making provision for payment of a part  
21 of the cost of the capital expenditures required in connection there-  
22 with, exclusive of the cost of site acquisition, and upon approval  
23 by the commissioner of a proper application by a sponsoring agency  
24 for this purpose a financial grant-in-aid may be made not to exceed  
25 60% of that portion of the cost of said capital expenditures to be  
26 borne by said agency.

27 12. In order to provide funds for such grants-in-aid for capital  
28 expenditures the department is authorized to utilize any unex-  
29 pended balances from funds made available to it by chapter 224,  
30 P. L. 1964, under item

31 "COMMUNITY MENTAL HEALTH CENTERS

32	Estimated cost .....	\$7,000,000 00
33	Less anticipated Federal Aid .....	2,500,000 00
34		\$4,500,000 00"

35 13. This act shall take effect immediately.

ASSEMBLY BILL NO. 600, 1967

FROM: Office of the Governor

FOR RELEASE: June 12, 1967

STATEMENT BY GOVERNOR RICHARD J. HUGHES

I am pleased to sign into law Assembly Bill No. 600 which will expand our mental health programs for the citizens of New Jersey.

Fortunately, we have long since passed the era during which the lack of understanding of the causes and nature of mental illness led to inhumane treatment of persons affected with such illnesses. We now know that there is no more reason for people to be ashamed of mental sickness than there is to be ashamed of physical illness like heart disease and so many others. Diagnosis, treatment and ultimate cure are as applicable to the one type as they are to the other.

Yet, despite our more-enlightened view of mental illness, we are still comparatively on the threshold of bringing all of our medical resources to bear on its treatment. We are just beginning to understand that for certain types of mental illnesses the solution is not institutionalization. Many people can more effectively be helped by out-patient treatment within the community within reach of their family and friends.

In 1957, the New Jersey Legislature, in establishing the Community Mental Health Program, declared that it was the public policy of this State to encourage the development of preventive and treatment services for mental health programs through community mental health services. In passing Assembly Bill No. 600, the Legislature this year renewed and expanded upon that statement of public policy. Under Assembly Bill No. 600, provision is also made for the expansion of service centers that will be available to those persons who need assistance as they attempt to reconstruct lives which have been disoriented by reason of mental illness. The measure also replaces the Mental Health Advisory Council with a Community Mental Health Board with expanded membership, greater responsibilities and longer terms.

It is my considered opinion that the continuity of responsibility under the new board will go far toward fostering a more effective mental health community program. Finally, in order to stimulate local participation in community mental health services, Assembly Bill No. 600 increases from 50% to 60% the amount of money which the State will reimburse eligible sponsoring agencies for creation of community mental health services. It is anticipated that this increase will lead to the creation of more community mental health programs with expanded services.

I wish to compliment Assemblyman Norman Tanzman and the other sponsors of this legislation for their keen interest in the mental health problems of the citizens of the State of New Jersey, and I am pleased to affix my signature to this most significant step forward.

###