

55:13B-1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 55:13B-1 et al (New Jersey Boarding Home Advisory Council-- establishes)

CHAPTER 205

Laws Of: 1986

Bill No: A1344

Sponsor(s): Otlowski

Date Introduced: Pre-filed

Committee: Assembly: Housing

Senate: Institutions, Health and Welfare

Amended during passage: Yes Amendments during passage denoted by asterisks

Date of Passage: Assembly: September 11, 1986

Senate: October 20, 1986

Date of Approval: January 5, 1987

Following statements are attached if available:

Sponsor statement: Yes Attached: Assembly amendments, adopted 9-8-86 (with statement)

Committee statement: Assembly Yes

Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: Yes

Hearings: No

974.90 New Jersey. Legislature. Assembly.
H842 Corrections, Health and Human Services Committee.
1984c Recommendations . . . January, 1984.
Trenton, 1984.
(see pp 6-7)

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ASSEMBLY, No. 1344

STATE OF NEW JERSEY

PRE-FILED FOR INTRODUCTION IN THE 1986 SESSION

By Assemblyman OTLOWSKI

AN ACT establishing the New Jersey Boarding Home Advisory Council and supplementing P. L. 1979, c. 496 (C. 55:13B-1 et al.).

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

1 1. a. There is established in, but not of, the Department of Human
2 Services the New Jersey Boarding Home Advisory Council. The
3 council shall consist of 14 members, to be appointed by the
4 Commissioner of Human Services in consultation with the Commis-
5 sioners of Community Affairs and Health, the Public Advocate
6 *, *the Public Guardian for Elderly Adults** and the Ombuds-
7 man for the Institutionalized Elderly, as follows: two persons
8 who own or operate a boarding house as defined in P. L.
8A 1979, c. 496 (C. 55:13B-1 et al.); two persons who own or
9 operate a residential health care facility as defined in section 1
10 of P. L. 1953, c. 212 (C. 30:11A-1) or licensed pursuant to P. L.
11 1971, c. 136 (C. 26:2H-1 et seq.); two persons who currently reside
12 in a boarding house or a residential health care facility; one per-
13 son who is a member of the organization which represents opera-
14 tors of boarding houses or residential health care facilities, or both;
15 one person who represents the health care professions; one person
16 who represents a county office on aging; one person who represents
17 a municipal building code department; one person who represents
18 an organization or agency which advocates for mentally ill persons
19 in this State; one person who represents an organization or agency
20 which advocates for physically disabled persons in this State; and
21 two other members who shall be chosen from among persons whose

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:

*—Assembly amendment adopted September 8, 1986.

**—Senate committee amendments adopted October 2, 1986.

22 work, knowledge or interest relates to boarding houses or resi-
 23 dential health care facilities and the residents thereof, including
 24 but not limited to municipal and county elected officials, county
 25 prosecutors, social workers, and persons knowledgeable about fire
 26 prevention standards and measures needed to assure safety from
 27 structural, mechanical, plumbing and electrical deficiencies in
 28 boarding houses and residential health care facilities. In addition,
 29 the Chairman of the General Assembly Standing Reference Com-
 30 mittee on Health and Human Resources ***and the Chairman of*
 31 *the Senate Standing Reference Committee on Institutions, Health*
 31A *and Welfare*** or ***[his designee]*** ***their designees*** shall
 31B serve as ***[an]*** ex officio ***[member]*** ***members*** of the
 31C council.

32 b. The terms of office of each appointed member shall be three
 33 years, but of the members first appointed, two shall be appointed
 34 for terms of one year, five for terms of two years, and seven for
 35 terms of three years. All vacancies shall be filled for the balance of
 36 the unexpired term in the same manner as the original appoint-
 37 ment. The members of the council shall not receive any compensa-
 38 tion for their services, but shall be reimbursed for the actual and
 39 necessary expenses incurred in the performance of their duties as
 40 members of the council.

1 2. a. The council shall organize as soon as may be practicable
 2 after the appointment of its members and shall select a chairman
 3 from among its members and a secretary who need not be a mem-
 4 ber of the council.

5 b. The Department of Human Services shall provide the council
 6 with such legal, stenographic, clerical and technical assistance as
 7 the council may require in order to perform its duties under
 8 this act.

9 c. The council shall meet on a quarterly basis during each cal-
 10 endar year, but may at the discretion of the chairman hold addi-
 11 tional meetings as deemed necessary to carry out its duties under
 12 this act.

1 3. It shall be the duty of the council:

2 a. To make policy recommendations to the interdepartmental
 3 policy coordinating committee established pursuant to section 17
 4 of P. L. 1979, c. 496 (C. 30:1A-2) regarding the development and
 5 coordination of licensing and enforcement standards in boarding
 6 houses and residential health care facilities and the provision of
 7 services to their residents;

8 b. To advise the Departments of Human Services, Community
 9 Affairs, and Health regarding methods for identification of board-

10 ing houses and residential health care facilities for which no license
11 has been issued;

12 c. To advise the departments during the development and re-
13 vision of regulations; and

14 d. To review and comment upon proposed regulations.

1 4. This act shall take effect immediately.

HOUSING & BOARDING HOMES

Creates New Jersey Boarding Homes Advisory Council.

- 5 coordination of licensing and enforcement standards in boarding
6 houses and residential health care facilities and the provision of
7 services to their residents:
- 8 b. To advise the Departments of Human Services, Community
9 Affairs, and Health regarding methods for identification of board-
10 ing houses and residential health care facilities for which no license
11 has been issued;
- 12 c. To advise the departments during the development and re-
13 vision of regulations: and
- 14 d. To review and comment upon proposed regulations.
- 1 4. This act shall take effect immediately.

STATEMENT

This bill establishes a 15-member New Jersey Boarding Home Advisory Council in, but not of, the Department of Human Services.

The purpose of the council is to advise the State-level interdepartmental boarding home policy coordinating committee, established pursuant to the "Rooming and Boarding House Act of 1979," P. L. 1979, c. 496 (C. 55:13B-1 et al.), concerning the development and coordination of State policy on boarding home regulation and service delivery and to provide input into the adoption of regulations and the identification of unlicensed homes.

25 3:37

ADOPTED

to

SEP 8 1986

Assembly Bill No. 1344

Amend:

(Proposed by Assemblyman Otlowski)

Page	Sec.	Line
1	1	5

After "Advocate" insert ", the Public Guardian for Elderly Adults"

STATEMENT

This amendment adds the holder of the recently created office of Public Guardian for Elderly Adults to the list of those State officers who are to be consulted by the Commission of Human Services about the appointment of members of the New Jersey Boarding Home Advisory Council, which A. 1344 would create.

ASSEMBLY HOUSING COMMITTEE
STATEMENT TO
ASSEMBLY, No. 1344

STATE OF NEW JERSEY

DATED: JUNE 23, 1986

The Assembly Housing Committee reports Assembly Bill No. 1344 favorably, without amendment.

This bill establishes the New Jersey Boarding Home Advisory Council, the purpose of which would be to advise the interdepartmental boarding home policy committee established pursuant to section 17 of the "Rooming and Boarding House Act of 1979," P. L. 1979, c. 496 (C. 30:1A-2).

The interdepartmental committee is intended to coordinate the plans and efforts of the several State departments and agencies concerned in the regulation of boarding houses, rooming houses and residential health care facilities. It is chaired by the Commissioner of the Department of Human Services and includes representation from the Health and Community Departments, the Public Advocate and the Ombudsman for the Institutionalized Elderly, together with "such other State and local agencies as may be designated" by the chairman.

This 15-member advisory committee would include owners and operators of boarding houses (2) and residential health care facilities (2), residents of such facilities (2), a representative of an organization representing operators of such facilities (1), the health care professions (1), a county office on aging (1), a municipal building code department (1), and advocacy organizations for the mentally ill (1) and the physically disabled (1); persons who "work or knowledge or interests" relate to such facilities (who may include specifically local elected officials, social workers, county prosecutors, and person knowledgeable in building and fire safety) (2); and the chairman of the Assembly Health and Human Resources Committee (1).

This bill was pre-filed for introduction in the 1986 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

SENATE INSTITUTIONS, HEALTH AND WELFARE
COMMITTEE

STATEMENT TO
ASSEMBLY, No. 1344

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with Senate committee amendments

STATE OF NEW JERSEY

DATED: OCTOBER 2, 1986

The Senate Institutions, Health and Welfare Committee favorably reports Assembly Bill No. 1344 with committee amendments.

As amended, this bill establishes a 16 member New Jersey Boarding Home Advisory Council in the Department of Human Services. The council is directed to: make policy recommendations to the interdepartmental policy coordinating committee established under the "Rooming and Boarding House Act of 1979," P. L. 1979, c. 496, regarding the development and coordination of licensing and enforcement standards in boarding houses and residential health care facilities and the provision of services to their residents; advise the Departments of Human Services, Community Affairs and Health regarding methods for identification of boarding houses and residential health care facilities for which no license has been issued; and, advise and comment on regulations regarding these facilities.

The members of the council shall be appointed by the Commissioner of Human Services in consultation with the Commissioners of Community Affairs and Health, the Public Advocate, the Public Guardian for Elderly Adults and the Ombudsman for the Institutionalized Elderly. The members shall include owners and operators of rooming and boarding houses and residential health care facilities; residents of these facilities; and persons who represent operators of these facilities, health care professions, a county office on aging, a municipal building code department, an organization which advocates for mentally ill persons, and an organization which advocates for physically disabled persons. The Chairmen of the General Assembly Health and Human Resources Committee and the Senate Institutions, Health and Welfare Committee, or their designees, shall serve as ex officio members of the council.

The committee amended the bill to add the Chairman of the Senate Institutions, Health and Welfare Committee, or his designee, as an ex officio member of the council.

This bill is identical to Senate Bill No. 1518 Sea which the committee also reported favorably on this date.
