

30:4F-1 to 30:4F-6

LEGISLATIVE HISTORY CHECKLIST

NJSA: 30:4F-1 to 30:4F-6

("Respite care"  
demonstration program  
assistance for families  
caring for disabled  
relatives)

LAWS OF: 1983

CHAPTER: 284

Bill No: A1834

Sponsor(s): Costa and others

Date Introduced: September 30, 1982

Committee: **Assembly:** Corrections, Health and Human Services

**Senate:** Institutions, Health and Welfare

Amended during passage: Yes Amendments during passage denoted  
by asterisks

Date of Passage: **Assembly:** February 14, 1983

**Senate:** June 27, 1983

Date of Approval: July 29, 1983

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: **Assembly** No

**Senate** Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

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## ASSEMBLY, No. 1834

**STATE OF NEW JERSEY**

INTRODUCED SEPTEMBER 30, 1982

By Assemblywomen COSTA, GARVIN, Assemblymen PELLECCCHIA  
and VILLANE

AN ACT establishing a respite care demonstration program for  
frail or severely disabled adults \***[and making an appropriation  
therefor]**\*

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

1 1. The Legislature finds and declares that there is a need to  
2 assist families in their care of frail or severely disabled persons  
3 and without the availability of occasional relief from the provision  
4 of constant care for these persons, placement in a long-term care  
5 facility may be necessary; that occasional relief can be provided  
6 through a program of respite care; and that in order to initiate  
7 and encourage expansion of respite care services and evaluate the  
8 need for and the most efficient and effective means of providing  
9 the service, it is necessary to establish a respite care demon-  
10 stration program within the Department of Human Services.

1 2. As used in this act:

2 a. "Care-giver" means the family member or other person who  
3 ordinarily provides the daily care for or supervision of a frail  
4 or severely disabled adult. The care-giver may, but need not,  
5 reside in the same household as the frail or severely disabled adult.

6 b. "Commissioner" means the Commissioner of the Department  
7 of Human Services.

8 c. "Department" means the Department of Human Services.

9 d. "Frail or severely disabled adult" means any person over  
10 the age of 18 who is unable to attend to his daily needs without  
11 the assistance or regular supervision of a care-giver due to a  
12 chronic, severe mental or physical impairment.

**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 committee amendments adopted January 27, 1983.

13 e. "Respite or respite care" means the provision of infrequent  
 14 and temporary substitute care for or supervision of a frail or  
 15 severely disabled adult on behalf of and in the absence of the care-  
 16 giver, *\*which shall be rendered in the adult's place of residence,\**  
 17 for the purpose of providing relief from the stresses or responsi-  
 18 bilities concomitant with providing constant care to a frail or  
 19 severely disabled adult. Respite care may be provided on an  
 19A hourly, daily or weekly basis but shall not exceed a maximum of  
 20 30 consecutive days or 60 days in total in any calendar year.

21 f. "Sponsor" means a public or private, nonprofit or for profit  
 22 agency or organization approved by the commissioner which con-  
 23 tracts with the department to develop and administer a respite  
 24 care demonstration project.

1 3. The commissioner shall establish a program of respite care  
 2 demonstration projects to: encourage the initiation and expansion  
 3 of respite care throughout the State; evaluate the demand for and  
 4 current availability of respite care services in the State; and  
 5 determine the most efficient and effective means for providing  
 6 respite care services to persons in need of these services.

1 4. a. The commissioner shall prepare guidelines for respite care  
 2 demonstration projects which shall include:

3 (1) Standards for eligibility for respite care services;

4 (2) Target populations that will be given priority in receiving  
 5 services;

6 (3) Standards for financial eligibility of recipients and legally  
 7 responsible care-givers for State funded respite care services and  
 8 a sliding fee schedule based on the service recipient's and legally  
 9 responsible care-giver's ability to pay for respite care services;  
 10 and

11 (4) Procedures for reporting on implementation of each demon-  
 12 stration project.

13 b. The commissioner shall review project proposals submitted  
 14 by agencies and organizations interested in participating in the  
 15 program as sponsors, and approve those proposals which best  
 16 meet the purposes of the respite care demonstration program.

1 5. The commissioner shall report to the Governor and Legislature  
 2 no later than six months before the expiration date of this act  
 3 concerning:

4 a. The effects of the demonstration program with respect to  
 5 assessing the demand for and availability of respite care services  
 6 throughout the State;

7 b. An assessment of the most efficient and effective method for  
 8 providing respite care services;

9 c. The projected costs for establishing a Statewide respite care  
10 program; and

11 d. Recommendations for permanently establishing a Statewide  
12 respite care program.

1 6. The commissioner shall promulgate rules and regulations  
2 necessary to implement the provisions of this act.

1 \*~~7.~~ There is appropriated \$200,000.00 to effectuate the purposes  
2 of this act.\*

1 \*~~8.~~\* \*7.\* This act shall take effect \*~~immediately~~\* \*on July  
2 1, 1983\* and shall expire on June 30 \*~~following the third anni-~~  
3 versary of the effective date]\* \*, 1986\*.

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15 severely disabled adult on behalf of and in the absence of the care-  
16 giver, for the purpose of providing relief from the stresses or  
17 responsibilities concomitant with providing constant care to a frail  
18 or severely disabled adult. Respite care may be provided on an  
19 hourly, daily or weekly basis but shall not exceed a maximum of  
20 30 consecutive days or 60 days in total in any calendar year.

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22 agency or organization approved by the commissioner which con-  
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16 meet the purposes of the respite care demonstration program.

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8 providing respite care services;

9 c. The projected costs for establishing a Statewide respite care  
10 program; and

11 d. Recommendations for permanently establishing a Statewide  
12 respite care program.

1 6. The commissioner shall promulgate rules and regulations  
2 necessary to implement the provisions of this act.

1 7. There is appropriated \$200,000.00 to effectuate the purposes  
2 of this act.

1 8. This act shall take effect immediately and shall expire on  
2 June 30 following the third anniversary of the effective date.

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#### STATEMENT

This bill establishes a respite care demonstration program to assist families who care for frail or severely disabled adult relatives in their home and need occasional relief from the provision of constant care.

The respite care demonstration program will be administered by the Department of Human Services. The department is directed to develop demonstration project guidelines and to approve and contract with agencies which will administer the respite care projects. The bill appropriates \$200,000.00 to carry out the demonstration program for the remainder of this fiscal year.

The bill provides that the demonstration program will run for three years and requires the Commissioner of Human Services to report to the Legislature and the Governor six months prior to the date of expiration on: the effects of the program; the need and demand for respite care services in the State; the most efficient means for providing such services; the cost of providing the services; and recommendations for permanently establishing a Statewide respite care program.

A1834(1982)

SENATE INSTITUTIONS, HEALTH AND WELFARE  
COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 1834**

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**STATE OF NEW JERSEY**

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DATED: JUNE 16, 1983

This bill establishes a respite care demonstration program to assist families who care for frail or severely disabled adult relatives in their home and need occasional relief from the provision of constant care.

The bill provides that the demonstration program will be administered by the Department of Human Services. The department is directed to develop demonstration project guidelines and to approve and contract with agencies throughout the State which will administer the respite care projects.

The bill further provides that the demonstration program will run for three years and requires the Commissioner of Human Services to report to the Legislature and the Governor six months prior to the date of expiration on: the effects of the program; the need and demand for respite care services in the State; the most efficient means for providing such services; the cost of providing the services; and recommendations for permanently establishing a Statewide respite care program.

The Joint Appropriations Committee has included an appropriation of \$200,000.00 in the FY '84 budget to fund this respite care program.



OFFICE OF THE GOVERNOR

RELEASE: IMMEDIATE

CONTACT: CARL GOLDEN

FRIDAY, JULY 29, 1983

Governor Thomas H. Kean today signed legislation to increase the number of Judges of the Juvenile and Domestic Relations Court in Monmouth, Morris and Passaic counties.

The bill, A-3548, was sponsored by Assemblyman Joseph Palaia, R-Monmouth.

Under the bill, the number of such judges would be increased from two to four in Morris and Passaic counties and from four to six in Monmouth.

The Governor also signed the following bills:

A-3074, sponsored by Assemblyman Wayne Bryant, D-Camden, to authorize county sheriffs to appoint a chief warrant officer for a term of one year without the person taking a Civil Service test.

A-888, also sponsored by Bryant, to include the cost of relocating utility facilities in the overall cost of highway projects when the project is administered and contracted for by the Department of Transportation.

A-1899, sponsored by Assemblyman Thomas Cowan, D-Hudson, to require drivers to use headlights in rain, fog, smoke or other unfavorable atmospheric conditions when it is impossible to discern persons or vehicles at a distance of 500 feet.

A-1834, sponsored by Assemblywoman Catherine Costa, D-Burlington, to establish a three-year respite care demonstration program to assist families who care for frail or severely disabled adult relatives in their homes. \$200,000 has been appropriated in the budget for the program.