

44:5-2 et al

LEGISLATIVE HISTORY CHECKLIST

(Health care facilities--private-  
construction-permit municipal  
appropriations)

NJSA 44:5-2 et al

LAWS 1981 CHAPTER 145

Bill No. A2178

Sponsor(s) Doyle and Gluck

Date Introduced Oct. 16, 1980

Committee: Assembly Institutions, Health and Welfare  
Senate Institutions, Health and Welfare

Amended during passage Yes ~~XX~~ Amendments during passage  
denoted by asterisks

Date of Passage: Assembly Dec. 8, 1980  
Senate Feb. 26, 1981

Date of approval May 14, 1981

Following statements are attached if available:

Sponsor statement	Yes	<del>XX</del>	(Below)
Committee Statement: Assembly	Yes	<del>XX</del>	
Senate	Yes	<del>XX</del>	
Fiscal Note	<del>Yes</del>	No	
Veto Message	<del>Yes</del>	No	
Message on signing	Yes	<del>XX</del>	

Following were printed:

Reports	<del>Yes</del>	No
Hearings	<del>Yes</del>	No

Sponsors' Statement:

This bill extends the authorization municipalities now have to appropriate moneys for maintaining, constructing or enlarging private hospitals to all health care facilities.

6/22/81  
ML

145

81

5-14-81

[OFFICIAL COPY REPRINT]

ASSEMBLY, No. 2178

STATE OF NEW JERSEY

INTRODUCED OCTOBER 16, 1980

By Assemblyman DOYLE and Assemblywoman GLUCK

Referred to Committee on Institutions, Health and Welfare

AN ACT concerning appropriations by municipalities for maintaining, constructing or enlarging health care facilities, amending the title of "An act concerning appropriations by municipalities for constructing or enlarging private charitable hospitals, and supplementing chapter 5 of Title 44 of the Revised Statutes," approved December 27, 1954 (P. L. 1954, c. 266) so that the same shall read "An act concerning appropriations by municipalities for constructing or enlarging private health care facilities, and supplementing chapter 5 of Title 44 of the Revised Statutes," amending the body of said act, amending R. S. 44:5-2 and supplementing chapter 5 of Title 44 of the Revised Statutes.

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

1 1. The title of P. L. 1954, c. 266 is amended to read as follows:

2 AN ACT concerning appropriations by municipalities for construct-  
3 ing or enlarging private **[charitable hospitals]** *health care*  
4 *facilities*, and supplementing chapter 5 of Title 44 of the Revised  
5 Statutes.

1 2. Section 1 of P. L. 1954, c. 266 (C. 44:5-10.2) is amended to  
2 read as follows:

3 1. Any municipality which has no **[hospital]** *health care facility*  
4 therein maintained by such municipality, may appropriate a sum  
5 or sums of money to be applied for the purpose of constructing or  
6 enlarging any **[hospital or hospitals]** *health care facility or health*  
7 *care facilities* located in the municipality or in any other munici-  
8 pality in the county, which is supported by private charity and  
9 where such patients as may be sent thereto are supported and  
10 maintained and to which annual appropriations may be made by  
11 the municipality to maintain patients and to assist such **[hospital]**

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

12 *health care facility* in accordance with the chapter to which this  
 13 is a supplement. The sum or sums so appropriated pursuant to  
 14 this act shall be used and applied in constructing or enlarging  
 15 such **hospital** *health care facility*.

1 3. R. S. 44:5-2 is amended to read as follows:

2 44:5-2. Any municipality which has no **hospital** *health care*  
 3 *facility* therein maintained by such municipality may make an  
 4 appropriation in each year of an amount which, in the judgment of  
 5 the governing body, shall be adequate for the purposes hereinafter  
 6 stated. Such appropriation shall be made in the manner in which  
 7 appropriations for other municipal purposes are made and such  
 8 sum so appropriated shall be included in the annual tax levy of  
 9 the municipality and collected in the same manner and at the same  
 10 time as other municipal taxes. The sum shall be applied to the  
 11 purpose of paying the cost of supporting and maintaining such  
 12 indigent patients as may be sent by order of any municipal physi-  
 13 cian, **overseer of the poor** *director of welfare* or other proper  
 14 authority of the municipality to any **hospital or hospitals** *health*  
 15 *care facility or health care facilities* supported by private charity  
 16 and located in the municipality or any other municipality in this  
 17 State, and shall also be applied to the purpose of defraying the  
 18 cost incurred by any such **hospital** *health care facility* in pro-  
 19 viding **hospital** *health care facility* care to any indigent person  
 20 residing in such municipality in cases where the furnishing of  
 21 such care shall be approved by the proper authorities of such  
 22 municipality, although such person may not have been sent to the  
 23 **hospital** *health care facility* by order of any municipal physician,  
 24 **overseer of the poor** *director of welfare* or any other proper  
 25 authority thereof. The sum so appropriated may also be applied to  
 26 the purpose of assisting in the support of any such **hospital or**  
 27 **hospitals** *health care facility or health care facilities*.

28 The money so raised shall not be used for any other purpose  
 29 whatever and the municipality may by ordinance regulate

30 (a) The mode of sending such person to such **hospital or hos-**  
 31 **pitals** *health care facility or health care facilities* and of approv-  
 32 ing of the furnishing of care therein;

33 (b) The mode and terms of paying for the care and maintenance  
 34 of such persons so sent to such **hospital or hospitals** *health care*  
 35 *facility or health care facilities* or so approved; and

36 (c) The manner of making payment for the maintenance of such  
 37 **hospital or hospitals** *health care facility or health care facilities*.

1 4. (New section) As used in this amendatory and supplementary  
2 act "health care facility" means the private facility or institution,  
3 engaged principally in providing services for health maintenance  
4 organizations, diagnosis or treatment of human disease, pain,  
5 injury, deformity or physical condition, including, but not limited  
6 to, a general hospital, special hospital, mental hospital, public  
7 health center, diagnostic center, treatment center, rehabilitation  
8 center, extended care facility, skilled nursing home, nursing home,  
9 intermediate care facility, tuberculosis hospital, chronic disease  
10 hospital, maternity hospital, outpatient clinic, dispensary, home  
11 health care agency\***[**, boarding home or other home for the shel-  
12 tered care of adult persons.**]** \* *or residential health care facility.*\*

1 5. This act shall take effect immediately.

---

ASSEMBLY INSTITUTIONS, HEALTH AND WELFARE  
COMMITTEE

STATEMENT TO  
ASSEMBLY, No. 2178

STATE OF NEW JERSEY

DATED: NOVEMBER 24, 1980

Municipalities presently have the authority to appropriate monies for maintaining, constructing or enlarging private charitable hospitals. This legislation will extend that authority to the provision of monies to health care facilities in general.

SENATE INSTITUTIONS, HEALTH AND WELFARE  
COMMITTEE

STATEMENT TO  
**ASSEMBLY, No. 2178**

with Senate committee amendments

**STATE OF NEW JERSEY**

DATED: JANUARY 29, 1981

This bill amends Title 44 to extend a municipality's authorization to appropriate funds for private hospitals to all private charitable health care facilities. The municipal funds may be used for construction, enlargement, support and maintenance (for indigent persons) of the health care facility.

The committee made a technical amendment to the bill in the definition of health care facility to change the term "boarding home for sheltered care" to "residential health care facility," which is the new name for this type of facility.

FROM THE OFFICE OF THE GOVERNOR

FOR IMMEDIATE RELEASE

FOR FURTHER INFORMATION

MAY 14, 1981

PATRICK SWEENEY

Governor Brendan Byrne today signed the following bills:

A-2178, sponsored by Assemblyman John Paul Doyle (D-Ocean) which permits municipalities to appropriate money to construct or enlarge private health care facilities.

Municipalities currently have the authority to appropriate funds for the maintenance, construction or expansion of private charitable hospitals. This bill extends that authority to health care facilities in general and broadens the types of non-profit health care facilities which can be funded by municipal appropriations.

S-981, sponsored by Senator Thomas Gagliano (R-Monmouth) which increases the minimum fine for littering on New Jersey highways from \$25 to \$100 and raises the maximum fine from \$200 to \$500.

A-2108, sponsored by Assemblyman Robert Littell (R-Sussex) which validates bond proceedings in six New Jersey school districts in which mistakes were made in the publication of notices required under the absentee voting law.

# # # # #