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LAW/KR

P.L.2013, CHAPTER 99, *approved August 7, 2013*

Assembly, No. 2431

1 **AN ACT** concerning the rights of persons with developmental
2 disabilities and supplementing P.L.1977, c.82 (C.30:6D-1 et
3 seq.).

4
5 **BE IT ENACTED** *by the Senate and General Assembly of the State*
6 *of New Jersey:*

7
8 1. A person with a developmental disability who resides in a
9 facility, as that term is defined in section 3 of P.L.1977, c.82
10 (C.30:6D-3), or the person's legal guardian, when applicable, may
11 use an audio recording device during a meeting of, or telephone or
12 face-to-face conversation with, any member of the person's
13 interdisciplinary team and any psychiatrist contracted by the facility
14 to provide consultation services, provided that the person or legal
15 guardian notifies the other participants prior to the start of the
16 meeting or telephone or face-to-face conversation, as applicable,
17 that a recording device will be used.

18
19 2. This act shall take effect on the 60th day following
20 enactment.

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23 **STATEMENT**

24
25 This bill provides that a person with a developmental disability
26 who resides in a facility, as that term is defined in section 3 of
27 P.L.1977, c.82 (C.30:6D-3), or the person's legal guardian, when
28 applicable, may use an audio recording device during a meeting of,
29 or telephone or face-to-face conversation with, any member of the
30 person's interdisciplinary team and any psychiatrist contracted by
31 the facility to provide consultation services, provided that the
32 person or legal guardian notifies the other participants prior to the
33 start of the meeting or telephone or face-to-face conversation, as
34 applicable, that a recording device will be used.

35 An interdisciplinary team is responsible for the development of a
36 single, integrated individual habilitation plan for a person with a
37 developmental disability. The team typically consists of: the person
38 receiving services; the person's legal guardian; the parents or
39 family member of the person (at the preference of the person served
40 or guardian); those individuals who work most directly with the
41 person served; and professionals and representatives of service
42 areas who are relevant to the identification of the person's needs
43 and the design and evaluation of programs to meet them.

A2431

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Permits person with developmental disability and legal guardian to audio record sessions of interdisciplinary team in which person or guardian participates.

ASSEMBLY, No. 2431

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED FEBRUARY 16, 2012

Sponsored by:

Assemblywoman PAMELA R. LAMPITT

District 6 (Burlington and Camden)

Assemblyman PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Assemblyman BENJIE E. WIMBERLY

District 35 (Bergen and Passaic)

Co-Sponsored by:

**Assemblyman DeAngelo, Assemblywoman Mosquera, Senators Buono,
Vitale and Ruiz**

SYNOPSIS

Permits person with developmental disability and legal guardian to audio record sessions of interdisciplinary team in which person or guardian participates.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/31/2013)

1 AN ACT concerning the rights of persons with developmental
2 disabilities and supplementing P.L.1977, c.82 (C.30:6D-1 et
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33 start of the meeting or telephone or face-to-face conversation, as
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36 single, integrated individual habilitation plan for a person with a
37 developmental disability. The team typically consists of: the person
38 receiving services; the person's legal guardian; the parents or
39 family member of the person (at the preference of the person served
40 or guardian); those individuals who work most directly with the
41 person served; and professionals and representatives of service
42 areas who are relevant to the identification of the person's needs
43 and the design and evaluation of programs to meet them.

ASSEMBLY WOMEN AND CHILDREN COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2431

STATE OF NEW JERSEY

DATED: NOVEMBER 19, 2012

The Assembly Women and Children Committee reports favorably on Assembly Bill No. 2431.

This bill provides that a person with a developmental disability who resides in a facility, as that term is defined in section 3 of P.L.1977, c.82 (C.30:6D-3), or the person's legal guardian, when applicable, may use an audio recording device during a meeting of, or telephone or face-to-face conversation with, any member of the person's interdisciplinary team and any psychiatrist contracted by the facility to provide consultation services, provided that the person or legal guardian notifies the other participants prior to the start of the meeting or telephone or face-to-face conversation, as applicable, that a recording device will be used.

An interdisciplinary team is responsible for the development of a single, integrated individual habilitation plan for a person with a developmental disability. The team typically consists of: the person receiving services; the person's legal guardian; the parents or family member of the person (at the preference of the person served or guardian); those individuals who work most directly with the person served; and professionals and representatives of service areas who are relevant to the identification of the person's needs and the design and evaluation of programs to meet them.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2431

STATE OF NEW JERSEY

DATED: MAY 9, 2013

The Senate Health, Human Services and Senior Citizens Committee reports favorably Assembly Bill No. 2431.

As reported, this bill permits a person with a developmental disability residing in a facility operated to provide services for persons with developmental disabilities, or the person's legal guardian, when applicable, to use an audio recording device during a meeting of, or telephone or face-to-face conversation with, any member of the person's interdisciplinary team and any psychiatrist contracted by the facility to provide consultation services, provided that the person or legal guardian notifies the other participants prior to the start of the meeting or conversation that a recording device will be used.

An interdisciplinary team is responsible for the development of a single, integrated individual habilitation plan for a person with a developmental disability. The team typically consists of: the person receiving services; the person's legal guardian; the parents or family member of the person (at the preference of the person served or guardian); those individuals who work most directly with the person served; and professionals and representatives of service areas who are relevant to the identification of the person's needs and the design and evaluation of programs to meet them.

As reported, this bill is identical to Senate Bill No. 2386 (Buono/Vitale), which the committee also reported favorably on this date.

SENATE, No. 2386

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED DECEMBER 17, 2012

Sponsored by:

Senator BARBARA BUONO

District 18 (Middlesex)

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Co-Sponsored by:

Senator Ruiz

SYNOPSIS

Permits person with developmental disability and legal guardian to audio record sessions of interdisciplinary team in which person or guardian participates.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/31/2013)

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13 interdisciplinary team and any psychiatrist contracted by the facility
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15 guardian notifies the other participants prior to the start of the
16 meeting or telephone or face-to-face conversation, as applicable,
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19 2. This act shall take effect on the 60th day following
20 enactment.

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SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 2386

STATE OF NEW JERSEY

DATED: MAY 9, 2013

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 2386.

As reported, this bill permits a person with a developmental disability residing in a facility operated to provide services for persons with developmental disabilities, or the person's legal guardian, when applicable, to use an audio recording device during a meeting of, or telephone or face-to-face conversation with, any member of the person's interdisciplinary team and any psychiatrist contracted by the facility to provide consultation services, provided that the person or legal guardian notifies the other participants prior to the start of the meeting or conversation that a recording device will be used.

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As reported, this bill is identical to Assembly No. 2431 (Lampitt/Diegnan/Wimberly), which the committee also reported favorably on this date.