

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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Rwh/cl

P.L. 2019, CHAPTER 315, *approved January 13, 2020*
Senate, No. 3118 (*First Reprint*)

1 AN ACT establishing an end-of-life care public awareness campaign
2 and supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. The Commissioner of Health shall establish a public
8 awareness campaign to foster community-wide discussions and to
9 promote early conversations about advance care planning and
10 patient preferences to improve decision-making in relation to end-
11 of-life care.

12 b. The commissioner, in establishing the public awareness
13 campaign, shall develop outreach efforts and provide information
14 and educational materials to the general public on various end-of-
15 life care topics including, but not limited to:

16 (1) how to effectively conduct advance care planning
17 conversations with family members, friends, caregivers, healthcare
18 providers, and other individuals involved in a patient's care,
19 regarding personal goals, preferences, and the type of care desired
20 ¹**[at the end-of-life]** during the final stages of the patient's life¹ ;

21 (2) how community leaders and members can appropriately, and
22 in an ethnically, culturally, and linguistically sensitive way,
23 facilitate community-wide discussions regarding advance care
24 planning and end-of-life care;

25 (3) definitions, procedures, and other information related to
26 advance directives, established pursuant to P.L.1991, c.201
27 (C.26:2H-53 et seq.);

28 (4) the differences between the two types of advance directives,
29 namely proxy directives and instructive directives;

30 (5) the importance of having an advance directive, or advance
31 directives, and the differences between advance directives and
32 ¹**[Practitioner] Physician**¹ Orders for Life-Sustaining Treatment
33 ¹(POLST)¹ forms;

34 (6) definitions, procedures, and other information related to
35 ¹**[Practitioner Orders for Life-Sustaining Treatment] POLST**¹
36 forms, established pursuant to P.L.2011, c.145 (C.26:2H-129 et
37 seq.);

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 underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Senate SHH committee amendments adopted May 13, 2019.

1 (7) standardized and approved definitions of, and differences
2 between, palliative care, hospice care, comfort care, and other end-
3 of-life-care terms; and

4 (8) any other topics or matters related to advance care planning
5 and end-of-life care **‘[.]’** as the commissioner may deem necessary.

6 c. Information provided under the public awareness campaign
7 shall be disseminated using ethnically, culturally, and linguistically
8 appropriate means, in a manner that demonstrates respect for
9 individual dignity and sensitivity for ethnic, cultural, and linguistic
10 differences. Where feasible and appropriate, the information shall
11 be made available in a variety of languages.

12 d. As necessary, the commissioner shall partner with, and
13 expand upon, community-based initiatives and training programs
14 that educate the general public on advance care planning and end-
15 of-life care.

16

17 2. This act shall take effect immediately.

18

19

20

21

22 Establishes public awareness campaign to promote early
23 conversations about advance care planning and end-of-life care.

SENATE, No. 3118

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED OCTOBER 18, 2018

Sponsored by:
Senator M. TERESA RUIZ
District 29 (Essex)

SYNOPSIS

Establishes public awareness campaign to promote early conversations about advance care planning and end-of-life care.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT establishing an end-of-life care public awareness campaign
2 and supplementing Title 26 of the Revised Statutes.

3

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

6

7 1. a. The Commissioner of Health shall establish a public
8 awareness campaign to foster community-wide discussions and to
9 promote early conversations about advance care planning and
10 patient preferences to improve decision-making in relation to end-
11 of-life care.

12 b. The commissioner, in establishing the public awareness
13 campaign, shall develop outreach efforts and provide information
14 and educational materials to the general public on various end-of-
15 life care topics including, but not limited to:

16 (1) how to effectively conduct advance care planning
17 conversations with family members, friends, caregivers, healthcare
18 providers, and other individuals involved in a patient's care,
19 regarding personal goals, preferences, and the type of care desired
20 at the end-of-life;

21 (2) how community leaders and members can appropriately, and
22 in an ethnically, culturally, and linguistically sensitive way,
23 facilitate community-wide discussions regarding advance care
24 planning and end-of-life care;

25 (3) definitions, procedures, and other information related to
26 advance directives, established pursuant to P.L.1991, c.201
27 (C.26:2H-53 et seq.);

28 (4) the differences between the two types of advance directives,
29 namely proxy directives and instructive directives;

30 (5) the importance of having an advance directive, or advance
31 directives, and the differences between advance directives and
32 Practitioner Orders for Life-Sustaining Treatment forms;

33 (6) definitions, procedures, and other information related to
34 Practitioner Orders for Life-Sustaining Treatment forms,
35 established pursuant to P.L.2011, c.145 (C.26:2H-129 et seq.);

36 (7) standardized and approved definitions of, and differences
37 between, palliative care, hospice care, comfort care, and other end-
38 of-life-care terms; and

39 (8) any other topics or matters related to advance care planning
40 and end-of-life care, as the commissioner may deem necessary.

41 c. Information provided under the public awareness campaign
42 shall be disseminated using ethnically, culturally, and linguistically
43 appropriate means, in a manner that demonstrates respect for
44 individual dignity and sensitivity for ethnic, cultural, and linguistic
45 differences. Where feasible and appropriate, the information shall
46 be made available in a variety of languages.

47 d. As necessary, the commissioner shall partner with, and
48 expand upon, community-based initiatives and training programs

1 that educate the general public on advance care planning and end-
2 of-life care.

3

4 2. This act shall take effect immediately.

5

6

7

STATEMENT

8

9 This bill would require the Commissioner of Health to establish
10 a public awareness campaign designed to foster community-wide
11 discussions and to promote early conversations about advance care
12 planning and patient preferences to improve decision-making about
13 end-of-life care. Encouraging early conversations about these topics
14 will increase awareness of advance care planning resources and will
15 help ensure better alignment between a patient's wishes and the
16 care they receive at the end-of-life.

17 Research shows that people are generally unaware of what
18 opportunities and resources are available to plan in advance for end-
19 of-life care and to ensure that patient preferences and wishes are
20 fulfilled. The public awareness campaign established in this bill
21 would disseminate information about helpful resources, including
22 advance directives and Practitioner Orders for Life-Sustaining
23 Treatment (POLST) forms. These documents generally specify
24 patient preferences and orders regarding: the use of life-sustaining
25 treatments and resuscitation attempts; general care and treatment
26 preferences; beliefs and values relating to the end-of-life; and the
27 appointment of a surrogate decision maker in the case that a patient
28 is unable to make certain healthcare decisions, also known as a
29 durable power of attorney for healthcare. Recording various
30 healthcare preferences in documents like advance directives and
31 POLST forms will help make clear to healthcare providers what
32 should be done when treating a patient at the end-of-life.

33 The public awareness campaign would seek to educate the
34 general public on how to effectively have early advance care
35 planning conversations with family members, friends, caregivers,
36 healthcare providers, and other individuals involved in one's care,
37 regarding personal end-of-life care and treatment preferences. The
38 public awareness campaign would also aim to educate community
39 leaders and members so they can appropriately facilitate
40 community-wide discussions regarding advance care planning and
41 end-of-life care.

42 The public awareness campaign in of itself would disseminate
43 information in an ethnically, culturally, and linguistically sensitive
44 way, recognizing New Jersey's diverse population and that race and
45 ethnicity are often associated with different end-of-life care
46 preferences. Lastly, the commissioner may partner with, and expand
47 upon, existing community-based initiatives that educate the public
48 on advance care planning and end-of-life care.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO
SENATE, No. 3118

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 13, 2019

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 3118.

As amended by the committee, this bill requires the Commissioner of Health to establish a public awareness campaign designed to foster community-wide discussions and to promote early conversations about advance care planning and patient preferences to improve decision-making about end-of-life care.

The public awareness campaign would seek to educate the general public on how to effectively have early advance care planning conversations with family members, friends, caregivers, healthcare providers, and other individuals involved in one's care, regarding personal end-of-life care and treatment preferences. The campaign will include information concerning specific aspects of end-of-life care, including the use of advanced directives and Physician Orders for Life-Sustaining Treatment (POLST) forms, and the differences between palliative care, hospice care, comfort care, and other forms of end-of-life care.

The public awareness campaign is to disseminate information in an ethnically, culturally, and linguistically sensitive way that uses a variety of languages. In implementing the campaign, the commissioner is to partner with, and expand upon, existing community-based initiatives that educate the public on advance care planning and end-of-life care.

COMMITTEE AMENDMENTS:

The committee amended the bill to make certain technical and grammatical corrections.

ASSEMBLY, No. 4682

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED OCTOBER 29, 2018

Sponsored by:

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex)

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

Assemblywoman CLEOPATRA G. TUCKER

District 28 (Essex)

Co-Sponsored by:

Assemblywoman McKnight

SYNOPSIS

Establishes public awareness campaign to promote early conversations about advance care planning and end-of-life care.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 5/14/2019)

1 AN ACT establishing an end-of-life care public awareness campaign
2 and supplementing Title 26 of the Revised Statutes.

3

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14 and educational materials to the general public on various end-of-
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17 conversations with family members, friends, caregivers, healthcare
18 providers, and other individuals involved in a patient's care,
19 regarding personal goals, preferences, and the type of care desired
20 at the end-of-life;

21 (2) how community leaders and members can appropriately, and
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31 directives, and the differences between advance directives and
32 Practitioner Orders for Life-Sustaining Treatment forms;

33 (6) definitions, procedures, and other information related to
34 Practitioner Orders for Life-Sustaining Treatment forms,
35 established pursuant to P.L.2011, c.145 (C.26:2H-129 et seq.);

36 (7) standardized and approved definitions of, and differences
37 between, palliative care, hospice care, comfort care, and other end-
38 of-life-care terms; and

39 (8) any other topics or matters related to advance care planning
40 and end-of-life care, as the commissioner may deem necessary.

41 c. Information provided under the public awareness campaign
42 shall be disseminated using ethnically, culturally, and linguistically
43 appropriate means, in a manner that demonstrates respect for
44 individual dignity and sensitivity for ethnic, cultural, and linguistic
45 differences. Where feasible and appropriate, the information shall
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47 d. As necessary, the commissioner shall partner with, and
48 expand upon, community-based initiatives and training programs

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2 of-life care.

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12 planning and patient preferences to improve decision-making about
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16 care they receive at the end-of-life.

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18 opportunities and resources are available to plan in advance for end-
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45 ethnicity are often associated with different end-of-life care
46 preferences. Lastly, the commissioner may partner with, and expand
47 upon, existing community-based initiatives that educate the public
48 on advance care planning and end-of-life care.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4682

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 13, 2019

The Assembly Health and Senior Services Committee reports favorably and with committee amendments Assembly Bill No. 4682.

This bill would require the Commissioner of Health to establish a public awareness campaign designed to foster community-wide discussions and to promote early conversations about advance care planning and patient preferences to improve decision-making about end-of-life care.

The public awareness campaign established in this bill would disseminate information about helpful resources, including advance directives and Physician Orders for Life-Sustaining Treatment (POLST) forms. These documents generally specify patient preferences and orders regarding: the use of life-sustaining treatments and resuscitation attempts; general care and treatment preferences; beliefs and values relating to the end-of-life; and the appointment of a surrogate decision maker in the case that a patient is unable to make certain healthcare decisions, also known as a durable power of attorney for healthcare.

The public awareness campaign would seek to educate the general public on how to effectively have early advance care planning conversations with family members, friends, caregivers, healthcare providers, and other individuals involved in one's care, regarding personal end-of-life care and treatment preferences. The public awareness campaign would also aim to educate community leaders and members so they can appropriately facilitate community-wide discussions regarding advance care planning and end-of-life care.

The public awareness campaign would disseminate information in an ethnically, culturally, and linguistically sensitive way. Lastly, the commissioner may partner with, and expand upon, existing community-based initiatives that educate the public on advance care planning and end-of-life care.

COMMITTEE AMENDMENTS

The committee amendments make technical changes, including a stylistic change and change "Practitioner Orders for Life-Sustaining Treatment form" to "Physician Orders for Life-Sustaining Treatment form."

Governor Murphy Takes Action on Legislation

01/13/2020

TRENTON – Today, Governor Phil Murphy signed the following bills into law:

A268 (Kean, Egan, Holley/Singer, Gopal) - "P.I.C.K. Awareness Act"; authorizes issuance of special support recovery license plates.

A790 (Andrzejczak, Land, Mosquera, Mukherji, Downey, Zwicker, Mazzeo/Connors, Singleton) - "Combat to College Act"; grants priority course registration to military service members and veterans attending public institutions of higher education.

A791 (Andrzejczak, Land, Mosquera, Danielsen, Mukherji, Downey, Zwicker/Van Drew, Brown) - Requires institution of higher education to award appropriate credit for student's military service.

A1212 (McKeon, Gusciora, Vainieri Huttel/Sweeney, Smith, Bateman, Greenstein) - Clarifies intent of P.L.2007, c.340 regarding NJ's required participation in Regional Greenhouse Gas Initiative.

A1305 (Greenwald/Rice) - Renames Mountainview Youth Correctional Facility as "William H. Fauver Youth Correctional Facility."

A1576 (Conaway, Giblin/Vitale) - Requires certain health care facilities to provide, and employees to receive, annual influenza vaccination.

A1582 (Conaway, Moriarty, Mosquera, Benson, Pinkin, Giblin, Quijano/Weinberg, Ruiz) - Establishes "Dietetics and Nutrition Licensing Act".

A1991 (Sumter, Munoz, Mukherji/Singer, Gordon) - Requires students at institutions of higher education to receive immunization for meningitis in accordance with recommendations of Advisory Committee on Immunization Practices.

A3101 (Egan Jones, Benson, Land/Singleton) - Increases minimum annual amounts for appropriation for certain arts, historical heritage, and tourism purposes from hotel and motel occupancy fee revenues.

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A3160 (Lampitt, Giblin, Murphy/Beach) - Permits cosmetology and hairstyling school clinics to charge certain fees for services rendered to general public.

A3832 (Mukherji, McKnight, Chiaravalloti/Cryan, Stack) - Authorizes municipal tax levy through public question for certain purposes; clarifies ability of local government entities to issue non-recourse bonds; appropriates \$100,000.

A4493 (Pinkin, Conaway, Vainieri Huttel/Vitale) - Authorizes expedited partner therapy, under which sexual partners or patients diagnosed with sexually transmitted disease are treated without prior clinical examination.

A4608 (Zwicker, Downey/Weinberg, Kean) - " Applied Behavior Analyst Licensing Act."

A4710 (Lampitt, Zwicker, Vainieri Huttel/Beach,Turner) - "Strengthening Gifted and Talented Education Act"; establishes school district responsibilities in educating gifted and talented students.

A5037 (Pintor Marin, Speight, Vainieri Huttel/Andrzejczak, Greenstein) - Enhances penalties related to counterfeit drugs.

A5091 (McKeon, Vainieri Huttel, Pinkin/Pou, Singleton) - Establishes "Safeguarding Against Financial Exploitation Act."

A5263 (Tully, Armato/Corrado) - Requires four-year public institution of higher education to award college credits to firefighters for certain courses completed at county fire academies.

A5277 (DeAngelo, Houghtaling/Greenstein) - Eliminates term limits for members of State Board of Examiners of Master Plumbers and State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration Contractors.

A5624 (Pintor Marin, Munoz, Lampitt/Weinberg, Corrado) - Requires that State employee serve as Equal Employment Opportunity and Affirmative Action officer for gubernatorial transitions.

A5625 (Pintor Marin, Munoz, Lampitt/Weinberg, Corrado) - Requires payment of expenses related to background investigations for certain gubernatorial transition positions.

A5628 (Pintor Marin, Munoz, McKnight/Weinberg, Corrado) - Requires Civil Service Commission establish standardize recordkeeping and retention requirements with regard to unclassified State employees.

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A5631 (Pintor Marin, Munoz, Pinkin/Weinberg, Corrado) - Specifies certain requirements for State agency review of complaint of workplace discrimination.

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A5632 (Pintor Marin, Munoz, Reynolds-Jackson/Weinberg) - Requires certain public employees receive additional training to manage harassment or discrimination complaints.

A5917 (Chiaravalloti, McKnight/Cunningham, Weinberg) - Expands DOH oversight of hospital finances.

A6007 (McKeon/Pou) - Requires insurers and insurance groups to submit corporate governance annual disclosure to DOBI Commissioner.

S463 (Singer, Greenstein/Dancer, Calabrese, DeAngelo) - Provides for voluntary contributions by taxpayers on gross income tax returns for Meals on Wheels.

S538 (Oroho, Stack/Wirths, Vaineri Huttie, Bucco) - Allows long term tax exemption extension for certain low-income housing.

S775 (Cunningham, Sacco/Sumter, Caride, Vainieri Huttie) - Establishes Tuition Aid Grant Study Commission to examine New Jersey's Tuition Aid Grant Program and make recommendations regarding improvements to program.

S778 (Cunningham, Kean/Quijano, Jasey, Pintor Marin) - Establishes Campus Sexual Assault Commission.

S1493 (Stack, Singleton/Quijano, Chaparro, Timberlake) - Prohibits landlords from requiring residential tenants to pay rent and other related charges through electronic funds transfer; requires landlords to provide receipts for cash payments.

S1508 (Turner, Singleton/Reynolds-Jackson, Sumter, Wimberly) - Eliminates motor vehicle surcharges following retirement of bonds and debts tied to surcharges.

S1834 (Ruiz, Cunningham/Quijano, Murphy) - Requires each public institution of higher education to post its budget on the institution's website.

S1953 (Oroho, Cruz-Perez/Space, Andrzejcack, Wirths) - Directs Dept. of Agriculture to authorize and advise food hubs.

S1966 (Sweeney, Singleton/Taliaferro) - Increases death benefit of active member of PFRS and SPRS to 50 percent of final compensation for surviving child or children.

S2527 (Ruiz, Turner/Lampitt, Quijano, Timberlake) - Requires Department of Agriculture to promote school meal programs.

S2533 (Greenstein, Cruz-Perez/Vainieri Huttie, Lopez, Timberlake) - Requires Office of Victim-Witness Advocacy to provide services to certain inmates.

S2898 (Madden, Sarlo/Murphy, Mosquera, Vainieri Huttie) - Establishes "New Jersey Fire and EMS Crisis Intervention Services" telephone hotline; provides funding for hotline through fire inspection fees and penalties.

S2980 (Ruiz/Lampitt, McKnight) - Provides that school district may not condition student enrollment in district on fact that MVC does not have name or address of parent or guardian on file.

S2982 (Ruiz/Lampitt, Mukherji, Lopez) - Clarifies that child may not be excluded from public school based on membership in protected category under "Law Against Discrimination" or immigration status.

S2998 (Ruiz/Freiman, Downey) - Requires creditors to make certain disclosures regarding collateral protection insurance to consumer debtors.

S3064 (Ruiz, Singleton/Armato, Conaway, Swain) - Establishes task force to develop State-wide plan to diversify apprenticeships.

S3066 (Ruiz, Singleton/Lampitt, Mukherji, Benson) - Creates five year High-Growth Industry Regional Apprenticeship Development Grant Pilot Program.

S3118 (Ruiz/Speight, Munoz, Tucker) - Establishes public awareness campaign to promote early conversations about advance care planning and end-of-life care.

S3124 (Stack/Mukherji) - Requires landlords to allow tenants to pay rent up to three business days after eviction order or lockout is executed and accept rent payments by any means.

S3206 (Pou, Cruz-Perez/Lopez, McKeon, Murphy) - Establishes "Unbanked and Underbanked Consumers Study Commission."

S3215 (Greenstein, Singleton/Zwicker, Mukherji, Swain) - Requires State to use 20-year time horizon and most recent Intergovernmental Panel on Climate Change Assessment Report when calculating global warming potential to measure global warming impact of greenhouse gases.

S3246 (Sarlo, Singleton, Oroho, Bucco/Benson, Bucco, Freiman) - Establishes elective pass-through entity business alternative income tax and allows corresponding refundable gross income tax and corporation business tax credit.

S3327 (Ruiz, Cruz-Perez/Lopez, Timberlake) - Establishes Commission on Latino and Hispanic Heritage in DOE.

S3348 (Weinberg/Vainieri Huttle, McKnight) - Requires home health agencies and specialty pharmacies providing services related to bleeding episodes associated with hemophilia to comply with certain minimum practice standards.

S3528 (Scutari, Codey/Vainieri Huttle, Quijano, Kennedy) - Establishes process to obtain judgement of adoption for civil union partner or spouse of natural or legal parent of child when that person is named as parent on child's birth certificate.

S3574 (Scutari, Kean, Cryan/Carter, Kennedy, Freiman) - Requires NJT to conduct feasibility study on restoring one-seat ride to Manhattan on Raritan Valley Line.

Governor Murphy conditionally vetoed the following bills:

A2431 (Benson, Jimenez, DeCroce, Eustace/Weinberg, Kean) – Requires health insurers to provide plans that limit patient cost-sharing concerning certain prescription drug coverage.

[Copy of Statement](#)

A4978 (Timberlake, Zwicker, Vainieri Huttle/Greenstein, Cryan) – Prohibits online education services from using and disclosing certain information, engaging in targeted advertising, and requires deletion of certain information in certain circumstances.

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S3920 (Pou/Wimberly, Sumter) – Concerns provision of energy to certain manufacturing facilities by providing exemptions to certain energy related taxes.

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Governor Murphy absolute vetoed the following bill:

S4139 (Greenstein/Benson) - Makes Fiscal Year 2020 supplemental appropriation of \$250,000 to Rutgers University - New Brunswick for School of Dental Medicine - Special Care Treatment Center.

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