

A2389

SPONSOR'S STATEMENT: (Begins on page 7 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes Human Services
Appropriations

SENATE: No

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, *may possibly* be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes 12/20/2019
1/14/2020

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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Rwh/cl

P.L. 2019, CHAPTER 391, *approved January 21, 2020*

Senate, No. 1032 (*Second Reprint*)

1 AN ACT concerning screening services and amending and
2 supplementing P.L.1987, c.116.

3

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

6

7 1. Section 2 of P.L.1987, c.116 (C.30:4-27.2) is amended to
8 read as follows:

9 2. As used in P.L.1987, c.116 (C.30:4-27.1 et seq.) and
10 P.L.2009, c.112:

11 a. "Chief executive officer" means the person who is the chief
12 administrative officer of an institution or psychiatric facility.

13 b. "Clinical certificate" means a form prepared by the division
14 and approved by the Administrative Office of the Courts, that is
15 completed by the psychiatrist or other physician who has examined
16 the person who is subject to commitment within three days of
17 presenting the person for involuntary commitment to treatment, and
18 which states that the person is in need of involuntary commitment
19 to treatment. The form shall also state the specific facts upon which
20 the examining physician has based his conclusion and shall be
21 certified in accordance with the Rules of the Court. A clinical
22 certificate may not be executed by a person who is a relative by
23 blood or marriage to the person who is being screened.

24 c. "Clinical director" means the person who is designated by
25 the director or chief executive officer to organize and supervise the
26 clinical services provided in a screening service, short-term care or
27 psychiatric facility. The clinical director shall be a psychiatrist **[.]** ;
28 however, those persons currently serving in the capacity will not be
29 affected by this provision. This provision shall not alter any current
30 civil service laws designating the qualifications of such position.

31 d. "Commissioner" means the Commissioner of **[Human**
32 **Services]** ¹**[Health] Human Services**¹ .

33 e. "County counsel" means the chief legal officer or advisor of
34 the governing body of a county.

35 f. "Court" means the Superior Court or a municipal court.

36 g. "Custody" means the right and responsibility to ensure the
37 provision of care and supervision.

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 November 14, 2019.

²Assembly floor amendments adopted January 13, 2020.

1 h. "Dangerous to self" means that by reason of mental illness
2 the person has threatened or attempted suicide or serious bodily
3 harm, or has behaved in such a manner as to indicate that the person
4 is unable to satisfy his need for nourishment, essential medical care
5 or shelter, so that it is probable that substantial bodily injury,
6 serious physical harm, or death will result within the reasonably
7 foreseeable future; however, no person shall be deemed to be
8 unable to satisfy his need for nourishment, essential medical care,
9 or shelter if he is able to satisfy such needs with the supervision and
10 assistance of others who are willing and available. This
11 determination shall take into account a person's history, recent
12 behavior, and any recent act, threat, or serious psychiatric
13 deterioration.

14 i. "Dangerous to others or property" means that by reason of
15 mental illness there is a substantial likelihood that the person will
16 inflict serious bodily harm upon another person or cause serious
17 property damage within the reasonably foreseeable future. This
18 determination shall take into account a person's history, recent
19 behavior, and any recent act, threat, or serious psychiatric
20 deterioration.

21 j. "Department" means the Department of **【Human Services】**
22 **¹【Health】 Human Services¹** .

23 k. "Director" means the chief administrative officer of a
24 screening service, short-term care facility, or special psychiatric
25 hospital.

26 l. "Division" means the Division of Mental Health and
27 Addiction Services in the Department of **【Human Services】**
28 **¹【Health】 Human Services¹** .

29 m. "In need of involuntary commitment" or "in need of
30 involuntary commitment to treatment" means that an adult with
31 mental illness, whose mental illness causes the person to be
32 dangerous to self or dangerous to others or property and who is
33 unwilling to accept appropriate treatment voluntarily after it has
34 been offered, needs outpatient treatment or inpatient care at a short-
35 term care or psychiatric facility or special psychiatric hospital
36 because other services are not appropriate or available to meet the
37 person's mental health care needs.

38 n. "Institution" means any State or county facility providing
39 inpatient care, supervision, and treatment for persons with
40 developmental disabilities; except that with respect to the
41 maintenance provisions of Title 30 of the Revised Statutes,
42 institution also means any psychiatric facility for the treatment of
43 persons with mental illness.

44 o. "Mental health agency or facility" means a legal entity
45 which receives funds from the State, county, or federal government
46 to provide mental health services.

47 p. "Mental health screener" means a psychiatrist, psychologist,
48 social worker, registered professional nurse, licensed marriage and

1 family therapist, or other individual trained to do outreach only for
2 the purposes of psychological assessment who is employed by a
3 screening service and possesses the license, academic training or
4 experience, as required by the commissioner pursuant to regulation;
5 except that a psychiatrist and a State licensed clinical psychologist
6 who meet the requirements for mental health screener shall not have
7 to comply with any additional requirements adopted by the
8 commissioner.

9 q. "Mental hospital" means, for the purposes of the payment
10 and maintenance provisions of Title 30 of the Revised Statutes, a
11 psychiatric facility.

12 r. "Mental illness" means a current, substantial disturbance of
13 thought, mood, perception, or orientation which significantly
14 impairs judgment, capacity to control behavior, or capacity to
15 recognize reality, but does not include simple alcohol intoxication,
16 transitory reaction to drug ingestion, organic brain syndrome, or
17 developmental disability unless it results in the severity of
18 impairment described herein. The term mental illness is not limited
19 to "psychosis" or "active psychosis," but shall include all conditions
20 that result in the severity of impairment described herein.

21 s. "Patient" means a person over the age of 18 who has been
22 admitted to, but not discharged from a short-term care or
23 psychiatric facility, or who has been assigned to, but not discharged
24 from an outpatient treatment provider.

25 t. "Physician" means a person who is licensed to practice
26 medicine in any one of the United States or its territories, or the
27 District of Columbia.

28 u. "Psychiatric facility" means a State psychiatric hospital
29 listed in R.S.30:1-7, a county psychiatric hospital, or a psychiatric
30 unit of a county hospital.

31 v. "Psychiatrist" means a physician who has completed the
32 training requirements of the American Board of Psychiatry and
33 Neurology.

34 w. "Psychiatric unit of a general hospital" means an inpatient
35 unit of a general hospital that restricts its services to the care and
36 treatment of persons with mental illness who are admitted on a
37 voluntary basis.

38 x. "Psychologist" means a person who is licensed as a
39 psychologist by the New Jersey Board of Psychological Examiners.

40 y. "Screening certificate" means a clinical certificate executed
41 by a psychiatrist or other physician affiliated with a screening
42 service.

43 z. "Screening service" means a public or private ambulatory
44 care service, whether or not affiliated with a hospital, designated
45 by the commissioner, which provides mental health services
46 including assessment, emergency, and referral services to persons
47 with mental illness in a specified geographic area.

- 1 aa. "Screening outreach visit" means an evaluation provided by
2 a mental health screener wherever the person may be when
3 clinically relevant information indicates the person may need
4 involuntary commitment to treatment and is unable or unwilling to
5 come to a screening service.
- 6 bb. "Short-term care facility" means an inpatient, community
7 based mental health treatment facility ²[which provides] that is
8 designated to provide² acute care and assessment services to a
9 person with mental illness whose mental illness causes the person to
10 be dangerous to self or dangerous to others or property. A short-
11 term care facility ²[is so designated by the commissioner and]² is
12 authorized ²[by the commissioner]² to serve persons from a
13 specified geographic area ²[. A short-term care facility] ² may be
14 a part of a general hospital or other appropriate health care facility
15 ² and shall meet certificate of need requirements and ²[shall]² be
16 licensed and inspected by the Department of Health [and Senior
17 Services] pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.) [and in
18 accordance with standards developed jointly with the Commissioner
19 of Human Services].
- 20 cc. "Special psychiatric hospital" means a public or private
21 hospital licensed by the Department of Health [and Senior
22 Services] to provide voluntary and involuntary mental health
23 services, including assessment, care, supervision, treatment, and
24 rehabilitation services to persons with mental illness.
- 25 dd. "Treatment team" means one or more persons, including at
26 least one psychiatrist or physician, and may include a psychologist,
27 social worker, nurse, licensed marriage and family therapist, and
28 other appropriate services providers. A treatment team provides
29 mental health services to a patient of a screening service, outpatient
30 treatment provider, or short-term care or psychiatric facility.
- 31 ee. "Voluntary admission" means that an adult with mental
32 illness, whose mental illness causes the person to be dangerous to
33 self or dangerous to others or property and is willing to be admitted
34 to a facility voluntarily for care, needs care at a short-term care or
35 psychiatric facility because other facilities or services are not
36 appropriate or available to meet the person's mental health needs. A
37 person may also be voluntarily admitted to a psychiatric facility if
38 his mental illness presents a substantial likelihood of rapid
39 deterioration in functioning in the near future, there are no
40 appropriate community alternatives available, and the psychiatric
41 facility can admit the person and remain within its rated capacity.
- 42 ff. "County adjuster" means the person appointed pursuant to
43 R.S.30:4-34.
- 44 gg. "Least restrictive environment" means the available setting
45 and form of treatment that appropriately addresses a person's need
46 for care and the need to respond to dangers to the person, others, or

1 property and respects, to the greatest extent practicable, the person's
2 interests in freedom of movement and self-direction.

3 hh. "Outpatient treatment" means clinically appropriate care
4 based on proven or promising treatments directed to wellness and
5 recovery, provided by a member of the patient's treatment team to a
6 person not in need of inpatient treatment. Outpatient treatment may
7 include, but shall not be limited to, day treatment services, case
8 management, residential services, outpatient counseling and
9 psychotherapy, and medication treatment.

10 ii. "Outpatient treatment provider" means a community-based
11 provider, designated as an outpatient treatment provider pursuant to
12 section 8 of P.L.1987, c.116 (C.30:4-27.8), that provides or
13 coordinates the provision of outpatient treatment to persons in need
14 of involuntary commitment to treatment.

15 jj. "Plan of outpatient treatment" means a plan for recovery
16 from mental illness approved by a court pursuant to section 17 of
17 P.L.2009, c.112 (C.30:4-27.15a) that is to be carried out in an
18 outpatient setting and is prepared by an outpatient treatment
19 provider for a patient who has a history of responding to treatment.
20 The plan may include medication as a component of the plan;
21 however, medication shall not be involuntarily administered in an
22 outpatient setting.

23 kk. "Reasonably foreseeable future" means a time frame that
24 may be beyond the immediate or imminent, but not longer than a
25 time frame as to which reasonably certain judgments about a
26 person's likely behavior can be reached.

27 ll. "Geographic area" means a distinct area of the State that is
28 designated by the commissioner to be served by a screening service
29 and may be a county, portion of a county, or multi-county area.

30 (cf: P.L.2009, c.112, s.2)

31

32 2. Section 4 of P.L.1987, c.116 (C.30:4-27.4) is amended to
33 read as follows:

34 4. a. The commissioner, in consultation with the appropriate
35 county mental health board and consistent with the approved county
36 mental health plan, shall designate one or more mental health
37 agencies or facilities in each **【county or multi-county region】**
38 geographic area in the State as a screening service. The
39 commissioner shall so designate an agency or facility only with the
40 approval of the agency's or facility's governing body.

41 b. In designating the screening services, the commissioner shall
42 ensure that screening services are accessible to all persons in the
43 State who need these services **【and】** . To ensure accessibility to
44 mental health services, the commissioner shall accept, on or after
45 the effective date of P.L. , c. (C.) (pending before the
46 Legislature as this bill), an application from a screening service to
47 expand services that are tailored to meet the needs of the persons in
48 its geographic area. The expanded services **【shall】 may¹ include,**

1 but ¹need¹ not be limited to, establishing a satellite program that is
2 situated in a location separate from a screening service and ¹that¹
3 provides services ²[that emphasize] emphasizing² outreach and
4 early intervention.

5 c. The commissioner shall ensure that screening service
6 evaluation is the preferred process for entry into outpatient
7 treatment, short-term care facilities, or psychiatric facilities so that
8 appropriate consideration is given to less restrictive treatment
9 alternatives.

10 (cf: P.L.2009, c.112, s.4)

11

12 3. (New section) The department shall:

13 a. collect, at a minimum, data about the expanded services
14 provided by a screening service pursuant to section 4 of P.L.1987,
15 c.116 (C.30:4-27.4), the utilization of these services, and the
16 services to which individuals were referred, if any, after receiving
17 the expanded services; and

18 b. issue a report, within one year of a screening service
19 expanding its services pursuant to section 4 of P.L.1987, c.116
20 (C.30:4-27.4) and annually thereafter, to the Governor and pursuant
21 to section 2 of P.L.1991, c.164 (C.52:14-19.1) to the Legislature,
22 based on the information collected pursuant to subsection a. of this
23 section. The report shall include a review and analysis of the
24 collected data and any recommendations for improvements to the
25 expanded services.

26

27 4. The Commissioner of ¹[Health] Human Services¹ shall, in
28 accordance with the "Administrative Procedure Act," P.L.1968, c.410
29 (C.52:14B-1 et seq.), adopt any rules and regulations as the
30 commissioner deems necessary to carry out the provisions of this act.

31

32 5. This act shall take effect on the first day of the seventh month
33 next following the date of enactment, except the Commissioner of
34 ¹[Health] Human Services¹ may take any anticipatory administrative
35 action in advance as shall be necessary for the implementation of
36 this act.

37

38

39

40

41 _____
42 Concerns expansion of services provided by DHS mental health
screening services.

SENATE, No. 1032

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED JANUARY 22, 2018

Sponsored by:

Senator JOSEPH F. VITALE

District 19 (Middlesex)

Senator VIN GOPAL

District 11 (Monmouth)

SYNOPSIS

Concerns expansion of services provided by DOH mental health screening services.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/15/2019)

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2 supplementing P.L.1987, c.116.

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8 as follows:

9 2. As used in P.L.1987, c.116 (C.30:4-27.1 et seq.) and P.L.2009,
10 c.112:

11 a. "Chief executive officer" means the person who is the chief
12 administrative officer of an institution or psychiatric facility.

13 b. "Clinical certificate" means a form prepared by the division
14 and approved by the Administrative Office of the Courts, that is
15 completed by the psychiatrist or other physician who has examined the
16 person who is subject to commitment within three days of presenting
17 the person for involuntary commitment to treatment, and which states
18 that the person is in need of involuntary commitment to treatment.
19 The form shall also state the specific facts upon which the examining
20 physician has based his conclusion and shall be certified in accordance
21 with the Rules of the Court. A clinical certificate may not be executed
22 by a person who is a relative by blood or marriage to the person who is
23 being screened.

24 c. "Clinical director" means the person who is designated by the
25 director or chief executive officer to organize and supervise the
26 clinical services provided in a screening service, short-term care or
27 psychiatric facility. The clinical director shall be a psychiatrist **[.]** ;
28 however, those persons currently serving in the capacity will not be
29 affected by this provision. This provision shall not alter any current
30 civil service laws designating the qualifications of such position.

31 d. "Commissioner" means the Commissioner of **[Human**
32 **Services]** Health.

33 e. "County counsel" means the chief legal officer or advisor of
34 the governing body of a county.

35 f. "Court" means the Superior Court or a municipal court.

36 g. "Custody" means the right and responsibility to ensure the
37 provision of care and supervision.

38 h. "Dangerous to self" means that by reason of mental illness the
39 person has threatened or attempted suicide or serious bodily harm, or
40 has behaved in such a manner as to indicate that the person is unable to
41 satisfy his need for nourishment, essential medical care or shelter, so
42 that it is probable that substantial bodily injury, serious physical harm,
43 or death will result within the reasonably foreseeable future; however,
44 no person shall be deemed to be unable to satisfy his need for
45 nourishment, essential medical care, or shelter if he is able to satisfy

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.

- 1 such needs with the supervision and assistance of others who are
2 willing and available. This determination shall take into account a
3 person's history, recent behavior, and any recent act, threat, or serious
4 psychiatric deterioration.
- 5 i. "Dangerous to others or property" means that by reason of
6 mental illness there is a substantial likelihood that the person will
7 inflict serious bodily harm upon another person or cause serious
8 property damage within the reasonably foreseeable future. This
9 determination shall take into account a person's history, recent
10 behavior, and any recent act, threat, or serious psychiatric
11 deterioration.
- 12 j. "Department" means the Department of **Human Services**
13 Health.
- 14 k. "Director" means the chief administrative officer of a screening
15 service, short-term care facility, or special psychiatric hospital.
- 16 l. "Division" means the Division of Mental Health and Addiction
17 Services in the Department of **Human Services** Health.
- 18 m. "In need of involuntary commitment" or "in need of
19 involuntary commitment to treatment" means that an adult with mental
20 illness, whose mental illness causes the person to be dangerous to self
21 or dangerous to others or property and who is unwilling to accept
22 appropriate treatment voluntarily after it has been offered, needs
23 outpatient treatment or inpatient care at a short-term care or psychiatric
24 facility or special psychiatric hospital because other services are not
25 appropriate or available to meet the person's mental health care needs.
- 26 n. "Institution" means any State or county facility providing
27 inpatient care, supervision, and treatment for persons with
28 developmental disabilities; except that with respect to the maintenance
29 provisions of Title 30 of the Revised Statutes, institution also means
30 any psychiatric facility for the treatment of persons with mental
31 illness.
- 32 o. "Mental health agency or facility" means a legal entity which
33 receives funds from the State, county, or federal government to
34 provide mental health services.
- 35 p. "Mental health screener" means a psychiatrist, psychologist,
36 social worker, registered professional nurse, licensed marriage and
37 family therapist, or other individual trained to do outreach only for the
38 purposes of psychological assessment who is employed by a screening
39 service and possesses the license, academic training or experience, as
40 required by the commissioner pursuant to regulation; except that a
41 psychiatrist and a State licensed clinical psychologist who meet the
42 requirements for mental health screener shall not have to comply with
43 any additional requirements adopted by the commissioner.
- 44 q. "Mental hospital" means, for the purposes of the payment and
45 maintenance provisions of Title 30 of the Revised Statutes, a
46 psychiatric facility.
- 47 r. "Mental illness" means a current, substantial disturbance of
48 thought, mood, perception, or orientation which significantly impairs

1 judgment, capacity to control behavior, or capacity to recognize
2 reality, but does not include simple alcohol intoxication, transitory
3 reaction to drug ingestion, organic brain syndrome, or developmental
4 disability unless it results in the severity of impairment described
5 herein. The term mental illness is not limited to "psychosis" or "active
6 psychosis," but shall include all conditions that result in the severity of
7 impairment described herein.

8 s. "Patient" means a person over the age of 18 who has been
9 admitted to, but not discharged from a short-term care or psychiatric
10 facility, or who has been assigned to, but not discharged from an
11 outpatient treatment provider.

12 t. "Physician" means a person who is licensed to practice
13 medicine in any one of the United States or its territories, or the
14 District of Columbia.

15 u. "Psychiatric facility" means a State psychiatric hospital listed
16 in R.S.30:1-7, a county psychiatric hospital, or a psychiatric unit of a
17 county hospital.

18 v. "Psychiatrist" means a physician who has completed the
19 training requirements of the American Board of Psychiatry and
20 Neurology.

21 w. "Psychiatric unit of a general hospital" means an inpatient unit
22 of a general hospital that restricts its services to the care and treatment
23 of persons with mental illness who are admitted on a voluntary basis.

24 x. "Psychologist" means a person who is licensed as a
25 psychologist by the New Jersey Board of Psychological Examiners.

26 y. "Screening certificate" means a clinical certificate executed by
27 a psychiatrist or other physician affiliated with a screening service.

28 z. "Screening service" means a public or private ambulatory care
29 service , whether or not affiliated with a hospital, designated by the
30 commissioner, which provides mental health services including
31 assessment, emergency, and referral services to persons with mental
32 illness in a specified geographic area.

33 aa. "Screening outreach visit" means an evaluation provided by a
34 mental health screener wherever the person may be when clinically
35 relevant information indicates the person may need involuntary
36 commitment to treatment and is unable or unwilling to come to a
37 screening service.

38 bb. "Short-term care facility" means an inpatient, community
39 based mental health treatment facility which provides acute care and
40 assessment services to a person with mental illness whose mental
41 illness causes the person to be dangerous to self or dangerous to others
42 or property. A short-term care facility is so designated by the
43 commissioner and is authorized by the commissioner to serve persons
44 from a specified geographic area. A short-term care facility may be a
45 part of a general hospital or other appropriate health care facility and
46 shall meet certificate of need requirements and shall be licensed and
47 inspected by the Department of Health **【and Senior Services】** pursuant
48 to P.L.1971, c.136 (C.26:2H-1 et seq.) **【and in accordance with**

1 standards developed jointly with the Commissioner of Human
2 Services].

3 cc. "Special psychiatric hospital" means a public or private
4 hospital licensed by the Department of Health [and Senior Services]
5 to provide voluntary and involuntary mental health services, including
6 assessment, care, supervision, treatment, and rehabilitation services to
7 persons with mental illness.

8 dd. "Treatment team" means one or more persons, including at
9 least one psychiatrist or physician, and may include a psychologist,
10 social worker, nurse, licensed marriage and family therapist, and other
11 appropriate services providers. A treatment team provides mental
12 health services to a patient of a screening service, outpatient treatment
13 provider, or short-term care or psychiatric facility.

14 ee. "Voluntary admission" means that an adult with mental illness,
15 whose mental illness causes the person to be dangerous to self or
16 dangerous to others or property and is willing to be admitted to a
17 facility voluntarily for care, needs care at a short-term care or
18 psychiatric facility because other facilities or services are not
19 appropriate or available to meet the person's mental health needs. A
20 person may also be voluntarily admitted to a psychiatric facility if his
21 mental illness presents a substantial likelihood of rapid deterioration in
22 functioning in the near future, there are no appropriate community
23 alternatives available, and the psychiatric facility can admit the person
24 and remain within its rated capacity.

25 ff. "County adjuster" means the person appointed pursuant to
26 R.S.30:4-34.

27 gg. "Least restrictive environment" means the available setting
28 and form of treatment that appropriately addresses a person's need for
29 care and the need to respond to dangers to the person, others,
30 property and respects, to the greatest extent practicable, the person's
31 interests in freedom of movement and self-direction.

32 hh. "Outpatient treatment" means clinically appropriate care based
33 on proven or promising treatments directed to wellness and recovery,
34 provided by a member of the patient's treatment team to a person not
35 in need of inpatient treatment. Outpatient treatment may include, but
36 shall not be limited to, day treatment services, case management,
37 residential services, outpatient counseling and psychotherapy, and
38 medication treatment.

39 ii. "Outpatient treatment provider" means a community-based
40 provider, designated as an outpatient treatment provider pursuant to
41 section 8 of P.L.1987, c.116 (C.30:4-27.8), that provides or
42 coordinates the provision of outpatient treatment to persons in need of
43 involuntary commitment to treatment.

44 jj. "Plan of outpatient treatment" means a plan for recovery from
45 mental illness approved by a court pursuant to section 17 of P.L.2009,
46 c.112 (C.30:4-27.15a) that is to be carried out in an outpatient setting
47 and is prepared by an outpatient treatment provider for a patient who
48 has a history of responding to treatment. The plan may include

1 medication as a component of the plan; however, medication shall not
2 be involuntarily administered in an outpatient setting.

3 kk. "Reasonably foreseeable future" means a time frame that may
4 be beyond the immediate or imminent, but not longer than a time
5 frame as to which reasonably certain judgments about a person's likely
6 behavior can be reached.

7 ll. "Geographic area" means a distinct area of the State that is
8 designated by the commissioner to be served by a screening service
9 and may be a county, portion of a county, or multi-county area.

10 (cf: P.L.2009, c.112, s.2)

11

12 2. Section 4 of P.L.1987, c.116 (C.30:4-27.4) is amended to
13 read as follows:

14 4. a. The commissioner, in consultation with the appropriate
15 county mental health board and consistent with the approved county
16 mental health plan, shall designate one or more mental health
17 agencies or facilities in each **【county or multi-county region】**
18 geographic area in the State as a screening service. The
19 commissioner shall so designate an agency or facility only with the
20 approval of the agency's or facility's governing body.

21 b. In designating the screening services, the commissioner shall
22 ensure that screening services are accessible to all persons in the
23 State who need these services **【and】** . To ensure accessibility to
24 mental health services, the commissioner shall accept, on or after
25 the effective date of P.L. _____, c. _____ (C. _____) (pending before the
26 Legislature as this bill), an application from a screening service to
27 expand services that are tailored to meet the needs of the persons in
28 its geographic area. The expanded services shall include, but not be
29 limited to, establishing a satellite program that is situated in a
30 location separate from a screening service and provides services
31 that emphasize outreach and early intervention.

32 c. The commissioner shall ensure that screening service
33 evaluation is the preferred process for entry into outpatient
34 treatment, short-term care facilities, or psychiatric facilities so that
35 appropriate consideration is given to less restrictive treatment
36 alternatives.

37 (cf: P.L.2009, c.112, s.4)

38

39 3. (New section) The department shall:

40 a. collect, at a minimum, data about the expanded services
41 provided by a screening service pursuant to section 4 of P.L.1987,
42 c.116 (C.30:4-27.4), the utilization of these services, and the
43 services to which individuals were referred, if any, after receiving
44 the expanded services; and

45 b. issue a report, within one year of a screening service
46 expanding its services pursuant to section 4 of P.L.1987, c.116
47 (C.30:4-27.4) and annually thereafter, to the Governor and pursuant
48 to section 2 of P.L.1991, c.164 (C.52:14-19.1) to the Legislature,

1 based on the information collected pursuant to subsection a. of this
2 section. The report shall include a review and analysis of the
3 collected data and any recommendations for improvements to the
4 expanded services.

5

6 4. The Commissioner of Health shall, in accordance with the
7 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.),
8 adopt any rules and regulations as the commissioner deems necessary
9 to carry out the provisions of this act.

10

11 5. This act shall take effect on the first day of the seventh month
12 next following the date of enactment, except the Commissioner of
13 Health may take any anticipatory administrative action in advance as
14 shall be necessary for the implementation of this act.

15

16

17

STATEMENT

18

19 This bill provides for the Commissioner of Health to accept an
20 application from a screening service to provide expanded mental
21 health services. The expanded services would be tailored to meet
22 the needs of the persons in its geographic area and would include,
23 but not be limited to, establishing a satellite program that is situated
24 in a location separate from a screening service and provides
25 services that emphasize outreach and early intervention. Screening
26 services are public or private ambulatory care services that are
27 designated by the commissioner to provide mental health services
28 including assessment, emergency, and referral services to persons
29 with mental illness in a specified geographic area.

30 The bill also requires the Department of Health (DOH) to collect
31 data about the expanded services provided by a screening service,
32 the utilization of the services, and the services to which individuals
33 were referred, if any, after receiving the expanded services. DOH is
34 to issue annual reports, based on the collected data, which would
35 include a review and analysis of the expanded services and any
36 recommendations for improvements.

37 Finally, the bill revises the existing statutory definitions of
38 "mental health screener" and "treatment team" to expressly include
39 a licensed marriage and family therapist, and it revises the existing
40 definition of "screening service" to clarify that a screening service
41 may, but need not be, affiliated with a hospital.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO
SENATE, No. 1032

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 14, 2019

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 1032.

As amended by the committee, this bill provides for the Commissioner of Human Services to accept an application from a screening service to provide expanded mental health services. The expanded services would be tailored to meet the needs of the persons in its geographic area and may include, but need not be limited to, establishing a satellite program that is situated in a location separate from a screening service and provides services that emphasize outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the commissioner to provide mental health services including assessment, emergency, and referral services to persons with mental illness in a specified geographic area.

The amended bill also requires the Department of Human Services (DHS) to collect data about the expanded services provided by a screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. DHS is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill revises the existing statutory definitions of “mental health screener” and “treatment team” to expressly include a licensed marriage and family therapist, and it revises the existing definition of “screening service” to clarify that a screening service may, but need not be, affiliated with a hospital.

COMMITTEE AMENDMENTS:

The committee amendments revise various references to the Department of Health to reflect that the Department of Human Services continues to have authority over the regulation of screening services.

The committee amendments clarify that expanded services approved under the bill may include establishing a separately located satellite program emphasizing outreach and intervention. As introduced, the expanded services would have required the use of a separately located satellite program.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1032

STATE OF NEW JERSEY

DATED: JANUARY 9, 2020

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1032 (1R).

This bill provides for the Commissioner of Human Services to accept an application from a screening service to provide expanded mental health services. The expanded services would be tailored to meet the needs of the persons in its geographic area and may include, but need not be limited to, establishing a satellite program that is situated in a location separate from a screening service and provides services that emphasize outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the commissioner to provide mental health services including assessment, emergency, and referral services to persons with mental illness in a specified geographic area.

The bill also requires the Department of Human Services (DHS) to collect data about the expanded services provided by a screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. DHS is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill revises the existing statutory definitions of “mental health screener” and “treatment team” to expressly include a licensed marriage and family therapist, and it revises the existing definition of “screening service” to clarify that a screening service may, but need not be, affiliated with a hospital.

FISCAL IMPACT:

The Office of Legislative Services (OLS) finds that the bill would lead to an annual State expenditure increase incurred by DHS. The magnitude of the increase would be a result of decisions to be made by the department, which the OLS cannot anticipate.

This bill may raise annual State expenditures if the DHS approves applications to expand State-funded mental health screening services. The amount of any expenditure growth would depend on the demand for and cost of expanded services provided.

The bill may increase annual State costs to collect and report data on the expanded screening services. Some data on screening service utilization are now collected, but are not published in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources or that the DHS may determine that additional staff are necessary.

If local governmental entities were approved by the DHS to receive additional grant funding for the provision of mental health services, affected local governmental entities would experience offsetting indeterminate increases in their annual expenditures and revenues.

STATEMENT TO
[First Reprint]
SENATE, No. 1032

with Assembly Floor Amendments
(Proposed by Assemblyman SCHAER)

ADOPTED: JANUARY 13, 2020

These Assembly amendments make certain technical changes involving grammar and syntax.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 1032

STATE OF NEW JERSEY 218th LEGISLATURE

DATED: JANUARY 14, 2020

SUMMARY

- Synopsis:** Concerns expansion of services provided by DHS mental health screening services.
- Type of Impact:** Annual State expenditure increases. Potential annual revenue and expenditure increases to certain local governments.
- Agencies Affected:** Department of Human Services. Certain local governments.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Increase	Indeterminate
Potential Local Revenue Increase	Indeterminate
Potential Local Expenditure Increase	Indeterminate

- The Office of Legislative Services (OLS) finds that the bill would lead to an annual State expenditure increase incurred by the Department of Human Services (DHS). The magnitude of the increase would be a result of decisions to be made by the department, which the OLS cannot anticipate.
- This bill may raise annual State expenditures if the DHS approves applications to expand State-funded mental health screening services. The amount of any expenditure growth would depend on the demand for and cost of expanded services provided.
- The bill may increase annual State costs to collect and report data on the expanded screening services. Some data on screening service utilization are now collected, but are not published in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources or that the DHS may determine that additional staff are necessary.
- If local governmental entities were approved by the DHS to receive additional grant funding for the provision of mental health services, affected local governmental entities would experience offsetting indeterminate increases in their annual expenditures and revenues.

BILL DESCRIPTION

This bill requires the DHS to accept applications from mental health screening services to provide expanded mental health services that are tailored to meet the needs of the persons in a screening service's geographic area. Expanded services may include establishing a satellite program that is situated in a location separate from a screening service and that provides services emphasizing outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the DHS to provide mental health services, including assessment, emergency, and referral services to persons with mental illness in a specified geographic area.

The bill also requires the DHS to collect data about the expanded services provided by a screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. The DHS is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill expressly includes licensed marriage and family therapists as professionals who may perform mental health screening services and be part of treatment teams.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS anticipates that the bill would lead to an indeterminate annual State expenditure increase whose magnitude would be a result of decisions to be made by the DHS.

The bill may raise annual State expenditures if the DHS approves applications to expand State-funded mental health screening services. The expanded services described by the bill appear to resemble the services provided through Early Intervention and Support Services (EISS) programs, which are currently operating in 11 counties. During the FY 2018 budget process, the DHS estimated that the expansion of the EISS program would cost about \$1 million per county.¹ It is possible that the department may allocate a similar amount of funding for each program expansion authorized under the bill. The OLS has no information on which of the existing screening services may apply to the DHS to provide the expanded services contemplated by the bill.

The bill may also increase annual State costs to collect and report data on the expanded screening services. The department currently collects data on screening service utilization, but does not publish the data in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources or that the department may determine that additional staff are necessary. Such costs would depend on the resources that the DHS would allocate to this purpose, which the OLS cannot independently estimate.

If local governmental entities were approved by the DHS to receive additional grant funding for the provision of mental health services, affected local governmental entities would experience largely offsetting indeterminate increases in their annual expenditures and revenues.

¹ Page 8, https://www.njleg.state.nj.us/legislativepub/budget_2018/DHS_response.pdf

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY, No. 2389

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED FEBRUARY 1, 2018

Sponsored by:

Assemblyman GARY S. SCHAER

District 36 (Bergen and Passaic)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

Assemblyman ANTHONY S. VERRELLI

District 15 (Hunterdon and Mercer)

Co-Sponsored by:

Assemblyman Karabinchak

SYNOPSIS

Concerns expansion of services provided by DOH mental health screening services.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/15/2019)

1 AN ACT concerning screening services and amending and
2 supplementing P.L.1987, c.116.

3

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

6

7 1. Section 2 of P.L.1987, c.116 (C.30:4-27.2) is amended to read
8 as follows:

9 2. As used in P.L.1987, c.116 (C.30:4-27.1 et seq.) and P.L.2009,
10 c.112:

11 a. "Chief executive officer" means the person who is the chief
12 administrative officer of an institution or psychiatric facility.

13 b. "Clinical certificate" means a form prepared by the division
14 and approved by the Administrative Office of the Courts, that is
15 completed by the psychiatrist or other physician who has examined the
16 person who is subject to commitment within three days of presenting
17 the person for involuntary commitment to treatment, and which states
18 that the person is in need of involuntary commitment to treatment.
19 The form shall also state the specific facts upon which the examining
20 physician has based his conclusion and shall be certified in accordance
21 with the Rules of the Court. A clinical certificate may not be executed
22 by a person who is a relative by blood or marriage to the person who is
23 being screened.

24 c. "Clinical director" means the person who is designated by the
25 director or chief executive officer to organize and supervise the
26 clinical services provided in a screening service, short-term care or
27 psychiatric facility. The clinical director shall be a psychiatrist **[.]** ;
28 however, those persons currently serving in the capacity will not be
29 affected by this provision. This provision shall not alter any current
30 civil service laws designating the qualifications of such position.

31 d. "Commissioner" means the Commissioner of **[Human**
32 **Services]** Health.

33 e. "County counsel" means the chief legal officer or advisor of
34 the governing body of a county.

35 f. "Court" means the Superior Court or a municipal court.

36 g. "Custody" means the right and responsibility to ensure the
37 provision of care and supervision.

38 h. "Dangerous to self" means that by reason of mental illness the
39 person has threatened or attempted suicide or serious bodily harm, or
40 has behaved in such a manner as to indicate that the person is unable to
41 satisfy his need for nourishment, essential medical care or shelter, so
42 that it is probable that substantial bodily injury, serious physical harm,
43 or death will result within the reasonably foreseeable future; however,
44 no person shall be deemed to be unable to satisfy his need for
45 nourishment, essential medical care, or shelter if he is able to satisfy

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.

- 1 such needs with the supervision and assistance of others who are
2 willing and available. This determination shall take into account a
3 person's history, recent behavior, and any recent act, threat, or serious
4 psychiatric deterioration.
- 5 i. "Dangerous to others or property" means that by reason of
6 mental illness there is a substantial likelihood that the person will
7 inflict serious bodily harm upon another person or cause serious
8 property damage within the reasonably foreseeable future. This
9 determination shall take into account a person's history, recent
10 behavior, and any recent act, threat, or serious psychiatric
11 deterioration.
- 12 j. "Department" means the Department of **Human Services**
13 Health.
- 14 k. "Director" means the chief administrative officer of a screening
15 service, short-term care facility, or special psychiatric hospital.
- 16 l. "Division" means the Division of Mental Health and Addiction
17 Services in the Department of **Human Services** Health.
- 18 m. "In need of involuntary commitment" or "in need of
19 involuntary commitment to treatment" means that an adult with mental
20 illness, whose mental illness causes the person to be dangerous to self
21 or dangerous to others or property and who is unwilling to accept
22 appropriate treatment voluntarily after it has been offered, needs
23 outpatient treatment or inpatient care at a short-term care or psychiatric
24 facility or special psychiatric hospital because other services are not
25 appropriate or available to meet the person's mental health care needs.
- 26 n. "Institution" means any State or county facility providing
27 inpatient care, supervision, and treatment for persons with
28 developmental disabilities; except that with respect to the maintenance
29 provisions of Title 30 of the Revised Statutes, institution also means
30 any psychiatric facility for the treatment of persons with mental
31 illness.
- 32 o. "Mental health agency or facility" means a legal entity which
33 receives funds from the State, county, or federal government to
34 provide mental health services.
- 35 p. "Mental health screener" means a psychiatrist, psychologist,
36 social worker, registered professional nurse, licensed marriage and
37 family therapist, or other individual trained to do outreach only for
38 the purposes of psychological assessment who is employed by a
39 screening service and possesses the license, academic training or
40 experience, as required by the commissioner pursuant to regulation;
41 except that a psychiatrist and a State licensed clinical psychologist
42 who meet the requirements for mental health screener shall not have to
43 comply with any additional requirements adopted by the
44 commissioner.
- 45 q. "Mental hospital" means, for the purposes of the payment and
46 maintenance provisions of Title 30 of the Revised Statutes, a
47 psychiatric facility.

- 1 r. "Mental illness" means a current, substantial disturbance of
2 thought, mood, perception, or orientation which significantly impairs
3 judgment, capacity to control behavior, or capacity to recognize
4 reality, but does not include simple alcohol intoxication, transitory
5 reaction to drug ingestion, organic brain syndrome, or developmental
6 disability unless it results in the severity of impairment described
7 herein. The term mental illness is not limited to "psychosis" or "active
8 psychosis," but shall include all conditions that result in the severity of
9 impairment described herein.
- 10 s. "Patient" means a person over the age of 18 who has been
11 admitted to, but not discharged from a short-term care or psychiatric
12 facility, or who has been assigned to, but not discharged from an
13 outpatient treatment provider.
- 14 t. "Physician" means a person who is licensed to practice
15 medicine in any one of the United States or its territories, or the
16 District of Columbia.
- 17 u. "Psychiatric facility" means a State psychiatric hospital listed
18 in R.S.30:1-7, a county psychiatric hospital, or a psychiatric unit of a
19 county hospital.
- 20 v. "Psychiatrist" means a physician who has completed the
21 training requirements of the American Board of Psychiatry and
22 Neurology.
- 23 w. "Psychiatric unit of a general hospital" means an inpatient unit
24 of a general hospital that restricts its services to the care and treatment
25 of persons with mental illness who are admitted on a voluntary basis.
- 26 x. "Psychologist" means a person who is licensed as a
27 psychologist by the New Jersey Board of Psychological Examiners.
- 28 y. "Screening certificate" means a clinical certificate executed by
29 a psychiatrist or other physician affiliated with a screening service.
- 30 z. "Screening service" means a public or private ambulatory care
31 service, whether or not affiliated with a hospital, designated by the
32 commissioner, which provides mental health services including
33 assessment, emergency, and referral services to persons with mental
34 illness in a specified geographic area.
- 35 aa. "Screening outreach visit" means an evaluation provided by a
36 mental health screener wherever the person may be when clinically
37 relevant information indicates the person may need involuntary
38 commitment to treatment and is unable or unwilling to come to a
39 screening service.
- 40 bb. "Short-term care facility" means an inpatient, community based
41 mental health treatment facility which provides acute care and
42 assessment services to a person with mental illness whose mental
43 illness causes the person to be dangerous to self or dangerous to others
44 or property. A short-term care facility is so designated by the
45 commissioner and is authorized by the commissioner to serve persons
46 from a specified geographic area. A short-term care facility may be a
47 part of a general hospital or other appropriate health care facility and
48 shall meet certificate of need requirements and shall be licensed and

1 inspected by the Department of Health **【and Senior Services】** pursuant
2 to P.L.1971, c.136 (C.26:2H-1 et seq.) **【and in accordance with**
3 **standards developed jointly with the Commissioner of Human**
4 **Services】**.

5 cc. "Special psychiatric hospital" means a public or private
6 hospital licensed by the Department of Health **【and Senior Services】**
7 to provide voluntary and involuntary mental health services, including
8 assessment, care, supervision, treatment, and rehabilitation services to
9 persons with mental illness.

10 dd. "Treatment team" means one or more persons, including at
11 least one psychiatrist or physician, and may include a psychologist,
12 social worker, nurse, licensed marriage and family therapist, and other
13 appropriate services providers. A treatment team provides mental
14 health services to a patient of a screening service, outpatient treatment
15 provider, or short-term care or psychiatric facility.

16 ee. "Voluntary admission" means that an adult with mental illness,
17 whose mental illness causes the person to be dangerous to self or
18 dangerous to others or property and is willing to be admitted to a
19 facility voluntarily for care, needs care at a short-term care or
20 psychiatric facility because other facilities or services are not
21 appropriate or available to meet the person's mental health needs. A
22 person may also be voluntarily admitted to a psychiatric facility if his
23 mental illness presents a substantial likelihood of rapid deterioration in
24 functioning in the near future, there are no appropriate community
25 alternatives available, and the psychiatric facility can admit the person
26 and remain within its rated capacity.

27 ff. "County adjuster" means the person appointed pursuant to
28 R.S.30:4-34.

29 gg. "Least restrictive environment" means the available setting and
30 form of treatment that appropriately addresses a person's need for care
31 and the need to respond to dangers to the person, others, or property
32 and respects, to the greatest extent practicable, the person's interests in
33 freedom of movement and self-direction.

34 hh. "Outpatient treatment" means clinically appropriate care based
35 on proven or promising treatments directed to wellness and recovery,
36 provided by a member of the patient's treatment team to a person not
37 in need of inpatient treatment. Outpatient treatment may include, but
38 shall not be limited to, day treatment services, case management,
39 residential services, outpatient counseling and psychotherapy, and
40 medication treatment.

41 ii. "Outpatient treatment provider" means a community-based
42 provider, designated as an outpatient treatment provider pursuant to
43 section 8 of P.L.1987, c.116 (C.30:4-27.8), that provides or
44 coordinates the provision of outpatient treatment to persons in need of
45 involuntary commitment to treatment.

46 jj. "Plan of outpatient treatment" means a plan for recovery from
47 mental illness approved by a court pursuant to section 17 of P.L.2009,
48 c.112 (C.30:4-27.15a) that is to be carried out in an outpatient setting

1 and is prepared by an outpatient treatment provider for a patient who
2 has a history of responding to treatment. The plan may include
3 medication as a component of the plan; however, medication shall not
4 be involuntarily administered in an outpatient setting.

5 kk. "Reasonably foreseeable future" means a time frame that may
6 be beyond the immediate or imminent, but not longer than a time
7 frame as to which reasonably certain judgments about a person's likely
8 behavior can be reached.

9 ll. "Geographic area" means a distinct area of the State that is
10 designated by the commissioner to be served by a screening service
11 and may be a county, portion of a county, or multi-county area.

12 (cf: P.L.2009, c.112, s.2)

13
14 2. Section 4 of P.L.1987, c.116 (C.30:4-27.4) is amended to
15 read as follows:

16 4. a. The commissioner, in consultation with the appropriate
17 county mental health board and consistent with the approved county
18 mental health plan, shall designate one or more mental health
19 agencies or facilities in each **【county or multi-county region】**
20 geographic area in the State as a screening service. The
21 commissioner shall so designate an agency or facility only with the
22 approval of the agency's or facility's governing body.

23 b. In designating the screening services, the commissioner shall
24 ensure that screening services are accessible to all persons in the
25 State who need these services **【and】** . To ensure accessibility to
26 mental health services, the commissioner shall accept, on or after
27 the effective date of P.L. , c. (C.) (pending before the
28 Legislature as this bill), an application from a screening service to
29 expand services that are tailored to meet the needs of the persons in
30 its geographic area. The expanded services shall include, but not be
31 limited to, establishing a satellite program that is situated in a
32 location separate from a screening service and provides services
33 that emphasize outreach and early intervention.

34 c. The commissioner shall ensure that screening service
35 evaluation is the preferred process for entry into outpatient
36 treatment, short-term care facilities, or psychiatric facilities so that
37 appropriate consideration is given to less restrictive treatment
38 alternatives.

39 (cf: P.L.2009, c.112, s.4)

40
41 3. (New section) The department shall:

42 a. collect, at a minimum, data about the expanded services
43 provided by a screening service pursuant to section 4 of P.L.1987,
44 c.116 (C.30:4-27.4), the utilization of these services, and the
45 services to which individuals were referred, if any, after receiving
46 the expanded services; and

47 b. issue a report, within one year of a screening service
48 expanding its services pursuant to section 4 of P.L.1987, c.116

1 (C.30:4-27.4) and annually thereafter, to the Governor and pursuant
2 to section 2 of P.L.1991, c.164 (C.52:14-19.1) to the Legislature,
3 based on the information collected pursuant to subsection a. of this
4 section. The report shall include a review and analysis of the
5 collected data and any recommendations for improvements to the
6 expanded services.

7
8 4. The Commissioner of Health shall, in accordance with the
9 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.),
10 adopt any rules and regulations as the commissioner deems necessary
11 to carry out the provisions of this act.

12
13 5. This act shall take effect on the first day of the seventh month
14 next following the date of enactment, except the Commissioner of
15 Health may take any anticipatory administrative action in advance as
16 shall be necessary for the implementation of this act.

17
18
19 STATEMENT

20
21 This bill provides for the Commissioner of Health to accept an
22 application from a screening service to provide expanded mental
23 health services. The expanded services would be tailored to meet
24 the needs of the persons in its geographic area and would include,
25 but not be limited to, establishing a satellite program that is situated
26 in a location separate from a screening service and provides
27 services that emphasize outreach and early intervention. Screening
28 services are public or private ambulatory care services that are
29 designated by the commissioner to provide mental health services
30 including assessment, emergency, and referral services to persons
31 with mental illness in a specified geographic area.

32 The bill also requires the Department of Health (DOH) to collect
33 data about the expanded services provided by a screening service,
34 the utilization of the services, and the services to which individuals
35 were referred, if any, after receiving the expanded services. DOH is
36 to issue annual reports, based on the collected data, which would
37 include a review and analysis of the expanded services and any
38 recommendations for improvements.

39 Finally, the bill revises the existing statutory definitions of
40 "mental health screener" and "treatment team" to expressly include
41 a licensed marriage and family therapist, and it revises the existing
42 definition of "screening service" to clarify that a screening service
43 may, but need not be, affiliated with a hospital.

ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2389

STATE OF NEW JERSEY

DATED: OCTOBER 18, 2018

The Assembly Human Services Committee reports favorably Assembly Bill No. 2389.

This bill provides for the Commissioner of Health to authorize a screening service to provide expanded mental health services, which are tailored to meet the needs of the persons in its geographic area. A screening service is a public or private ambulatory care service that is designated by the commissioner to provide mental health services, including assessment, emergency, and referral services, to persons with mental illness in a specified geographic area. Expanded services authorized under the bill would include, but need not be limited to, the establishment of a satellite program that is situated in a location separate from a screening service, and which provides services emphasizing outreach and early intervention.

The bill also requires the Department of Health (DOH) to collect data on: the expanded services that are provided by each screening service; the utilization of those services; and the services to which individuals were referred, if any, after receiving the expanded services. DOH is to issue annual reports, based on the collected data, which are to include a review and analysis of the expanded services and recommendations for improvements.

Finally, the bill revises the existing statutory definitions of “mental health screener” and “treatment team” to expressly include a licensed marriage and family therapist, and it revises the existing definition of “screening service” to clarify that a screening service may, but need not be, affiliated with a hospital.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2389

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 6, 2020

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2389, with committee amendments.

As amended by the committee, this bill provides for the Commissioner of Human Services to accept an application from a designated screening service to provide expanded mental health services. The expanded services would be tailored to meet the needs of the persons in the screening service's geographic area, and may include, but need not be limited to, the establishment of a satellite program that is situated in a location separate from the screening service and that provides services emphasizing outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the commissioner to provide mental health services, including assessment, emergency, and referral services, to persons with mental illness in a specified geographic area.

The bill also requires the Department of Human Services (DHS) to collect data about the expanded services provided by a designated screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. The DHS is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill revises the existing statutory definitions of "mental health screener" and "treatment team" to expressly include a licensed marriage and family therapist, and revises the existing definition of "screening service" to clarify that a screening service may, but need not, be affiliated with a hospital.

COMMITTEE AMENDMENTS:

The committee amended the bill to clarify that the expanded services authorized under the bill may, but need not, include the establishment of a satellite program. The committee also amended the bill to: 1) properly reference the authority of the Department and Commissioner of Human Services and the Department and Commissioner of Health in relation to the regulation of mental health screening services and the licensure of short-term care facilities, as necessary to conform to the division of authority delineated under

Reorganization Plan 001-2018 (Murphy); and 2) properly identify the Department of Human Services as the department in which the Division of Mental Health and Addiction Services is allocated, as provided by Reorganization Plan 001-2018.

FISCAL IMPACT:

The Office of Legislative Services (OLS) finds that that the bill would lead to an expenditure increase within the Department of Human Services (DHS), but the magnitude of the increase will be a result of decisions made by the Commissioner of Human Services, and cannot be independently estimated by the OLS. Specifically, the bill may lead to an expenditure increase to fund the expansion of services provided pursuant to applications that must be approved under the bill. Expenditures would depend on the number of applications submitted and the demand for and cost of expanded services provided.

The bill may also increase State costs to collect and report data on the expanded screening services. Some data on screening service utilization is now collected, but is not published in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources, or that the DHS may determine that additional staff are necessary.

LEGISLATIVE FISCAL ESTIMATE
ASSEMBLY, No. 2389
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: DECEMBER 20, 2019

SUMMARY

Synopsis: Concerns expansion of services provided by DOH mental health screening services.

Type of Impact: State Expenditure Increase.

Agencies Affected: Division of Mental Health and Addiction Services, Department of Human Services.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual Impact</u>
State Cost Increase	Indeterminate

- The Office of Legislative Services (OLS) notes that this fiscal estimate assumes that the Division of Mental Health and Addiction Services (DMHAS) in the Department of Human Services (DHS) will implement the bill’s provisions as a result of the transfer of the DMHAS from the Department of Health (DOH) to DHS per Reorganization Plan No. 001-2018.
- The OLS finds that that the bill would lead to an expenditure increase, but the magnitude of the increase will be a result of decisions made by the Commissioner of Human Services, and cannot be independently estimated by the OLS.
- This legislation may lead to an expenditure increase to fund the expansion of services provided pursuant to applications that must be approved under the bill. Expenditures would depend on the number of applications submitted and the demand for and cost of expanded services provided.
- The bill may also increase State costs to collect and report data on the expanded screening services. Some data on screening service utilization is now collected, but is not published in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources, or that the DHS may determine that additional staff are necessary.

BILL DESCRIPTION

This bill provides for the Commissioner of Health to accept an application from a screening service to provide expanded mental health services that are tailored to meet the needs of the persons in the screening service's geographic area. Expanded services are to include, but need not be limited to, establishing a satellite program that is situated in a location separate from a screening service and which provides services that emphasize outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the commissioner to provide mental health services including assessment, emergency, and referral services to persons with mental illness in a specified geographic area.

The bill also requires the DOH to collect data about the expanded services provided by a screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. The DOH is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill revises the existing statutory definitions of "mental health screener" and "treatment team" to expressly include a licensed marriage and family therapist, and it revises the existing definition of "screening service" to clarify that a screening service may, but need not be, affiliated with a hospital.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS notes that this fiscal estimate assumes that the Division of Mental Health and Addiction Services in the DHS will implement the bill's provisions as a result of the transfer of the DMHAS from the DOH to DHS per Reorganization Plan No. 001-2018.

The OLS anticipates that the bill would lead to an expenditure increase, but the magnitude of the increase will be determined by the decisions made by the Commissioner of Human Services and cannot be independently estimated by the OLS.

The bill requires that the department accept an application from a screening service to provide expanded mental health services. The expanded services described by the bill appear to resemble the services provided through Early Intervention and Support Services (EISS) programs, which are currently operating in 11 counties. During the FY 2018 budget process the DHS stated that the annual cost of each of the eleven EISS programs and estimated that the expansion of the program would cost approximately \$1 million per county.¹ It is possible that the department may allocate a similar amount of funding for each program expansion authorized under the bill. The OLS has no information on which of the existing screening services may apply to the DHS to provide the expanded services contemplated by the bill.

The bill may also increase State costs to collect and report data on the expanded screening services. The department currently collects data on screening service utilization, but does not publish the data in a report as envisioned by the bill. It is possible that this task could be

¹ Page 8, https://www.njleg.state.nj.us/legislativepub/budget_2018/DHS_response.pdf

accomplished with existing staff resources, or that the department may determine that additional staff are necessary. Such costs would depend on the resources that the DHS allocates to this purpose, and cannot be independently estimated by the OLS.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 2389

STATE OF NEW JERSEY 218th LEGISLATURE

DATED: JANUARY 14, 2020

SUMMARY

- Synopsis:** Concerns expansion of services provided by DHS mental health screening services.
- Type of Impact:** Annual State expenditure increases. Potential annual revenue and expenditure increases to certain local governments.
- Agencies Affected:** Department of Human Services. Certain local governments.

Office of Legislative Services Estimate

Fiscal Impact	Annual
State Expenditure Increase	Indeterminate
Potential Local Revenue Increase	Indeterminate
Potential Local Expenditure Increase	Indeterminate

- The Office of Legislative Services (OLS) finds that the bill would lead to an annual State expenditure increase incurred by the Department of Human Services (DHS). The magnitude of the increase would be a result of decisions to be made by the department, which the OLS cannot anticipate.
- This bill may raise annual State expenditures if the DHS approves applications to expand State-funded mental health screening services. The amount of any expenditure growth would depend on the demand for and cost of expanded services provided.
- The bill may increase annual State costs to collect and report data on the expanded screening services. Some data on screening service utilization are now collected, but are not published in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources or that the DHS may determine that additional staff are necessary.
- If local governmental entities were approved by the DHS to receive additional grant funding for the provision of mental health services, affected local governmental entities would experience offsetting indeterminate increases in their annual expenditures and revenues.

BILL DESCRIPTION

This bill requires the DHS to accept applications from mental health screening services to provide expanded mental health services that are tailored to meet the needs of the persons in a screening service's geographic area. Expanded services may include establishing a satellite program that is situated in a location separate from a screening service and that provides services emphasizing outreach and early intervention. Screening services are public or private ambulatory care services that are designated by the DHS to provide mental health services, including assessment, emergency, and referral services to persons with mental illness in a specified geographic area.

The bill also requires the DHS to collect data about the expanded services provided by a screening service, the utilization of the services, and the services to which individuals were referred, if any, after receiving the expanded services. The DHS is to issue annual reports, based on the collected data, which would include a review and analysis of the expanded services and any recommendations for improvements.

Finally, the bill expressly includes licensed marriage and family therapists as professionals who may perform mental health screening services and be part of treatment teams.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS anticipates that the bill would lead to an indeterminate annual State expenditure increase whose magnitude would be a result of decisions to be made by the DHS.

The bill may raise annual State expenditures if the DHS approves applications to expand State-funded mental health screening services. The expanded services described by the bill appear to resemble the services provided through Early Intervention and Support Services (EISS) programs, which are currently operating in 11 counties. During the FY 2018 budget process, the DHS estimated that the expansion of the EISS program would cost about \$1 million per county.¹ It is possible that the department may allocate a similar amount of funding for each program expansion authorized under the bill. The OLS has no information on which of the existing screening services may apply to the DHS to provide the expanded services contemplated by the bill.

The bill may also increase annual State costs to collect and report data on the expanded screening services. The department currently collects data on screening service utilization, but does not publish the data in a report as envisioned by the bill. It is possible that this task could be accomplished with existing staff resources or that the department may determine that additional staff are necessary. Such costs would depend on the resources that the DHS would allocate to this purpose, which the OLS cannot independently estimate.

If local governmental entities were approved by the DHS to receive additional grant funding for the provision of mental health services, affected local governmental entities would experience largely offsetting indeterminate increases in their annual expenditures and revenues.

¹ Page 8, https://www.njleg.state.nj.us/legislativepub/budget_2018/DHS_response.pdf

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

Governor Murphy Takes Action on Legislation

01/21/2020

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

S-62/A-2478 (Singleton, Oroho/DeAngelo, Houghtaling, Space) – Requires certain contractors to register under "The Public Works Contractor Registration Act"

S-358/A-4587 (Rice/Sumter, Reynolds-Jackson) – Establishes database with certain information about individuals elected to public office in this State

S-376/A-3839 (Madden, Gopal/Moriarty, Lagana, Mukherji, Murphy) – Eliminates eligibility time limit on tuition benefits for spouses of certain public safety workers killed in performance of their duties

S-497/A-4626 (Vitale, Madden/Mosquera, McKnight, Vainieri Huttle) – Allows certain prior statements by children to be admitted into evidence in child abuse and termination of parental rights cases

S-498/ACS for A-3391 (Vitale, Oroho/DeCroce, Johnson, DiMaso) – Makes various changes to "Criminal Injuries Compensation Act of 1971"

S-521/A-4378 (T. Kean, C.A. Brown, Pou, Ruiz/Caputo, Mukherji, Vainieri Huttle) – Requires NJ State Council on Arts to establish "Artist District" designation and select certain municipalities or areas within municipalities for such designation

S-589/ACS for A-422 (Weinberg/Mosquera, Jones, Moriarty) – Requires Secretary of State to establish secure Internet website for online voter registration; authorizes use of digitized signatures from New Jersey Motor Vehicle Commission's database

S-700/A-3836 (Ruiz, Cunningham/Schaer, Mukherji, Jasey) – "Higher Education Citizenship Equality Act"; defines domicile for dependent students for purpose of eligibility for State student grants and scholarships, and resident tuition rate

S-721/A-1751 (Greenstein, Cunningham, Diegnan/Quijano, Benson) – Authorizes use of certain electric school buses

S-758/A-1987 (Cunningham, Cruz-Perez/Sumter, Mukherji, Quijano) – Requires incarcerated individual from State to be counted at residential address for legislative redistricting purposes

S-765/A-541 (Cunningham, T. Kean, Ruiz/Mazzeo, Jasey, Vainieri Huttle, Sumter, Benson) – Prohibits Higher Education Student Assistance Authority from referring defaulted loans under New Jersey College Loans to Assist State Students (NJCLASS) Loan Program for certain actions if authority and borrower have entered into settlement agreement

S-782/A-1110 (Sarlo, Scutari/Downey, Houghtaling, Dancer) – Increases workers' compensation for loss of hand or foot

S-834 wGR/A-4186 (Scutari, Greenstein/Jones, Pintor Marin) – Prohibits resale of non-prescription diabetes test devices by pharmacists

S-939/A-3331 (Pou/Vainieri Huttle, Lopez, McKnight) – Requires forms and materials for individuals with developmental disabilities to be available in languages other than English

S-974/A-3040 (Singleton, T. Kean/Vainieri Huttle, Timberlake, Mosquera) – Requires newborn infants be screened for spinal muscular atrophy

- S-1032/A-2389 (Vitale, Gopal/Schaer, Benson, Verrelli)** – Concerns expansion of services provided by DHS mental health screening services
- S-1146/A-2365 (Codey, Rice/Vainieri Huttle, Mukherji, Downey)** – Requires hospital patient's medical record to include notation if patient is at increased risk of confusion, agitation, behavioral problems, and wandering due to dementia related disorder
- S-1298/ACS for A-2972 (A.M. Bucco, Singleton/Mazzeo, Dunn, Space)** – Permits municipalities to provide information on property tax bills concerning amount of local tax dollars saved through shared services
- S-1318/A-3156 (Ruiz, Scutari/Lampitt, Mosquera)** – Permits counties and non-governmental, community-based agencies to establish family justice centers which provide coordinated, multi-agency governmental and non-governmental assistance to victims of certain crimes and offenses, including domestic violence, and their family members
- S-1505/A-1707 (Vitale/Vainieri Huttle, Lampitt, Benson, Mosquera)** – Expands membership of NJ Task Force on Child Abuse and Neglect
- S-1647/A-3181 (Diegnan, Codey/Conaway, Vainieri Huttle, Benson, Murphy)** – Prohibits use of coupons, price rebates, and price reduction promotions in sales of tobacco and vapor products
- S-1683/A-4267 (Smith, Greenstein/McKeon, Space, Wirths)** – Concerns regulation of solid waste, hazardous waste, and soil and fill recycling industries
- S-1703/A-715 (Connors, Holzapfel/Gove, Rumpf, DiMaso)** – Exempts disabled veterans from beach buggy permit fees
- S-1791/A-3414 (Weinberg/Johnson, Vainieri Huttle, Houghtaling)** – Requires employers to disclose certain wage information to employees
- S-1796/A-4693 (Addiego, Sweeney/Murphy)** – Permits school district of residence to provide aid in-lieu-of transportation to pupil attending Marine Academy of Science and Technology provided certain conditions are met
- S-1832/A-211 (Ruiz, Sarlo/Chiaravalloti, Zwicker, Pintor Marin)** – Establishes loan redemption program and tuition reimbursement program for certain teachers of science, technology, engineering, and mathematics
- S-2267/A-3616 (Sweeney, Corrado/Burzichelli, Holley, Calabrese)** – Gives State lottery winners option of remaining anonymous indefinitely
- S-2303/A-4843 (Sweeney, Ruiz, Cunningham/Wimberly, Karabinchak, Calabrese)** – Requires establishment of Work and Learn Consortiums by certain educational institutions to establish certificate and degree programs identified in high labor-demand industries
- S-2389 wGR/A-5449 (Singleton/Quijano, Downey, Houghtaling, Moriarty)** – Requires New Jersey State Board of Pharmacy to establish prescription drug pricing disclosure website and certain pharmaceutical manufacturing companies to provide prescription drug price information
- S-2428/A-4965 (Scutari/Quijano, Vainieri Huttle)** – Requires that massage and bodywork therapists and employers carry professional liability insurance
- S-2469/A-3745 (Singleton, Oroho/Wirths, Mazzeo, Space)** – Prohibits person from contracting for public work if person is federally debarred from receiving federal contract
- S-2511/A-4020 (Madden/Mazzeo, Murphy, Johnson)** – Changes title of DEP "conservation officer" to "conservation police officer"
- S-2521/A-4087 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Requires reporting of inmate abuse by employees of State correctional facilities and establishes reporting and investigation program
- S-2522/A-4090 (Cryan, Greenstein/Vainieri Huttle, Lopez, Timberlake)** – Limits cross gender strip searches in

State correctional facilities

S-2532/A-4086 (Greenstein, Cruz-Perez/Vainieri Huttle, Lopez, Timberlake) – Requires correctional police officers receive 20 hours in-service training, including four hours in prevention of sexual misconduct, non-fraternization, and manipulation

S-2555/A-3990 (Gopal, Ruiz/Mukherji, Benson, Karabinchak) – Allows dependent students whose parents or guardians hold H-1B visas to qualify for in-State tuition at public institutions of higher education provided they meet certain criteria

S-2564/A-3519 (Turner, Singleton/Benson, McKnight, Jasey) – Establishes "Restorative Justice in Education Pilot Program" in Department of Education

SCS for S-2599/ACS for A-1268 (Bateman, Beach/Tucker, Conaway, Lampitt, Quijano) – Authorizes veterans' property tax exemption and veterans' property tax deduction for honorably discharged veterans of United States Armed Forces who did not serve in time of war or other emergency

S-2826/A-3274 (Greenstein/Vainieri Huttle, Dancer, Benson) – Requires institutions of higher education to offer cats and dogs no longer used for educational, research, or scientific purposes for adoption; designated the "Homes for Animal Heroes Act"

S-2849/A-4590 (A.M. Bucco/DiMaio, Caputo, Dunn) – Designates Seeing Eye® dog as State Dog

S-3036/A-1697 (Lagana, Scutari/Dancer, Downey) – Prohibits medical providers from reporting certain workers' compensation medical charges to collection and credit reporting agencies

S-3061/A-4603 (Ruiz, Greenstein/Lampitt, Mukherji, Benson) – Provides corporation business tax and gross income tax credits for businesses that participate in DOL registered apprenticeship programs; establishes grant program for tax-exempt organizations participating in DOL registered apprenticeship programs

S-3065/A-4657 (Ruiz, Singleton/Armato, Benson, Timberlake) – Establishes youth apprenticeship pilot program in Department of Education

S-3067/A-4602 (Ruiz, Singleton/Lampitt, Reynolds-Jackson, Sumter) – Establishes five year Apprentice Assistance and Support Services Pilot Program

S-3116/A-4683 (Ruiz/Speight, Munoz, Tucker) – Requires certain medical facilities to undertake end-of-life planning and training

S-3117/A-4685 (Ruiz/Speight, Pinkin, Munoz) – Requires emergency departments to take certain measures concerning palliative care for patients

S-3126/A-4107 (Gopal/Benson, DeCroce, Chiaravalloti) – Requires drivers to stop at railroad crossing when on-track equipment is approaching railroad crossing

S-3170/A-5145 (Cryan, Pou/Quijano, Milam, Land) – Increases prenotification time and requires severance pay in certain plant closings, transfers, and mass layoffs

S-3227/A-5261 (Gopal/Tully, Pinkin, Swain) – Requires restaurants to post signs advising customers to notify servers of food allergies; requires restaurant managers to complete food allergen training

S-3265/A-3178 (Turner, Codey, Vitale/Conaway, Murphy, Vainieri Huttle) – Prohibits sale or distribution of flavored vapor products

[Copy of Statement](#)

S-3330 wGR/A-5066 (Addiego, Singleton/Jones, Vainieri Huttle, Lampitt, Murphy) – Establishes pilot program in DCF to study impact of child care services provided by community providers operating in public school facilities; requires community providers to meet certain criteria

S-3422/A-6056 (Singer, T. Kean/Houghtaling, Downey, Vainieri Huttle) – Requires declaration of Code Blue

alert when National Weather Service predicts temperatures of 32 degrees Fahrenheit or lower

S-3468/A-5105 (Sweeney, Singleton/Murphy, Karabinchak, Vainieri Huttie) – Establishes Task Force on Maximizing Employment for People with Disabilities

S-3511/A-5298 (Singer, T. Kean/Mukherji, Vainieri Huttie, Downey) – Authorizes certain health care and social service resources to be made available during Code Blue alert

S-3581/A-5963 (Singleton/Lopez, Quijano) – Prohibits certain business financing contracts that contain judgment by confession provisions

S-3685/A-5345 (Sarlo, Singleton/Mukherji, Conaway, McKnight) – Establishes program to increase participation of underrepresented students in New Jersey's science and engineering workforce

S-3756/A-6115 (Ruiz, Sarlo, O'Scanlon/Jasey, Jones, Wirths) – Requires limited purpose regional school districts to coordinate with constituent districts regarding school calendar and curriculum

S-3763/A-6116 (Addiego, Bateman, Sarlo/DeAngelo, Dancer, Space) – Renames joint meetings as regional service agencies; grandfathers existing joint meetings

S-3869/A-5561 (Sarlo/Burzichelli, Houghtaling) – Prohibits local governments from imposing fines on alarm companies in certain circumstances

S-3871/A-5427 (Bateman, Scutari/DePhillips, McKeon) – Adds member from Retired Judges Association of New Jersey to State Investment Council

SCS for S-3878/ACS for A-5394 (Ruiz, Weinberg, Cunningham/Moriarty, McKnight, Pinkin) – Reaffirms and clarifies that Attorney General and Division on Civil Rights may initiate actions in Superior Court to enforce "Law Against Discrimination"

S-3920 wGR/A-5552 (Pou/Wimberly, Sumter) – Concerns provision of energy to certain manufacturing facilities by providing exemptions to certain energy related taxes

S-3923/A-5680 (Madden, Singleton/Giblin, Timberlake, Murphy) – Concerns labor harmony agreements for hospitality projects

SCS for S-3939 and 3944/ACS for A-5681 and 5682 (Smith, Greenstein, Bateman, Codey/Pinkin, Lopez, McKeon) – Establishes Recycling Market Development Council

S-3985/A-5663 (Smith/McKeon, Pinkin, Vainieri Huttie) – Amends "Electric Discount and Energy Competition Act" to add definition of "open access offshore wind transmission facility" and revises law concerning "qualified offshore wind projects"

S-4025/A-5695 (Pou/Wimberly, Sumter) – Makes FY 2020 language allocation of \$1,000,000 appropriated to Grants for Urban Parks to Hinchliffe Stadium in Paterson

S-4162/A-6014 (Smith, Greenstein/Vainieri Huttie, Pinkin, Houghtaling) – Establishes NJ Climate Change Resource Center at Rutgers University; appropriates up to \$500,000

S-4165/A-4364 (Rice/Giblin, Caputo, Tucker) – Expands University Hospital board of directors membership from 11 to 13 members

S-4188/A-6075 (Beach/Murphy, Dancer, Lampitt) – "Lindsay's Law"; provides tax benefits to organ and bone marrow donors and their employers, and provides paid time off to donors who are State or local government employees

S-4200/A-5855 (Ruiz, Turner/Coughlin, Lampitt, Holley) – Requires State to pay difference between federal allocation and total cost of reduced price breakfast or lunch; appropriates \$4.5 million

S-4247/A-6049 (Gopal, O'Scanlon/Conaway, Houghtaling, Downey) – Establishes criteria for distribution of Fiscal Year 2020 funding to Community Food Bank of New Jersey and partner organizations

S-4264/A-5962 (Pou/Wimberly, Sumter, Calabrese) – Designates State Highway Route 19 as "William J. Pascrell Jr. Highway"

S-4275/A-6088 (Smith, Greenstein/Burzichelli) – Allows BPU to increase cost to customers of Class I renewable energy requirement for energy years 2022 through 2024, under certain conditions

S-4276/A-6109 (Corrado, Bateman/Armato, Calabrese, Land) – Appropriates \$32,153,936 to State Agriculture Development Committee, and amends 2017 appropriations for stewardship activities, for farmland preservation purposes

S-4277/A-6112 (Greenstein, Bateman/Freiman, Danielsen, Downey) – Appropriates \$5,000,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for municipal planning incentive grants for farmland preservation purposes

S-4278/A-6108 (Greenstein, Bateman/Taliaferro, Karabinchak, Kennedy) – Appropriates \$21 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants for farmland preservation purposes

S-4279/A-6106 (Smith, Bateman/Houghtaling, Reynolds-Jackson, Pinkin) – Appropriates \$1,350,000 from constitutionally dedicated CBT revenues to State Agriculture Development Committee for grants to certain nonprofit organizations for farmland preservation purposes

S-4286/A-5890 (Vitale/Swain, Jones) – Clarifies procedures concerning collection of child support on behalf of child over age 19 when court has ordered such support

S-4309/A-6107 (Turner, Cruz-Perez/Mejia, Vainieri Huttie, Zwicker) – Appropriates \$13,902,723 from constitutionally dedicated CBT revenues to NJ Historic Trust for grants for certain historic preservation projects and associated administrative expenses

S-4310/A-6114 (Codey, Bateman/Carter, Murphy, Lopez) – Appropriates \$8,872,682 to DEP from constitutionally dedicated CBT revenues for grants to certain nonprofit entities to acquire or develop lands for recreation and conservation purposes

S-4311/A-6113 (Greenstein, Bateman/Speight, Mukherji, Verrelli) – Appropriates \$77,450,448 from constitutionally dedicated CBT revenues and various Green Acres funds to DEP for local government open space acquisition and park development projects

S-4312/A-6111 (Smith, Bateman/Giblin, Mazzeo, Land) – Appropriates \$36.143 million from constitutionally dedicated CBT revenues for recreation and conservation purposes to DEP for State capital and park development projects

S-4313/A-6110 (Corrado, Bateman/Moriarty, McKeon, Swain) – Appropriates \$33.915 million from constitutionally dedicated CBT revenues to DEP for State acquisition of lands for recreation and conservation purposes, including Blue Acres projects

SCS for S-4315/ACS for A-6063 (Beach, Turner/Jones, Zwicker) – Creates fund to reimburse local units of government for cost of certain mail-in ballot procedures; appropriates \$3,000,000

SJR-51/AJR-189 (Rice, Turner/Verrelli, Reynolds-Jackson, Sumter) – Establishes the "New Jersey State Commission on Urban Violence"

SJR-65/AJR-90 (Weinberg, Addiego/DiMaso, Vainieri Huttie, Schepisi) – Designates March 19th "Women in Public Office Day" in New Jersey

SJR-80/AJR-121 (Lagana, Weinberg/Jones, Benson, Chiaravalloti, DeCroce) – Urges federal government to adhere to commitment to improve Northeast Corridor rail infrastructure by providing funding to complete Gateway Program

SJR-125/AJR-169 (Gopal, Codey/Wolfe, Pinkin) – Designates the second week of October of each year as "Obesity Care Week" in NJ

- A-344/S-1575 (Murphy, McKeon, Timberlake/Cruz-Perez, Singleton)** – Revises certain aspects of the New Jersey Individual Development Account Program
- A-1040/S-3928 (Houghtaling, Taliaferro/Andrzejczak)** – Establishes NJ "Landowner of the Year" award program
- A-1146/S-4330 (Wimberly, Holley/Pou, Singleton)** – Establishes "New Jersey Investing in You Promise Neighborhood Commission"
- A-1277/S-2629 (Tucker, Holley, Lopez/Singleton, Gopal)** – Requires hospitals and homeless shelters to provide information on services and resources to individuals who are homeless or military veterans
- A-1449/S-3168 (Benson, DeAngelo/Greenstein, Turner)** – Provides job security to certain organ and bone marrow donors
- A-1477/S-3228 (Chaparro, Vainieri Huttle, Benson, Jimenez, Mukherji, Downey/Gopal, Scutari)** – Establishes Statewide Hit and Run Advisory Program to facilitate apprehension of persons fleeing motor vehicle accident scene; designated as "Zackhary's Law"
- A-1478/S-1648 (Chaparro, Vainieri Huttle/Diegnan, T. Kean)** – Revises law governing theater liquor licenses
- A-1604/S-2734 (Conaway, Murphy, Jimenez/Singleton)** – "Recreational Therapists Licensing Act"
- A-1796/S-2609 (McKeon, Downey/Lagana, Gopal)** – Prevents criminal defendant from asserting "gay and transgender panic" defense to murder charge in order to reduce charge to manslaughter committed in heat of passion
- A-1924/S-2930 (Mukherji, A.M. Bucco, DeAngelo, DeCroce/Beach)** – Exempts certain honorably discharged United States military veterans from initial insurance producer licensing fee
- A-1992/S-1780 (Sumter, Benson, Vainieri Huttle, Houghtaling, Wimberly/Diegnan, Turner)** – "New Jersey Call Center Jobs Act"
- A-2183/S-1687 (Land, Johnson/Cruz-Perez, Andrzejczak)** – "Music Therapist Licensing Act"
- ACS for A-2431 wGR/SCS for S-1865 (Benson, Jimenez, DeCroce/Weinberg, T. Kean)** – Requires health insurers to provide plans that limit patient cost-sharing concerning certain prescription drug coverage
- ACS for A-2444 and S-2656/S-2081 (Benson, Lampitt, Pinkin, Mukherji/Turner, Singleton)** – Provides for coverage of comprehensive tobacco cessation benefits in Medicaid
- A-2767/S-2924 (Greenwald, Mosquera, McKnight/Greenstein, Singleton)** – Amends certain provisions of sexual assault statute to clarify elements necessary for conviction
- A-3312/S-1972 (Murphy, Lagana, Downey, Sumter/Gopal, Corrado)** – Requires Legislature to adopt and distribute policy prohibiting sexual harassment; requires members, officers, and employees of Legislature to complete online training on policy once every two years
- A-3670/S-995 (Benson, Giblin, Murphy/Vitale, Weinberg)** – Provides for designation of acute stroke ready hospitals, establishes Stroke Care Advisory Panel and Statewide stroke database, and requires development of emergency medical services stroke care protocols
- ACS for A-4136/SCS for S-2675 (Land, Milam/Andrzejczak, Van Drew)** – Establishes Possession In Excess of Daily Limit Vessel License for black sea bass and summer flounder; dedicates fees therefrom to marine fisheries programs
- A-4147/S-2744 (Lampitt, Houghtaling, Zwicker/Ruiz, Corrado)** – Requires school districts and nonpublic schools to conduct audit of security features of buildings, grounds, and communication systems and to submit audit to NJ Office of Homeland Security and Preparedness and DOE

- A-4150/S-2742 (Lampitt, Jones, Timberlake/Ruiz, Corrado)** – Requires meeting between student and appropriate school personnel after multiple suspensions or proposed expulsion from public school to identify behavior or health difficulties
- A-4151/S-2745 (Swain, Tully, Jasey/Ruiz, Corrado)** – Requires school security training for persons employed by public and nonpublic schools in substitute capacity and for employees and volunteers of youth programs operated in school buildings
- A-4260/S-4335 (Timberlake, Giblin, Tucker, Caputo/Pou, Scutari)** – Prohibits sale of certain toy guns and imitation firearms
- A-4370/S-2919 (Carroll/A.M. Bucco)** – Increases membership of board of trustees of Washington Association of New Jersey
- A-4377/S-2934 (Benson, Land, DeCroce/Greenstein)** – Requires DOT and OIT to develop materials concerning capabilities of airports in NJ and establishes "Public Use Airports Task Force"
- A-4517/S-4341 (Wimberly, Speight, Reynolds-Jackson/Singleton, Cunningham)** – Establishes "New Jersey Eviction Crisis Task Force"
- A-4529/S-3191 (Mazzeo, Armato/Gopal, Andrezejczak)** – Concerns reimbursements to Superstorm Sandy-impacted homeowners subjected to contractor fraud
- A-4563/S-3096 (Zwicker, Benson/Greenstein, Gill)** – Prohibits use of bots to deceive person about origin and content of communication for certain commercial or election purposes
- A-4564/S-3087 (Zwicker, Freiman/Greenstein)** – Establishes "Voting Precinct Transparency Act;" requires filing of election district, county district, and municipal ward boundary data with Secretary of State for posting and download on official website with matching election results data
- A-4699/S-2938 (Moriarty, Burzichelli, Bramnick/Turner)** – Regulates annual report filing services
- A-4803/S-4211 (Greenwald, Johnson, Pintor Marin/Cryan, Vitale)** – Authorizes certain entities to directly bill Victims of Crime Compensation Office for counseling services provided to victims of firearm and stabbing crimes
- A-4822/S-3408 (Wimberly, Tully, Swain/Singleton, Greenstein)** – Permits municipalities to lease vacant municipal land for tiny home occupancy; directs DCA to enhance regulatory guidance on acceptable tiny home construction and use
- A-4904 wGR/S-3347 (Mukherji, Quijano, Mazzeo/Cryan, Sweeney)** – Concerns property taxes due and owing on real property owned by certain federal employees or contractors under certain circumstances
- A-4954/S-3368 (Quijano, Murphy, Carter/Singleton, Greenstein)** – Revises requirements for provision of counseling and support services to emergency services personnel
- ACS for A-4972/SCS for S-1490 (Moriarty/Beach, Scutari)** – Establishes certain consumer protections related to arbitration organizations
- A-4978 wGR/S-3498 (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
- A-5023/S-3467 (McKnight, Mukherji, Chaparro, Chiaravalloti/Cunningham)** – Exempts from DOT permitting requirements certain signs not located in protected areas that have been approved by municipality
- A-5028/S-3523 (Mukherji, Conaway, Pintor Marin/Vitale, Diegnan)** – Establishes "James Nicholas Rentas's Law," revises "New Jersey SmokeFree Air Act"
- A-5029/S-3522 (Sumter, Reynolds-Jackson, Johnson/Rice, T. Kean)** – Requires New Jersey Office on Minority and Multicultural Health to study racial disparities on sexual and reproductive health of African-American women

A-5031/S-3455 (Speight, McKnight, Timberlake/Ruiz) – Requires hospital emergency departments to ask person of childbearing age about recent pregnancy history

A-5314/S-3692 (Zwicker, Milam, Mazzeo/Cryan, Ruiz) – Requires DHS to study social isolation occurring in certain population groups

A-5344/S-3833 (Mukherji, Vainieri Huttel, Milam/Gopal, Corrado) – Establishes uniform standard for acceptable proof of veteran status for veteran's ID cards and various State and local programs

A-5388/S-3895 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz) – Requires specialized in-service training regarding crime victims for police departments in certain high-crime areas

A-5389/S-3896 (Speight, Pintor Marin, Greenwald/Greenstein, Ruiz) – Requires training or experience in crime victims' rights for certain members of Victims of Crime Compensation Review Board

A-5432/S-3796 (Milam, Land/Andrzejczak) – Requires DEP Commissioner to establish individual transferable quota system for menhaden purse seine fishery

A-5445/S-3909 (Swain, Tully, Spearman/T. Kean, Corrado) – Requires AG to establish program to detect fentanyl in State's illegal drug supply and make information related to presence of fentanyl available in database accessible by law enforcement

A-5511/S-1852 (Spearman, Jones, Reynolds-Jackson/Turner, Cruz-Perez) – Revises certain penalties for illegal operation of snowmobile, all-terrain vehicle, or dirt bike

A-5580/S-3842 (Johnson, Moriarty, Greenwald/Weinberg, Sarlo) – Extends availability period for tax credits for certain expenses incurred for production of certain film and digital media content, raises annual cap related to film production, and provides for annual administration of film tax credits

A-5583/S-3919 (Pinkin, Lopez, Mukherji/Smith, Bateman) – Prohibits sale, lease, rent, or installation of certain equipment or products containing hydrofluorocarbons or other greenhouse gases

A-5630/S-3981 (Pintor Marin, Munoz, Reynolds-Jackson/Weinberg, Corrado) – Requires Civil Service Commission to establish and maintain hotline for State employees to submit reports of workplace discrimination and harassment

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A-5667/S-3933 (Mukherji, Vainieri Huttel, Armato, DeCroce, Karabinchak/Singer, Scutari) – "Charlie's Law"; requires pharmacy practice sites and hospice programs to furnish patients with information and means to safely dispose of unused prescription drugs and medications

A-5801/S-4064 (Coughlin, Houghtaling, Verrelli/Singleton, Sweeney) – Concerns responsibility of contractors for wage claims against subcontractors

A-5817/S-4263 (Mazzeo, Armato/Cunningham, Sweeney, C.A. Brown) – Allows certain persons to qualify for casino key employee license and casino employee registration

A-5916/S-4255 (Chiaravalloti, McKnight, Karabinchak/Cunningham, Weinberg) – Authorizes DOH to notify elected officials of financial distress of certain hospitals

A-5918/SCS for S-3741 and 4253 (Chiaravalloti, McKnight/Weinberg, Cunningham, Vitale) – Expands hospital reporting requirements

A-5970/S-4201 (Lopez, Speight, Chaparro/Codey) – Amends list of environmental infrastructure projects approved for long-term funding for FY2020 to include new projects, remove certain projects, and modify estimated loan amounts for certain projects

A-5971/S-4202 (Mukherji, Pintor Marin, Spearman/Bateman, Corrado) – Authorizes NJ Infrastructure Bank to expend additional sums to make loans for environmental infrastructure projects for FY2020

A-5972/S-4203 (Pinkin, Benson, Zwicker/Greenstein, Singleton) – Makes changes to New Jersey Infrastructure Bank's enabling act

A-5977/S-4282 (Greenwald, Downey, Vainieri Huttie/Vitale, Singleton) – Provides for establishment of Regional Health Hub Program as replacement to Accountable Care Organization Demonstration Project, and designates existing accountable care organizations and look-alike organizations as Regional Health Hubs

A-6119/S-4336 (Egan, Houghtaling/Madden) – Revises "The Public Works Contractor Registration Act" and amends definition of registered apprenticeship program

AJR-35/SJR-159 (McKnight, Chaparro, Chiaravalloti, DeCroce/Cunningham, Greenstein) – Designates third full week in March as "Domestic Violence Services Awareness Week" to bring awareness of services available to domestic violence victims

AJR-103/SJR-70 (Rooney, DePhillips, Murphy/Corrado) – Permanently designates January as "NUT Carcinoma Awareness Month" in New Jersey

AJR-118/SJR-157 (McKnight, Timberlake, McKeon/Pou, Madden) – Designates April of each year as "Financial Literacy Month" in New Jersey

AJR-180/SJR-112 (DeAngelo, McKnight, Murphy/Singleton, Corrado) – Designates February in each year as "Career and Technical Education Month" in New Jersey

Governor Murphy declined to sign the following bills, meaning they expire without becoming law:

S-691/A-657 (Ruiz, Pou/Jasey, Caputo, Pintor Marin, Sumter, Wimberly) – Requires that if a school district satisfies 80% or more of the required NJ Quality Single Accountability Continuum standards in an area of district effectiveness under State intervention, the State must return that area to local control

S-1083/A-544 (Cruz-Perez, Gopal/Mazzeo, Houghtaling, Holley, Dancer) – Establishes loan program and provides corporation business tax and gross income tax credits for establishment of new vineyards and wineries

S-2421/A-1030 (Smith, Bateman/Johnson, Kennedy, Benson, DeAngelo) – Concerns installation of electric vehicle charging stations in common interest communities

S-2425/A-3851 (Singleton, Andrzejczak/Conaway) – Revises law relating to common interest communities

S-2429/A-4028 (Scutari, Pou/Bramnick, Downey) – Requires automobile insurers to disclose policy limits upon request by an attorney under certain circumstances

S-2835/A-3926 (Singleton, Ruiz/Conaway, Lampitt, Murphy) – Requires public schools to administer written screenings for depression for students in certain grades

S-2897/A-1433 (Madden, Singer/Benson, Wimberly, Carter) – Requires DCA to establish procedures for inspection and abatement of mold hazards in residential buildings and school facilities, and certification programs for mold inspectors and mold hazard abatement workers

S-2957/A-4712 (Stack/Mukherji, Chaparro) – Establishes five-year moratorium on conversions of certain residential rental premises in qualified counties

S-2958/A-4535 (Sarlo, Oroho/Zwicker, DePhillips, DeCroce) – Establishes the "Energy Infrastructure Public-Private Partnership Act"

S-3062/A-2049 (Ruiz, Greenstein/Howarth, Benson, Murphy) – Provides corporation business tax and gross income tax credits for businesses that employ apprentices in DOL registered apprenticeships

S-3063/A-4655 (Ruiz/Armato, Vainieri Huttie, DeAngelo) – Provides tuition fee waiver apprenticeship courses

S-3137/A-1308 (Sweeney, Oroho, Singleton/Greenwald, Milam, Land) – The "Electronic Construction Procurement Act"

S-3252/A-4713 (Greenstein, Stack/DeAngelo, Quijano) – "New Townhouse Fire Safety Act"; requires automatic fire sprinkler systems in new townhomes

S-3263/A-4837 (T. Kean, Diegnan/Vainieri Huttie, Chiaravalloti, McKnight) – Revises and updates membership and purpose of Advisory Council on the Deaf and Hard of Hearing in DHS

S-3270/A-5095 (Pou/McKeon, Freiman, DeCroce) – Establishes certain requirements for stop loss insurance offered to small employers

S-3393/ACS for A-5384 and 5157 (Sarlo, Addiego/Mazzeo, Murphy, Houghtaling, Calabrese, Armato, Dancer) – Allows certain preserved farms to hold 14 special occasion events per year; imposes further event restrictions on residentially-exposed preserved farms

S-3770/A-6118 (Sarlo, Oroho, Sweeney/Greenwald, Jones) – Establishes "New Jersey Economic and Fiscal Policy Review Commission" to provide ongoing review of State and local tax structure, economic conditions, and related fiscal issues

S-3888/A-5585 (Ruiz/Dancer, Pintor Marin) – Extends document submission deadlines under Economic Redevelopment and Growth Grant program and Urban Transit Hub Tax Credit program

S-4035/A-5702 (Pou, Singleton/Wimberly, Reynolds-Jackson, Sumter) – Makes Fiscal Year 2020 supplemental appropriation of \$1,700,000 for Thomas Edison State University

S-4281/A-6094 (Smith, Diegnan/Danielsen, Pinkin) – Requires State to sell and convey to Educational Services Commission of New Jersey certain land and improvements known as Piscataway Regional Day School

S-4331/A-4727 (Diegnan, Madden/Karabinchak, Holley, Jones) – Requires person taking written examination for permit to watch video of rights and responsibilities of driver stopped by law enforcement; requires testing on rights and responsibilities of driver stopped by law enforcement

A-491/S-4340 (Jimenez/Sacco, Stack) – Enhances PFRS accidental death pension for surviving spouse by providing for minimum of \$50,000 annually

A-1044/S-1441 (Houghtaling, Downey, DiMaio, Space/Doherty, Madden) – Requires Director of Division of Taxation to examine feasibility of centralized property tax information system to verify property taxes paid by homestead property tax reimbursement claimants

A-1045/S-2856 (Houghtaling, Downey, Dancer/Gopal, Oroho) – Clarifies sales tax collection responsibilities of horse-boarding businesses in New Jersey

A-1526/S-1048 (Zwicker, Johnson/Vitale) – Concerns payment of independent contractors

A-2731/S-3407 (Taliaferro, Space/Sweeney, Oroho) – Removes statutory limitation on number of permits that may be issued by Division of Fish and Wildlife for the taking of beaver

A-4382/S-2815 (Pinkin, Lopez, Kennedy/Beach, Smith) – Requires paint producers to implement or participate in paint stewardship program

A-4463/S-3927 (Freiman, Egan, Karabinchak/Oroho, Andrzejczak) – Establishes "Electronic Permit Processing Review System"

A-4788/S-3880 (Karabinchak, Freiman, Calabrese/Diegnan) – Establishes expedited construction inspection program

A-5072/S-3496 (Karabinchak, Johnson, Mukherji/Greenstein, Cryan) – "Defense Against Porch Pirates Act"; creates new category of theft, with penalties including mandatory restitution and community service, for taking package delivered to residence by cargo carrier

A-5446/S-3907 (Land, Reynolds-Jackson, Verrelli/T. Kean, Lagana) – Requires reporting of opioid deaths

A-5629/S-3980 (Pintor Marin, Munoz/Weinberg, Corrado) – Clarifies provisions concerning disclosure of existence and content of discrimination or harassment complaints; requires certain disclosures to person against whom complaint is made

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ACS for A-5922 and 5923/SCS for S-4223 and 4224 (Conaway, Vainieri Huttle, Lopez, Pinkin/Vitale, Sweeney) – Revises requirements for sale of tobacco and vapor products; increases penalties for prohibited sales; increases fees for cigarette and vapor business licensure

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