



(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](http://www.njleg.state.nj.us))

**FLOOR AMENDMENT STATEMENT:** No

**LEGISLATIVE FISCAL ESTIMATE:** Yes

**VETO MESSAGE:** No

**GOVERNOR'S PRESS RELEASE ON SIGNING:** Yes

**FOLLOWING WERE PRINTED:**

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**REPORTS:** No

**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

end

P.L.2015, CHAPTER 304, *approved January 19, 2016*  
Assembly, No. 4420

1 AN ACT concerning individuals with developmental disabilities,  
2 amending P.L.1995, c.155, and supplementing Title 30 of the  
3 Revised Statutes.

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

7  
8 1. Section 5 of P.L.1995, c.155 (C.30:4-25.9) is amended to  
9 read as follows:

10 5. a. An applicant for functional services from the Division of  
11 Developmental Disabilities, any person acting on **[his]** the  
12 applicant's behalf pursuant to section 14 of P.L.1965, c.59 (C.30:4-  
13 25.2), or the applicant's chargeable relatives, as appropriate, shall  
14 agree, if the applicant is determined eligible for functional services  
15 pursuant to section 15 of P.L.1965, c.59 (C.30:4-25.3), to comply  
16 with the following conditions of eligibility and continued functional  
17 services participation:

18 (1) The applicant for residential services or other person listed  
19 in this subsection shall assign to the Commissioner of Human  
20 Services any rights of the applicant to support or payment from a  
21 third party under any law, regulation, court order, or administrative  
22 order unless specifically prohibited by federal law or regulation;

23 (2) The applicant or other person listed in this subsection shall  
24 apply for and maintain all current and future benefits for which the  
25 applicant may be eligible, including, but not limited to, Medicare,  
26 Medicaid, any other State or federal benefits, and any third party  
27 support pursuant to statute, rule, court order, or contract; and

28 (3) The applicant or other person listed in this subsection shall  
29 make payments as required pursuant to R.S.30:4-60.

30 b. The Division of Developmental Disabilities may, in  
31 accordance with the provisions of section 2 of P.L. \_\_\_\_\_,  
32 c. (C. \_\_\_\_\_)(pending before the Legislature as this bill), terminate  
33 any services received by, or the placement of, the eligible person  
34 with a developmental disability within **[60]** 90 days if the  
35 conditions of eligibility set forth in this section are not complied  
36 with by the eligible person with a developmental disability or other  
37 person listed in subsection a. of this section. During any appeals  
38 process period, services to a person with a developmental disability  
39 shall not be terminated.

40 c. Nothing in this section or Title 30 of the Revised Statutes  
41 shall be construed to deny functional services to any person who

**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 meets the eligibility conditions and criteria for functional services,  
2 but does not have the ability to pay the full per capita costs or  
3 payments required pursuant to R.S.30:4-60.  
4 (cf: P.L.2010, c.50, s.40)

5  
6 2. (New section) a. The Division of Developmental  
7 Disabilities, in accordance with the provisions of this section, shall  
8 notify:

9 (1) a person with a developmental disability or the person's  
10 guardian, as applicable, if the division plans to terminate any  
11 services received by, or the placement of, the person due to the  
12 person's ineligibility for benefits under the Medicaid program or  
13 ineligibility for services or a placement from the division;

14 (2) a provider of services to a person with a developmental  
15 disability, if the division plans to terminate any services received  
16 by, or the placement of, the person due to the person's ineligibility  
17 for benefits under the Medicaid program or ineligibility for services  
18 or a placement from the division; and

19 (3) a provider of services to a person with a developmental  
20 disability eligible for services from the division, if the division  
21 plans to discontinue funding for a service provided by the provider  
22 to the person.

23 b. The division shall provide notification to a person with a  
24 developmental disability or the person's guardian, pursuant to  
25 paragraph (1) of subsection a. of this section, at least 90 days prior  
26 to terminating any services received by, or a placement of, the  
27 person.

28 c. The division shall provide notification to a provider,  
29 pursuant to paragraphs (2) or (3) of subsection a. of this section, at  
30 least 90 days prior to terminating any services received by, or a  
31 placement of, a person with a developmental disability or  
32 discontinuing funding for a service provided by the provider to the  
33 person, as applicable.

34  
35 3. This act shall take effect immediately.  
36  
37

#### 38 STATEMENT

39  
40 This bill requires notifications to persons with developmental  
41 disabilities, or their guardians, if the Division of Developmental  
42 Disabilities (DDD) in the Department of Human Services plans to  
43 terminate any services received by, or the placement of, the persons  
44 due to ineligibility for benefits under the Medicaid program or  
45 ineligibility for services or a placement from DDD. The bill also  
46 requires DDD to notify providers in these instances. In the case of  
47 DDD discontinuing funding for a service, the bill requires  
48 notification to providers. The notifications provided for in the bill

1 would occur at least 90 days prior to termination of services or a  
2 placement, or to discontinuation of a service.

3 The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9),  
4 which currently permits termination of services within 60 days of  
5 ineligibility, to conform to the bill's requirement to provide for at  
6 least 90-day notifications.

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8

9

10

11 Requires certain notifications for termination of services to  
12 persons with developmental disabilities and providers.

# ASSEMBLY, No. 4420

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED MAY 11, 2015

**Sponsored by:**

**Assemblyman VINCENT MAZZEO**

**District 2 (Atlantic)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblyman WAYNE P. DEANGELO**

**District 14 (Mercer and Middlesex)**

**Assemblywoman PAMELA R. LAMPITT**

**District 6 (Burlington and Camden)**

**Senator ROBERT M. GORDON**

**District 38 (Bergen and Passaic)**

**Senator LINDA R. GREENSTEIN**

**District 14 (Mercer and Middlesex)**

**Co-Sponsored by:**

**Assemblyman Diegnan, Assemblywomen Mosquera, Pinkin, Assemblymen Gusciora, Schaer, Assemblywoman Jasey, Assemblyman Conaway and Senator Madden**

**SYNOPSIS**

Requires certain notifications for termination of services to persons with developmental disabilities and providers.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/12/2016)**

1 AN ACT concerning individuals with developmental disabilities,  
2 amending P.L.1995, c.155, and supplementing Title 30 of the  
3 Revised Statutes.

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

7  
8 1. Section 5 of P.L.1995, c.155 (C.30:4-25.9) is amended to  
9 read as follows:

10 5. a. An applicant for functional services from the Division of  
11 Developmental Disabilities, any person acting on **[his]** the  
12 applicant's behalf pursuant to section 14 of P.L.1965, c.59 (C.30:4-  
13 25.2), or the applicant's chargeable relatives, as appropriate, shall  
14 agree, if the applicant is determined eligible for functional services  
15 pursuant to section 15 of P.L.1965, c.59 (C.30:4-25.3), to comply  
16 with the following conditions of eligibility and continued functional  
17 services participation:

18 (1) The applicant for residential services or other person listed  
19 in this subsection shall assign to the Commissioner of Human  
20 Services any rights of the applicant to support or payment from a  
21 third party under any law, regulation, court order, or administrative  
22 order unless specifically prohibited by federal law or regulation;

23 (2) The applicant or other person listed in this subsection shall  
24 apply for and maintain all current and future benefits for which the  
25 applicant may be eligible, including, but not limited to, Medicare,  
26 Medicaid, any other State or federal benefits, and any third party  
27 support pursuant to statute, rule, court order, or contract; and

28 (3) The applicant or other person listed in this subsection shall  
29 make payments as required pursuant to R.S.30:4-60.

30 b. The Division of Developmental Disabilities may, in  
31 accordance with the provisions of section 2 of P.L. \_\_\_\_\_,  
32 c. (C. \_\_\_\_\_)(pending before the Legislature as this bill), terminate  
33 any services received by, or the placement of, the eligible person  
34 with a developmental disability within **[60]** 90 days if the  
35 conditions of eligibility set forth in this section are not complied  
36 with by the eligible person with a developmental disability or other  
37 person listed in subsection a. of this section. During any appeals  
38 process period, services to a person with a developmental disability  
39 shall not be terminated.

40 c. Nothing in this section or Title 30 of the Revised Statutes  
41 shall be construed to deny functional services to any person who  
42 meets the eligibility conditions and criteria for functional services,  
43 but does not have the ability to pay the full per capita costs or  
44 payments required pursuant to R.S.30:4-60.

45 (cf: P.L.2010, c.50, s.40)

**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       2. (New section) a. The Division of Developmental  
2 Disabilities, in accordance with the provisions of this section, shall  
3 notify:

4       (1) a person with a developmental disability or the person's  
5 guardian, as applicable, if the division plans to terminate any  
6 services received by, or the placement of, the person due to the  
7 person's ineligibility for benefits under the Medicaid program or  
8 ineligibility for services or a placement from the division;

9       (2) a provider of services to a person with a developmental  
10 disability, if the division plans to terminate any services received  
11 by, or the placement of, the person due to the person's ineligibility  
12 for benefits under the Medicaid program or ineligibility for services  
13 or a placement from the division; and

14       (3) a provider of services to a person with a developmental  
15 disability eligible for services from the division, if the division  
16 plans to discontinue funding for a service provided by the provider  
17 to the person.

18       b. The division shall provide notification to a person with a  
19 developmental disability or the person's guardian, pursuant to  
20 paragraph (1) of subsection a. of this section, at least 90 days prior  
21 to terminating any services received by, or a placement of, the  
22 person.

23       c. The division shall provide notification to a provider,  
24 pursuant to paragraphs (2) or (3) of subsection a. of this section, at  
25 least 90 days prior to terminating any services received by, or a  
26 placement of, a person with a developmental disability or  
27 discontinuing funding for a service provided by the provider to the  
28 person, as applicable.

29  
30       3. This act shall take effect immediately.

31

32

33

#### STATEMENT

34

35       This bill requires notifications to persons with developmental  
36 disabilities, or their guardians, if the Division of Developmental  
37 Disabilities (DDD) in the Department of Human Services plans to  
38 terminate any services received by, or the placement of, the persons  
39 due to ineligibility for benefits under the Medicaid program or  
40 ineligibility for services or a placement from DDD. The bill also  
41 requires DDD to notify providers in these instances. In the case of  
42 DDD discontinuing funding for a service, the bill requires  
43 notification to providers. The notifications provided for in the bill  
44 would occur at least 90 days prior to termination of services or a  
45 placement, or to discontinuation of a service.

46       The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9),  
47 which currently permits termination of services within 60 days of



**A4420 MAZZEO, VAINIERI HUTTLE**

4

- 1    ineligibility, to conform to the bill's requirement to provide for at
- 2    least 90-day notifications.

# ASSEMBLY APPROPRIATIONS COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 4420

# STATE OF NEW JERSEY

DATED: JUNE 22, 2015

The Assembly Appropriations Committee reports favorably Assembly Bill No. 4420.

This bill requires notifications to persons with developmental disabilities, or their guardians, if the Division of Developmental Disabilities (DDD) in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for by the bill must occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

#### FISCAL IMPACT:

The Office of Legislative Services finds that the bill will result in an indeterminate increase in administrative costs at the DDD to send notification letters to DDD clients, clients' guardians, and providers when a client may be in danger of losing eligibility for services.

The bill may also cause the DDD to incur additional, indeterminate costs to provide services to its clients who are no longer eligible to receive DDD-funded services, but who are entitled to 90 days' continued services to meet the bill's 90-day notice requirements.

**LEGISLATIVE FISCAL ESTIMATE**  
**ASSEMBLY, No. 4420**  
**STATE OF NEW JERSEY**  
**216th LEGISLATURE**

DATED: JUNE 25, 2015

**SUMMARY**

- Synopsis:** Requires certain notifications for termination of services to persons with developmental disabilities and providers.
- Type of Impact:** An expenditure increase.
- Agencies Affected:** Division of Developmental Disabilities (DDD) in the Department of Human Services.

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>
<b>State Cost</b>	Indeterminate increase – See comments below.

- The Office of Legislative Services (OLS) finds that the bill would result in an indeterminate increase in administrative costs by the Division of Developmental Disabilities (DDD) to send notification letters to DDD clients, clients' guardians, and providers when a client may be in danger of losing eligibility for services.
- The bill may also cause the DDD to incur additional, indeterminate costs in order to provide services to its clients who are no longer eligible to receive DDD-funded services, but who would be entitled to 90 days' continued services in order to meet the bill's 90-day notice requirements.

**BILL DESCRIPTION**

Assembly Bill No. 4420 of 2015 requires notifications to persons with developmental disabilities, or their guardians, if the DDD in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for in the bill would occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS finds that the bill will likely result in an increase in expenditures by the DDD, but cannot estimate the magnitude of the increase. In general, DDD currently makes significant efforts to notify its consumers with developmental disabilities and their guardians, as applicable, if the consumer is in danger of losing eligibility for DDD-funded services – though there is no specific guarantee that such notifications are provided 90 days in advance. In addition, the DDD sometimes notifies providers of the possible termination of these consumers from the providers' services, but anecdotal evidence from the provider community suggests that such notifications are frequently made too late to be actionable, or are not made at all. The bill may cause an increase in administrative costs related to additional notification letters sent to consumers, guardians, and providers, but the magnitude of this increase is indeterminate.

The bill may also lead to an indeterminate increase in service costs if the DDD extends its funding of services in order to comply with the 90-day notice requirements. Pursuant to N.J.A.C.10:46-2.1(d), the DDD is currently required to provide time-limited services for 60 days to individuals who are otherwise eligible for DDD services but lose Medicaid eligibility. (This is consistent with current statute that permits, but does not require, the DDD to terminate services after 60 days. The bill would revise the permissive standard, but not the mandatory standard, to 90 days.) There is no specific statutory or regulatory requirement that DDD continue services for any period of time for a DDD client who is determined not to meet the functional eligibility criteria to receive DDD-funded services. By requiring 90 days notice before terminating services, the bill may require DDD to fund an additional 30 days of services beyond what it is currently obligated to fund for individuals who lose Medicaid eligibility, and up to 90 days for individuals who lose functional eligibility. The DDD might avoid extending services if it is able to provide notice of a possible loss of eligibility 30 days or more in advance of the actual loss of eligibility. The OLS is not able to estimate the magnitude of such expenses, as it lacks information on the number of individuals who are likely to lose eligibility, the normal duration of continuation of services in the event of a termination of eligibility, or the average cost for services for individuals who are at risk of losing eligibility. It is also uncertain whether the State would be able to claim federal Medicaid matching funds (which support 50 percent of the cost of most DDD services) for services provided during the period after which a person has lost eligibility but continues to receive services.

*Section:* Human Services

*Analyst:* David Drescher  
Senior Fiscal Analyst

*Approved:* David J. Rosen  
Legislative Budget and Finance Officer

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

SENATE HEALTH, HUMAN SERVICES AND SENIOR  
CITIZENS COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4420**

**STATE OF NEW JERSEY**

DATED: DECEMBER 21, 2015

The Senate Health, Human Services and Senior Citizens Committee reports favorably Assembly Bill No. 4420.

This bill requires the Division of Developmental Disabilities (DDD), in the Department of Human Services, to provide certain notifications in association with the termination of services or the discontinuation of funding for services that are provided to developmentally disabled persons.

In particular, if the DDD plans to terminate any services received by, or the placement of, a developmentally disabled person due to the person's ineligibility for benefits under the Medicaid program or the person's ineligibility for DDD services or placement, the DDD will be required to provide notification thereof to the developmentally disabled person, or the person's guardian, as well as to the service provider. If the DDD plans to discontinue funding for a service that is provided to a person with a developmental disability, the DDD will be required to provide notification thereof only to the service provider. The notifications required by the bill would need to be provided at least 90 days prior to the date on which the service or placement is to be terminated, or the date on which service funding is to be discontinued, as appropriate. The bill would also amend existing law at section 5 of P.L.1995, c.155 (C.30:4-25.9), in order to clarify that DDD services may be terminated only after 90 days (as opposed to 60 days), in accordance with the bill's provisions, following a determination of ineligibility therefor.

As reported by the committee, this bill is identical to S-3056 (Gordon), which the committee also reported favorably on this date.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 4420

# STATE OF NEW JERSEY

DATED: JANUARY 7, 2016

The Senate Budget and Appropriations Committee reports favorably Assembly Bill No. 4420.

This bill requires notifications to persons with developmental disabilities, or their guardians, if the Division of Developmental Disabilities (DDD) in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for by the bill must occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

As reported, this bill is identical to Senate Bill No. 3056, as also reported by the committee.

#### FISCAL IMPACT:

The Office of Legislative Services finds that the bill will result in an indeterminate increase in administrative costs at the DDD to send notification letters to DDD clients, clients' guardians, and providers when a client may be in danger of losing eligibility for services.

The bill may also cause the DDD to incur additional, indeterminate costs to provide services to its clients who are no longer eligible to receive DDD-funded services, but who are entitled to 90 days' continued services to meet the bill's 90-day notice requirements.

ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

**ASSEMBLY, No. 4420**

**STATE OF NEW JERSEY**

DATED: JUNE 4, 2015

The Assembly Human Services Committee reports favorably Assembly Bill No. 4420.

This bill requires notifications to persons with developmental disabilities, or their guardians, if the Division of Developmental Disabilities (DDD) in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for in the bill would occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

# SENATE, No. 3056

## STATE OF NEW JERSEY 216th LEGISLATURE

INTRODUCED JUNE 29, 2015

**Sponsored by:**

**Senator ROBERT M. GORDON**

**District 38 (Bergen and Passaic)**

**Senator LINDA R. GREENSTEIN**

**District 14 (Mercer and Middlesex)**

**Co-Sponsored by:**

**Senator Madden**

**SYNOPSIS**

Requires certain notifications for termination of services to persons with developmental disabilities and providers.

**CURRENT VERSION OF TEXT**

As introduced.



**(Sponsorship Updated As Of: 1/12/2016)**



S3056 GORDON, GREENSTEIN

2

1 AN ACT concerning individuals with developmental disabilities,  
2 amending P.L.1995, c.155, and supplementing Title 30 of the  
3 Revised Statutes.

4

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

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8 1. Section 5 of P.L.1995, c.155 (C.30:4-25.9) is amended to  
9 read as follows:

10 5. a. An applicant for functional services from the Division of  
11 Developmental Disabilities, any person acting on **[his]** the  
12 applicant's behalf pursuant to section 14 of P.L.1965, c.59 (C.30:4-  
13 25.2), or the applicant's chargeable relatives, as appropriate, shall  
14 agree, if the applicant is determined eligible for functional services  
15 pursuant to section 15 of P.L.1965, c.59 (C.30:4-25.3), to comply  
16 with the following conditions of eligibility and continued functional  
17 services participation:

18 (1) The applicant for residential services or other person listed  
19 in this subsection shall assign to the Commissioner of Human  
20 Services any rights of the applicant to support or payment from a  
21 third party under any law, regulation, court order, or administrative  
22 order unless specifically prohibited by federal law or regulation;

23 (2) The applicant or other person listed in this subsection shall  
24 apply for and maintain all current and future benefits for which the  
25 applicant may be eligible, including, but not limited to, Medicare,  
26 Medicaid, any other State or federal benefits, and any third party  
27 support pursuant to statute, rule, court order, or contract; and

28 (3) The applicant or other person listed in this subsection shall  
29 make payments as required pursuant to R.S.30:4-60.

30 b. The Division of Developmental Disabilities may, in  
31 accordance with the provisions of section 2 of P.L. \_\_\_\_\_,  
32 c. (C. \_\_\_\_\_)(pending before the Legislature as this bill), terminate  
33 any services received by, or the placement of, the eligible person  
34 with a developmental disability within **[60]** 90 days if the  
35 conditions of eligibility set forth in this section are not complied  
36 with by the eligible person with a developmental disability or other  
37 person listed in subsection a. of this section. During any appeals  
38 process period, services to a person with a developmental disability  
39 shall not be terminated.

40 c. Nothing in this section or Title 30 of the Revised Statutes  
41 shall be construed to deny functional services to any person who  
42 meets the eligibility conditions and criteria for functional services,  
43 but does not have the ability to pay the full per capita costs or  
44 payments required pursuant to R.S.30:4-60.

45 (cf: P.L.2010, c.50, s.40)

**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       2. (New section) a. The Division of Developmental  
2 Disabilities, in accordance with the provisions of this section, shall  
3 notify:

4       (1) a person with a developmental disability or the person's  
5 guardian, as applicable, if the division plans to terminate any  
6 services received by, or the placement of, the person due to the  
7 person's ineligibility for benefits under the Medicaid program or  
8 ineligibility for services or a placement from the division;

9       (2) a provider of services to a person with a developmental  
10 disability, if the division plans to terminate any services received  
11 by, or the placement of, the person due to the person's ineligibility  
12 for benefits under the Medicaid program or ineligibility for services  
13 or a placement from the division; and

14       (3) a provider of services to a person with a developmental  
15 disability eligible for services from the division, if the division  
16 plans to discontinue funding for a service provided by the provider  
17 to the person.

18       b. The division shall provide notification to a person with a  
19 developmental disability or the person's guardian, pursuant to  
20 paragraph (1) of subsection a. of this section, at least 90 days prior  
21 to terminating any services received by, or a placement of, the  
22 person.

23       c. The division shall provide notification to a provider,  
24 pursuant to paragraphs (2) or (3) of subsection a. of this section, at  
25 least 90 days prior to terminating any services received by, or a  
26 placement of, a person with a developmental disability or  
27 discontinuing funding for a service provided by the provider to the  
28 person, as applicable.

29  
30       3. This act shall take effect immediately.

31

32

33

STATEMENT

34

35       This bill requires notifications to persons with developmental  
36 disabilities, or their guardians, if the Division of Developmental  
37 Disabilities (DDD) in the Department of Human Services plans to  
38 terminate any services received by, or the placement of, the persons  
39 due to ineligibility for benefits under the Medicaid program or  
40 ineligibility for services or a placement from DDD. The bill also  
41 requires DDD to notify providers in these instances. In the case of  
42 DDD discontinuing funding for a service, the bill requires  
43 notification to providers. The notifications provided for in the bill  
44 would occur at least 90 days prior to termination of services or a  
45 placement, or to discontinuation of a service.

46       The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9),  
47 which currently permits termination of services within 60 days of  
48 ineligibility, to conform to the bill's requirement to provide for at  
49 least 90-day notifications.

SENATE HEALTH, HUMAN SERVICES AND SENIOR  
CITIZENS COMMITTEE

STATEMENT TO

**SENATE, No. 3056**

**STATE OF NEW JERSEY**

DATED: DECEMBER 21, 2015

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 3056.

This bill requires the Division of Developmental Disabilities (DDD), in the Department of Human Services, to provide certain notifications in association with the termination of services or the discontinuation of funding for services that are provided to developmentally disabled persons.

In particular, if the DDD plans to terminate any services received by, or the placement of, a developmentally disabled person due to the person's ineligibility for benefits under the Medicaid program or the person's ineligibility for DDD services or placement, the DDD will be required to provide notification thereof to the developmentally disabled person, or the person's guardian, as well as to the service provider. If the DDD plans to discontinue funding for a service that is provided to a person with a developmental disability, the DDD will be required to provide notification thereof only to the service provider. The notifications required by the bill would need to be provided at least 90 days prior to the date on which the service or placement is to be terminated, or the date on which service funding is to be discontinued, as appropriate. The bill would also amend existing law at section 5 of P.L.1995, c.155 (C.30:4-25.9), in order to clarify that DDD services may be terminated only after 90 days (as opposed to 60 days), in accordance with the bill's provisions, following a determination of ineligibility therefor.

As reported by the committee, this bill is identical to A-4420 (Mazzeo/Vainieri Huttel/DeAngelo/Lampitt), which the committee also reported favorably on this date.

# SENATE BUDGET AND APPROPRIATIONS COMMITTEE

## STATEMENT TO

### SENATE, No. 3056

# STATE OF NEW JERSEY

DATED: JANUARY 7, 2016

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 3056.

This bill requires notifications to persons with developmental disabilities, or their guardians, if the Division of Developmental Disabilities (DDD) in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for by the bill must occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

As reported, this bill is identical to Assembly Bill No. 4420, as also reported by the committee.

#### FISCAL IMPACT:

The Office of Legislative Services finds that the bill will result in an indeterminate increase in administrative costs at the DDD to send notification letters to DDD clients, clients' guardians, and providers when a client may be in danger of losing eligibility for services.

The bill may also cause the DDD to incur additional, indeterminate costs to provide services to its clients who are no longer eligible to receive DDD-funded services, but who are entitled to 90 days' continued services to meet the bill's 90-day notice requirements.

**LEGISLATIVE FISCAL ESTIMATE**  
**SENATE, No. 3056**  
**STATE OF NEW JERSEY**  
**216th LEGISLATURE**

DATED: JANUARY 22, 2016

**SUMMARY**

- Synopsis:** Requires certain notifications for termination of services to persons with developmental disabilities and providers.
- Type of Impact:** An expenditure increase from the General Fund.
- Agencies Affected:** Division of Developmental Disabilities (DDD) in the Department of Human Services.

**Office of Legislative Services Estimate**

<b>Fiscal Impact</b>	<b><u>Year 1</u></b>
<b>State Cost</b>	Indeterminate increase – See comments below

- The Office of Legislative Services (OLS) finds that the bill would result in an indeterminate increase in administrative costs by the DDD to send notification letters to DDD clients, clients' guardians, and providers when a client may be in danger of losing eligibility for services.
- The bill may also cause the DDD to incur additional, indeterminate costs in order to provide services to its clients who are no longer eligible to receive DDD-funded services, but who would be entitled to 90 days' continued services in order to meet the bill's 90-day notice requirements.

**BILL DESCRIPTION**

Senate Bill No. 3056 of 2015 requires notifications to persons with developmental disabilities, or their guardians, if the Division of Developmental Disabilities (DDD) in the Department of Human Services plans to terminate any services received by, or the placement of, the persons due to ineligibility for benefits under the Medicaid program or ineligibility for services or a placement from DDD. The bill also requires DDD to notify providers in these instances. In the case of DDD discontinuing funding for a service, the bill requires notification to providers. The notifications provided for in the bill would occur at least 90 days prior to termination of services or a placement, or to discontinuation of a service.

The bill also amends section 5 of P.L.1995, c.155 (C.30:4-25.9), which currently permits termination of services within 60 days of ineligibility, to conform to the bill's requirement to provide for at least 90-day notifications.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

None received.

### ***OFFICE OF LEGISLATIVE SERVICES***

The OLS finds that the bill will likely result in an increase in expenditures by the DDD, but cannot estimate the magnitude of the increase. In general, DDD currently makes significant efforts to notify its consumers with developmental disabilities and their guardians, as applicable, if the consumer is in danger of losing eligibility for DDD-funded services – though there is no specific guarantee that such notifications are provided 90 days in advance. In addition, the DDD sometimes notifies providers of the possible termination of these consumers from the providers' services, but anecdotal evidence from the provider community suggests that such notifications are frequently made too late to be actionable, or are not made at all. The bill may cause an increase in administrative costs related to additional notification letters sent to consumers, guardians, and providers, but the magnitude of this increase is indeterminate.

The bill may also lead to an indeterminate increase in service costs if the DDD extends its funding of services in order to comply with the 90-day notice requirements. Pursuant to N.J.A.C.10:46-2.1(d), the DDD is currently required to provide time-limited services for 60 days to individuals who are otherwise eligible for DDD services but lose Medicaid eligibility. (This is consistent with current statute that permits, but does not require, the DDD to terminate services after 60 days. The bill would revise the permissive standard, but not the mandatory standard, to 90 days.) There is no specific statutory or regulatory requirement that DDD continue services for any period of time for a DDD client who is determined not to meet the functional eligibility criteria to receive DDD-funded services. By requiring 90 days notice before terminating services, the bill may require DDD to fund an additional 30 days of services beyond what it is currently obligated to fund for individuals who lose Medicaid eligibility, and up to 90 days for individuals who lose functional eligibility. The DDD might avoid extending services if it is able to provide notice of a possible loss of eligibility 30 days or more in advance of the actual loss of eligibility. The OLS is not able to estimate the magnitude of such expenses, as it lacks information on the number of individuals who are likely to lose eligibility, the normal duration of continuation of services in the event of a termination of eligibility, or the average cost for services for individuals who are at risk of losing eligibility. It is also uncertain whether the State would be able to claim federal Medicaid matching funds (which support 50 percent of the cost of most DDD services) for services provided during the period after which a person has lost eligibility but continues to receive services.

*Section: Human Services*

*Analyst: David Drescher  
Senior Fiscal 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 Chris Christie Takes Action On Pending Legislation From The 216th Legislative Session

Tuesday, January 19, 2016      Tags: [Weather](#)



**Trenton, NJ** – Furthering his administration's commitment to New Jersey's veterans and military personnel, Governor Chris Christie took action today on legislation from the 216th Legislative Session, including 11 legislative measures designed to assist both active military members and veterans, along with their families.

"From the very start of this administration, we have focused on serving the needs of our veterans and the men and women still in active duty, assisting them with everything from securing jobs to finding the proper health care and social services," said Governor Christie. "The bills I signed today continue to make good on our promise to help those who have given so much of themselves to defend and serve this nation find a seamless transition back to civilian life and receive a helping-hand, when needed, no matter how long after their discharge from the military."

### The enacted legislation includes:

- **S-172/A-2276 (Whelan, Beach/DeAngelo, Quijano)** - Exempts disabled veterans and Purple Heart recipients from payment of municipal parking meter fees when their vehicles bear a disable veteran's or Purple Heart license plate or placard issued by New Jersey Motor Vehicle Commission
- **S-2972/A-4465 (Van Drew, Cruz-Perez/Andrzejczak, Tucker, Benson)** - Requires DMVA assist and mentor veterans through criminal justice system
- **A-1667/S-2155 (Johnson, DeAngelo, Andrzejczak, Mukherji, Pintor Marin/Van Drew, A.R. Bucco)** - Permits child whose parent or guardian is ordered into active military service to remain enrolled in school district where child's parent or guardian resided prior to active military service
- **A-2935/S-1325 (Andrzejczak, Lagana, Webber, Mosquera, Lampitt/Van Drew, A.R. Bucco)** - Authorizes property tax deferral for deployed military personnel
- **A-2299/S-239 (Andrzejczak, Benson/Van Drew, Stack)** - Requires municipalities to exempt 100% disabled veterans from construction permit surcharge fees for improvements to promote living unit accessibility; appropriates \$20,000 for municipal reimbursements
- **A-3552/S-2636 (Mazzeo, Andrzejczak, Mukherji, Benson/Beach, Van Drew)** - Creates financial planning assistance program for disabled veterans and their caregivers
- **A-3554/S-2606 (Mazzeo, Andrzejczak, Mukherji, Benson, Danielsen/Beach, Cruz-Perez)** - Increases income eligibility cap to receive respite care for certain veterans
- **AS for A-3750/S-2569 (Lampitt, Tucker, Andrzejczak, Singleton, Mosquera/Beach, Allen)** - Requires Adjutant General to create informational webpage for women veterans
- **A-4148/S-2731 (Andrzejczak, Benson/Van Drew, Beach)** - Provides an excused absence on Veterans Day for pupil who participates in certain activities for veterans or active duty members of United States Armed Forces or New Jersey National Guard

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- **A-4323/S-2952 (DeAngelo, Lagana, Muoio, Benson/Beach, Whelan)** - Expands timeframe for renewal of driver's license, registration, and inspection by military personnel and immediate family members under certain circumstances.
- **AJR-117/SJR-85 (Tucker, Holley, Vainieri Huttie/Beach, Whelan, Madden)** - Urges Congress to restore funding to Vets4Warriors veteran suicide hotline

The Governor also took the following action on other pending legislation:

#### BILL SIGNINGS:

BILL SIGNINGS:

- **S-451/A-1103 (Ruiz, Allen/Vainieri Huttie, Singleton, Benson)** - Establishes Office of the Special Education Ombudsman in DOE
- **S-485/A-1976 (Cunningham, Ruiz/Lampitt, Mosquera, Quijano)** -Requires president of public institution of higher education to regularly report on-campus criminal and fire events to the institution's governing board
- **S-489/A-4926 (Cunningham, T. Kean/Diegnan, Mukherji, Benson)** - Authorizes institutions of higher education to grant college credit to high school students who complete the Jersey Boys State or Jersey Girls State program
- **S-832/A-2039 (Whelan, Beach/Moriarty, Stender, Garcia)** - Permits voter registration of certain persons at age 17 for voting at next election occurring on or after 18th birthday
- **S-1046/A-2721 (Turner, Scutari/Gusciora)** - Concerns alterations in child support obligations in response to changes to status of supported child
- **S-1184/A-1950 (Vitale, Beach/Conaway, Diegnan, Sumter, Danielsen)** - Revises requirements for licensure and creates physician-delegated scope of practice for physician assistants
- **S-1346wGR/A-3837 (Rice/Coughlin, Garcia, Rodriguez-Gregg, Pintor Marin, Jasey)** - Concerns the recording of mortgages
- **S-1447/A-2829 (Greenstein, Addiego/Johnson, Mainor, Rible, Quijano)** - Prohibits posting, publishing on the Internet, or disclosing certain information regarding law enforcement officers
- **S-1567/A-410 (A.R. Bucco, Van Drew/A.M. Bucco, Bramnick, Johnson, Quijano, Rumana)** - Establishes DOT roadside memorial program for fallen police officers, sheriff's officers, EMS workers, and firefighters; designated as "Patrolman Joseph Wargo's Law"
- **S-1687/A-4924 (Ruiz, Vitale/Diegnan, Eustace)** - Permits students made homeless by act of terrorism or natural disaster to attend tuition-free the school district in which they resided prior to being homeless for two school years after the event
- **S-2032wGR/A-3440 (Codey, Turner/Diegnan, Eustace)** - Requires DOE to review Core Curriculum Content Standards to ensure that they incorporate modern computer science standards where appropriate
- **S-2110/A-3343 (Oroho/Space, Vainieri Huttie, Schaer, Phoebus, Pinkin)** - Requires nursing homes to offer form designating beneficiary of personal needs allowance accounts from incoming and current residents

- **S-2201/A-3273 (O'Toole/Russo, Rumana, Casagrande)** - Authorizes youth camps to maintain supply of epinephrine and permit trained employees to administer epinephrine to camp members suffering from anaphylaxis
- **SCS for S-2251/A-3708 (Oroho, Barnes/Diegnan, Webber, Johnson, Space, Phoebus)** - Increases monetary amounts for transfer of estate assets without administration and for exemption from debts of the deceased
- **S-2260wGR/A-688 (Scutari, Cardinale/Schaer)** - Modifies certain fees charged by, and requirements imposed on, check casher licensees
- **S-2284wGR/A-3549 (Pou, Weinberg/Schaer, Vainieri Huttle, Webber, Singleton, Jimenez, Johnson, Bramnick)** - Requires Medicaid managed care organizations to meet certain conditions prior to reducing reimbursement rates for personal care assistant services and home-based supportive care services
- **S-2442/A-3891 (T. Kean, Sarlo/Bramnick, Rodriquez-Gregg, Johnson, Casagrande, Schepisi)** - Establishes NJ Innovation and Research Fellowship Program in DOLWD
- **S-2495/A-3868 (Codey, Rice/Conaway, Singleton, Eustace, Coughlin)** - Authorizes State-chartered banks, savings banks, savings and loans, and credit unions to conduct certain savings account promotions
- **S-2617/A-3944 (Cardinale/Garcia, McKeon, Auth, Eustace, Pinkin)** - Requires DEP to adopt regulations to allow cultivation of commercial shellfish species in certain coastal and inner harbor waters for research, educational, or restoration purposes; requires community engagement process for revision thereof
- **S-2627/A-3957 (Cardinale, Sacco/Schepisi, Auth, Eustace, Rumana, Johnson)** - Designates State Highway Route 17 in Borough of Ramsey as "Staff Sergeant Timothy R. McGill Memorial Highway"
- **S-2695/A-4110 (T. Kean, Sacco/Dancer, Benson, Jimenez, Johnson)** - Requires MVC conduct study and make recommendations concerning electronic driver's licenses and mobile applications
- **S-2741/A-4213 (Doherty/Vainieri Huttle, Webber)** - Permits unregulated solicitation to perform snow shoveling within 24 hours of predicted snowstorm
- **S-2787wGR/A-4273 (Sweeney/Singleton, Burzichelli, Giblin, Prieto, Wimberly)** - Establishes vocational training pilot program in DOC; provides for inmate compensation for education and workforce training participation
- **S-2880/A-4704 (Lesniak, T. Kean/Diegnan, Wisniewski)** - Provides up to \$25 million in tax credits under Economic Redevelopment and Growth Grant Program for certain infrastructure at Rutgers, the State University of New Jersey
- **S-2922/A-4925 (Ruiz, Turner/Diegnan, Jasey)** - Requires DOE on its website to link to Department of Treasury's website where list is maintained of all third party individuals and vendors employed or retained for work associated with State assessments
- **S-2923/A-4901 (Ruiz, Turner/Jasey, Caputo)** - Requires school district or charter school to provide notification to parent or guardian of enrolled student on upcoming administration of State assessments or commercially-developed standardized assessment
- **S-2960/A-4331 (Codey, Rice/Garcia, Vainieri Huttle, Danielsen, DeAngelo, Holley, Benson, Mukherji)** -

Establishes requirements for training programs for homemaker-home health aides in care of patients with Alzheimer's disease and related disorders

- **S-3019/A-4771 (Sweeney, Stack/Burzichelli, Muoio)** - Requires filing of financial agreement for long term tax exemption with county finance officer and counsel; requires quarterly payment of county share of payment in lieu of tax
- **S-3129/A-4728 (Madden, Cunningham/DeAngelo, Benson, Lampitt, Quijano)** - Directs DOLWD to provide information regarding employee leave and benefit rights
- **S-3168/A-4769 (Sweeney, O'Toole/Burzichelli)** - Limits increase in annual budget requests of certain county entities
- **S-3170/A-4768 (Pou, Bateman/Burzichelli)** - Requires county superintendent of elections to operate pursuant to county administrative code; subjects certain salary costs of office of county superintendent of elections to review and approval by county governing body
- **S-3171/A-4575 (Whelan, Oroho/Greenwald, Burzichelli)** - Creates definition of certified mail
- **S-3182/A-4690 (Ruiz, Pou/Pintor Marin, Spencer, Sumter)** - Delays certain documentation submission deadlines under certain business tax credit programs
- **S-3207/A-4714 (Vitale, T. Kean/Lampitt, Mosquera)** - Limits liability of caregivers when facilitating normalcy for children in foster care
- **S-3240/A-4878 (Lesniak, Allen/Spencer, Sumter, Holley, Eustace)** - Authorizes establishment of recovery high school alternative education programs
- **S-3242/A-4856 (Vitale, Sweeney/Vainieri Huttie)** - Clarifies best interests of the child should be primary consideration in actions undertaken by State governmental entities and courts of law
- **S-3243/A-4702 (Vitale, Greenstein/Vainieri Huttie, Spencer)** - Provides that if minor appears to have been sexually assaulted, health care professionals in addition to physicians may authorize forensic sexual assault examination and medical care without parental consent
- **S-3247/A-4928 (Ruiz, Pou/Sumter, Wimberly)** - Eliminates cap on cost of SDA district school facilities projects that may be constructed by district and included in capital outlay budget
- **S-3282wGR/A-4850 (Rice, Cunningham/Wimberly, Mainor, Johnson)** - Expands Police Training Commission membership to include representative from Northern New Jersey and South Jersey Chapters of National Organization of Black Law Enforcement Executives
- **S-3303/A-4469 (Whelan/Quijano, Mukherji, Jimenez)** - Makes fraudulent use of social security number to collect lottery winnings crime of fourth degree
- **S-3321/A-4927 (Smith, Van Drew, Bateman/Spencer, Rumana)** - Authorizes DEP to require public access to waterfront and adjacent shoreline as condition of waterfront development approvals and CAFRA permits

- **SJR-22/AJR-40 (Weinberg/Johnson, Vainieri Huttie)** - Designates January 14 of each year as "Hannah G. Solomon Day"
- **ACS for A-206, 471, 1663, 2879, 3060, 3108wGR/S-2663 (Green, Spencer, Gusciora, Johnson, McKeon, Giblin, Wimberly, Mainor, Quijano/Turner, Lesniak, Pou)** - Shortens waiting periods for expungement of criminal and other records and information; makes various changes to other expungement procedures and requirements
- **A-311/S-2426 (Bramnick, Diegnan, Wimberly, Gusciora/Ruiz, T. Kean)** - Requires public schools to weight courses in visual and performing arts equally with other courses worth same number of credits in calculating grade point average
- **ACS for A-428/S-393 (Jimenez, Prieto/Sacco, Sarlo)** - Expands DNA database to include samples from disorderly persons who are fingerprinted and permits law enforcement officers to collect certain biological samples
- **A-801wGR/S-861 (Coughlin, Wisniewski, Mazzeo/Vitale, Sacco)** - Directs New Jersey Turnpike Authority and South Jersey Transportation Authority to study and report on potential revenue generating services of rest areas and service plazas
- **A-984/S-1534 (Andrzejczak, Wimberly/Van Drew, Bateman)** - Enhances penalty for tampering with evidence after fleeing the scene of an accident resulting in death
- **A-1455/S-2011 (Diegnan, Mosquera, Caputo, Jasey, Mukherji/Madden, Holzapfel)** - Abigail's Law; requires that newly-manufactured school buses be equipped with sensors
- **A-1462/S-3288 (Diegnan, Wimberly/Gill)** - Requires coin redemption machine operators to disclose fees
- **A-1466 (Diegnan, O'Donnell, Mainor, Garcia)** - Allows for waiver of school bus requirements for mobility assistance vehicle technicians who transport students with medical needs to and from school
- **A-1726wGR/S-308 (Eustace, Lagana, Mosquera, Vainieri Huttie, Wimberly/Gordon)** - Amends "Flood Hazard Area Control Act" to require DEP to take certain actions concerning delineations of flood hazard areas and floodplains
- **A-1812/S-2717 (Mosquera, Mazzeo, Andrzejczak/Cruz-Perez, Oroho, Jones)** - Extends protections of the new vehicle "lemon law" to new farm tractors purchased or leased in New Jersey
- **A-1958/S-1848 (Allen, Van Drew)** - Concerns exemptions from permits for certain agricultural activities under "Freshwater Wetlands Protection Act"
- **A-2597/S-2161 (Singleton, Diegnan, DiMaio/Ruiz, Beach)** - Provides that beginning with the 2016-2017 grade nine class, Advanced Placement computer science course may satisfy a part of the mathematics credits required for high school graduation
- **A-2839/S-2620 (Burzichelli, Space, Phoebus/Oroho, Turner)** - "New Jersey Rural Microenterprise Act"
- **A-2915/S-2035 (Lagana, McKeon, Ciattarelli/Bateman, Barnes)** - "Uniform Trust Code"

- **A-2943/S-1312 (Andrzejczak, DeAngelo, Mazzeo, Quijano, Danielsen/Van Drew, Allen)** - Provides for voluntary contributions by taxpayers on gross income tax returns for active duty members of United States Armed Forces, Reserve components thereof, and National Guard from New Jersey
  
- **A-3006/S-3272 (Conaway, Singleton, Eustace, DiMaio, Danielsen/Beach, Turner)** - Establishes procedure for consolidating fire districts
  
- **A-3019/S-1978 (Singleton, Conaway, Andrzejczak, Mazzeo, Garcia, Mosquera/Van Drew, Beach)** - Requires State Employment and Training Commission to prepare annual report on State workforce
  
- **A-3043/S-1943 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)** - Concerns authority of DOLWD to inspect prevailing wage public work projects
  
- **A-3044/S-1944 (Space, DeAngelo, Egan, Phoebus, Moriarty/Oroho, Van Drew)**  
Requires Commissioner of DOLWD to disseminate certain information to contractors who bid on or perform prevailing wage public work
  
- **A-3225/S-2333 (Singleton, Rible, Lampitt, Quijano, Pintor Marin, Jimenez/Sweeney)** - Provides for licensure of chiropractic assistants
  
- **A-3228/S-2499 (Mukherji, Vainieri Huttie, Mosquera, Garcia/Turner)** - Requires sober living homes and other substance abuse aftercare treatment facilities to provide certain notifications to next-of-kin when patient is released from care; designated as "Nick Rohdes' Law"
- **A-3257wGR/S-2125 (Andrzejczak, Mazzeo, Burzichelli/Van Drew)** - Provides that determination by county agriculture development board or State Agriculture Development Committee as to what qualifies as farm-based recreational activity in pinelands protection area is binding on Pinelands Commission
  
- **A-3276/S-2248 (Mazzeo/Whelan)** - "Mainland Memoriam Act"; directs MVC to create graduated driver's license informational material to be distributed by motor vehicle dealers
  
- **A-3435wGR/S-2503 (Garcia, Mukherji, Vainieri Huttie, Mainor, Eustace, Mosquera/Stack, Gordon)** - "Boys & Girls Clubs Keystone Law"; permits minors to give consent for behavioral health care
  
- **A-3850/S-2467 (DeAngelo, Eustace, Mazzeo, Pintor Marin, Benson/Turner, Singer)** - Requires BPU to establish procedures allowing electric power and gas supplier customers to switch energy suppliers
  
- **A-3927/S-2820 (Andrzejczak, Mazzeo, Taliaferro, Dancer/Van Drew, Oroho)** - Requires drivers to slow down before passing slow moving vehicles; establishes Statewide educational campaign on rural roadway safety; updates agriculture-related motor vehicle laws to reflect current industry practices
  
- **A-3955/S-2644 (Conaway, Benson, Vainieri Huttie, Munoz, Sumter, Mukherji/Vitale, Codey)** - Requires development and maintenance of database to advise public about open bed availability in residential substance use disorders treatment facilities
  
- **A-4098/S-2877 (Pinkin, Sumter, Benson/Codey, Greenstein)** - Prohibits sale or distribution of liquid nicotine except in child-resistant containers

- **A-4105/S-2977 (Garcia, Mainor, Mukherji, O'Donnell, Sumter, Rible, A.M. Bucco/Greenstein, Cunningham)** - Expands scope of law governing registration of security guards; designated as "Detective Vincent Santiago's Law"
- **A-4133/S-2997 (Giblin, Pinkin/Cruz-Perez, Allen)** - Allows dispensation of certain nutritional supplements by physician or podiatric physician
- **A-4275wGR/S-2831 (Prieto, Eustace, Lagana, Greenwald, Quijano, Daniels, Mukherji/Sweeney, Turner, Sarlo)** - "New Jersey Secure Choice Saving Program Act"; establishes retirement savings program for certain workers
- **A-4386wGR/S-3042 (Coughlin, Pinkin, Vitale, Singer)** - Permits candidates for school board to circulate petitions jointly and be bracketed together on ballot; permits short nonpolitical designation of principles on petitions and ballots; provides for study of impact of changes
- **A-4387/S-3016 (Coughlin, Wisniewski, Wimberly/Vitale)** - Requires MVC to allow submission of "Next-of-Kin Registry" information by mail
- **A-4388/S-3041 (Coughlin, Wisniewski/Vitale)** - Designates State Highway 184 in Woodbridge Township as "Bruce Turcotte Memorial Highway"
- **A-4415/S-3279 (Diegnan, Garcia, Pinkin/Turner, Ruiz)** - Establishes State Seal of Biliteracy to recognize high school graduates who have attained a high level of bilingual proficiency
- **A-4420/S-3056 (Mazzeo, Vainieri Huttie, DeAngelo, Lampitt/Gordon, Greenstein)** - Requires certain notifications for termination of services to persons with developmental disabilities and providers
- **A-4476wGR/S-2876 (Conaway/Codey)** - Requires certain surgical practices and ambulatory care facilities licensed in this State to be owned by hospital or medical school located in the State
- **A-4719/S-3250 (Moriarty, Mosquera, Vainieri Huttie, DeAngelo, Diegnan, Mukherji/Cruz-Perez, Ruiz)** - Extends use of stored driver's license picture for person undergoing chemotherapy or other treatment for certain medical illnesses
- **CC for A-4863/S-3233 (A.M. Bucco, Phoebus, Munoz, Wisniewski, Oliver/A.R. Bucco)** - Requires warning sign to be posted at pontoon boat rental businesses; designated as "Christopher's Law"
- **AJR-112/SJR-86 (Conaway/Weinberg)** - Designates May of each year as "Cystic Fibrosis Awareness Month"

#### BILLS POCKET VETOED:

- **S-221/A-4155 (Allen, Vitale/Vainieri Huttie, Sumter, Lampitt)** - Prohibits the restraint of prisoners during and immediately after childbirth
- **S-316/A-1739 (Gordon/Eustace, Ciattarelli, Lagana, Gusciora)** - Increases flexibility, clarity, and available tools of optional municipal consolidation process
- **S-564/A-4186 (Smith, Bateman/Eustace, McKeon, Spencer, Benson)** - Establishes "Solar Roof Installation Warranty Program" in EDA and transfers \$2 million from societal benefits charge to initially fund program

- **S-602/A-3254 (Codey, Vitale/Vainieri Huttle, Angelini, Lampitt, Diegnan, Jasey, Conaway, Moriarty)** - Raises minimum age for purchase and sale of tobacco products and electronic smoking devices from 19 to 21
- **SCS for S-726, 1257/ACS for A-1405 (Turner, Cruz-Perez, Beach, T. Kean/Lampitt, Egan, Quijano, Sumter, Danielsen)** - Establishes innovation zone program to stimulate technology industry clusters around New Jersey's research institutions; allows certain technology businesses located in certain innovation zones to receive certain tax credits under Grow New Jersey Assistance Program
- **S-1232/A-3314 (Weinberg, Pennacchio/Johnson, Greenwald, Wimberly, Mosquera)** - Establishes Office of State Dental Director and New Jersey Oral Health Commission
- **S-1279/A-2325 (Rice, Van Drew/Spencer, Muoio, Benson, Pintor Marin)** - Makes FY 2016 supplemental Grants-in-Aid appropriation of \$10 million to DCA for Lead Hazard Control Assistance Fund
- **S-1414/A-2405 (Smith, Bateman/Eustace, Benson, Johnson)** - Concerns low emission and zero emission vehicles; establishes Clean Vehicle Task Force
- **SCS for S-1420/ACS for A-1603 (Beach, Whelan, Smith, Sweeney, Bateman, Thompson/Spencer, Eustace, Quijano, Wimberly)** - Requires paint producers to implement or participate in paint stewardship program
- **S-1436/A-4687 (Rice/Green, Holley)** - Exempts sales to homeowner assistance and recovery programs from realty transfer fees
- **S-1594/A-4044 (Turner/Peterson, Lagana, Rible, Jasey, Wimberly)** - Requires a public school district to provide a daily recess period for students in grades kindergarten through 5
- **S-1961/A-4111 (Codey/McKeon, Jasey, Vainieri Huttle, Garcia)** - Establishes certain minimum and maximum temperatures in emergency shelters, rooming and boarding houses, and certain nursing homes and residential health care facilities
- **S-2143/ACS for A-1682, 3547 (Van Drew, Singer/Wisniewski, Andrzejczak, Webber)** - Establishes time periods for adverse possession of certain property
- **S-2375/A-3700 (Vitale, Singer/Mazzeo, Vainieri Huttle, Lagana, Sumter, A.M. Bucco)** - Provides for licensure of ambulatory care facilities to provide integrated primary care services including behavioral health care
- **S-2491/A-4069 (Smith/Danielsen, Pinkin, Benson)** - Establishes position of State Oceanographer
- **S-2515/A-3269 (Scutari/Mukherji, Burzichelli, McKeon, Garcia)** - Confers title of Acting Associate Justice of the Supreme Court on certain judges of the Superior Court, Appellate Division, temporarily assigned to the Supreme Court
- **SCS for S-2521/ACS for A-3888 (Gill, Allen/Lampitt, Benson, Vainieri Huttle, Eustace)** - Establishes Pedestrian and Bicycle Safety Advisory Council
- **S-2623/A-4849 (Turner/Wimberly, Mainor, Johnson)** - Requires law enforcement agencies in this State to establish minority recruitment and selection programs; establishes reporting requirement

- **S-2640/A-4026 (Madden, Pou/Lampitt, Mosquera, Vainieri Huttie)** - Establishes New Jersey Caregiver Task Force to evaluate and provide recommendations on caregiver support services
  
- **S-2711/A-4128 (Smith, Whelan/Mazzeo, DeAngelo, Spencer, Singleton, McKeon, Daniels, Johnson)** - Permits BPU to approve qualified wind energy project; requires BPU to provide application periods for those projects
  
- **S-2716/A-4359 (Ruiz, Turner/Pintor Marin, Spencer, Sumter, Caride)** - Requires that school district's request for permission to use unrecognized position title include list of abolished positions and positions in which there have been layoffs and detailed job descriptions for them
  
- **S-2769/AS for ACS for A-4197, 4206 (Smith, Bateman/Andrzejczak, McKeon, Spencer, Pintor Marin, Dancer, Vainieri Huttie)** - Implements 2014 constitutional dedication of CBT revenues for certain environmental purposes; revises State's open space, farmland, and historic preservation programs
  
- **S-2793/A-3962 (Whelan/Vainieri Huttie)** - Increases from 17 to 21 public members of New Jersey State Council on the Arts; requires members to be residents of NJ; imposes specific criteria for four new members initially appointed
  
- **S-2806/A-4913 (Cunningham, Vitale, Singer/Muoio, Spencer)** - Removes restrictions on convicted drug offenders receiving general assistance benefits under Work First New Jersey program
  
- **S-2878/A-4636 (Stack, Weinberg/Jimenez, Lagana, Mukherji, Vainieri Huttie, Giblin, Moriarty)** - Establishes minimum certified nurse aide-to-resident ratios in nursing homes
  
- **S-2975/A-4548 (Sarlo, Pou/Wimberly)** - Establishes pilot program in Paterson authorizing non-disclosure of records of certain expungements
  
- **S-3067/A-4653 (Barnes, Turner/Diegnan, Oliver)** - Requires teachers of health and physical education in grades kindergarten through six in public schools to possess appropriate endorsement to instructional certificate
  
- **S-3071/A-4639 (Weinberg, Gordon/Vainieri Huttie, Garcia, Eustace, Johnson)**  
Establishes Mike Adler Aphasia Task Force to assess needs of persons with aphasia, and their families, and ensure adequate provision of support services and information thereto
  
- **S-3201/A-3607 (Barnes, Holzapfel/Dancer, McGuckin, Rible, A.M. Bucco)** - Requires interior light of motor vehicle be turned on when stopped by law enforcement under certain circumstances
  
- **S-3244/A-2740 (Ruiz, Sarlo/Diegnan, Johnson, Jasey)** - Eliminates school district budget per pupil administrative cost limits
  
- **S-3249/A-4717 (Weinberg, Codey/Johnson, Vainieri Huttie, Eustace, Garcia)** - Requires firearm retailers to sell personalized handguns
  
- **S-3277/A-4764 (Cruz-Perez/Burzichelli)** - Expands municipal authority to license and inspect residential rental property
  
- **S-3299/A-4903 (Sweeney, Singer, Vitale/Burzichelli, Rible, Pintor Marin, Mukherji, Lagana, Vainieri Huttie)** -



Maintains property tax exemption for certain nonprofit hospitals with on-site for-profit medical providers; requires these hospitals to pay community service contributions to host municipalities; establishes Nonprofit Hospital Community Service Contribution Study Commission

- **S-3416/A-4808 (Lesniak, Sarlo/Eustace, Gusciora)** - Prohibits possession, transport, import, export, processing, sale, or shipment of parts and products of certain animal species threatened with extinction
- **SJR-77/A-JR104 (Bateman, Whelan/Ciattarelli, McKeon, Eustace)** - Permits county commissioners of registration and boards of election to conduct "Electronic Poll Book Demonstration Project" in certain districts during 2016 elections; requires Division of Elections review and approval of proposed projects
- **A-431/S-2773 (Jimenez/Singer)** - Requires clinical laboratory that provides services for accountable care organization to establish clinical laboratory testing advisory board
- **A-943/S-2967 (Singleton, Conaway, Moriarty, Green, Lampitt, Mazzeo/Van Drew)** - Permits small businesses to qualify for loans from NJEDA for costs of energy audit and making energy efficiency or conservation improvements
- **A-945/S-2402 (Singleton, Lampitt, Schaer, Wimberly, Garcia/Rice, Turner)** - Establishes New Jersey Council on Responsible Fatherhood and Responsible Fatherhood Fund
- **A-964/S-187 (Singleton, DeAngelo, Quijano, Coughlin, Moriarty/Whelan, Madden)** - Requires certain bidders for prevailing wage public work to provide proof that the prevailing wage will be paid
- **A-986/S-247 (Andrzejczak, Benson, Danielsen, Moriarty/Van Drew, Cunningham)** - Establishes telemarketing fraud investigation unit
- **A-1035/S-2040 (Benson, Rible, A.M. Bucco/Scutari, Cardinale)** - Prohibits health insurance carriers from requiring optometrists to become providers with vision care plans as condition of becoming providers in carriers' panel of providers
- **A-1039/S-2310 (Benson, Prieto, Caride, Quijano/Sacco, Greenstein)** - Sets forth certain standards to be followed by law enforcement agencies and fire departments when utilizing drones
- **A-1431/S-1501 (Caride, Singleton, Jasey/Bateman, Addiego)** - Requires State Board of Education regulations regarding school nurse certification to include certain minimum eligibility requirements
- **A-1849/S-1766 (Lampitt, Spencer/Rice)** - Prohibits State Board of Education from limiting number of certain two-year college credits that may be applied towards meeting teacher certification requirements
- **A-2026/S-3317 (Greenwald, Pintor Marin/Sweeney, Oroho)** - Realigning the transfer inheritance tax payment due date to coincide with the payment due dates for State and federal estate taxes
- **A-2583 (DeAngelo, Pintor Marin)** - Requires development of fact sheet about bedbugs to be posted on the Department of Education's website
- **A-2586/S-1796 (DeAngelo, Quijano, Benson/Greenstein)** - Establishes "Energy Infrastructure Study Commission"

- **A-2925/S-1033 (Lagana, O'Scanlon, Burzichelli, Garcia/Weinberg, Oroho, Van Drew)** - Allows modernization for the form of disbursement for certain State government and local unit payments to individuals and business entities
- **A-3460/S-2191 (Conaway, Pinkin, Sumter, Casagrande, Wimberly/Vitale, Cruz-Perez)** - Requires Medicaid coverage for diabetes self-management education, training, services, and equipment for patients diagnosed with diabetes, gestational diabetes, and pre-diabetes
- **A-3806/S-2493 (Singleton, Dancer, Mosquera, Benson/Sweeney, Weinberg)** - Establishes four-year pilot program in Ocean County for electronic monitoring of certain domestic violence offenders; designated as "Lisa's Law"; appropriates \$2.5 million
- **A-4182/S-1995 (Eustace, Sumter, Wimberly, Danielsen, Jimenez/Bateman, Smith)** - Prohibits firearm possession by persons convicted of carjacking, gang criminality, racketeering and terroristic threats
- **A-4271/S-3036 (Conaway, Benson, Pinkin, Wimberly/Vitale, Greenstein)** - Mandates health benefits coverage for opioid analgesics with abuse-deterrent properties
- **A-4343/S-2888 (Schaer, Prieto, Sumter, Danielsen, Johnson/Turner)** - Requires county and municipal police departments to establish cultural diversity training course and plan
- **A-4384/S-3145 (DeAngelo, Pintor Marin, Danielsen, Schaer, Johnson/Whelan)** - Requires BPU to render decision on case within 12 months of final public hearing or hold another public hearing prior to deciding case
- **ACS for A-4576/S-1771 (Johnson, Wimberly, Spencer, Tucker/Turner)** - Requires lowest possible price not exceeding certain cap for inmate telephone calls
- **A-4616/S-2958 (Giblin, DeAngelo, Mukherji/Sweeney)** - Extends by two months seasonal retail consumption alcoholic beverage license
- **A-4652/S-3065 (Benson/Gordon)** - Requires Public Health Counsel to promulgate rules and regulations for use of quality control programs in bio-analytical and clinical laboratories
- **A-4763/SS for SCS for S-2973 (McKeon, Spencer, Pinkin/Smith, Bateman, Greenstein, Codey)** - Revises "Electronic Waste Management Act"
- **A-4772/S-3169 (Burzichelli/Weinberg)** - Permits counties to impose one-percent hotel tax
- **A-4773/S-3146 (Eustace, Garcia, Gusciora/Lesniak)** - Prohibits possession and transport of parts and products of certain animals at PANYNJ airports and port facilities
- **A-4918/S-3301 (Gusciora, S. Kean/Sweeney, Singer)** - Clarifies stadiums and arenas owned by local government entities are exempt from property taxation
- **A-4931/S-3325 (Mazzeo/Sweeney)** - Revises "Casino Property Tax Stabilization Act"

- **NO ACTION TAKEN ON BILLS:**

- **A-3981wGR/S-2572 (Mazzeo, Burzichelli, Andrzejczak/Sweeney, Whelan)** - "Casino Property Taxation Stabilization Act"

- **A-3984wGR/S-2575 (Mazzeo, Burzichelli, Giblin/Sweeney, Whelan)** - Reallocates casino investment alternative tax to Atlantic City to pay debt service on municipal bonds issued

- **A-3985wGR/S-2576 (Mazzeo, Burzichelli, Andrzejczak, Giblin/Sweeney, Whelan)** - Removes provisions of law relating to Atlantic City Alliance

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