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LAW/RWH 9/1/2009

# SENATE, No. 2146

## STATE OF NEW JERSEY 213th LEGISLATURE

INTRODUCED OCTOBER 6, 2008

**Sponsored by:**

**Senator CHRISTOPHER "KIP" BATEMAN**

**District 16 (Morris and Somerset)**

**Senator FRED H. MADDEN, JR.**

**District 4 (Camden and Gloucester)**

**Assemblyman PATRICK J. DIEGNAN, JR.**

**District 18 (Middlesex)**

**Assemblyman JOSEPH VAS**

**District 19 (Middlesex)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Assemblyman RUBEN J. RAMOS, JR.**

**District 33 (Hudson)**

**Co-Sponsored by:**

**Senators Gordon, Beach, Stack, Assemblymen Wisniewski, Prieto,**

**Assemblywomen Angelini, Wagner, Rodriguez and Greenstein**

**SYNOPSIS**

Requires assisted living facilities to have defibrillator on site and employees trained to use defibrillator.

**CURRENT VERSION OF TEXT**

As introduced.

(Sponsorship Updated As Of: 3/6/2009)

1 AN ACT concerning defibrillators in assisted living facilities and  
2 amending P.L.2004, c.93.

3

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

6

7 1. Section 1 of P.L.2004, c.93 (C.26:2H-12.26) is amended to  
8 read as follows:

9 1. A nursing home that is licensed pursuant to P.L.1971, c.136  
10 (C.26:2H-1 et seq.) shall, no later than one year after the effective  
11 date of **[this act]** P.L.2004, c.93 (C.26:2H-12.26), and an assisted  
12 living facility that is licensed pursuant to P.L.1971, c.136 shall, no  
13 later than one year after the effective date of P.L. , c. (pending  
14 before the Legislature as this bill):

15 a. acquire at least one defibrillator as defined in section 2 of  
16 P.L.1999, c.34 (C.2A:62A-24), which shall be maintained in a  
17 central location within the nursing home or assisted living facility  
18 that shall be made known and available to the employees of the  
19 nursing home or assisted living facility for the purposes of this act;

20 b. ensure that the defibrillator is tested and maintained, and  
21 provide notification to the appropriate first aid, ambulance or rescue  
22 squad or other appropriate emergency medical services provider  
23 regarding the defibrillator, the type acquired and its location,  
24 pursuant to section 3 of P.L.1999, c.34 (C.2A:62A-25);

25 c. arrange and pay for training in cardio-pulmonary resuscitation  
26 and the use of a defibrillator for employees of the nursing home or  
27 assisted living facility in accordance with the provisions of section  
28 3 of P.L.1999, c.34 (C.2A:62A-25); and

29 d. ensure that the employees of the nursing home or assisted  
30 living facility comply with the provisions of section 4 of P.L.1999,  
31 c.34 (C.2A:62A-26) concerning the use of the defibrillator.

32 (cf: P.L.2004, c.93, s.1)

33

34 2. This act shall take effect immediately.

35

36

37 **SPONSORS STATEMENT**

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39 This bill would require assisted living facilities to comply with  
40 the same requirements concerning defibrillators as those that apply  
41 to nursing homes under N.J.S.A.26:2H-12.26.

42 Specifically, the bill requires an assisted living facility, no later  
43 than one year after the effective date of the bill, to:

- 44 • acquire at least one defibrillator as defined in N.J.S.A.2A:62A-  
45 24, which is to be maintained in a central location within the

**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.**

**S2146 BATEMAN, MADDEN**

3

- 1 facility that is made known and available to the employees of the  
2 facility;
- 3 • ensure that the defibrillator is tested and maintained, and provide  
4 notification to the appropriate first aid, ambulance or rescue  
5 squad or other appropriate emergency medical services provider  
6 regarding the defibrillator, the type acquired and its location,  
7 pursuant to N.J.S.A.2A:62A-25;
  - 8 • arrange and pay for training in cardio-pulmonary resuscitation  
9 and the use of a defibrillator for employees of the facility in  
10 accordance with the provisions of N.J.S.A.2A:62A-25; and
  - 11 • ensure that the employees of the facility comply with the provisions  
12 of N.J.S.A.2A:62A-26 concerning the use of the defibrillator.

SENATE HEALTH, HUMAN SERVICES AND SENIOR  
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 2146

**STATE OF NEW JERSEY**

DATED: JANUARY 26, 2009

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 2146.

This bill would require assisted living facilities to comply with the same requirements concerning defibrillators as those that apply to nursing homes under N.J.S.A.26:2H-12.26.

Specifically, the bill requires an assisted living facility, no later than one year after the effective date of the bill, to:

- acquire at least one defibrillator as defined in N.J.S.A.2A:62A-24, which is to be maintained in a central location within the facility that is made known and available to the employees of the facility;
- ensure that the defibrillator is tested and maintained, and provide notification to the appropriate first aid, ambulance or rescue squad or other appropriate emergency medical services provider regarding the defibrillator, the type acquired and its location, pursuant to N.J.S.A.2A:62A-25;
- arrange and pay for training in cardio-pulmonary resuscitation and the use of a defibrillator for employees of the facility in accordance with the provisions of N.J.S.A.2A:62A-25; and
- ensure that the employees of the facility comply with the provisions of N.J.S.A.2A:62A-26 concerning the use of the defibrillator.

This bill is identical to Assembly Bill No. 2309 (Diegnan/Vas/Coutinho), which is pending in the Assembly Health and Senior Services Committee.

**ASSEMBLY, No. 2309**

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**STATE OF NEW JERSEY**

**213th LEGISLATURE**

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INTRODUCED FEBRUARY 26, 2008

**Sponsored by:**

**Assemblyman PATRICK J. DIEGNAN, JR.**

**District 18 (Middlesex)**

**Assemblyman JOSEPH VAS**

**District 19 (Middlesex)**

**Assemblyman ALBERT COUTINHO**

**District 29 (Essex and Union)**

**Assemblyman RUBEN J. RAMOS, JR.**

**District 33 (Hudson)**

**Co-Sponsored by:**

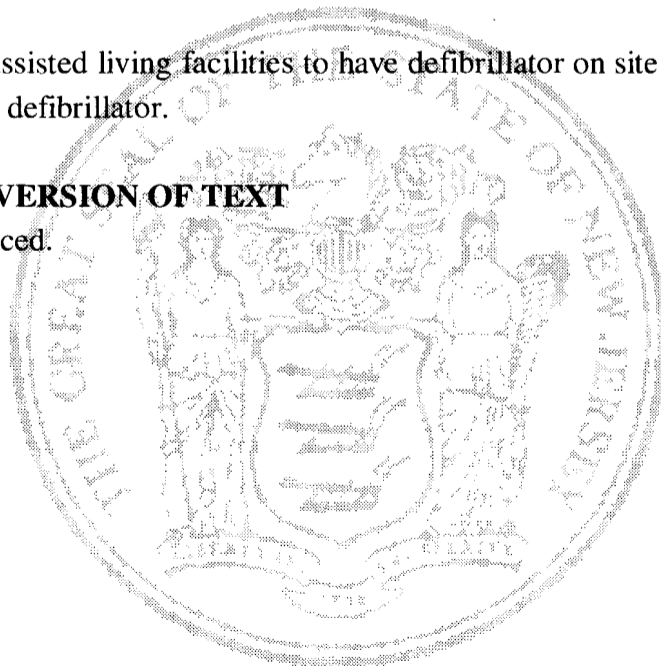
**Assemblymen Wisniewski, Prieto, Assemblywomen Angelini, Wagner,  
Rodriguez and Greenstein**

**SYNOPSIS**

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19 nursing home or assisted living facility for the purposes of this act;

20 b. ensure that the defibrillator is tested and maintained, and  
21 provide notification to the appropriate first aid, ambulance or rescue  
22 squad or other appropriate emergency medical services provider  
23 regarding the defibrillator, the type acquired and its location,  
24 pursuant to section 3 of P.L.1999, c.34 (C.2A:62A-25);

25 c. arrange and pay for training in cardio-pulmonary resuscitation  
26 and the use of a defibrillator for employees of the nursing home or  
27 assisted living facility in accordance with the provisions of section  
28 3 of P.L.1999, c.34 (C.2A:62A-25); and

29 d. ensure that the employees of the nursing home or assisted  
30 living facility comply with the provisions of section 4 of P.L.1999,  
31 c.34 (C.2A:62A-26) concerning the use of the defibrillator.  
32 (cf: P.L.2004, c.93, s.1)

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SPONSOR'S STATEMENT

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41 to nursing homes under N.J.S.A.26:2H-12.26.

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A2309 DIEGNAN, VAS

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5 squad or other appropriate emergency medical services provider  
6 regarding the defibrillator, the type acquired and its location,  
7 pursuant to N.J.S.A.2A:62A-25;
  - 8 • arrange and pay for training in cardio-pulmonary resuscitation  
9 and the use of a defibrillator for employees of the facility in  
10 accordance with the provisions of N.J.S.A.2A:62A-25; and
  - 11 • ensure that the employees of the facility comply with the provisions  
12 of N.J.S.A.2A:62A-26 concerning the use of the defibrillator.

# ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

## STATEMENT TO

### ASSEMBLY, No. 2309

# STATE OF NEW JERSEY

DATED: FEBRUARY 9, 2009

The Assembly Health and Senior Services Committee reports favorably Assembly Bill No. 2309.

This bill requires assisted living facilities to comply with the same requirements concerning defibrillators as those applying to nursing homes under section 1 of P.L.2004, c.93 (C.26:2H-12.26).

Specifically, the bill requires an assisted living facility, no later than one year after the effective date of the bill, to:

- acquire at least one defibrillator as defined in section 2 of P.L.1999, c.34 (C.2A:62A-24), which is to be maintained in a central location within the facility that is made known and available to the employees of the facility;
- ensure that the defibrillator is tested and maintained, and provide notification to the appropriate first aid, ambulance or rescue squad or other appropriate emergency medical services provider regarding the defibrillator, the type acquired and its location, pursuant to section 3 of P.L.1999, c.34 (C.2A:62A-25);
- arrange and pay for training in cardio-pulmonary resuscitation and the use of a defibrillator for employees of the facility in accordance with the provisions of section 3 of P.L.1999, c.34 (C.2A:62A-25); and
- ensure that the employees of the facility comply with the provisions of section 4 of P.L.1999, c.34 (C.2A:62A-26) concerning the use of the defibrillator.

This bill is identical to Senate Bill No. 2146 (Bateman/Madden), which is currently pending before the Senate