

R.S. 44: 7-33 thru 42

November 29, 1967

LEGISLATIVE NOTES ON R.S. 44:7-38 thru 42
(Permanent disability assistance)

- L. 1951, Chapter 139 - A33
Introduced April 30 by Cavinato.
No statement.
Was amended during passage (all forms of bill enclosed).
- L. 1952, Chapter 24 - A215
Introduced January 28 by Haines.
Bill had statement (enclosed).
Was amended during passage (original bill enclosed).
- L. 1962, Chapter 197 - A493
Reorganizes State Welfare Board.
- L. 1966, Chapter 14 - A170
Introduced January 31 by Ranzman and others.
Not amended during passage.
Bill had statement (copy enclosed).

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STATE OF NEW JERSEY

INTRODUCED JANUARY 31, 1966

By Assemblymen TANZMAN, CURRY, DOREN, BIBER and BRIGIANI

Referred to Committee on Institutions, Public Health and Welfare

AN ACT concerning assistance for the blind and amending "An act to reorganize the administration of public welfare functions within the Department of Institutions and Agencies; and for that purpose to amend sections 30:1-7, 30:4-1, 30:4-26.2 and 30:6-1 of the Revised Statutes, to amend and supplement 'An act concerning the care, custody, guardianship, maintenance and supervision of dependent and neglected children, promoting home life therefor, providing for the financing thereof, and repealing certain statutes relating thereto,' approved May 31, 1951 (P. L. 1951, c. 138), as amended, to amend 'An act relating to the reorganization of the executive and administrative offices, departments, instrumentalities of the State Government; concerning the Division of Welfare in the State Department of Institutions and Agencies, and supplementing Title 30 of the Revised Statutes,' approved June 1, 1950 (P. L. 1950, c. 166), to repeal sections 30:6-3, 30:6-4, 30:6-5, 30:6-8, 30:6-9, 30:6-10 and 30:6-14 of the Revised Statutes, to repeal 'An act relating to assistance to needy blind persons in New Jersey, supplementing chapter 6 of Title 30, and amending sections 30:6-3, 30:6-5 and 30:6-14 of the Revised Statutes,' approved April 25, 1946 (P. L. 1946, c. 168), and to supplement chapter 7 of Title 44 of the Revised Statutes," approved December 11, 1962 (P. L. 1962, c. 197).

1 BE IT ENACTED *by the Senate and General Assembly of the State of New*
2 *Jersey:*

1 1. Section 42 of the act of which this act is amendatory is amended to read
2 as follows:

3 42. The assistance to be extended under this act shall be known as "as-
4 sistance for the blind," but shall in all other respects be governed by the con-
5 ditions of eligibility and all other requirements, conditions, limitations and
6 procedures established by and pursuant to chapter 7 of Title 44 of the Re-
7 vised Statutes, excepting section 44:7-3, subsection a. of section 44:7-5, sec-
8 tions 44:7-14 to 44:7-16 inclusive, and section 44:7-25 of the Revised Statutes.

9 *Assistance for the blind shall not be granted to any person who is an*
10 *inmate or resident of or in need of prolonged care in any public or private*
11 *institution because of physical or mental condition, or other cause, unless*

12 (1) *the institution, if publicly owned and operated, is a medical institu-*
13 *tion, other than an institution for tuberculosis or mental disease, designated*
14 *and approved as such by the Department of Institutions and Agencies, and*

15 (2) *the institution, if privately owned and operated, does not come within*
16 *the definition of a hospital to which payment or distribution of funds is per-*
17 *mitted to be made by counties or municipalities of this State pursuant to any*
18 *provision of chapter 5 of Title 44 of the Revised Statutes, and is licensed*
19 *or approved by the Department of Institutions and Agencies pursuant to any*
20 *provision of Title 30 of the Revised Statutes, and*

21 (3) *the individual is not a patient in such institution as the result of a*
22 *diagnosis of tuberculosis or psychosis.*

1 2. This act shall take effect July 1, 1966.

STATEMENT

The purpose of this bill is to effect a technical correction so that eligible persons may continue to be able to receive assistance for the blind while in certain medical institutions to the same extent as they now are. Without this proposed technical amendment such eligibility would be eliminated due to the interrelation of certain sections of chapters 197 and 222 of the laws of 1962.