

**HCANJ BUSINESS MEETING
LEGISLATIVE AND REGULATORY UPDATE
September 1, 2021**

1. Rule Adoptions

- None to report.

2. Rule Proposals

- None to report.

3. HCAB Activity

- None to report.

4. Public Notices

- None to report.

5. Legislation Acted Upon by Governor

Bill: A4864 ScaSa (2R)

Sponsors: Johnson (D37); Vainieri Huttle (D37); Spearman (D5); Weinberg (D37); Addiego (D8) +9

Summary: Makes FY 2021 supplemental appropriation of \$3,000,000 to DHS for temporary 25 percent increase to certain assisted living resident provider in Medicaid.

Related: 2020:S3351

History: 10/22/2020—Introduced and referred to Assembly Senior Services Committee.
03/08/2021—Reported out of committee, referred to Assembly Appropriations Committee.
03/17/2021—Reported out of committee, 2nd reading in Assembly.
03/25/2021—Passed in Assembly 64-6-3.
04/26/2021—Received in Senate Health, Human Services and Senior Citizens Committee.
06/10/2021—Reported with committee amendments, 2nd reading in Senate.
06/21/2021—Amended on Senate floor, 2nd reading in Senate 25-0 (Weinberg).
06/24/2021—Substituted for S-3351. Passed in Senate 40-0. Received in Assembly to concur with Senate amendments. Passed Assembly 70-2-2 and sent to Governor.
07/23/2021—Signed by the Governor P.L.2021, c.186.

Position: Support

Bill: S2798 AcaAaAaAa (4R)

Sponsors: Vitale (D19); Ruiz (D29); Conaway (D7); Vainieri Huttle (D37); McKnight (D31)
+18

Summary: **Revises requirements for long-term care facilities to establish outbreak response plans.**

Related: 2020:A4430

History: 08/03/2020—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
08/25/2020—Reported out of committee, 2nd reading in Senate.
08/27/2020—Passed in Senate 39-0.
09/14/2020—Received in Assembly and referred to Assembly Health Committee.
10/22/2020—Reported with committee amendments, 2nd reading in Assembly.
10/29/2020—Amended on Assembly floor, 2nd reading in Assembly (Johnson).
03/25/2021—Amended on Assembly floor, 2nd reading in Assembly (Johnson).
06/03/2021—Amended on Assembly floor, 2nd reading in Assembly (Johnson).
06/24/2021—Substituted for A-4430 (4R). Passed in Assembly 75-0-0.
06/28/2021—Received in Senate to concur with Assembly amendments.
06/30/2021—Passed in Senate and sent to Governor 38-0.
08/05/2021—Signed by the Governor P.L.2021, c.190.

Position: Monitor

Notes: June 3 amendments maintain requirement for nursing homes to engage infectious disease fellowship doctor, which prior amendments permit to be retained on a consultive basis. Infection preventionists (IP) requirement also remains and at least on a part-time basis for nursing facilities. **Deadline to hire IP extended to February 1, 2022. Waiver added for good faith effort but failure to find IP.**

Comprehensive personal care homes, residential health care facilities and dementia care homes moved from nursing facility requirements to separate assisted living provisions section. Requirement for these facilities to hire at least part time for individual facilities and full-time for up to five co-owned facilities. **Deadline to hire IP extended to February 1, 2022. Waiver added for good faith effort but failure to find IP.**

6. Legislation on Governor's Desk

Bill: A5353 Aca (1R)

Sponsors: Conaway (D7); Vainieri Huttie (D37); Benson (D14);Madden (D4); Turner (D15) +8

Summary: Provides for certification of temporary nurse aides.

Related: 2020:S3421

History: 02/22/2021—Introduced and referred to Assembly Health Committee.

03/08/2021—Reported with committee amendments, 2nd reading in Assembly.

03/25/2021—Passed in Assembly 72-0-0.

04/26/2021—Received in Senate Health, Human Services and Senior Citizens Committee.

05/06/2021—Reported out of committee, 2nd reading in Senate.

06/03/2021—Substituted for S-3421. Passed Senate and sent to Governor 38-0.

Position: Support

Note: Requested that deadlines for certification are tied to the end of the federal public health emergency and not the end of the state public health emergency. Otherwise, law expires October 2, 2021. The rationale for that change is that the original TNA waiver was a federal action tied to the federal public health emergency.

7. Legislative Activity

- None to report.

8. Legislation Introduced

- None to report.