

**HCANJ BUSINESS MEETING
LEGISLATIVE AND REGULATORY UPDATE
July 6, 2022**

1. Rule Adoptions

None to report

2. Rule Proposals

None to report

3. Public Notices

None to report

4. Legislation Enacted

Bill: S2023 (LIV)
Sponsors: Sarlo (D36); Cunningham (D31); Pintor Marin (D29); Wimberly (D35) +4
Summary: Appropriates \$50,638,729,000 in State funds and \$24,082,639,850 in federal funds for the State budget for fiscal year 2022-2023.
Related: 2022:A4402
History: 06/27/2022—Introduced and referred to Senate Budget and Appropriations Committee. Reported out of committee, 2nd reading in Senate.
 06/29/2022—Passed Senate 25-15. Received in Assembly w/o committee reference. Substituted for A-4402. Passed Assembly and sent to Governor 48-30-0.
06/30/2022—Signed by the Governor w/line-item veto P.L.2022, c .49.
Position: Monitor

5. Legislative Activity

Bill: A256 Aca (1R)
Sponsors: Munoz (R21) +2
Summary: Requires certain health care facilities to adopt and implement policies to prevent exposure to surgical smoke via use of smoke evacuation system.
Related: 2022:S732; 2020:A3982; 2020:S4015
History: 01/11/2022—Introduced and referred to Assembly Health Committee.
06/02/2022—Reported out of committee with committee amendments, referred to Assembly Labor Committee.
Position: Monitor
Notes: Bill was amended at HCANJ request to exclude LTC facilities.

Bill: A930 Aca (1R)
Sponsors: Sumter (D35); Benson (D14); McKnight (D31) +2
Summary: Prohibits disclosure of personal information pertaining to certain health care workers who are victims of assault; establishes civil penalty for each violation.
Related: 2022:S2624; 2020:A697; 2018:A1985; 2016:A1136; 2014:A4862
History: 01/11/2022—Introduced to Assembly Law and Public Safety Committee.
06/02/2022—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
Position: Monitor

Bill: A1169
Sponsors: Jasey (D27); Reynolds-Jackson (D15); Murphy (D7) +9
Summary: Requires discrimination prevention training for certain providers of services to senior citizens.
Related: 2022:S1459; 2020:A1058; 2020:S3552; 2018:A4427
History: 01/11/2022—Introduced and referred to Assembly Senior Services Committee.
 06/02/2022—Reported out of committee, 2nd reading in Assembly.
06/16/2022—Passed in Assembly 76-1-0.
 06/20/2022—Received in Senate Budget and Appropriations Committee.
Position: Monitor
Notes: Requires gender identity/sexual orientation discrimination training for new facility employees.

Bill: A1514
Sponsors: McKnight (D31); Benson (D14)
Summary: Requires each nursing home to employ patient advocate.
Related: 2022:S1040; 2020:A4406; 2020:S2795
History: 01/11/2022—Introduced and referred to Assembly Senior Services Committee.
06/02/2022—Reported out of committee, referred to Assembly Health Committee.
Position: Oppose

Bill: A3035 Aca (1R)
Sponsors: Dancer (R12); Danielsen (D17)
Summary: Increases personal needs allowance to \$100 for low-income persons residing in certain facilities.
History: 02/28/2022—Introduced and referred to Assembly Human Services Committee.
05/12/2022—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
Position: Support

Bill: A3110 AcaSa (2R)
Sponsors: Jasey (D27); Benson (D14); Reynolds-Jackson (D15); Codey (D27); Schepisi (R39) +24
Summary: Establishes minimum Medicaid reimbursement rates for brain injury services.
Related: 2022:S2049
History: 03/07/2022—Introduced and referred to Assembly Human Services Committee.
 05/12/2022—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
 06/23/2022—Reported out of committee, 2nd reading in Assembly.
06/29/2022—Passed in Assembly 78-0-0. Received in Senate w/o committee reference, 2nd reading in Senate. Amended on Senate floor, 2nd reading in Senate 39-0 (Codey). Substituted for S-2049 (2R). **Passed in Senate 40-0.** Received in Assembly, 2nd reading in Assembly to concur with Senate amendments. **Passed in Assembly and sent to Governor 78-0-0.**
Position: Monitor

Bill: A3199 AcaAca (2R)
Sponsors: Greenwald (D6); Sumter (D35); Jaffer (D16); Swain (D38); Benson (D14) +9
Summary: Establishes "Health Care Heroes Violence Prevention Act."
Related: 2022:S2008
History: 03/07/2022—Introduced to Assembly Law and Public Safety Committee.
 05/09/2022—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
 06/13/2022—Reported out of committee with committee amendments, 2nd reading in Assembly.
06/16/2022—Passed in Assembly 78-0-0.
 06/20/2022—Received in Senate and referred to Senate Budget and Appropriations Committee.

Position: Seek Amendments
Notes: Amend to remove requirement for facilities to post notice stating "It is a crime to assault a health care worker. Any person who assaults a health care worker shall be subject to a fine, imprisonment, or both under the New Jersey Code of Criminal Justice, N.J.S.2C:1-1 et seq."

Bill: A3290
Sponsors: McKnight (D31); Wimberly (D35) +2
Summary: Requires professional licensing boards to issue licenses for certain individuals with good standing licenses or certification in other jurisdictions under certain circumstances.

Related: 2022:S1730; 2020:A1207; 2018:A5803

History: 03/07/2022—Introduced and referred to Assembly Regulated Professions Committee.

05/16/2022—Transferred to Assembly Military and Veterans' Affairs Committee.

05/19/2022—Reported out of committee, 2nd reading in Assembly.

05/26/2022—Motion to amend on Assembly floor (Auth). Motion to table bill 43-32-0 (Greenwald). **Passed in Assembly 78-0-0.**

06/02/2022—Received in Senate and referred to Senate Commerce Committee.

Position: Support

Bill: A3678 AcaAa (2R)

Sponsors: Stanley (D18); Conaway (D7); McKnight (D31) +2

Summary: Requires DHS to conduct annual Medicaid eligibility redeterminations.

Related: 2022:S2118

History: 03/21/2022—Introduced and referred to Assembly Human Services Committee.

06/09/2022—Reported out of committee with committee amendments, 2nd reading in Assembly.

06/16/2022—Amended on Assembly floor, 2nd reading in Assembly (Wimberly).

Position: Monitor

Bill: S315 ScaSa (2R)

Sponsors: Vitale (D19); Codey (D27); DeAngelo (D14) +5

Summary: Concerns employment security during changes in control of health care entities.

Related: 2022:A3684; 2020:A6015; 2020:S4048

History: 01/11/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.

02/03/2022—Reported out of committee with committee amendments, 2nd reading in Senate.

03/24/2022—Amended on Senate floor, 2nd reading in Senate 25-0 (Vitale).

05/26/2022—Passed in Senate 21-14. Received in Assembly and referred to Assembly Health Committee.

06/27/2022—Transferred to Assembly Budget Committee. Reported out of committee, 2nd reading in Assembly.

06/29/2022—Substituted for A-3684. Passed Assembly 45-32-0, sent to Governor.

Position: Oppose

- Bill:** S413
Sponsors: Johnson (D37)
Summary: Requires Medicaid fee-for-service coverage of managed long term services and supports when beneficiary is pending enrollment in managed care organization.
Related: 2022:A4012; 2020:A4237; 2020:S3350
History: 01/11/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
05/12/2022—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
- Position:** Support
Notes: This bill was prompted due to assisted living programs experiencing difficulties receiving reimbursement for established residents who had been determined financially and clinically eligible for Medicaid services, but who were awaiting enrollment in a MCO.
- Bill:** S732 Sca (1R)
Sponsors: Madden (D4) +1
Summary: Requires certain health care facilities to adopt and implement policies to prevent exposure to surgical smoke via use of smoke evacuation system.
Related: 2022:A256; 2020:A3982; 2020:S4015
History: 01/11/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
06/06/2022—Reported out of committee with committee amendments, 2nd reading in Senate.
- Position:** Monitor
Notes: Bill was amended at HCANJ request to exclude LTC facilities.
- Bill:** S875
Sponsors: Singer (R30); Murphy (D7); Dancer (R12); Benson (D14) +9
Summary: Requires Division of Medical Assistance and Health Services in DHS to accept permanent change of station order for purposes of satisfying residency requirement for provision of home and community based services under certain circumstances.
Related: 2022:A2256; 2020:A2329; 2020:S58; 2018:A5219; 2018:S3593
History: 01/18/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
02/03/2022—Reported out of committee, 2nd reading in Senate. Recommitted to Senate Military and Veterans' Affairs Committee.
02/28/2022—Reported out of committee, 2nd reading in Senate.
03/03/2022—Passed in Senate 38-0.
03/07/2022—Received in Assembly and referred to Assembly Human Services Committee.
06/09/2022—Reported out of committee, 2nd reading in Assembly.
06/16/2022—Substituted for A-2256. Passed in Assembly and sent to Governor 78-0-0.
- Position:** Monitor

- Bill:** S1033 Sca (1R)
Sponsors: Vitale (D19) +7
Summary: Establishes "Alzheimer's and Dementia Care Long-Term Planning Commission" in DHS.
Related: 2022:A2682; 2020:A4422; 2020:S2796
History: 01/31/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
05/12/2022—Reported with committee amendments, 2nd reading in Senate.
Position: Monitor
Notes: Senate president and Assembly Speaker appoint, respectively, a person representing a for-profit and a non-profit health care facility that offers memory care services.
- Bill:** S1459
Sponsors: Codey (D27); Ruiz (D29) +1
Summary: Requires discrimination prevention training for certain providers of services to senior citizens.
Related: 2022:A1169; 2020:A1058; 2020:S3552; 2018:A4427
History: 02/10/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
05/12/2022—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
Position: Monitor
Notes: Requires gender identity/sexual orientation discrimination training for new facility employees.
- Bill:** S2008 Sca (1R)
Sponsors: Singleton (D7); Madden (D4)
Summary: Establishes "Health Care Heroes Violence Prevention Act."
Related: 2022:A3199
History: 03/03/2022—Introduced and referred to Senate Judiciary Committee.
05/12/2022—Transferred to Senate Health, Human Services and Senior Citizens Committee. Reported out of committee with committee amendments, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
Position: Seek Amendments
Notes: Amend to remove requirement for facilities to post notice stating "It is a crime to assault a health care worker. Any person who assaults a health care worker shall be subject to a fine, imprisonment, or both under the New Jersey Code of Criminal Justice, N.J.S.2C:1-1 et seq."
- Bill:** S2118 ScaAa (2R)
Sponsors: Vitale (D19); Codey (D27)
Summary: Requires DHS to conduct annual Medicaid eligibility redeterminations.
Related: 2022:A3678
History: 03/03/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
03/10/2022—Reported with committee amendments, 2nd reading in Senate.
03/24/2022—Passed Senate 35-1. Received in Assembly Human Services Comm.
06/09/2022—Reported out of committee, 2nd reading in Assembly.
06/16/2022—Amended on Assembly floor, 2nd reading in Assembly.
Position: Monitor

Bill: S2769 Sca (1R)
Sponsors: Vitale (D19) +2
Summary: Revises reporting requirements for nursing homes concerning financial disclosures and ownership structure.

Related: 2022:A4484

History: 05/26/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.

06/06/2022—Reported out of committee with committee amendments, 2nd reading in Senate.

Position: Oppose

Bill: S2825

Sponsors: Vitale (D19); Madden (D4)

Summary: Establishes certain requirements and initiatives related to nurses; transfers oversight of certified nurse aides from DOH to Board of Nursing; appropriates \$26.7 million.

Related: 2022:A4325

History: 06/09/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.

06/23/2022—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.

Position: Review

Bill: SR48

Sponsors: Gill (D34); Pennacchio (R26) +13

Summary: Establishes special committee of Senate entitled "New Jersey Nursing Home Pandemic Response Investigation Committee."

Related: 2022:AR118; 2022:AR143

History: 02/10/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.

05/26/2022—Motion to relieve committee of bill (Gill). Motion to table bill 15-14 (Vitale).

Position: Monitor

6. Legislation Introduced

Bill: A4276

Sponsors: McKnight (D31); Wimberly (D35)

Summary: Requires nursing homes to provide training to staff in behavioral health issues.

Related: 2020:A2649; 2020:S892; 2018:A3064; 2018:S938; 2016:A2269; 2016:S841; 2014:A1081; 2014:S1817; 2012:A1003; 2010:A3516

History: 06/16/2022—Introduced and referred to Assembly Health Committee.

Position: Oppose

Notes: Facilities already provide behavioral training to staff, but based on needs of patients; one size training does not fit all. With one training standard, bill should be limited to behavioral health SCNFs. Otherwise, additional, unneeded burden upon DOH.

Bill: A4428
Sponsors: Conaway (D7)
Summary: Establishes cause of action for residents of assisted living facilities and comprehensive personal care home providers.

Related: 2020:A5952
History: 06/29/2022—Introduced and referred to Assembly Health Committee.
Position: Oppose

Bill: S2520
Sponsors: Singer (R30); Corrado (R40)
Summary: Establishes "New Jersey No Patient Left Alone Act"; requires certain facilities to establish policies guaranteeing visitation rights for facility residents.

History: 05/12/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
Position: Review

Bill: S2601
Sponsors: Gill (D34)
Summary: Establishes "Planning for an Aging Population Task Force."
Related: 2022:A475; 2020:A1124; 2018:A5930; 2018:S4334
History: 05/12/2022—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
Position: Seek Amendments

Bill: S2624
Sponsors: Madden (D4)
Summary: Prohibits disclosure of personal information pertaining to certain health care workers who are victims of assault; makes violation disorderly persons offense.
Related: 2022:A930; 2020:A697; 2018:A1985; 2016:A1136; 2014:A4862
History: 05/16/2022—Introduced and referred to Senate Law and Public Safety Committee.
Position: Monitor