

**HCANJ BUSINESS MEETING
LEGISLATIVE AND REGULATORY UPDATE
March 10, 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:** A1226
- Sponsors:** Schaer (D36); Jimenez (D32); Wimberly (D35); Mukherji (D33); Benson (D14); Quijano (D20); Kean (R21); Pou (D35) +25
- Summary:** **Requires electric public utilities to provide priority power restoration to certain medical facilities, assisted living facilities, and nursing homes.**
- Related:** 2020:S265; 2018:A436; 2018:S2399; 2016:A1641; 2016:S876; 2014:A1071; 2014:S2128; 2012:A3673
- History:** 01/14/2020—Introduced and referred to Assembly Homeland Security and State Preparedness Committee.
10/19/2020—Reported out of committee, 2nd reading in Assembly.
11/16/2020—Passed in Assembly 74-0-0.
11/19/2020—Received in Senate Economic Growth Committee.
12/10/2020—Reported out of committee, 2nd reading in Senate.
01/11/2021—Substituted for S-265. Passed in Senate and sent to Governor 34-0.
03/01/2021—Signed by the Governor P.L.2021, c.29.
- Position:** Support
- Bill:** S2545
- Sponsors:** Singleton (D7); Gopal (D11); Codey (D27); Vainieri Huttle (D37); Chiaravalloti (D31); Quijano (D20) +13
- Summary:** **Establishes certain requirements concerning rights of lesbian, gay, bisexual, transgender, undesignated/non-binary, questioning, queer, intersex, and HIV-positive residents of long-term care facilities.**
- Related:** 2020:A4288
- History:** 06/08/2020—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
09/14/2020—Reported out of committee, 2nd reading in Senate.
12/17/2020—Passed in Senate 33-0. Received in Assembly w/o committee reference, 2nd reading in Assembly.
01/11/2021—Substituted for A-4288. Passed in Assembly and sent to Governor 69-1-5.
03/03/2021—Signed by the Governor P.L.2021, c.33.
- Position:** Monitor

6. Legislation on Governor's Desk

Bill: A4803 AcsSca (ACS/1R)

Sponsors: Sumter (D35); Karabinchak (D18); Pinkin (D18); DeCroce (R26); Spearman (D5); Zwicker (D16); Greenstein (D14); Oroho (R24); Addiego (D8); Pou (D35) +26

Summary: Concerns approval process for personal protective equipment and State stockpiles of personal protective equipment.

Related: 2020:A4811; 2020:S2991; 2020:S3117

History: 10/08/2020—Introduced and referred to Assembly Commerce and Economic Development.

10/22/2020—Reported out of committee with committee substitute, 2nd reading in Assembly.

10/29/2020—Passed in Assembly 72-0-0.

11/05/2020—Received in Senate and referred to Senate State Government, Wagering, Tourism and Historic Preservation Committee.

12/10/2020—Transferred to Senate Law and Public Safety Committee. Reported out of committee with committee amendments, 2nd reading in Senate.

12/17/2020—Substituted for S-2991 (SCS). Passed in Senate 40-0. Received in Assembly, 2nd reading in Assembly to concur with Senate amendments.

03/01/2021—Passed in Assembly and sent to Governor 70-0-0.

Position: Support

7. Legislative Activity

Bill: A1020 Aca (1R)

Sponsors: Downey (D11); Zwicker (D16); Chiaravalloti (D31)

Summary: Requires certain hospitals and healthcare facilities to collect patients' gender and sexual orientation information.

Related: 2018:A4877

History: 01/14/2020—Introduced and referred to Assembly Human Services Committee.

02/22/2021—Reported out of committee with committee amendments, 2nd reading in Assembly.

Position: Monitor

Notes: Applies to ALL health care facilities licensed pursuant to NJSA26:2H-1 et.seq.

Bill: A1534 Aca (1R)

Sponsors: Spearman (D5); Chiaravalloti (D31); Quijano (D20) +3

Summary: "New Jersey Works Act"; Permits businesses to create pre-employment training programs in partnership with nonprofit organizations or educational institutions; provides tax credit to businesses that provide financial assistance to pre-employment training.

Related: 2020:S1573; 2018:A5421; 2018:S3952

History: 01/14/2020—Introduced and referred to Assembly Labor Committee.

02/24/2021—Reported out of committee with committee amendments, 2nd reading in Assembly.

Position: Support

- Bill:** A4238 Aca (1R)
Sponsors: Chiaravalloti (D31); Schaer (D36); Benson (D14) +2
Summary: Establishes minimum Medicaid reimbursement rate for adult medical day care services.
Related: 2020:S2561
History: 06/08/2020—Introduced and referred to Assembly Financial Institutions and Insurance Committee.
03/08/2021—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
Position: Monitor
- Bill:** A4477 AcaAa (2R)
Sponsors: Chiaravalloti (D31); Conaway (D7); Downey (D11) +13
Summary: Revises licensure, operational, and reporting requirements for nursing homes.
Related: 2020:S2789
History: 07/30/2020—Introduced and referred to Assembly Senior Services Committee.
 10/08/2020—Reported out of committee, referred to Assembly Appropriations.
 10/26/2020—Reported with committee amendments, 2nd reading in Assembly.
03/01/2021—Amended on Assembly floor, 2nd reading in Assembly (Johnson).
Position: Oppose
- Bill:** A4484 Aca (1R)
Sponsors: McKnight (D31); Kennedy (D22); Mukherji (D33); Gove (R9) +16
Summary: Requires State Long-Term Care Ombudsman to establish long-term care advocacy and educational training program.
Related: 2020:S3153
History: 07/30/2020—Introduced and referred to Assembly Senior Services Committee.
 10/08/2020—Reported with amendments, referred to Assembly Appropriations.
 10/26/2020—Reported out of committee, 2nd reading in Assembly.
 10/29/2020—Passed in Assembly 72-0-0.
 11/05/2020—Received in Senate and referred to Senate Health, Human Services and Senior Citizens Committee.
02/09/2021—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
Position: Monitor
- Bill:** A4616 Aca (1R)
Sponsors: Murphy (D7); Dancer (R12); Vainieri Huttle (D37) +3
Summary: Requires residential psychiatric and long-term care facilities to provide certain financial information to facility residents and other individuals.
Related: 2020:S2880
History: 09/14/2020—Introduced and referred to Assembly Senior Services Committee.
03/08/2021—Reported with committee amendments, 2nd reading in Assembly.
Position: Monitor
Notes: Bill was amended at HCANJ request to remove language that would have required long term care facilities to provided quarterly written account of the resident's funds, the itemized property deposited with the facility for the resident's use and safekeeping, and all financial transactions with not only the resident and guardian, but also the resident's next-of-kin.

Bill: A4864
Sponsors: Johnson (D37); Vainieri Huttle (D37); Spearman (D5) +6
Summary: Makes FY 2021 supplemental appropriation of \$210,000 to DHS for temporary 25 percent increase to assisted living facilities with greater than 50 percent Medicaid occupancy.
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.
Position: Support

Bill: A5059 AcaAca (2R)
Sponsors: Conaway (D7); Vainieri Huttle (D37); Benson (D14)
Summary: Requires DOH to establish certain nursing education and professional advancement programs.
Related: 2020:A4854; 2020:S3031
History: 11/19/2020—Introduced and referred to Assembly Health Committee.
 12/10/2020—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
02/24/2021—Reported with committee amendments, 2nd reading in Assembly.
Position: Support
Notes: Establishes a pilot program to develop standards for a 12-month post-acute care residency program for registered nurses. with a post-acute care curriculum, post-acute care clinical work focused on technical skills and subspecialty training, and a professional development curriculum; and assign residents to designated mentors who are employed by post-acute care facilities.

The bill provides that the DOH is to develop and offer a five-day infection prevention course to certified nurse aides and registered nurses to prepare certified nurse aides and registered nurses to perform infection prevention duties in a health care facility.

Bill: A5353 Aca (1R)
Sponsors: Conaway (D7); Vainieri Huttle (D37); Benson (D14) +4
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 out of committee with committee amendments, 2nd reading in Assembly.
Position: Support

- Bill:** S2476
Sponsors: Singleton (D7); Addiego (D8); Murphy (D7); Giblin (D34); Verrelli (D15) +5
Summary: Concerns certain workers' compensation supplemental benefits for surviving dependents of essential employees who die in course of employment.
Related: 2020:A3998
History: 05/11/2020—Introduced to Senate Budget and Appropriations Committee.
06/11/2020—Reported out of committee, 2nd reading in Senate.
06/15/2020—Passed Senate 38-1. Received in Assembly and referred to Assembly Labor Committee.
12/14/2020—Reported out of committee, referred to Assembly Appropriations Committee.
02/24/2021—Reported out of committee, 2nd reading in Assembly.
03/01/2021—Substituted for A-3998. Passed in Assembly and sent to Governor 55-12-3.
- Position:** Monitor
Notes: Bill provides supplemental benefit payments to the dependents of essential employees who died in the course of employment due to the contraction of coronavirus disease 2019.
- Bill:** S2789 ScaSa (2R)
Sponsors: Vitale (D19); Weinberg (D37) +2
Summary: Revises licensure, operational, and reporting requirements for nursing homes.
Related: 2020:A4477
History: 07/30/2020—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
10/08/2020—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
01/21/2021—Reported out of committee with committee amendments, 2nd reading in Senate.
02/19/2021—Amended on Senate floor, 2nd reading in Senate 23-0 (Vitale).
- Position:** Oppose
- Bill:** S2796 Sca (1R)
Sponsors: Vitale (D19); Codey (D27) +2
Summary: Establishes "Alzheimer's and Dementia Care Long-Term Planning Commission" in DHS.
Related: 2020:A4422
History: 08/03/2020—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
02/09/2021—Reported out of committee 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: S3153
Sponsors: Pou (D35); Vitale (D19)
Summary: Requires State Long-Term Care Ombudsman to establish long-term care advocacy and educational training program.
Related: 2020:A4484
History: 11/05/2020—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
02/09/2021—Reported out of committee, 2nd reading in Senate. Referred to Senate Budget and Appropriations Committee.
Position: Monitor

Bill: S3305 ScaAca (2R)
Sponsors: Smith (D17); Oroho (R24) +3
Summary: Allows tax credit for nonresidential building improvement expenses to reduce spread of COVID-19.
Related: 2020:A5389
History: 01/07/2021—Introduced to Senate Budget and Appropriations Committee.
 01/21/2021—Reported with committee amendments, 2nd reading in Senate.
 01/28/2021—Passed in Senate 32-0.
 01/29/2021—Received in Assembly Commerce and Economic Development.
03/08/2021—Reported out of committee with committee amendments, referred to Assembly Appropriations Committee.
Position: Support

8. Legislation Introduced

Bill: A5351
Sponsors: Vainieri Huttle (D37)
Summary: Requires director of Office of Emergency Management to establish counterfeit personal protective equipment detection guidelines and corresponding public awareness campaign.
History: 02/22/2021—Introduced and referred to Assembly Homeland Security and State Preparedness Committee.
Position: Monitor

Bill: A5360
Sponsors: Benson (D14)
Summary: Requires certain providers to restore level of care to pre-COVID-19 levels following end of declared public health emergency.
History: 02/23/2021—Introduced and referred to Assembly Health Committee.
Position: Review

Bill: A5362
Sponsors: Downey (D11)
Summary: Expressly allows health care professionals located outside New Jersey to provide services using telemedicine and telehealth to patients in New Jersey.
History: 02/23/2021—Introduced and referred to Assembly Health Committee.
Position: Monitor

Bill: A5387
Sponsors: Speight (D29); Vainieri Huttle (D37)
Summary: Requires health insurance coverage of at-home rehabilitation services.
History: 02/23/2021—Introduced and referred to Assembly Financial Institutions and Insurance Committee.
Position: Review

Bill: A5431
Sponsors: DeCroce (R26); Vainieri Huttle (D37)
Summary: Requires biennial inspection of nursing homes and assisted living facilities.
History: 03/08/2021—Introduced and referred to Assembly Health Committee.
Position: Review

Bill: S3421
Sponsors: Madden (D4); Turner (D15)
Summary: Provides for certification of temporary nurse aides.
Related: 2020:A5353
History: 02/09/2021—Introduced and referred to Senate Health, Human Services and Senior Citizens Committee.
Position: Support

Bill: S3511
Sponsors: Bucco (R25)
Summary: Revises requirements for signage indicating accessible facilities for people with disabilities.
Related: 2020:A3227; 2018:A2816; 2016:A2900; 2014:A3743
History: 03/04/2021—Proposed for introduction.
Position: Monitor

Bill: S3518
Sponsors: Sarlo (D36)
Summary: Requires health benefits plans and carriers to meet certain requirements concerning network adequacy.
Related: 2020:A5466
History: 03/04/2021—Proposed for introduction.
Position: Review