

ASSEMBLY, No. 4683

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED OCTOBER 29, 2018

Sponsored by:

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District 29 (Essex)

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District 21 (Morris, Somerset and Union)

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Co-Sponsored by:

Assemblywoman Vainieri Huttel, Assemblymen Johnson and Calabrese

SYNOPSIS

Requires certain medical facilities to undertake end-of-life planning and training as condition of licensure.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 8/26/2019)

1 AN ACT concerning end-of-life care and supplementing Title 26 of
2 the Revised Statutes.

3

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

6

7 1. a. Assisted living facilities, dementia care facilities,
8 hospitals, and long-term care facilities shall:

9 (1) require annual education on advance care planning, end-of-
10 life care and POLST forms for administrative and professional
11 medical staff;

12 (2) provide patients and their families, as appropriate,
13 educational materials on POLST forms, advance directives, and
14 hospice and palliative care; and

15 (3) implement policies to identify and address end-of-life issues
16 upon patients' admission to facility.

17 b. The department may suspend the license of a facility that
18 fails to comply with the provisions of this section.

19 c. As used in this section:

20 "Advance directive, department, and POLST form shall have the
21 same meaning as prescribed for those terms in section 3 of
22 P.L.2011, c.145 (C.26:2H-131).

23 "Assisted living facility" means an assisted living residence or
24 comprehensive personal care home licensed pursuant to P.L.1971,
25 c.136 (C.26:2H-1 et seq.).

26 "Dementia care home" means a community residential facility
27 which: (1) provides services to residents with special needs,
28 including, but not limited to, persons with Alzheimer's disease and
29 related disorders or other forms of dementia; (2) is subject to the
30 licensure authority of the Department of Health as a health care
31 facility pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.); (3) and
32 meets the requirements of section 19 of P.L.2015, c.125 (C.26:2H-
33 150).

34 "Hospital" means an acute care hospital licensed by the
35 Department of Health pursuant to P.L.1971, c.136 (C.26:2H-1 et
36 al.).

37 "Long-term care facility" means a nursing home, assisted living
38 residence, comprehensive personal care home, residential health
39 care facility, or dementia care home licensed pursuant to P.L.1971,
40 c.136 (C.26:2H-1 et seq.).

41

42 2. The Department of Health, pursuant to the "Administrative
43 Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), shall adopt
44 rules and regulations as are necessary to effectuate the provisions of
45 section 1 of this act.

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47 3. This act shall take effect 180 days after the date of
48 enactment.

STATEMENT

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3 This bill requires certain medical facilities to undertake end-of-
4 life planning and training as condition of the facility's licensure.

5 Under the bill, assisted living facilities, dementia care facilities,
6 hospitals, and long-term care facilities are to: (1) require annual
7 education on advance care planning, end-of-life care and POLST
8 forms for administrative and professional medical staff; (2) provide
9 patients and their families, as appropriate, educational materials on
10 POLST forms, advance directives, and hospice and palliative care;
11 and (3) implement policies to identify and address end-of-life issues
12 upon patients' admission to facility. The Department of Health may
13 suspend the license of a facility that fails to comply with the bill's
14 provisions.