

ASSEMBLY, No. 1965

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman STERLEY S. STANLEY

District 18 (Middlesex)

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

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District 31 (Hudson)

Co-Sponsored by:

Assemblyman Benson

SYNOPSIS

Requires certain community residential facilities have standby emergency power generators.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 5/12/2021)

1 **AN ACT** concerning the use of standby emergency power generators
2 by certain community residential facilities and supplementing
3 Title 30 of the Revised Statutes.

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

7
8 1. a. As used in this section:

9 “Community residence for the developmentally disabled” means
10 a community residence for the developmentally disabled as defined
11 in section 2 of P.L.1977, c.448 (C.30:11B-2) that is operated by a
12 nonprofit agency, organization, or other entity whose property is
13 exempt from taxation under R.S.54:4-3.6.

14 “Standby emergency power generator” means a natural gas or
15 liquid gas propane fuel powered generator that is permanently
16 connected to the electrical system of a community residence for the
17 developmentally disabled.

18 b. (1) A community residence for the developmentally
19 disabled, which provides care for persons with developmental
20 disabilities beginning on or after the effective date of P.L. ,
21 c. (C.) (pending before the Legislature as this bill), shall be
22 equipped with and employ a standby emergency power generator in
23 the event of a power outage at the residence.

24 (2) A community residence for the developmentally disabled,
25 which provides care for persons with developmental disabilities
26 prior to the effective date of P.L. , c. (C.) (pending before the
27 Legislature as this bill), shall be equipped with and employ, within
28 90 days of the effective date of P.L. , c. (C.) (pending before
29 the Legislature as this bill), a standby emergency power generator
30 in the event of a power outage at the residence.

31 c. The utility providing power to the community residence for
32 the developmentally disabled shall be responsible for the cost of
33 acquiring and installing the standby emergency power generator.

34 d. An agency, organization, or other entity operating a
35 community residence for the developmentally disabled shall be
36 responsible for the cost of maintaining its standby emergency power
37 generator and shall ensure that the generator is checked, tested, and
38 serviced in accordance with generally accepted engineering
39 practices as prescribed by regulation of the Commissioner of
40 Human Services.

41
42 2. The Commissioner of Human Services, pursuant to the
43 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
44 seq.), shall adopt rules and regulations necessary to implement the
45 provisions of this act.

46
47 3. This act shall take effect on the first day of the fourth month
48 next following the date of enactment, but the Commissioner of

1 Human Services may take such anticipatory administrative action in
2 advance thereof as shall be necessary for the implementation of this
3 act.

4
5
6 STATEMENT
7

8 This bill requires that certain community residential facilities be
9 equipped with standby emergency power generators.

10 The provisions of the bill apply to nonprofit community
11 residences for the developmentally disabled, which are sponsored
12 by the Department of Human Services, and the standby emergency
13 power generator required would be a natural gas or liquid gas
14 propane fuel powered generator that is permanently connected to
15 the electrical system of the community residence.

16 Specifically, the bill provides that these community residences,
17 which provide care for their residents beginning on or after the
18 effective date of the bill, are to be equipped with standby
19 emergency power generators, and that such facilities operating prior
20 to the effective date of the bill are to be equipped with the
21 generators within 90 days of the effective date.

22 The bill requires the utility providing power to the community
23 residence to be responsible for the cost of acquiring and installing
24 the generator.

25 In addition, the bill provides that the agency, organization, or
26 other entity operating the community residence is responsible for
27 the cost of maintaining its generator and is to ensure that the
28 generator is checked, tested, and serviced in accordance with
29 generally accepted engineering practices as prescribed by
30 regulation.

31 The bill takes effect on the first day of the fourth month
32 following the date of enactment, but authorizes the Commissioner
33 of Human Services to take prior administrative action as necessary
34 for its implementation.