

P.L. 2021, CHAPTER 468, *approved January 18, 2022*
 Assembly, No. 5336 (*Second Reprint*)

1 AN ACT concerning ¹**Division of Developmental Disabilities**
 2 ²**Department of Human Services**¹ funding for² transportation
 3 services for persons with ¹**developmental** certain¹ disabilities
 4 ²**and supplementing Title 30 of the Revised Statutes**².

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

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 9 1. a. The ¹**Director of the Division of Developmental**
 10 **Disabilities in the Department** Commissioner¹ of Human Services
 11 shall ²**develop a payment program utilizing existing** ¹**division**
 12 **department**¹ transportation funding that provides¹ transmit a written
 13 report to the Governor and, pursuant to section 2 of P.L.1991, c.164
 14 (C.52:14-19.1), to the Legislature, regarding expanding the
 15 accessibility and availability of transportation options in the State for²
 16 persons ¹**with developmental disabilities** diagnosed with autism
 17 spectrum disorder and persons with intellectual and developmental
 18 disabilities¹ ²**individual monthly budgets for personal travel.** with
 19 the purchase of transportation services through private sector and
 20 governmental entities.²

21 b. ²**The program shall establish a method to allow individuals to**
 22 **use their personal budget to pay for travel on:** (1) motorbus regular
 23 route service, rail passenger service, and light rail service operated by
 24 or under contract to the New Jersey Transit Corporation; (2) pay-per-
 25 ride trips provided by county transportation agencies that participate in
 26 the "Senior Citizen and Disabled Resident Transportation Assistance
 27 Act," P.L.1983, c.578 (C.27:25-25 et seq.); and (3) individual trips
 28 with taxi services and transportation network companies with drivers
 29 that have completed the Community Transportation Association of
 30 America's (CTAA) Passenger Assistance, Safety, and Sensitivity
 31 (PASS) driver training program.

32 c. The ¹**director** commissioner¹ shall develop rules and
 33 regulations that encourage the utilization of existing county
 34 transportation agency services for travel to and from day programs and
 35 employment sites. If day programs and employment sites are not
 36 currently accessible through county transportation agency services, the
 37 ¹**division** department¹ shall coordinate with county transportation
 38 agencies to establish these services. The report shall include, but need
 39 not be limited to, the following:

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
 not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly ATR committee amendments adopted March 15, 2021.

²Assembly amendments adopted in accordance with Governor's
 recommendations January 10, 2022.

1 (1) a survey of currently available public and private
2 transportation for individuals with autism spectrum disorder and
3 persons with intellectual and developmental disabilities, including an
4 analysis of barriers to transportation for individuals with disabilities;

5 (2) an analysis of current federal and State laws and regulations
6 governing transportation services, including any restrictions on
7 funding or use;

8 (3) best practices for enhancing and expanding transportation
9 services and options for individuals with intellectual and
10 developmental disabilities receiving services from the Department of
11 Human Services;

12 (4) recommendations on ways to permit individuals enrolled in
13 department services to use existing funding for more accessible or
14 convenient transportation services;

15 (5) resources that may be necessary or appropriate to accomplish
16 the expansion of transportation options; and

17 (6) any other factors or considerations deemed appropriate by the
18 commissioner.

19 c. The Department may contract with a vendor to conduct the
20 study. No later than 60 days following enactment, the Department
21 shall commence the study or shall commence the process of obtaining
22 a vendor. The Department or its designee may consult with other State
23 agencies, including but not limited to, the Department of Children and
24 Families, the Department of Transportation and the New Jersey Transit
25 Corporation, as appropriate.

26 d. The commissioner may adopt rules and regulations necessary to
27 effectuate the purposes of this act, which rules and regulations shall be
28 effective immediately upon filing with the Office of Administrative
29 Law for a period not to exceed 18 months, and may, thereafter, be
30 amended, adopted or readopted in accordance with the provisions of
31 the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
32 seq.).²

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34 2. This act shall take effect immediately, but remain inoperative
35 for 180 days following enactment ², and shall expire upon the
36 submission of the report to the Governor and the Legislature pursuant
37 to section 1 of this act².

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42 Requires DHS to establish payment programs for purchase of
43 transportation services from private sector and government
44 transportation service providers.