

P.L. 2020, CHAPTER 88, *approved September 16, 2020*  
 Assembly, No. 4481 (*First Reprint*)

1 **AN ACT** establishing the New Jersey Task Force on Long-Term  
 2 Care Quality and Safety.

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

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 7 1. a. There is established the New Jersey Task Force on Long-  
 8 Term Care Quality and Safety, which shall be tasked with  
 9 developing recommendations to make changes to the long-term  
 10 system of care to drive improvements in person-centered care,  
 11 resident and staff safety, improvements in quality of care and  
 12 services, workforce engagement and sustainability, and any other  
 13 appropriate aspects of the long-term system of care in New Jersey  
 14 as the task force elects to review. The task force shall specifically  
 15 focus on:

16 (1) <sup>1</sup>**de**veloping factors to optimize the balance of services and  
 17 supports;

18 (2) <sup>1</sup>**exp**anding home and community-based services <sup>1</sup>and  
 19 recommending strategies to improve the balance between facility-  
 20 based services and home and community-based services and  
 21 supports<sup>1</sup>;

22 <sup>1</sup>**[(3)]** <sup>1</sup>(2) nursing home reforms, including implementing new  
 23 care models, optimizing nursing home size and configurations to  
 24 foster resident wellness and infection control, increasing clinical  
 25 presence in nursing homes, and identifying appropriate nursing  
 26 home staffing levels <sup>1</sup>**[and ratios based on]** <sup>1</sup>for certain resident  
 27 acuity and special population needs; <sup>1</sup>**[and]**<sup>1</sup>

28 <sup>1</sup>**[(4)]** <sup>1</sup>(3) maintaining the objectivity of the nursing home  
 29 survey inspections and the cited deficiency appeals process;

30 (4) identifying the capital investments needed to support  
 31 physical plant, technology, and workforce development initiatives  
 32 in nursing homes; and

33 <sup>1</sup>(5) broader reforms to the long-term system of care, including  
 34 developing technology requirements to enable enhanced use of  
 35 telemedicine and telehealth, instituting workforce engagement and  
 36 advancement models including career ladder options and  
 37 structures, increasing the use of Medicaid managed care to drive  
 38 improvements in quality and oversight of nursing homes, and  
 39 establishing acuity adjustments for Medicaid managed care  
 40 payments to nursing homes.

**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:

<sup>1</sup>Assembly ASE committee amendments adopted August 24, 2020.

1       b. The task force shall comprise <sup>1</sup>~~21~~ 27<sup>1</sup> members as  
2 follows:

3       (1) the Commissioner of Health, the Commissioner of Human  
4 Services, <sup>1</sup>~~the Commissioner of Military and Veterans' Affairs,~~<sup>1</sup>  
5 and the New Jersey Long-Term Care Ombudsman, or their  
6 designees, who shall serve ex officio;

7       (2) <sup>1</sup>~~Six~~ seven<sup>1</sup> public members to be appointed by the  
8 Governor, which public members shall include at least one member  
9 representing each of the following<sup>1</sup>, with at least two members  
10 being from urban communities<sup>1</sup>: a non-profit nursing home; <sup>1</sup>~~a for-~~  
11 ~~profit nursing home;~~<sup>1</sup> a <sup>1</sup>~~for-profit long-term care~~ not-for-profit  
12 assisted living<sup>1</sup> facility; a nurse with significant experience in long-  
13 term care; a consumer rights advocate with experience or  
14 background related to long-term care; <sup>1</sup>~~an expert on aging policy;~~  
15 ~~and~~<sup>1</sup> a Medicaid managed care organization; <sup>1</sup>~~and a recipient of~~  
16 home and community-based services;<sup>1</sup>

17       (3) <sup>1</sup>~~Six~~ eight<sup>1</sup> public members to be appointed by the Senate  
18 President, which public members shall include at least one member  
19 representing each of the following<sup>1</sup>, with at least two members  
20 being from urban communities<sup>1</sup>: a <sup>1</sup>~~medical director of a~~ for-profit  
21 nursing home; a medical director for a non-profit nursing home; a  
22 certified nurse assistant; an advocate for worker safety in long-term  
23 care facilities; <sup>1</sup>~~an expert on disability policy~~ Disability Rights  
24 New Jersey; a resident of a veterans' home operated by the State; a  
25 family member of a resident of a nursing home<sup>1</sup>; and a resident of a  
26 nursing home or a long-term care facility; and

27       (4) <sup>1</sup>~~Six~~ eight<sup>1</sup> public members to be appointed by the  
28 Speaker of the General Assembly, which public members shall  
29 include at least one member representing each of the following: <sup>1</sup>~~a~~  
30 ~~non-profit long-term care facility~~ an adult day care center<sup>1</sup>; a  
31 <sup>1</sup>~~medical director for a for-profit nursing~~ home <sup>1</sup>~~health agency;~~  
32 home health aide<sup>1</sup>; a resident rights advocate; an expert on long-  
33 term care policy; an expert on infection control and prevention; <sup>1</sup>~~a~~  
34 family member or caregiver of an individual receiving home and  
35 community-based services;<sup>1</sup> and a family member of a resident of a  
36 <sup>1</sup>~~nursing~~ veterans'<sup>1</sup> home <sup>1</sup>~~or a long-term care facility~~<sup>1</sup>.

37       c. The members of the task force shall be appointed, and the  
38 task force shall organize, no later than 45 days after the effective  
39 date of <sup>1</sup>~~P.L. , c. (C. )~~ (pending before the Legislature as  
40 this bill) this act<sup>1</sup>. The members shall select a chairperson and a  
41 vice-chairperson from among the public members. The chairperson  
42 may appoint a secretary to the task force, who need not be a  
43 member of the task force. The task force shall meet at the call of  
44 the chairperson.

1       d. Members of the task force shall serve without compensation,  
2 but shall be reimbursed for necessary expenditures incurred in the  
3 performance of their duties as members of the task force, within the  
4 limits of funds appropriated or otherwise made available to the task  
5 force for its purposes.

6       e. The Department of Health shall provide administrative and  
7 staff support to the task force. The task force shall be entitled to  
8 call to its assistance and avail itself of the services of the employees  
9 of any State, county, or municipal department, board, bureau,  
10 commission, or agency as it may require and as may be available  
11 for its purposes.

12       f. No later than one year after its organization, the task force  
13 shall prepare and submit a report to the Governor and, pursuant to  
14 section 2 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature,  
15 concerning its recommendations developed pursuant to this section.  
16 The task force shall dissolve 30 days following the date on which it  
17 submits its report under this subsection.

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19       2. This act shall take effect immediately and shall expire 30  
20 days after the date the task force submits its report pursuant to  
21 subsection f. of section 1 of this act.

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26       Establishes New Jersey Task Force on Long-Term Care Quality  
27 and Safety.