

SENATE, No. 3068

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED OCTOBER 22, 2020

Sponsored by:

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Senator JOSEPH A. LAGANA

District 38 (Bergen and Passaic)

SYNOPSIS

Requires long-term care facilities to annually review residents' proxy directives.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/24/2021)

1 AN ACT concerning long-term care facilities and supplementing
2 Title 26 of the Revised Statutes.

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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. As used in this section:

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

12 "Proxy directive" means a writing which designates an adult with
13 decision making capacity to act as the declarant's representative in
14 the event that the declarant subsequently lacks decision making
15 capacity following the execution of the writing.

16 b. A long-term care facility shall meet with each resident at
17 least once annually to determine if the resident's proxy directive is
18 accurate and current.

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20 2. This act shall take effect immediately.

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STATEMENT

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25 This bill requires long-term care facilities to annually review
26 residents' proxy directives.

27 Under the bill, a long-term care facility is to meet with each
28 resident at least once annually to determine if the resident's proxy
29 directive is accurate and current. The bill defines "proxy directive"
30 to mean a writing which designates an adult with decision making
31 capacity to act as the declarant's representative in the event that the
32 declarant subsequently lacks decision making capacity following
33 the execution of the writing.