

[Second Reprint]

ASSEMBLY, No. 1058

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblywoman MILA M. JASEY

District 27 (Essex and Morris)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Co-Sponsored by:

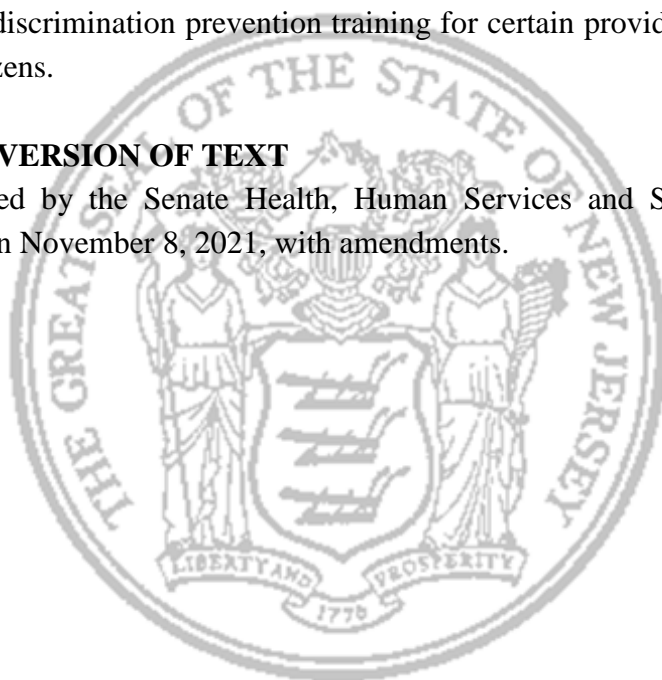
Assemblywomen Vainieri Huttie, McKnight, Assemblyman Daniels,
Assemblywoman Jimenez, Assemblyman Mejia, Assemblywomen Lopez,
Timberlake and Assemblyman McKeon

SYNOPSIS

Requires discrimination prevention training for certain providers of services to senior citizens.

CURRENT VERSION OF TEXT

As reported by the Senate Health, Human Services and Senior Citizens Committee on November 8, 2021, with amendments.



(Sponsorship Updated As Of: 5/20/2021)

1 AN ACT concerning discrimination prevention training and services
 2 for seniors and supplementing Title 30 of 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. No later than nine months after the effective date of P.L. ,
 8 c. (C.) (pending before the Legislature as this bill), the
 9 Commissioner of Human Services or the commissioner's
 10 designee¹ shall develop², approve, select, or designate² a training
 11 program¹ that is¹ designed to prevent and eliminate discrimination on
 12 the basis of sexual orientation, gender identity, or gender expression in
 13 the delivery of ¹ [certain] services to lesbian, gay, bisexual,
 14 transgender, questioning, and intersex senior citizens in the State. The
 15 training program shall also be designed to increase awareness among,
 16 and provide cultural competency to, service providers ¹ [about] and
 17 their staff regarding¹ the issues ¹ that are¹ encountered by lesbian, gay,
 18 bisexual, transgender, questioning, and intersex seniors in order to
 19 ¹ both¹ ensure equal access to services¹ [] and improve the delivery
 20 of those services to senior citizens and their caregivers.

21 b. ¹ [The] In ² [developing the anti-discrimination training
 22 program comply pursuant to] complying with the provisions of² this
 23 section, the¹ commissioner¹ [] or the commissioner's designee¹ []
 24 may consult², contract, or enter into an agreement² ¹ with¹ any
 25 ² [agencies, advocacy organizations, or governmental entities] entity²
 26 as ¹ [are determined] may be deemed ² [thereby¹] by the
 27 commissioner² to be appropriate ¹ [in developing the training
 28 program]¹.

29 c. ¹ [The commissioner shall ensure that a] (1) Each licensed or
 30 certified¹ provider of services or supports to senior citizens ¹ [that] in
 31 the State, who¹ contracts with, provides services through programs
 32 administered by, or receives funding from, the Department of Human
 33 Services, any ¹ [of its divisions] division of the department¹, or any
 34 area agency on aging ¹ [completes], shall complete¹ the ¹ anti-
 35 discrimination¹ training program ¹ [no later than] within¹ ² [six
 36 months] one year² ¹ [following the availability of the program.
 37 Thereafter, each new service provider shall complete the training
 38 within] after it is made available pursuant to this section or within¹
 39 one month ¹ [of] after¹ commencing the delivery of services or
 40 supports ¹ to senior citizens in the State, whichever is later.

41 (2) Each service provider who is required to undergo training
 42 pursuant to paragraph (1) of this subsection shall also ensure that each
 43 staff member employed thereby completes the anti-discrimination
 44 training program developed pursuant to this section, either within ² [six

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 ASE committee amendments adopted December 7, 2020.

²Senate SHH committee amendments adopted November 8, 2021.

- 1 months ² after the program is made available or within one
2 month after the staff member commences employment with the
3 provider, whichever is later¹.
- 4 d. ²A staff member or administrator of a long-term care facility
5 may be exempt from the requirements of subsection c. of this section,
6 if that person has received training or is required to receive training
7 within one year after the person's date of hire, pursuant to section 6 of
8 P.L.2021, c.33 (C.26:2H-12.106), and if the requirements of such
9 training are substantially equivalent to the requirements of the training
10 program developed by the commissioner pursuant to subsection a. of
11 this section.
- 12 e.² The ²department may make the² training program ²may be
13 made² available online, by webinar, or by other means. The
14 department shall establish a protocol to ensure ¹compliance by that
15 service¹ providers ¹of services comply¹ with the requirements of
16 ¹subsection c. of¹ this section.
- 17
- 18 2. This act shall take effect immediately upon enactment.