

[First Reprint]

ASSEMBLY, No. 4957

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED NOVEMBER 12, 2020

Sponsored by:

Assemblywoman SHANIQUE SPEIGHT

District 29 (Essex)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Co-Sponsored by:

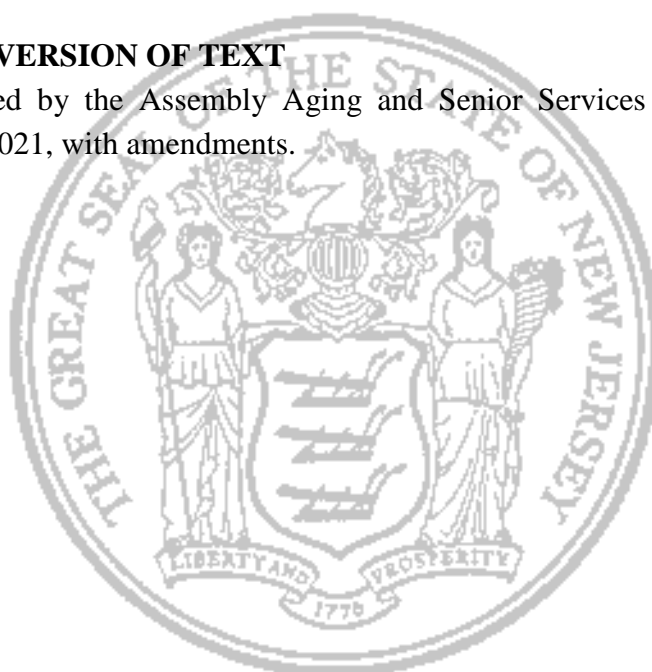
Assemblymen Conaway, Tully and Assemblywoman Swain

SYNOPSIS

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

CURRENT VERSION OF TEXT

As reported by the Assembly Aging and Senior Services Committee on January 13, 2021, with amendments.



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

1 AN ACT concerning long-term care facilities and supplementing
2 Title 26 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. 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 ¹**["writing"]** written document,
13 executed in accordance with applicable law,¹ which designates an
14 adult with decision¹-making capacity to act as the declarant's
15 representative in the event that the declarant ¹**["subsequently lacks"]**
16 is determined by a court or authorized practitioner to lack¹
17 decision¹-making capacity following the execution of the
18 ¹**["writing"]** written document¹.

19 b. A long-term care facility shall meet with each resident at
20 least once annually to determine ¹**["if"]** whether¹ the resident's proxy
21 directive ¹, if any,¹ is accurate and current.

22 ¹c. Nothing in this section shall be deemed to require a long-
23 term care facility resident to execute or maintain a proxy directive.¹

24

25 2. This act shall take effect immediately.

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 January 13, 2021.