

P.L. 2021, CHAPTER 216, *approved September 16, 2021*

Assembly, No. 5851 (*First Reprint*)

1 **AN ACT** concerning the ability of guardians to remove veterans  
2 residing in Department of Military and Veterans' Affairs  
3 memorial homes under certain emergencies and supplementing  
4 P.L.1993, c.281 (C.38A:3-2b2 et seq.).

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

9 1. Whenever a <sup>1</sup>["state of emergency or"]<sup>1</sup> public health  
10 emergency is declared by the Governor pursuant to <sup>1</sup>["P.L.1942,  
11 c.251 (C.App.A:9-33 et seq.) or"]<sup>1</sup> the "Emergency Health Powers  
12 Act," P.L.2005, c.222 (C.26:13-1 et seq.), each veteran's guardian  
13 appointed pursuant to section 1 of P.L.1993, c.281 (C.38A:3-2b2 et  
14 seq.), or each person otherwise having the veteran's power of  
15 attorney, shall be allowed to remove the veteran from the veterans'  
16 memorial home pursuant to procedures established under  
17 Department of Military and Veterans' Affairs rules and regulations,  
18 except the department shall allow for an initial extension of up to 30  
19 days and one additional extension of up to 30 days. The resident  
20 veteran shall be required to continue to pay the care and  
21 maintenance fee while on temporary furlough to hold a bed.  
22 Regular operating procedures shall resume at the conclusion of the  
23 <sup>1</sup>["state of emergency or"]<sup>1</sup> public health emergency.

25           2. This act shall take effect immediately.

30 Allows veteran's guardian to remove veteran from DMVA  
31 veterans' memorial home under certain emergency circumstances.

**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 AMV committee amendments adopted June 14, 2021.