SYNOPSIS

Requires comparable level of services and supports to be provided to former residents of developmental centers transitioning to community placements and for placements to be located within 30 miles of closed centers.

CURRENT VERSION OF TEXT

As reported by the Senate Budget and Appropriations Committee on June 23, 2014, with amendments.

(Sponsorship Updated As Of: 6/27/2014)
AN ACT concerning individuals with developmental disabilities and
supplementing chapter 6D of Title 30 of the Revised Statutes.

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

1. A used in this act:
"Community placement" means a group home, apartment, or
supportive housing arrangement which provides services and
supports to an individual with a developmental disability who
transitions to the community from a State developmental center.
"Community services case manager" means the case manager
who is assigned to an individual with a developmental disability
"Developmental disability" means developmental disability as
defined in section 3 of P.L.1977, c.82 (C.30:6D-3).
"Division" means the Division of Developmental Disabilities in
the Department of Human Services.
"Health care services" means nursing intervention and
monitoring of the treatment of an individual with a developmental
disability, and includes, but is not limited to, treatment for asthma,
diabetes, gastritis, arthritis, and cardiac issues.
"Personal care" means assistance in the activities of an individual
with a developmental disability in daily living, including, but not
limited to, bathing, oral hygiene, and grooming.
"Primary services" means services that include, but are not
limited to, health care services, ambulation, personal care, and
behavioral support.
"Transition case manager" means a case manager who is
assigned to an individual with a developmental disability who is
scheduled for transition from a State developmental center to a
community placement.

2. a. Except as provided in subsection d. of this
section, for each individual with a developmental disability who is
scheduled for transition to a community placement as a result of the
closure of a State developmental center, the Commissioner of
Human Services shall ensure that the individual is transitioned to a
community placement which is located within 30 miles of the
developmental center to be closed, and that the individual is
provided with a comparable level of services and supports in the
community placement that the individual received while residing in
the State developmental center, as provided for in this section.

b. The division shall assign a transition case manager to each
individual with a developmental disability who is scheduled for

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:

Senate SBA committee amendments adopted June 23, 2014.
transition to a community placement as a result of the closure of a
developmental center. The transition case manager shall:

1. Develop a customized plan of services and supports for the
transition of the individual with a developmental disability to a
community placement. The plan shall include, but not be limited
to, a comparable level of the following services and supports, as
needed by the individual:

(a) primary services;
(b) physical and nutritional management;
(c) adaptive equipment;
(d) physical, occupational, and speech therapy;
(e) services from a psychologist or social worker; and
(f) emergency services; and

2. Ensure that the services and supports provided for in the
plan are in place prior to the individual with a developmental
disability moving to a community placement.

3. The transition case manager shall oversee the plan developed
pursuant to subsection b. of this section. The transition case
manager shall provide a copy of the plan to the division, which
shall share the plan with the appropriate community services case
manager who shall provide follow-up case management of the
individual with a developmental disability while the individual
resides in a community placement. The transition case manager and
the community services case manager shall collaborate as necessary
to ensure that the individual with a developmental disability
receives a comparable level of services and supports, as provided
for in this section.

4. The requirement for a transition to a community placement
which is located within 30 miles of a developmental center, as
provided for in subsection a. of this section, shall not apply in the
case of an individual with a developmental disability or the
individual's guardian who expresses a preference for a community
placement which is located more than 30 miles from the
developmental center.

3. The division shall ensure that a follow-up review of the
implementation of the customized plan of services and supports,
developed pursuant to section 2 of this act, is conducted at 30, 60
and 90 days and one and two years following the date of the move
of an individual with a developmental disability to a community
placement pursuant to this act. The division shall utilize the review
to monitor whether the individual is receiving a comparable level of
services and supports in the community placement, as provided for
in section 2 of this act, and shall make such changes as necessary to
the provision of services and supports to ensure that the individual
receives the comparable level of services and supports.
4. Nothing in this act shall preclude additional assessments of the needs of an individual with a developmental disability or the development of an additional service plan for the individual, in order to provide any services needed for a safe transition of an individual with a developmental disability from a developmental center to a community placement.

5. The Commissioner of Human Services shall, in accordance with the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.), adopt any rules and regulations as the commissioner deems necessary to carry out the provisions of this act.

6. This act shall take effect on the first day of the seventh month next following the date of enactment, but the Commissioner of Human Services may take such administrative action in advance thereof as shall be necessary for the implementation of this act.