

ASSEMBLY HEALTH COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4332

STATE OF NEW JERSEY

DATED: SEPTEMBER 15, 2022

The Assembly Health Committee reports favorably Assembly Bill No. 4332.

This bill requires the procurement of management support and other services for certain nursing homes.

Under the bill, if the Department of Health identifies a nursing home in substantial violation, or with a pattern and practice of habitual violations, of the standards of health, safety, and resident care established under federal or State law, the department may, with adequate notice and as appropriate, provide or appoint at the expense of the nursing home, or direct the nursing home to employ, contract with, or otherwise provide, a monitor or other vendor for management support services and resources, consultative services, staffing services, or any other support that may be necessary to: (1) remedy the violations or deficient conditions; (2) transition the nursing home to new ownership; (3) facilitate the safe and orderly closure of the nursing home if ordered by the department; or (4) avoid the cessation of operations of the nursing home.

A monitor or vendor selected pursuant to the bill's provisions may: (1) attend any meetings of the nursing home's owners or board, executive committee, finance committee, steering committee, and infection control committee; (2) attend any other meeting of the nursing home, including meetings held with the federal Centers for Medicare and Medicaid Services, if permitted under federal law; (3) hire consultants; (4) undertake studies of the nursing home; (5) access records of the nursing home in a manner that is consistent with federal and State privacy laws; (6) convene meetings with the owners of a nursing home; and (7) take actions that are necessary and appropriate to protect the health, safety, and welfare of the residents of the nursing home.