

FLOOR AMENDMENT STATEMENT:

No

LEGISLATIVE FISCAL ESTIMATE:

Yes 6/15/2017
6/27/2017

VETO MESSAGE:

No

GOVERNOR'S PRESS RELEASE ON SIGNING:

Yes

FOLLOWING WERE PRINTED:

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REPORTS:

No

HEARINGS:

No

NEWSPAPER ARTICLES:

Yes

"Christie signs measure creating sex assault training for police," South Jersey Times, August 8, 2017

RWH/JA

P.L.2017, CHAPTER 191, *approved August 7, 2017*
Senate, No. 1731 (*First Reprint*)

1 AN ACT concerning smoking in public places, supplementing Title
2 26 of the Revised Statutes and amending N.J.S.2C:33-13.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

6
7 1. (New section) a. A person who smokes or carries lighted
8 tobacco in any public place, including, but not limited to, places of
9 public accommodation, where that activity is prohibited by
10 municipal ordinance under authority of R.S.40:48-1 and 40:48-2 or
11 by the owner or person responsible for the operation of the public
12 place, and when adequate notice of the prohibition on smoking or
13 carrying lighted tobacco has been conspicuously posted, may be
14 subject to a civil penalty of up to \$200, which shall be recovered in
15 a civil action by a summary proceeding in the name of the
16 municipality pursuant to the "Penalty Enforcement Law of 1999,"
17 P.L.1999, c.274 (C.2A:58-10 et seq.). The municipal court and the
18 Superior Court shall have jurisdiction of proceedings for the
19 enforcement of the penalty provided by this subsection.

20 b. ¹**[A]** The governing body of a municipality may adopt a¹
21 municipal ordinance ¹**[may]** to¹ impose a civil penalty, as provided
22 for under subsection a. of this section, as an alternative to the
23 ¹**[penalty]** liability for the offense¹ provided for under
24 N.J.S.2C:33-13.

25
26 2. N.J.S.2C:33-13 is amended to read as follows:

27 2C:33-13. Smoking in Public. a. Any person who smokes or
28 carries lighted tobacco in or upon any bus or other public
29 conveyance, except group charter buses, specially marked railroad
30 smoking cars, limousines or livery services, and, when the driver is
31 the only person in the vehicle, autocabs, is a petty disorderly
32 person. For the purposes of this section, "bus" includes school
33 buses and other vehicles owned or contracted for by the governing
34 body, board or individual of a nonpublic school, a public or private
35 college, university, or professional training school, or a board of
36 education of a school district, that are used to transport students to
37 and from school and school-related activities; and the prohibition
38 on smoking or carrying lighted tobacco shall apply even if students
39 are not present in the vehicle.

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 floor amendments adopted October 20, 2016.

1 b. Any person who smokes or carries lighted tobacco in any
2 public place, including, but not limited to, places of public
3 accommodation, where such smoking is prohibited by municipal
4 ordinance under authority of R.S.40:48-1 and 40:48-2 or by the
5 owner or person responsible for the operation of the public place,
6 and when adequate notice of such prohibition has been
7 conspicuously posted, is ¹either:¹ guilty of a petty disorderly
8 persons offense ¹], except that the municipal ordinance may impose
9 a civil penalty pursuant to section 1 of P.L. , c. (C.) (pending
10 before the Legislature as this bill) as an alternative to the penalty
11 provided for in this section] under this section, or subject to a civil
12 penalty under section 1 of P.L. , c. (C.) (pending before the
13 Legislature as this bill) if such civil penalty is provided for as an
14 alternative to the offense under this subsection¹. Notwithstanding
15 the provisions of N.J.S.2C:43-3, the maximum fine which can be
16 imposed for ¹[a violation of] committing a petty disorderly persons
17 offense under¹ this section is \$200.

18 c. The provisions of this section shall supersede any other
19 statute and any rule or regulation adopted pursuant to law, except as
20 provided in section 1 of P.L. , c. (C.) (pending before the
21 Legislature as this bill).
22 (cf: P.L.2003, c.233, s.1)

23
24 3. This act shall take effect immediately.

25
26
27
28
29 Permits municipality to establish civil penalty for smoking in
30 public places.

SENATE, No. 1739

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED MARCH 7, 2016

Sponsored by:

Senator SHIRLEY K. TURNER

District 15 (Hunterdon and Mercer)

Senator PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

SYNOPSIS

Establishes sexual assault training requirements for law enforcement officers.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/7/2016)

1 AN ACT concerning sexual assault training for law enforcement
2 officers, and supplementing Title 52 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. The Division of Criminal Justice shall develop a training
8 course and curriculum for law enforcement officers on the handling,
9 investigation and response procedures for reports of sexual assault.
10 This training course and curriculum shall be reviewed at least every
11 two years by the Division of Criminal Justice and modified as need
12 may require. The Division of Criminal Justice shall distribute the
13 curriculum to all local police agencies.

14 b. The Attorney General shall be responsible for ensuring that
15 all law enforcement officers complete:

16 (1) initial training within 90 days of appointment or transfer;
17 and

18 (2) in-service training of at least four hours biennially thereafter.

19 c. The Division of Criminal Justice shall ensure that all
20 training on the handling of sexual assault matters includes
21 information concerning the Sexual Assault Nurse Examiner
22 program, established pursuant to P.L.2001, c.81 (C.52:4B-50 et
23 seq.), and the availability of local support programs for the victims
24 of sexual assault.

25

26 2. This act shall take effect on the first day of the fourth month
27 following enactment.

28

29

30 STATEMENT

31

32 This bill would establish mandatory sexual assault training for
33 law enforcement officers.

34 Under the provisions of the bill, the Division of Criminal Justice
35 is to develop a training program and curriculum on the handling,
36 investigation and response procedures for reports of sexual assault.
37 All law enforcement officers would be required to attend initial
38 training within 90 days of appointment or transfer to another law
39 enforcement agency. Permanently appointed law enforcement
40 officers would be required to attend a four hour in-service program
41 every other year.

42 The curriculum is to include information concerning the Sexual
43 Assault Nurse Examiner program and the availability of local
44 support programs for the victims of sexual assault.

SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 1739

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 15, 2017

The Senate Law and Public Safety Committee reports favorably and with committee amendments Senate Bill No. 1739.

As amended and reported by the committee, this bill establishes mandatory sexual assault training for law enforcement officers.

Under the provisions of the amended bill, the Division of Criminal Justice is to develop or approve a training course and curriculum on the handling, investigation, and response procedures for reports of sexual assault. All law enforcement officers would be required to attend an in-service course once every three years.

COMMITTEE AMENDMENTS

The committee amended the bill to:

1) provide that the Division of Criminal Justice is required to either develop or approve the training course; as introduced, the division was only required to develop the course;

2) provide that the division is required to make available, rather than distribute, the training course to law enforcement agencies in the State;

3) remove the 90-day deadline for completion of the training course following an officer's appointment or transfer; as introduced, the bill required the training to be completed within 90 days of an officer's appointment or transfer to another law enforcement agency, and to consist of at least four hours of in-service training;

4) eliminate the requirement that the course consist of at least four hours of training;

5) require all law enforcement officers to attend the course once every three years; as introduced the bill required law enforcement officers to attend the course every other year;

6) eliminate the requirement that the training course include information on the Sexual Assault Nurse Examiner program and local support programs; as introduced, the bill required the division to ensure that the training includes information concerning the Sexual Assault Nurse Examiner program and the availability of local support programs for the victims of sexual assault;

- 7) provide that the bill is to take effect on the first day of the seventh month following enactment; as introduced, the bill was to take effect after three months; and
- 8) make technical changes.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1739

STATE OF NEW JERSEY

DATED: JUNE 19, 2017

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1739 (1R).

This bill establishes mandatory sexual assault training for law enforcement officers.

Under the bill, the Division of Criminal Justice in the Department of Law and Public Safety is required to develop or approve a training course and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The bill requires the division to review the training course and curriculum at least every two years, and to make the curriculum available to all law enforcement agencies in this State.

The bill directs the Attorney General to be responsible for ensuring that all law enforcement officers complete in-service training on the handling of sexual assault matters once every three years.

The bill is scheduled to effect on the first day of the seventh month next following the date of enactment.

FISCAL IMPACT:

The Office of Legislative Services (OLS) finds that indeterminate annual State and local expenditure increases will result from the bill.

The Department of Law and Public Safety will incur indeterminate annual expenditures in developing and periodically updating a sexual assault training program, making the program available to law enforcement agencies, and ensuring law enforcement officer training compliance with in-service training requirements. However, the OLS expects these expenditures to be minimal, considering that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission's current "Basic Course for Police Officers" training curriculum.

The State, counties, and local governments will incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 2167

STATE OF NEW JERSEY 217th LEGISLATURE

DATED: JUNE 15, 2017

SUMMARY

- Synopsis:** Establishes sexual assault training requirements for law enforcement officers.
- Type of Impact:** Annual State, county and local government expenditure increases.
- Agencies Affected:** Department of Law and Public Safety; County and Municipal Law Enforcement Agencies.

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Increase	Indeterminate – See comments below		
Local Cost Increase	Indeterminate – See comments below		

- The Office of Legislative Services (OLS) finds that indeterminate annual State, county, and local expenditure increases would result from this bill.
- The Department of Law and Public Safety would incur indeterminate annual expenditures in developing and periodically updating a sexual assault training program, making the program available to law enforcement agencies, and ensuring law enforcement officer training compliance. The OLS, however, expects these expenditures to be minimal, considering that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission’s current “Basic Course for Police Officers” training curriculum.
- The State, counties, and local governments would incur indeterminate recurring expenditures related to the biennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

BILL DESCRIPTION

Assembly Bill No. 2167 (1R) of 2016 would establish mandatory sexual assault training for law enforcement officers.

The bill would require the Division of Criminal Justice in the Department of Law and Public Safety to develop a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The training course and curriculum would be reviewed at least every two years by the division and modified as needed.

All law enforcement officers would be required to attend training every other year and the Attorney General would be responsible for ensuring completion of the training program by law enforcement officers Statewide.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that indeterminate annual State, county, and local expenditure increases would result from this bill.

Specifically, the Department of Law and Public Safety would incur indeterminate annual expenditures in: 1) developing and periodically updating a sexual assault training program; 2) making the program available to law enforcement agencies; and 3) ensuring law enforcement officer training compliance.

The New Jersey Police Training Commission, a component of the Division of Criminal Justice, has established and periodically updates the “Basic Course for Police Officers.” Among other topics, this course requires trainees to identify violations of New Jersey laws pertaining to certain criminal offenses. The training specifically includes, under section 4.3.6 of the “Basic Course for Police Officers,” identifying the elements of offenses such as aggravated sexual assault, sexual assault, aggravated criminal sexual conduct, and criminal sexual conduct. Considering the extent to which sexual assault training is currently provided, it is unlikely that the bill’s required creation of a sexual assault training program would impose any significant additional costs, initially or on a continuing basis, upon the division.

In addition, the State, counties, and local governments would incur indeterminate recurring expenditures related to the biennial delivery of the sexual assault training program to their law enforcement officers. The OLS expects these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

Section: Law and Public Safety

Analyst: Kristin Brunner Santos
Senior Fiscal Analyst

Approved: Frank W. Haines III
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

ASSEMBLY, No. 2167

**STATE OF NEW JERSEY
217th LEGISLATURE**

DATED: JUNE 27, 2017

SUMMARY

- Synopsis:** Establishes sexual assault training requirements for law enforcement officers.
- Type of Impact:** Annual State, county and local government expenditure increases.
- Agencies Affected:** Department of Law and Public Safety; County and Municipal Law Enforcement Agencies.

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Increase	Indeterminate – See comments below		
Local Cost Increase	Indeterminate – See comments below		

- The Office of Legislative Services (OLS) finds that indeterminate annual State, county, and local expenditure increases would result from this bill.
- The Department of Law and Public Safety would incur indeterminate annual expenditures in developing or approving, and then periodically updating a sexual assault training program; making the program available to law enforcement agencies Statewide; and ensuring law enforcement officer training compliance. The OLS, however, expects these expenditures to be minimal, considering that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission’s current “Basic Course for Police Officers” training curriculum.
- The State, counties, and local governments may incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

BILL DESCRIPTION

Assembly Bill No. 2167 (2R) of 2016 would establish mandatory sexual assault training for law enforcement officers.

The bill would require the Division of Criminal Justice in the Department of Law and Public Safety to develop or approve a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The training course and curriculum would be reviewed at least every two years by the division and modified as needed.

All law enforcement officers would be required to attend training every three years and the Attorney General would be responsible for ensuring completion of the training program by law enforcement officers Statewide.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that indeterminate annual State, county, and local expenditure increases would result from this bill.

Specifically, the Department of Law and Public Safety would incur indeterminate annual expenditures in: 1) developing or approving, and then periodically updating a sexual assault training program; 2) making the program available to law enforcement agencies Statewide; and 3) ensuring law enforcement officer training compliance.

The New Jersey Police Training Commission, a component of the Division of Criminal Justice, has established and periodically updates the “Basic Course for Police Officers.” Among other topics, this course requires trainees to identify violations of New Jersey laws pertaining to certain criminal offenses. The training specifically includes, under section 4.3.6 of the “Basic Course for Police Officers,” identifying the elements of offenses such as aggravated sexual assault, sexual assault, aggravated criminal sexual conduct, and criminal sexual conduct. Considering the extent to which sexual assault training is currently provided, it is unlikely that the bill’s required creation or adoption of a sexual assault training program would impose any significant additional costs, initially or on a continuing basis, upon the division.

In addition, the State, counties, and local governments would incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS expects these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

Section: Law and Public Safety

*Analyst: Kristin Brunner Santos
Senior Fiscal Analyst*

*Approved: Frank W. Haines III
Legislative Budget and Finance Officer*

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

ASSEMBLY, No. 2167

STATE OF NEW JERSEY 217th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2016 SESSION

Sponsored by:

Assemblyman PATRICK J. DIEGNAN, JR.

District 18 (Middlesex)

Assemblyman GORDON M. JOHNSON

District 37 (Bergen)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblyman BENJIE E. WIMBERLY

District 35 (Bergen and Passaic)

Co-Sponsored by:

Assemblywoman Rodriguez-Gregg

SYNOPSIS

Establishes sexual assault training requirements for law enforcement officers.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning sexual assault training for law enforcement
2 officers and supplementing Title 52 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. The Division of Criminal Justice shall develop a training
8 course and curriculum for law enforcement officers on the handling,
9 investigation, and response procedures for reports of sexual assault.
10 This training course and curriculum shall be reviewed at least every
11 two years by the division and modified as need may require. The
12 division shall distribute the curriculum to all local police agencies.

13 b. The Attorney General shall be responsible for ensuring that
14 all law enforcement officers complete:

15 (1) initial training within 90 days of appointment or transfer; and

16 (2) in-service training of at least four hours biennially thereafter.

17 c. The division shall ensure that all training on the handling of
18 sexual assault matters includes information concerning the Sexual
19 Assault Nurse Examiner program, established pursuant to P.L.2001,
20 c.81 (C.52:4B-50 et al.), and the availability of local support
21 programs for the victims of sexual assault.

22

23 2. This act shall take effect on the first day of the fourth month
24 following enactment.

25

26

27

STATEMENT

28

29 This bill would establish mandatory sexual assault training for
30 law enforcement officers.

31 Under the provisions of the bill, the Division of Criminal Justice
32 is to develop a training program and curriculum on the handling,
33 investigation, and response procedures for reports of sexual assault.
34 All law enforcement officers would be required to attend initial
35 training within 90 days of appointment or transfer to another law
36 enforcement agency. Permanently appointed law enforcement
37 officers would be required to attend a four-hour in-service program
38 every other year.

39 The curriculum is to include information concerning the Sexual
40 Assault Nurse Examiner program and the availability of local
41 support programs for the victims of sexual assault.

ASSEMBLY LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2167

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 11, 2017

The Assembly Law and Public Safety Committee reports favorably and with committee amendments Assembly Bill No. 2167.

As amended and reported by the committee, Assembly Bill No. 2167 would establish mandatory sexual assault training for law enforcement officers.

Under the provisions of the amended bill, the Division of Criminal Justice is to develop a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. All law enforcement officers would be required to attend an in-service program every other year.

This bill was pre-filed for introduction in the 2016-2017 session pending technical review. As reported, the amended bill includes the changes required by technical review, which has been performed.

COMMITTEE AMENDMENTS

The committee amended the bill to:

1) provide that the Division of Criminal Justice is required to make available, rather than distribute, the training course to local police agencies;

2) remove the 90-day deadline for completion of the training course following an officer's appointment or transfer; as introduced, the bill required the training to be completed within 90 days of an officer's appointment or transfer to another law enforcement agency, and was required to consist of at least four hours of in-service training;

3) eliminate the provision requiring that the course consist of at least four hours of training; and

4) eliminate the requirement that the training course include information on the Sexual Assault Nurse Examiner program; as introduced, the bill required the division to ensure that the training includes information concerning the Sexual Assault Nurse Examiner program, established pursuant to P.L.2001, c.81 (C.52:4B-50 et al.), and the availability of local support programs for the victims of sexual assault.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 2167

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 19, 2017

The Assembly Appropriations Committee reports favorably Assembly Bill No. 2167 (1R), with committee amendments.

As amended, this bill establishes mandatory sexual assault training for law enforcement officers.

Under the provisions of the bill, the Division of Criminal Justice is to develop or approve a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The division must review the training program and curriculum at least once every two years and modify them as required. Furthermore, the division shall make the curriculum available to all the law enforcement agencies in the State. The bill also requires all law enforcement officers attend an in-service program on the handling of sexual assault matters every three years.

COMMITTEE AMENDMENTS:

The committee amended the bill to:

- 1) provide that the Division of Criminal Justice may approve a training course and curriculum;
- 2) clarify that the division is to make the curriculum available to all law enforcement agencies in the State;
- 3) require that all law enforcement officers attend an in-service program on the handling of sexual assault matters every three years; and
- 4) modify the effective date of the bill.

FISCAL IMPACT:

The Office of Legislative Services (OLS) finds that indeterminate annual State and local expenditure increases would result from this bill.

The Department of Law and Public Safety would incur indeterminate annual expenditures in developing and periodically updating a sexual assault training program, making the program available to law enforcement agencies, and ensuring law enforcement officer training compliance with in-service training requirements. The OLS, however, expects these expenditures to be minimal, considering

that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission's current "Basic Course for Police Officers" training curriculum.

The State, counties, and local governments would incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

ASSEMBLY, No. 2167

STATE OF NEW JERSEY 217th LEGISLATURE

DATED: JUNE 15, 2017

SUMMARY

- Synopsis:** Establishes sexual assault training requirements for law enforcement officers.
- Type of Impact:** Annual State, county and local government expenditure increases.
- Agencies Affected:** Department of Law and Public Safety; County and Municipal Law Enforcement Agencies.

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Increase	Indeterminate – See comments below		
Local Cost Increase	Indeterminate – See comments below		

- The Office of Legislative Services (OLS) finds that indeterminate annual State, county, and local expenditure increases would result from this bill.
- The Department of Law and Public Safety would incur indeterminate annual expenditures in developing and periodically updating a sexual assault training program, making the program available to law enforcement agencies, and ensuring law enforcement officer training compliance. The OLS, however, expects these expenditures to be minimal, considering that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission’s current “Basic Course for Police Officers” training curriculum.
- The State, counties, and local governments would incur indeterminate recurring expenditures related to the biennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

BILL DESCRIPTION

Assembly Bill No. 2167 (1R) of 2016 would establish mandatory sexual assault training for law enforcement officers.

The bill would require the Division of Criminal Justice in the Department of Law and Public Safety to develop a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The training course and curriculum would be reviewed at least every two years by the division and modified as needed.

All law enforcement officers would be required to attend training every other year and the Attorney General would be responsible for ensuring completion of the training program by law enforcement officers Statewide.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that indeterminate annual State, county, and local expenditure increases would result from this bill.

Specifically, the Department of Law and Public Safety would incur indeterminate annual expenditures in: 1) developing and periodically updating a sexual assault training program; 2) making the program available to law enforcement agencies; and 3) ensuring law enforcement officer training compliance.

The New Jersey Police Training Commission, a component of the Division of Criminal Justice, has established and periodically updates the “Basic Course for Police Officers.” Among other topics, this course requires trainees to identify violations of New Jersey laws pertaining to certain criminal offenses. The training specifically includes, under section 4.3.6 of the “Basic Course for Police Officers,” identifying the elements of offenses such as aggravated sexual assault, sexual assault, aggravated criminal sexual conduct, and criminal sexual conduct. Considering the extent to which sexual assault training is currently provided, it is unlikely that the bill’s required creation of a sexual assault training program would impose any significant additional costs, initially or on a continuing basis, upon the division.

In addition, the State, counties, and local governments would incur indeterminate recurring expenditures related to the biennial delivery of the sexual assault training program to their law enforcement officers. The OLS expects these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

Section: Law and Public Safety

Analyst: Kristin Brunner Santos
Senior Fiscal Analyst

Approved: Frank W. Haines III
Legislative Budget and Finance Officer

This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

ASSEMBLY, No. 2167

STATE OF NEW JERSEY 217th LEGISLATURE

DATED: JUNE 27, 2017

SUMMARY

- Synopsis:** Establishes sexual assault training requirements for law enforcement officers.
- Type of Impact:** Annual State, county and local government expenditure increases.
- Agencies Affected:** Department of Law and Public Safety; County and Municipal Law Enforcement Agencies.

Office of Legislative Services Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost Increase	Indeterminate – See comments below		
Local Cost Increase	Indeterminate – See comments below		

- The Office of Legislative Services (OLS) finds that indeterminate annual State, county, and local expenditure increases would result from this bill.
- The Department of Law and Public Safety would incur indeterminate annual expenditures in developing or approving, and then periodically updating a sexual assault training program; making the program available to law enforcement agencies Statewide; and ensuring law enforcement officer training compliance. The OLS, however, expects these expenditures to be minimal, considering that the department should be able to leverage the sexual assault component of the New Jersey Police Training Commission’s current “Basic Course for Police Officers” training curriculum.
- The State, counties, and local governments may incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS anticipates these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

BILL DESCRIPTION

Assembly Bill No. 2167 (2R) of 2016 would establish mandatory sexual assault training for law enforcement officers.

The bill would require the Division of Criminal Justice in the Department of Law and Public Safety to develop or approve a training program and curriculum on the handling, investigation, and response procedures for reports of sexual assault. The training course and curriculum would be reviewed at least every two years by the division and modified as needed.

All law enforcement officers would be required to attend training every three years and the Attorney General would be responsible for ensuring completion of the training program by law enforcement officers Statewide.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS estimates that indeterminate annual State, county, and local expenditure increases would result from this bill.

Specifically, the Department of Law and Public Safety would incur indeterminate annual expenditures in: 1) developing or approving, and then periodically updating a sexual assault training program; 2) making the program available to law enforcement agencies Statewide; and 3) ensuring law enforcement officer training compliance.

The New Jersey Police Training Commission, a component of the Division of Criminal Justice, has established and periodically updates the “Basic Course for Police Officers.” Among other topics, this course requires trainees to identify violations of New Jersey laws pertaining to certain criminal offenses. The training specifically includes, under section 4.3.6 of the “Basic Course for Police Officers,” identifying the elements of offenses such as aggravated sexual assault, sexual assault, aggravated criminal sexual conduct, and criminal sexual conduct. Considering the extent to which sexual assault training is currently provided, it is unlikely that the bill’s required creation or adoption of a sexual assault training program would impose any significant additional costs, initially or on a continuing basis, upon the division.

In addition, the State, counties, and local governments would incur indeterminate recurring expenditures related to the triennial delivery of the sexual assault training program to their law enforcement officers. The OLS expects these costs to be minimal, given that some law enforcement agencies may already provide training on this topic and that the required training program could be incorporated into existing in-service continuing education schedules.

Section: Law and Public Safety

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This legislative fiscal estimate has been produced by the Office of Legislative Services due to the failure of the Executive Branch to respond to our request for a fiscal note.

This fiscal estimate has been prepared pursuant to P.L.1980, c.67 (C.52:13B-6 et seq.).

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Governor Christie Takes Action On Pending Legislation

Monday, August 7, 2017

Tags: [Bill Action](#)

Trenton, NJ - Governor Chris Christie today announced that he has taken action on the following pending legislation:

BILL SIGNINGS:

S-169/A-4329 (Bateman/McKeon, Zwicker) - Allows certain emergency squad volunteers holding municipal elective office to vote on emergency squad concerns

S-452/A-838 (Sacco, Greenstein/Jimenez, Moriarty) - Requires waiver of dealer obligation regarding necessary repairs impacting vehicle inspection to include description of known defects

S-678/A-4967 (Rice/Watson, Tucker, Caputo) - Requires local government units to certify compliance with certain federal hiring requirements when filing annual budgets

S-726/A-4460 (Cruz-Perez, Oroho/Jones, Mosquera, Downey, Johnson) – Extends full protection of Law Against Discrimination to persons having liability for service in Armed Forces of United States; guarantees equal employment opportunity in State contracting to all veterans

S-996wGR/A-1378 (Rice, Van Drew, Turner/Muoio, Benson, Pintor Marin, Quijano, Schaer) – Requires report on status of lead-safe program in DCA

S-1219/A-936 (Holzapfel, Allen/Wolfe, McGuckin, Oliver, Giblin, Wimberly) - Requires reporting of suspected abuse of institutionalized elderly to police and that facility employees receive notice of reporting requirement annually; designated as "Peggy's Law"

S-1359/A-4096 (A.R. Bucco, Stack/A.M. Bucco, Vainieri Huttie, McKnight, Mazzeo) - Guarantees full and equal access to all housing to disabled persons who retain their retired service or guide dog as a pet, and who also obtain a new service or guide dog

S-1497/A-3225 (A.R. Bucco, Pennacchio/Dancer, Clifton, Munoz, A.M. Bucco) - Designates Killed in Action flag as an official State flag; mandates it be displayed at certain public buildings

SCS for S-1640, 1642, 1013/AS AS ACS for A-3152, 3154, 2426 (Van Drew, Holzapfel, Singer, Turner/Andrzejczak, McGuckin, Land, Wolfe, Vainieri Huttie, Taliaferro, Benson) - Establishes requirements concerning necessary care of dogs, domestic companion animals, and service animals, and for tethering of dogs

S-1660/A-770 (Van Drew, Cruz-Perez/Andrzejczak, Land, Houghtaling, DeAngelo, Johnson) - Provides for voluntary contributions by taxpayers on gross income tax returns for maintenance of certain State memorials honoring war veterans

S-1731/A-2368 (Gordon, Allen/Vainieri Huttie) - Permits municipality to establish civil penalty for smoking in public places

S-1739/A-2167 (Turner, Diegnan/Johnson, Vainieri Huttie, Wimberly) - Establishes sexual assault training requirements for law enforcement officers

S-1750/A-2729 (Madden, Cruz-Perez/A.M. Bucco, DeAngelo, Space, Mosquera, Wisniewski, DeCroce, Mukherji, Jones) - Establishes special motorcycle license plates for veterans

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[Letter Regarding S3074 \[pdf 45kB\]](#)

S-1808/A-3342 (Van Drew, Diegnan/Karabinchak) - Designates striped bass as NJ State Saltwater Fish; redesignates brook trout as NJ Freshwater Fish

S-2153/A-3520 (Gordon/Eustace, Sumter, Wimberly, Vainieri Huttie, Johnson) – Requires NJTA to study impact of constructing rail stations at certain park and ride facilities

S-2369/A-4152 (Whelan, Van Drew, Connors/Andrzejczak, Mazzeo, Land, Burzichelli) - Limits application of DEP shellfish habitat rules for certain dredging activities

S-2457/A-3999 (Van Drew, Oroho/Houghtaling, Andrzejczak, Mazzeo, Space, Downey) - Enables collection of voluntary contributions for Jersey Fresh Program through gross income tax returns

S-2578/A-4239 (Cunningham, Pou, Gordon/Sumter, Jasey, Benson, Muoio, Downey, Mukherji) - Revises New Jersey College Loans to Assist State Students Loan Program to require applicants first exhaust federal student loans, require income verification, and limit total student loan amounts

S-2884/A-4484 (Whelan, Greenstein/Eustace, Quijano, Chiaravalloti, Caride) - Declares that deed restrictions or agreements that prevent raising or constructing of a structure to certain flood elevation standards are unenforceable

S-2892/A-5042 (Sweeney/Giblin) - Exempts certain real estate brokers, broker-salespersons and salespersons from continuing education requirement

S-3074/A-4586 (Lesniak, Turner/Johnson, Oliver, Holley, Chiaravalloti) - Establishes gubernatorial veto power over Waterfront Commission of New York Harbor's meeting minutes; expands gubernatorial oversight powers over commission

S-3244/A-4854 (Sweeney, Allen/Singleton, Burzichelli, Taliaferro) - Designates portion of Interstate Highway Route 295 in West Deptford Township as "State Trooper Sean E. Cullen Memorial Highway"

A-445/S-1661 (Mazzeo, Pinkin, DeAngelo, Chiaravalloti/Van Drew, A.R. Bucco) - Provides for voluntary contributions by taxpayers on gross income tax returns for the NJ World War II Veterans' Memorial Fund

A-1185/S-2771 (Mosquera, Holley, Moriarty, Quijano/Cruz-Perez, Van Drew) - Requires State Comptroller to report findings of audit compliance reviews

A-1199/S-1326 (Mosquera, Moriarty, Lagana, Zwicker, Downey/Turner, Oroho) - Permits a victim or witness of any age to testify by closed circuit television under certain circumstances in prosecutions for domestic violence, sexual assault, and certain other crimes

ACS for A-1690/SCS SCS for S-660, 2002 (Dancer, Singleton, Andrzejczak, Land, Benson, Moriarty, Houghtaling/Turner, Beach, Van Drew) - Allows fire district elections to be moved to November; eliminates certain fire district budget referenda; and eliminates certain fire district capital purchase referenda

A-1953/S-2448 (Coughlin, Lagana, Muoio, Benson, Houghtaling, Danielsen, Mukherji/Vitale, Whelan) - Allows installment payments for senior and disabled property taxpayers to repay overpayments of homestead credits and homestead property tax reimbursements

A-1955/SCS for S-1795 (Jones, Lampitt, Phoebus, Space/A.R. Bucco, Oroho) - Provides for voluntary discharge of personal representatives overseeing administration of estates by application to the Surrogate's Court

A-2176/S-156 (Taliaferro, Eustace, Benson, Mazzeo, Chiaravalloti/Madden, Ruiz) - Criminalizes possession and sale of alpha-pyrrolidinopentophenone (alpha-PVP), commonly known as "flakka" or "flocka"

A-3056/SCS for S-2360, 3030 (Taliaferro, Dancer, Houghtaling, Space, Andrzejczak, Webber/Allen, Greenstein, Bateman, Smith, Wimberly) – Requires DEP to establish voluntary guidelines for K-12 schools and institutions of higher education to reduce, recover, and recycle food waste; extends "Food Bank Good Samaritan Act" immunity protections to public and nonpublic schools.

A-3058/S-2366 (Space, Taliaferro, Dancer, Houghtaling, Andrzejczak/Oroho, Ruiz) - Establishes Farm to School Coordinating Council

A-3381 (McKnight, Holley, Vainieri Huttie, Houghtaling, Chiaravalloti, Quijano, Gordon) – Authorizes municipal volunteer programs for free removal of snow from certain residential properties occupied by seniors or disabled persons.

A-3386/S-2711 (Schaer, Vainieri Huttie, Chiaravalloti, Caride, Mukherji, Wimberly/Vitale, Rice) - Provides protections for children under the age of 18 with developmental disabilities and individuals with developmental disabilities ages 18-21 receiving services from Division of Children's System of Care

A-3437/S-1076 (DeAngelo, Gusciora, Land, Andrzejczak/Turner) - Designates "Garden State" as State Slogan

A-3896/S-2790 (Sumter, Mukherji, Pintor Marin/Scutari, Turner) - Concerns sale of certain tires

A-3908/S-3021 (Mazzeo, DeAngelo, Mukherji, Houghtaling, Quijano/Whelan, T. Kean) - Establishes 9/11 Memorial Registry

A-3911/S-2863 (Wisniewski, Vainieri Huttie, Mukherji/Cardinale, Pennacchio) - Provides that motor vehicle registration expires on registrant's numerical calendar day of birth

A-4164/S-2588 (Houghtaling, Downey, Holley, Muoio, Webber/Van Drew, Cruz-Perez) - Requires State Auditor to annually report on unspent State account balances

A-4206/S-2676 (Karabinchak, Prieto, Webber, Holley/Diegnan, A.R. Bucco) - Requires candidates for election to school board to file with their nominating petitions specific affirmation that they have not been convicted of crimes that would disqualify them from office

A-4230/S-3141 (Conaway, O'Scanlon, Mukherji, Pintor Marin/Codey) - Requires health insurance carriers; SHBP, and SEHBP to inform covered persons about organ and tissue donation

ACS for A-4432/SCS for S-2841 (Schaer, Lampitt, Benson, Singleton, Chiaravalloti, Wimberly/Cunningham) - Provides increased tax credit amounts under Grow New Jersey Assistance Program for certain businesses that have collaborative research relationships with colleges or universities

A-4542/S-2986 (Mazzeo, Johnson, Land, Andrzejczak, DeCroce/Van Drew) - Designates portion of State Highway Route 55 as "State Trooper Frankie L. Williams Memorial Highway"

A-4580/S-2989 (Taliaferro, Burzichelli, Quijano, Houghtaling/Lesniak, Oroho) - Appropriates \$2,900,000 from "2009 Farmland Preservation Fund" for grants to certain nonprofit organizations for farmland preservation purposes

A-4581/S-2987 (Houghtaling, Andrzejczak, Singleton, Downey/Cruz-Perez, Oroho) - Appropriates \$22,385,743 to State Agriculture Development Committee for farmland preservation purposes

A-4582/S-2990 (Andrzejczak, Mazzeo, Taliaferro, Zwicker, Houghtaling/Whelan, Van Drew) - Appropriates \$32.5 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants

A-4584/S-2988 (Zwicker, Taliaferro, Burzichelli, Houghtaling/Sweeney) - Appropriates \$7,500,000 from constitutionally dedicated CBT revenues for planning incentive grants to municipalities for farmland preservation purposes

A-4630/S-1938 (Jones/Cruz-Perez) - Repeals law regulating charges assessed by a miller for grinding grain

A-4673/S-3095 (Houghtaling, Downey/Van Drew) - Concerns assessment of buildings or structures on real property located in certain counties following material depreciation thereof

A-4713/S-3235 (Burzichelli, Prieto, Gusciora, DeAngelo, Benson/Kyrillos, Whelan) - Designates building where NJEDA is located in memory of Caren Franzini to commemorate her outstanding service to State

A-4895/S-3056 (Egan, Sumter, Pinkin/Cunningham) - Eliminates UI exemption for interns employed by hospitals

BILL VETOED:

S-2214/A-3847 (Turner, Cunningham/Lampitt, Mukherji, Johnson, Eustace) - CONDITIONAL - Requires institutions of higher education and proprietary degree-granting institutions to improve transparency of tuition and fees

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