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RH/CL

P.L. 2017, CHAPTER 268, *approved January 8, 2018*

Assembly, No. 3739 (*First Reprint*)

1 AN ACT concerning the collection of certain demographic data at
2 public institutions of higher education and supplementing
3 chapter 62 of Title 18A of the New Jersey Statutes.

4

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

7

8 1. a. A public institution of higher education shall allow a
9 student or a faculty or other staff member to identify his sexual
10 orientation and gender identity on any form used by the institution
11 to collect demographic information on gender, race, or ethnicity.

12 b. The provisions of subsection a. of this section shall apply to
13 all forms that are created or updated by the institution on or after
14 the effective date of this section; except that an institution shall not
15 be required to update any existing forms solely for the purpose of
16 complying with subsection a. of this section.

17

18 2. This act shall take effect immediately and shall first apply to
19 the ¹**[2017-2018]** first full¹ academic year ¹following the date of
20 enactment¹.

21

22

23

24

25 _____
26 Requires public institutions of higher education to allow
27 students, faculty, and other staff to identify sexual orientation and
28 gender identity on any forms used to collect certain demographic
data.

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 AHI committee amendments adopted May 11, 2017.

ASSEMBLY, No. 3739

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED MAY 19, 2016

Sponsored by:

**Assemblywoman MILA M. JASEY
District 27 (Essex and Morris)**

SYNOPSIS

Requires public institutions of higher education to allow students, faculty, and other staff to identify sexual orientation and gender identity on any forms used to collect certain demographic data.

CURRENT VERSION OF TEXT

As introduced.



A3739 JASEY

2

1 AN ACT concerning the collection of certain demographic data at
2 public institutions of higher education and supplementing
3 chapter 62 of Title 18A of the New Jersey Statutes.

4

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

7

8 1. a. A public institution of higher education shall allow a
9 student or a faculty or other staff member to identify his sexual
10 orientation and gender identity on any form used by the institution
11 to collect demographic information on gender, race, or ethnicity.

12 b. The provisions of subsection a. of this section shall apply to
13 all forms that are created or updated by the institution on or after
14 the effective date of this section; except that an institution shall not
15 be required to update any existing forms solely for the purpose of
16 complying with subsection a. of this section.

17

18 2. This act shall take effect immediately and shall first apply to
19 the 2017-2018 academic year.

20

21

22

STATEMENT

23

24 This bill requires public institutions of higher education to allow
25 students, faculty, and staff to identify their sexual orientation and
26 gender identity on any forms used by the institution to collect
27 demographic data on gender, race, or ethnicity. The bill specifies
28 that the requirement is for all forms that are created or updated after
29 the bill's effective date, however the institutions are not required to
30 update any existing forms solely for the purpose of complying with
31 this new requirement.

ASSEMBLY HIGHER EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3739

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 11, 2017

The Assembly Higher Education Committee reports favorably Assembly Bill No. 3739 with committee amendments.

As amended, this bill requires public institutions of higher education to allow students, faculty, and staff to identify their sexual orientation and gender identity on any forms used by the institution to collect demographic data on gender, race, or ethnicity. The bill specifies that the requirement is for all forms that are created or updated after the bill's effective date, however the institutions are not required to update any existing forms solely for the purpose of complying with this new requirement.

COMMITTEE AMENDMENTS:

The committee made a technical amendment to the bill, changing the date in which its provisions will first be applied from the 2017-2018 academic year to the first full academic year following its date of enactment.

SENATE HIGHER EDUCATION COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 3739

STATE OF NEW JERSEY

DATED: NOVEMBER 30, 2017

The Senate Higher Education Committee reports favorably Assembly Bill No. 3739 (1R).

This bill requires public institutions of higher education to allow students, faculty, and other staff to identify their sexual orientation and gender identity on any forms used by the institution to collect demographic data on gender, race, or ethnicity. The bill specifies that the requirement is for all forms that are created or updated after the bill's effective date, however the institutions are not required to update any existing forms solely for the purpose of complying with this new requirement.

As reported by the committee, this bill is identical to Senate Bill No. 3227, which also was reported by the committee on this same date.

SENATE, No. 3227

STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED MAY 25, 2017

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator SANDRA B. CUNNINGHAM

District 31 (Hudson)

Co-Sponsored by:

Senator Ruiz

SYNOPSIS

Requires public institutions of higher education to allow students, faculty, and other staff to identify sexual orientation and gender identity on any forms used to collect certain demographic data.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/19/2017)

1 AN ACT concerning the collection of certain demographic data at
2 public institutions of higher education and supplementing
3 chapter 62 of Title 18A of the New Jersey Statutes.

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

7
8 1. a. A public institution of higher education shall allow a
9 student or a faculty or other staff member to identify his sexual
10 orientation and gender identity on any form used by the institution
11 to collect demographic information on gender, race, or ethnicity.

12 b. The provisions of subsection a. of this section shall apply to
13 all forms that are created or updated by the institution on or after
14 the effective date of this section; except that an institution shall not
15 be required to update any existing forms solely for the purpose of
16 complying with subsection a. of this section.

17
18 2. This act shall take effect immediately and shall first apply to
19 the first full academic year following the date of enactment.

20
21
22 STATEMENT

23
24 This bill requires public institutions of higher education to allow
25 students, faculty, and staff to identify their sexual orientation and
26 gender identity on any forms used by the institution to collect
27 demographic data on gender, race, or ethnicity. The bill specifies
28 that the requirement is for all forms that are created or updated after
29 the bill's effective date, however the institutions are not required to
30 update any existing forms solely for the purpose of complying with
31 this new requirement.

SENATE HIGHER EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 3227

STATE OF NEW JERSEY

DATED: NOVEMBER 30, 2017

The Senate Higher Education Committee reports favorably Senate Bill No. 3227.

This bill requires public institutions of higher education to allow students, faculty, and other staff to identify their sexual orientation and gender identity on any forms used by the institution to collect demographic data on gender, race, or ethnicity. The bill specifies that the requirement is for all forms that are created or updated after the bill's effective date, however the institutions are not required to update any existing forms solely for the purpose of complying with this new requirement.

As reported by the committee, this bill is identical to Assembly Bill No. 3739 (1R), which also was reported by the committee on this same date.