

(continued)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

To check for circulating copies, contact New Jersey State Government Publications at the State Library (609) 278-2640 ext.103 or <mailto:refdesk@njstatelib.org>

REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: Yes

NJ makes it a crime for teachers to have sex with students — even if they're over 18
northjersey.com (Published as northjersey.com (NJ)) - May 10, 2019

SEX WITH STUDENTS OVER 18 NOW A CRIME - NJ LAW TO PROTECT HIGH SCHOOL PUPILS
Record, The (Hackensack, NJ) - May 11, 2019

Also of possible interest to researchers:

Committee meeting of Senate Education Committee [and] Senate Labor Committee : the Committees will meet jointly to hear testimony from invited guests on the topics of: teacher sexual misconduct; the reporting of child abuse in schools; and the process for tenure charge arbitration in the case of teacher sexual misconduct [May 31, 2018, Trenton, New Jersey]

Call number: 974.90 S372, 2018f

Available online at: <http://hdl.handle.net/10929/48109>

RWHcl

P.L. 2019, CHAPTER 108, *approved May 10, 2019*
Senate, No. 2709 (*Second Reprint*)

1 AN ACT concerning sexual assault and ¹**[aggravated]**¹ criminal
2 sexual contact and amending N.J.S.2C:14-2 and N.J.S.2C:14-3.

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

6
7 1. N.J.S.2C:14-2 is amended to read as follows:

8 ²2C:14-2. Sexual assault.²

9 a. An actor is guilty of aggravated sexual assault if he commits
10 an act of sexual penetration with another person under any one of
11 the following circumstances:

12 (1) The victim is less than 13 years old;

13 (2) The victim is at least 13 but less than 16 years old; and

14 (a) The actor is related to the victim by blood or affinity to the
15 third degree, or

16 (b) The actor has supervisory or disciplinary power over the
17 victim by virtue of the actor's legal, professional, or occupational
18 status, or

19 (c) The actor is a resource family parent, a guardian, or stands
20 in loco parentis within the household;

21 (3) The act is committed during the commission, or attempted
22 commission, whether alone or with one or more other persons, of
23 robbery, kidnapping, homicide, aggravated assault on another,
24 burglary, arson or criminal escape;

25 (4) The actor is armed with a weapon or any object fashioned in
26 such a manner as to lead the victim to reasonably believe it to be a
27 weapon and threatens by word or gesture to use the weapon or
28 object;

29 (5) The actor is aided or abetted by one or more other persons
30 and the actor uses physical force or coercion;

31 (6) The actor uses physical force or coercion and severe
32 personal injury is sustained by the victim;

33 (7) The victim is one whom the actor knew or should have
34 known was physically helpless or incapacitated, intellectually or
35 mentally incapacitated, or had a mental disease or defect which
36 rendered the victim temporarily or permanently incapable of
37 understanding the nature of his conduct, including, but not limited
38 to, being incapable of providing consent.

39 Aggravated sexual assault is a crime of the first degree.

40 Except as otherwise provided in subsection d. of this section, a
41 person convicted under paragraph (1) of this subsection shall be

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:

¹Senate floor amendments adopted June 21, 2018.

²Assembly AED committee amendments adopted November 26, 2018.

1 sentenced to a specific term of years which shall be fixed by the
2 court and shall be between 25 years and life imprisonment of which
3 the person shall serve 25 years before being eligible for parole,
4 unless a longer term of parole ineligibility is otherwise provided
5 pursuant to this Title.

6 b. An actor is guilty of sexual assault if he commits an act of
7 sexual contact with a victim who is less than 13 years old and the
8 actor is at least four years older than the victim.

9 c. An actor is guilty of sexual assault if he commits an act of
10 sexual penetration with another person under any one of the
11 following circumstances:

12 (1) The actor uses physical force or coercion, but the victim
13 does not sustain severe personal injury;

14 (2) The victim is on probation or parole, or is detained in a
15 hospital, prison or other institution and the actor has supervisory or
16 disciplinary power over the victim by virtue of the actor's legal,
17 professional or occupational status;

18 (3) The victim is at least 16 but less than 18 years old and:

19 (a) The actor is related to the victim by blood or affinity to the
20 third degree; or

21 (b) The actor has supervisory or disciplinary power of any
22 nature or in any capacity over the victim; or

23 (c) The actor is a resource family parent, a guardian, or stands
24 in loco parentis within the household;

25 (4) The victim is at least 13 but less than 16 years old and the
26 actor is at least four years older than the victim;

27 (5) The victim is a pupil ²[16 years of age or older] at least 18
28 but less than 22 years old² and has not received a high school
29 diploma and ²]:

30 (a) the actor is 21 years of age or older and is employed by, or a
31 volunteer at, the public or private school at which the victim is
32 enrolled or is attending at the time of the sexual penetration; and

33 (b) the actor has had interaction with the victim in the course of
34 performing his or her duties as an employee or volunteer] the actor
35 is a teaching staff member or substitute teacher, school bus driver,
36 other school employee, contracted service provider, or volunteer
37 and the actor has supervisory or disciplinary power of any nature or
38 in any capacity over the victim. As used in this paragraph,
39 “teaching staff member” has the meaning set forth
40 in N.J.S.18A:1-1².

41 Sexual assault is a crime of the second degree.

42 d. Notwithstanding the provisions of subsection a. of this
43 section, where a defendant is charged with a violation under
44 paragraph (1) of subsection a. of this section, the prosecutor, in
45 consideration of the interests of the victim, may offer a negotiated
46 plea agreement in which the defendant would be sentenced to a
47 specific term of imprisonment of not less than 15 years, during

1 which the defendant shall not be eligible for parole. In such event,
2 the court may accept the negotiated plea agreement and upon such
3 conviction shall impose the term of imprisonment and period of
4 parole ineligibility as provided for in the plea agreement, and may
5 not impose a lesser term of imprisonment or parole or a lesser
6 period of parole ineligibility than that expressly provided in the plea
7 agreement. The Attorney General shall develop guidelines to ensure
8 the uniform exercise of discretion in making determinations
9 regarding a negotiated reduction in the term of imprisonment and
10 period of parole ineligibility set forth in subsection a. of this
11 section.

12 (cf: P.L.2014, c.7, s.1)

13

14 2. N.J.S.2C:14-3 is amended to read as follows:

15 ²2C:14-3. Criminal sexual contact.²

16 a. An actor is guilty of aggravated criminal sexual contact if he
17 commits an act of sexual contact with the victim under any of the
18 circumstances set forth in 2C:14-2a. (2) through (7) ¹and section
19 2C:14-2c. (5)¹.

20 Aggravated criminal sexual contact is a crime of the third degree.

21 b. An actor is guilty of criminal sexual contact if he commits
22 an act of sexual contact with the victim under any of the
23 circumstances set forth in section 2C:14-2c. (1) through ¹[(4)] (5)¹.

24 Criminal sexual contact is a crime of the fourth degree.

25 (cf: P.L.1997, c.194, s.2)

26

27 3. This act shall take effect immediately.

28

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30

31

32 Provides that certain persons who commit act of sexual
33 penetration or sexual contact with students who are at least 18 but
34 less than 22 years old are guilty of sexual assault or criminal sexual
35 contact.

SENATE, No. 2709

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED JUNE 14, 2018

Sponsored by:

Senator M. TERESA RUIZ

District 29 (Essex)

Senator FRED H. MADDEN, JR.

District 4 (Camden and Gloucester)

Co-Sponsored by:

Senator Corrado

SYNOPSIS

Provides that certain persons who commit act of sexual penetration or sexual contact with students who are 16 or older are guilty of sexual assault or aggravated criminal sexual contact.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/19/2018)

1 AN ACT concerning sexual assault and aggravated criminal sexual
2 contact and amending N.J.S.2C:14-2 and N.J.S.2C:14-3.

3

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

6

7 1. N.J.S.2C:14-2 is amended to read as follows:

8 a. An actor is guilty of aggravated sexual assault if he commits
9 an act of sexual penetration with another person under any one of
10 the following circumstances:

11 (1) The victim is less than 13 years old;

12 (2) The victim is at least 13 but less than 16 years old; and

13 (a) The actor is related to the victim by blood or affinity to the
14 third degree, or

15 (b) The actor has supervisory or disciplinary power over the
16 victim by virtue of the actor's legal, professional, or occupational
17 status, or

18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;

20 (3) The act is committed during the commission, or attempted
21 commission, whether alone or with one or more other persons, of
22 robbery, kidnapping, homicide, aggravated assault on another,
23 burglary, arson or criminal escape;

24 (4) The actor is armed with a weapon or any object fashioned in
25 such a manner as to lead the victim to reasonably believe it to be a
26 weapon and threatens by word or gesture to use the weapon or
27 object;

28 (5) The actor is aided or abetted by one or more other persons
29 and the actor uses physical force or coercion;

30 (6) The actor uses physical force or coercion and severe
31 personal injury is sustained by the victim;

32 (7) The victim is one whom the actor knew or should have
33 known was physically helpless or incapacitated, intellectually or
34 mentally incapacitated, or had a mental disease or defect which
35 rendered the victim temporarily or permanently incapable of
36 understanding the nature of his conduct, including, but not limited
37 to, being incapable of providing consent.

38 Aggravated sexual assault is a crime of the first degree.

39 Except as otherwise provided in subsection d. of this section, a
40 person convicted under paragraph (1) of this subsection shall be
41 sentenced to a specific term of years which shall be fixed by the
42 court and shall be between 25 years and life imprisonment of which
43 the person shall serve 25 years before being eligible for parole,
44 unless a longer term of parole ineligibility is otherwise provided
45 pursuant to this Title.

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.

- 1 b. An actor is guilty of sexual assault if he commits an act of
2 sexual contact with a victim who is less than 13 years old and the
3 actor is at least four years older than the victim.
- 4 c. An actor is guilty of sexual assault if he commits an act of
5 sexual penetration with another person under any one of the
6 following circumstances:
- 7 (1) The actor uses physical force or coercion, but the victim
8 does not sustain severe personal injury;
- 9 (2) The victim is on probation or parole, or is detained in a
10 hospital, prison or other institution and the actor has supervisory or
11 disciplinary power over the victim by virtue of the actor's legal,
12 professional or occupational status;
- 13 (3) The victim is at least 16 but less than 18 years old and:
- 14 (a) The actor is related to the victim by blood or affinity to the
15 third degree; or
- 16 (b) The actor has supervisory or disciplinary power of any
17 nature or in any capacity over the victim; or
- 18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;
- 20 (4) The victim is at least 13 but less than 16 years old and the
21 actor is at least four years older than the victim;
- 22 (5) The victim is a pupil 16 years of age or older and has not
23 received a high school diploma and:
- 24 (a) the actor is 21 years of age or older and is employed by, or a
25 volunteer at, the public or private school at which the victim is
26 enrolled or is attending at the time of the sexual penetration; and
- 27 (b) the actor has had interaction with the victim in the course of
28 performing his or her duties as an employee or volunteer.
- 29 Sexual assault is a crime of the second degree.
- 30 d. Notwithstanding the provisions of subsection a. of this
31 section, where a defendant is charged with a violation under
32 paragraph (1) of subsection a. of this section, the prosecutor, in
33 consideration of the interests of the victim, may offer a negotiated
34 plea agreement in which the defendant would be sentenced to a
35 specific term of imprisonment of not less than 15 years, during
36 which the defendant shall not be eligible for parole. In such event,
37 the court may accept the negotiated plea agreement and upon such
38 conviction shall impose the term of imprisonment and period of
39 parole ineligibility as provided for in the plea agreement, and may
40 not impose a lesser term of imprisonment or parole or a lesser
41 period of parole ineligibility than that expressly provided in the plea
42 agreement. The Attorney General shall develop guidelines to ensure
43 the uniform exercise of discretion in making determinations
44 regarding a negotiated reduction in the term of imprisonment and
45 period of parole ineligibility set forth in subsection a. of this
46 section.
- 47 (cf: P.L.2014, c.7, s.1)

1 2. N.J.S.2C:14-3 is amended to read as follows:

2 a. An actor is guilty of aggravated criminal sexual contact if he
3 commits an act of sexual contact with the victim under any of the
4 circumstances set forth in 2C:14-2a. (2) through (7) and section
5 2C:14-2c. (5).

6 Aggravated criminal sexual contact is a crime of the third degree.

7 b. An actor is guilty of criminal sexual contact if he commits
8 an act of sexual contact with the victim under any of the
9 circumstances set forth in section 2C:14-2c. (1) through (4).

10 Criminal sexual contact is a crime of the fourth degree.

11 (cf: P.L.1997, c.194, s.2)

12

13 3. This act shall take effect immediately.

14

15

16

STATEMENT

17

18 This bill provides that a person is guilty of sexual assault if he
19 commits an act of sexual penetration with a victim who is a pupil
20 who has not received a high school diploma and is 16 years of age
21 or older, and the person is employed by, or is a volunteer at, the
22 public or private school which the victim is attending, and the
23 person had interaction with the victim in the course of performing
24 his duties as a school employee or volunteer.

25 The bill also provides that a person is guilty of aggravated
26 criminal sexual contact if he commits an act of sexual contact under
27 the same conditions.

28 Sexual assault is a crime of the second degree. Aggravated
29 criminal sexual contact is a crime of the third degree.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 2709

with committee amendments

STATE OF NEW JERSEY

DATED: NOVEMBER 26, 2018

The Assembly Education Committee reports favorably Senate Bill No. 2709 (1R) with committee amendments.

As amended, this bill provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil at least 18 but less than 22 years old who has not received a high school diploma. The bill provides that, as an element of the crime, the actor must have “supervisory or disciplinary power of any nature or in any capacity” over the victim. Sexual assault is a crime of the second degree.

The bill also provides that a person is guilty of criminal sexual contact, a crime of the fourth degree, for committing an act of sexual contact under the circumstances described above.

As reported by the committee, this bill is identical to the Assembly Committee Substitute for Assembly Bill Nos. 1909 and 4404, which was also reported by the committee on this same date.

COMMITTEE AMENDMENTS:

The committee amended the bill to specify that the actor who is guilty of sexual assault under the provisions of the bill must be a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer and must have supervisory or disciplinary power over the victim. As introduced, the bill required the actor to be 21 years of age or older, be employed by, or a volunteer at, the public or nonpublic school at which the victim is enrolled at the time of the sexual penetration, and have had interaction with the victim in the course of performing his duties as an employee or volunteer.

The committee amendments also make the bill’s provisions applicable to a pupil who is at least 18 but less than 22 years old. As introduced, the bill referenced a pupil 16 years of age or older.

SENATE EDUCATION COMMITTEE

STATEMENT TO

SENATE, No. 2709

STATE OF NEW JERSEY

DATED: JUNE 14, 2018

The Senate Education Committee favorably reports Senate Bill No. 2709.

This bill provides that a person is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil who has not received a high school diploma and is 16 years of age or older, and the person is employed by, or is a volunteer at, the public or private school which the victim is attending, and the person had interaction with the victim in the course of performing his duties as a school employee or volunteer.

The bill also provides that a person is guilty of aggravated criminal sexual contact if he commits an act of sexual contact under the same conditions.

Sexual assault is a crime of the second degree. Aggravated criminal sexual contact is a crime of the third degree.

STATEMENT TO
SENATE, No. 2709

with Assembly Floor Amendments
(Proposed by Senator RUIZ)

ADOPTED: JUNE 21, 2018

This floor amendment provides that a person is guilty of criminal sexual contact, a crime of the fourth degree, instead of aggravated criminal sexual contact, a crime of the third degree, for committing an act of sexual contact with a victim who is a pupil 16 years of age or older and who has not received a high school diploma, if the person is 21 years or older and employed by, or a volunteer at, the public or private school at which the victim is enrolled, and the person has had interaction with the victim in the course of performing his duties as an employee or volunteer.

LEGISLATIVE FISCAL ESTIMATE

[Second Reprint]

SENATE, No. 2709

STATE OF NEW JERSEY 218th LEGISLATURE

DATED: FEBRUARY 5, 2019

SUMMARY

Synopsis: Provides that certain persons who commit act of sexual penetration or sexual contact with students who are at least 18 but less than 22 years old are guilty of sexual assault or criminal sexual contact.

Type of Impact: General Fund expenditure.

Agencies Affected: The Judiciary, Department of Corrections.

Office of Legislative Services Estimate

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

- The Office of Legislative Service (OLS) **concurs** with the Judiciary that it is unable to estimate with any certainty the number of new cases which might be created as a result of the bill and therefore it cannot estimate the bill's fiscal impact on the court system.
- The OLS notes that the Judiciary would incur indeterminate expenses to proceed with these cases in court and the Department of Corrections (DOC) would incur indeterminate expenses to house those individuals convicted and incarcerated under the bill's provisions.
- The bill establishes a new crime of the second degree and a new crime of the fourth degree. The OLS notes that there is generally a presumption of non-incarceration for first offenders convicted of crimes of the fourth degree. Thus, there may be little or no additional cost to the DOC to house those offenders convicted of the fourth degree crime established by the bill. The DOC would incur costs primarily for those offenders convicted of the second degree crime established by the bill.
- According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State-sentenced prison population, the department should be able to house these additional inmates within its

current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.

BILL DESCRIPTION

This bill provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil at least 18 but less than 22 years old and who has not received a high school diploma. The bill provides that, as an element of the crime, the actor must have “supervisory or disciplinary power of any nature or in any capacity” over the victim. Sexual assault is a crime of the second degree.

The bill also provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of criminal sexual contact if he commits an act of sexual contact under the circumstances described above. Criminal sexual contact is a crime of the fourth degree.

FISCAL ANALYSIS

OFFICE OF LEGISLATIVE SERVICES

The AOC and the OLS concurs that an estimate cannot be made with any certainty the number of new cases which might be created as a result of the bill. As a result, the Judiciary cannot estimate the fiscal impact that the bill would have on the court system.

Although a crime of the fourth degree is punishable by a term of imprisonment of up to 18 months, a fine of up to \$10,000, or both, the OLS notes that there is generally a presumption of non-incarceration for first offenders convicted of crimes of the fourth degree. Thus, there may be little or no additional cost to the DOC to house offenders convicted of the fourth degree crime established by the bill. The DOC would incur costs primarily for offenders convicted of the second degree crime established by the bill. A crime of the second degree is punishable by a term of imprisonment of 5 to 10 years, a fine of up to \$150,000, or both.

According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State-sentenced prison population, the department should be able to house these additional inmates within its current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.

Section: *Judiciary*

Analyst: *Miriam Bavati*
 Principal Counsel

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

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

FISCAL NOTE
 [First Reprint]
SENATE, No. 2709
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: JUNE 27, 2018

SUMMARY

- Synopsis:** Provides that certain persons who commit act of sexual penetration or sexual contact with students who are 16 or older are guilty of sexual assault or criminal sexual contact.
- Type of Impact:** General Fund expenditure.
- Agencies Affected:** The Judiciary, Department of Corrections.

Executive Estimate

Fiscal Impact	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>
State Cost	Indeterminate		

- The Office of Legislative Service (OLS) **concurs** with the Judiciary estimate that it is unable to estimate with any certainty the number of new cases which might be created as a result of the bill and therefore it cannot estimate the bill’s fiscal impact on the court system.
- The OLS notes that the Judiciary would incur indeterminate expenses to proceed with these cases in court and the Department of Corrections (DOC) would incur indeterminate expenses to house those individuals convicted and incarcerated under of the bill’s provisions.
- The OLS notes that there is a presumption of non-incarceration for first time offenders convicted of third and fourth degree crimes. Therefore the DOC would incur costs primarily for those offenders convicted of second degree crimes or for repeat offenders convicted of criminal sexual contact.
- According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State sentenced prison population, the department should be able to house these additional inmates within its current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.



BILL DESCRIPTION

The bill provides that a person is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil who has not received a high school diploma and is 16 years of age or older, and the person is employed by, or is a volunteer at, the public or private school which the victim is attending, and the person had interaction with the victim in the course of performing his duties as a school employee or volunteer.

The bill also provides that a person is guilty of criminal sexual contact if he commits an act of sexual contact under the same conditions.

Sexual assault is a crime of the second degree. Criminal sexual contact is a crime of the fourth degree.

FISCAL ANALYSIS

EXECUTIVE BRANCH

Administrative Office of the Courts

The AOC states that the Judiciary is unable to estimate with any certainty the number of new cases which might be created as a result of the bill. As a result, the Judiciary cannot estimate the fiscal impact that the bill would have on the court system.

OFFICE OF LEGISLATIVE SERVICES

The OLS concurs with the Judiciary estimate.

The OLS notes that there is a presumption of non-incarceration for first time offenders convicted of third and fourth degree crimes. Therefore the DOC would incur costs primarily for those offenders convicted of second degree crimes or for repeat offenders convicted of criminal sexual contact. A crime of the second degree is punishable by a term of imprisonment of 5 to 10 years, and a fine of up to \$150,000 or both.

According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State sentenced prison population, the department should be able to house these additional inmates within its current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.

Section: *Judiciary*

Analyst: *Anne Raughley*
 Principal Fiscal Analyst

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

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

ASSEMBLY, No. 1909

STATE OF NEW JERSEY 218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblyman RAJ MUKHERJI

District 33 (Hudson)

Assemblyman REED GUSCIORA

District 15 (Hunterdon and Mercer)

Assemblyman NICHOLAS CHIARAVALLOTI

District 31 (Hudson)

Co-Sponsored by:

Assemblywoman Chaparro

SYNOPSIS

Provides that teacher, school bus driver, other school employee, or school volunteer who commits act of sexual penetration with student age 18 or older and less than age 20 is guilty of sexual assault under certain circumstances.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 8/28/2018)

A1909 MUKHERJI, GUSCIORA

2

1 AN ACT concerning sexual assault and amending N.J.S.2C:14-2.

2

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

5

6 1. N.J.S.2C:14-2 is amended to read as follows:

7 2C:14-2. Sexual assault.

8 a. An actor is guilty of aggravated sexual assault if he commits
9 an act of sexual penetration with another person under any one of
10 the following circumstances:

11 (1) The victim is less than 13 years old;

12 (2) The victim is at least 13 but less than 16 years old; and

13 (a) The actor is related to the victim by blood or affinity to the
14 third degree, or

15 (b) The actor has supervisory or disciplinary power over the
16 victim by virtue of the actor's legal, professional, or occupational
17 status, or

18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;

20 (3) The act is committed during the commission, or attempted
21 commission, whether alone or with one or more other persons, of
22 robbery, kidnapping, homicide, aggravated assault on another,
23 burglary, arson or criminal escape;

24 (4) The actor is armed with a weapon or any object fashioned in
25 such a manner as to lead the victim to reasonably believe it to be a
26 weapon and threatens by word or gesture to use the weapon or
27 object;

28 (5) The actor is aided or abetted by one or more other persons
29 and the actor uses physical force or coercion;

30 (6) The actor uses physical force or coercion and severe
31 personal injury is sustained by the victim;

32 (7) The victim is one whom the actor knew or should have
33 known was physically helpless or incapacitated, intellectually or
34 mentally incapacitated, or had a mental disease or defect which
35 rendered the victim temporarily or permanently incapable of
36 understanding the nature of his conduct, including, but not limited
37 to, being incapable of providing consent.

38 Aggravated sexual assault is a crime of the first degree.

39 Except as otherwise provided in subsection d. of this section, a
40 person convicted under paragraph (1) of this subsection shall be
41 sentenced to a specific term of years which shall be fixed by the
42 court and shall be between 25 years and life imprisonment of which
43 the person shall serve 25 years before being eligible for parole,
44 unless a longer term of parole ineligibility is otherwise provided
45 pursuant to this Title.

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.

1 b. An actor is guilty of sexual assault if he commits an act of
2 sexual contact with a victim who is less than 13 years old and the
3 actor is at least four years older than the victim.

4 c. An actor is guilty of sexual assault if he commits an act of
5 sexual penetration with another person under any one of the
6 following circumstances:

7 (1) The actor uses physical force or coercion, but the victim
8 does not sustain severe personal injury;

9 (2) The victim is on probation or parole, or is detained in a
10 hospital, prison or other institution and the actor has supervisory or
11 disciplinary power over the victim by virtue of the actor's legal,
12 professional or occupational status;

13 (3) The victim is at least 16 but less than 18 years old and:

14 (a) The actor is related to the victim by blood or affinity to the
15 third degree; or

16 (b) The actor has supervisory or disciplinary power of any
17 nature or in any capacity over the victim; **[or]**

18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;

20 (4) The victim is at least 13 but less than 16 years old and the
21 actor is at least four years older than the victim; or

22 (5) The victim is at least 18 years old but less than 20 years old
23 and is a student in a school where the actor is a teaching staff
24 member or substitute teacher, school bus driver, other school
25 employee, contracted service provider, or volunteer and the actor
26 has supervisory or disciplinary power of any nature or in any
27 capacity over the victim. As used in this paragraph, "teaching staff
28 member" has the meaning set forth in N.J.S.18A:1-1.

29 Sexual assault is a crime of the second degree.

30 d. Notwithstanding the provisions of subsection a. of this
31 section, where a defendant is charged with a violation under
32 paragraph (1) of subsection a. of this section, the prosecutor, in
33 consideration of the interests of the victim, may offer a negotiated
34 plea agreement in which the defendant would be sentenced to a
35 specific term of imprisonment of not less than 15 years, during
36 which the defendant shall not be eligible for parole. In such event,
37 the court may accept the negotiated plea agreement and upon such
38 conviction shall impose the term of imprisonment and period of
39 parole ineligibility as provided for in the plea agreement, and may
40 not impose a lesser term of imprisonment or parole or a lesser
41 period of parole ineligibility than that expressly provided in the plea
42 agreement. The Attorney General shall develop guidelines to ensure
43 the uniform exercise of discretion in making determinations
44 regarding a negotiated reduction in the term of imprisonment and
45 period of parole ineligibility set forth in subsection a. of this
46 section.

47 (cf: P.L.2014, c.7, s.1)

1 2. This act shall take effect on the 60th day following enactment
2 and shall apply to acts committed on or after the effective date.

3

4

5

STATEMENT

6

7 This bill provides that a teacher or other school employee who
8 commits an act of sexual penetration with a student who is 18 or
9 older and less than 20 years old is guilty of the crime of sexual
10 assault under certain circumstances. This bill applies to teaching
11 staff members, substitute teachers, school bus drivers, other school
12 employees, contracted service providers, and volunteers.

13 The bill provides that, as an element of the crime, the actor must
14 have “supervisory or disciplinary power of any nature or in any
15 capacity” over the victim.

16 Under current law, a person with “supervisory or disciplinary
17 power of any nature or in any capacity” over a minor at least 16 but
18 less than 18 years old who commits an act of sexual penetration
19 with that minor is guilty of sexual assault.

20 Under the bill, a person would be guilty of sexual assault if he
21 commits an act of sexual penetration with a victim who is 18 years
22 old or older and less than 20 years old if the victim is a student in a
23 school where the actor is a teaching staff member, substitute
24 teacher, school bus driver, other school employee, contracted
25 service provider, or volunteer and the actor has supervisory or
26 disciplinary power of any nature or in any capacity over the victim.

27 Sexual assault is a crime of the second degree. A crime of the
28 second degree is generally punishable by a term of imprisonment of
29 five to 10 years, or a fine of up to \$150,000, or both.

30 The bill provides that the term “teaching staff member” has the
31 meaning set forth in N.J.S.18A:1-1: “a member of the professional
32 staff of any district or regional board of education, or any board of
33 education of a county vocational school, holding office, position or
34 employment of such character that the qualifications, for such
35 office, position or employment, require him to hold a valid and
36 effective standard, provisional or emergency certificate, appropriate
37 to his office, position or employment, issued by the State Board of
38 Examiners and includes a school nurse and a school athletic
39 trainer.”

40 The term “school” as used in the bill does not include post-high
41 school education. As defined in N.J.S.2C:1-14 of the Criminal
42 Code, “school” means “a public or nonpublic elementary or
43 secondary school within this State offering education in grades K
44 through 12, or any combination thereof, at which a child may
45 legally fulfill compulsory school attendance requirements.”

ASSEMBLY, No. 4404

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED SEPTEMBER 13, 2018

Sponsored by:

Assemblywoman PAMELA R. LAMPITT

District 6 (Burlington and Camden)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblyman JOHN ARMATO

District 2 (Atlantic)

Co-Sponsored by:

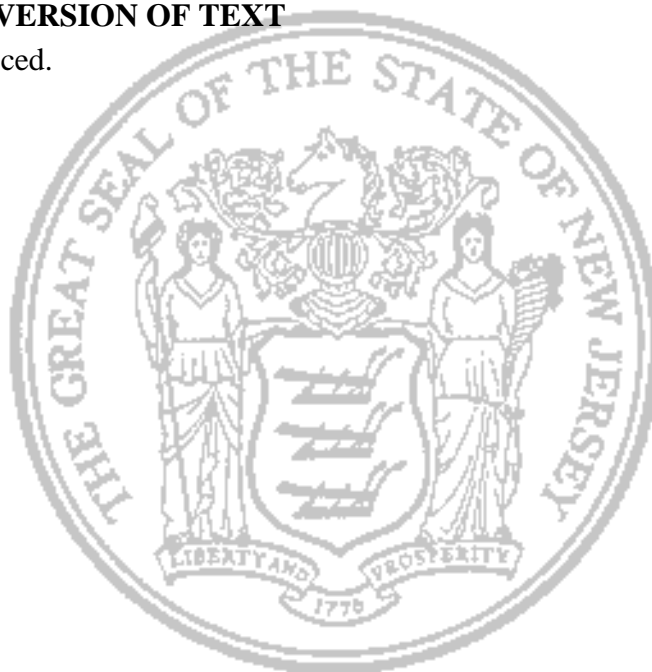
Assemblywoman Murphy and Assemblyman Mazzeo

SYNOPSIS

Provides that certain persons who commit act of sexual penetration or sexual contact with students who are 16 or older are guilty of sexual assault or criminal sexual contact.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/27/2018)

1 AN ACT concerning sexual assault and criminal sexual contact and
2 amending N.J.S.2C:14-2 and N.J.S.2C:14-3.

3

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

6

7 1. N.J.S.2C:14-2 is amended to read as follows:

8 a. An actor is guilty of aggravated sexual assault if he commits
9 an act of sexual penetration with another person under any one of
10 the following circumstances:

11 (1) The victim is less than 13 years old;

12 (2) The victim is at least 13 but less than 16 years old; and

13 (a) The actor is related to the victim by blood or affinity to the
14 third degree, or

15 (b) The actor has supervisory or disciplinary power over the
16 victim by virtue of the actor's legal, professional, or occupational
17 status, or

18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;

20 (3) The act is committed during the commission, or attempted
21 commission, whether alone or with one or more other persons, of
22 robbery, kidnapping, homicide, aggravated assault on another,
23 burglary, arson or criminal escape;

24 (4) The actor is armed with a weapon or any object fashioned in
25 such a manner as to lead the victim to reasonably believe it to be a
26 weapon and threatens by word or gesture to use the weapon or
27 object;

28 (5) The actor is aided or abetted by one or more other persons
29 and the actor uses physical force or coercion;

30 (6) The actor uses physical force or coercion and severe
31 personal injury is sustained by the victim;

32 (7) The victim is one whom the actor knew or should have
33 known was physically helpless or incapacitated, intellectually or
34 mentally incapacitated, or had a mental disease or defect which
35 rendered the victim temporarily or permanently incapable of
36 understanding the nature of his conduct, including, but not limited
37 to, being incapable of providing consent.

38 Aggravated sexual assault is a crime of the first degree.

39 Except as otherwise provided in subsection d. of this section, a
40 person convicted under paragraph (1) of this subsection shall be
41 sentenced to a specific term of years which shall be fixed by the
42 court and shall be between 25 years and life imprisonment of which
43 the person shall serve 25 years before being eligible for parole,
44 unless a longer term of parole ineligibility is otherwise provided
45 pursuant to this Title.

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.

1 b. An actor is guilty of sexual assault if he commits an act of
2 sexual contact with a victim who is less than 13 years old and the
3 actor is at least four years older than the victim.

4 c. An actor is guilty of sexual assault if he commits an act of
5 sexual penetration with another person under any one of the
6 following circumstances:

7 (1) The actor uses physical force or coercion, but the victim
8 does not sustain severe personal injury;

9 (2) The victim is on probation or parole, or is detained in a
10 hospital, prison or other institution and the actor has supervisory or
11 disciplinary power over the victim by virtue of the actor's legal,
12 professional or occupational status;

13 (3) The victim is at least 16 but less than 18 years old and:

14 (a) The actor is related to the victim by blood or affinity to the
15 third degree; or

16 (b) The actor has supervisory or disciplinary power of any
17 nature or in any capacity over the victim; or

18 (c) The actor is a resource family parent, a guardian, or stands
19 in loco parentis within the household;

20 (4) The victim is at least 13 but less than 16 years old and the
21 actor is at least four years older than the victim;

22 (5) The victim is a pupil 16 years of age or older and has not
23 received a high school diploma and:

24 (a) the actor is 21 years of age or older and is employed by, or a
25 volunteer at, the public or private school at which the victim is
26 enrolled or is attending at the time of the sexual penetration; and

27 (b) the actor has had interaction with the victim in the course of
28 performing his or her duties as an employee or volunteer.

29 Sexual assault is a crime of the second degree.

30 d. Notwithstanding the provisions of subsection a. of this
31 section, where a defendant is charged with a violation under
32 paragraph (1) of subsection a. of this section, the prosecutor, in
33 consideration of the interests of the victim, may offer a negotiated
34 plea agreement in which the defendant would be sentenced to a
35 specific term of imprisonment of not less than 15 years, during
36 which the defendant shall not be eligible for parole. In such event,
37 the court may accept the negotiated plea agreement and upon such
38 conviction shall impose the term of imprisonment and period of
39 parole ineligibility as provided for in the plea agreement, and may
40 not impose a lesser term of imprisonment or parole or a lesser
41 period of parole ineligibility than that expressly provided in the plea
42 agreement. The Attorney General shall develop guidelines to ensure
43 the uniform exercise of discretion in making determinations
44 regarding a negotiated reduction in the term of imprisonment and
45 period of parole ineligibility set forth in subsection a. of this
46 section.

47 (cf: P.L.2014, c.7, s.1)

1 2. N.J.S.2C:14-3 is amended to read as follows:

2 a. An actor is guilty of aggravated criminal sexual contact if he
3 commits an act of sexual contact with the victim under any of the
4 circumstances set forth in 2C:14-2a. (2) through (7).

5 Aggravated criminal sexual contact is a crime of the third degree.

6 b. An actor is guilty of criminal sexual contact if he commits
7 an act of sexual contact with the victim under any of the
8 circumstances set forth in section 2C:14-2c. (1) through ~~[(4)]~~ (5).

9 Criminal sexual contact is a crime of the fourth degree.
10 (cf: P.L.1997, c.194, s.2)

11

12 3. This act shall take effect immediately.

13

14

15

STATEMENT

16

17 This bill provides that a person is guilty of sexual assault if he
18 commits an act of sexual penetration with a victim who is a pupil
19 who has not received a high school diploma and is 16 years of age
20 or older, and the person is employed by, or is a volunteer at, the
21 public or private school which the victim is attending, and the
22 person had interaction with the victim in the course of performing
23 his duties as a school employee or volunteer.

24 The bill also provides that a person is guilty of criminal sexual
25 contact if he commits an act of sexual contact under the same
26 conditions.

27 Sexual assault is a crime of the second degree. Criminal sexual
28 contact is a crime of the fourth degree.

ASSEMBLY JUDICIARY COMMITTEE

STATEMENT TO

ASSEMBLY, No. 1909

STATE OF NEW JERSEY

DATED: OCTOBER 18, 2018

The Assembly Judiciary Committee reports favorably Assembly Bill No. 1909.

This bill provides that a teacher or other school employee who commits an act of sexual penetration with a student who is 18 or older and less than 20 years old is guilty of the crime of sexual assault under certain circumstances. This bill applies to teaching staff members, substitute teachers, school bus drivers, other school employees, contracted service providers, and volunteers.

The bill provides that, as an element of the crime, the actor must have “supervisory or disciplinary power of any nature or in any capacity” over the victim.

Under current law, a person with “supervisory or disciplinary power of any nature or in any capacity” over a minor at least 16 but less than 18 years old who commits an act of sexual penetration with that minor is guilty of sexual assault.

Under the bill, a person would be guilty of sexual assault if he commits an act of sexual penetration with a victim who is 18 years old or older and less than 20 years old if the victim is a student in a school where the actor is a teaching staff member, substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer and the actor has supervisory or disciplinary power of any nature or in any capacity over the victim.

Sexual assault is a crime of the second degree. A crime of the second degree is generally punishable by a term of imprisonment of five to 10 years, or a fine of up to \$150,000, or both.

The bill provides that the term “teaching staff member” has the meaning set forth in N.J.S.18A:1-1: “a member of the professional staff of any district or regional board of education, or any board of education of a county vocational school, holding office, position or employment of such character that the qualifications, for such office, position or employment, require him to hold a valid and effective standard, provisional or emergency certificate, appropriate to his office, position or employment, issued by the State Board of Examiners and includes a school nurse and a school athletic trainer.”

The term “school” as used in the bill does not include post-high school education. As defined in N.J.S.2C:1-14 of the Criminal Code, “school” means “a public or nonpublic elementary or

secondary school within this State offering education in grades K through 12, or any combination thereof, at which a child may legally fulfill compulsory school attendance requirements.”

This bill was pre-filed for introduction in the 2018-2019 session pending technical review. As reported, the bill includes the changes required by technical review, which has been performed.

ASSEMBLY EDUCATION COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, Nos. 1909 and 4404

STATE OF NEW JERSEY

DATED: NOVEMBER 26, 2018

The Assembly Education Committee reports favorably Assembly Committee Substitute for Assembly Bill Nos. 1909 and 4404.

This substitute provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil at least 18 but less than 22 years old who has not received a high school diploma. The substitute provides that, as an element of the crime, the actor must have “supervisory or disciplinary power of any nature or in any capacity” over the victim. Sexual assault is a crime of the second degree.

The substitute also provides that a person is guilty of criminal sexual contact, a crime of the fourth degree, for committing an act of sexual contact under the circumstances described above.

As reported by the committee, this substitute is identical to Senate Bill No. 2709 (1R) with Assembly committee amendments, which also was reported by the committee on this same date.

LEGISLATIVE FISCAL ESTIMATE
ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, Nos. 1909 and 4404
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: FEBRUARY 5, 2019

SUMMARY

- Synopsis:** Provides that certain persons who commit act of sexual penetration or sexual contact with students who are at least 18 but less than 22 years old are guilty of sexual assault or criminal sexual contact.
- Type of Impact:** General Fund expenditure.
- Agencies Affected:** The Judiciary, Department of Corrections.

Office of Legislative Services Estimate

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

- The Office of Legislative Service (OLS) **concurs** with the Judiciary that it is unable to estimate with any certainty the number of new cases which might be created as a result of the bill and therefore it cannot estimate the bill’s fiscal impact on the court system.
- The OLS notes that the Judiciary would incur indeterminate expenses to proceed with these cases in court and the Department of Corrections (DOC) would incur indeterminate expenses to house those individuals convicted and incarcerated under the bill’s provisions.
- The bill establishes a new crime of the second degree and a new crime of the fourth degree. The OLS notes that there is generally a presumption of non-incarceration for first offenders convicted of crimes of the fourth degree. Thus, there may be little or no additional cost to the DOC to house those offenders convicted of the fourth degree crime established by the bill. The DOC would incur costs primarily for those offenders convicted of the second degree crime established by the bill.
- According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State-sentenced prison population, the department should be able to house these additional inmates within its



current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.

BILL DESCRIPTION

This bill provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of sexual assault if he commits an act of sexual penetration with a victim who is a pupil at least 18 but less than 22 years old and who has not received a high school diploma. The bill provides that, as an element of the crime, the actor must have “supervisory or disciplinary power of any nature or in any capacity” over the victim. Sexual assault is a crime of the second degree.

The bill also provides that a teaching staff member or substitute teacher, school bus driver, other school employee, contracted service provider, or volunteer is guilty of criminal sexual contact if he commits an act of sexual contact under the circumstances described above. Criminal sexual contact is a crime of the fourth degree.

FISCAL ANALYSIS

OFFICE OF LEGISLATIVE SERVICES

The AOC and the OLS concurs that an estimate cannot be made with any certainty the number of new cases which might be created as a result of the bill. As a result, the Judiciary cannot estimate the fiscal impact that the bill would have on the court system.

Although a crime of the fourth degree is punishable by a term of imprisonment of up to 18 months, a fine of up to \$10,000, or both, the OLS notes that there is generally a presumption of non-incarceration for first offenders convicted of crimes of the fourth degree. Thus, there may be little or no additional cost to the DOC to house offenders convicted of the fourth degree crime established by the bill. The DOC would incur costs primarily for offenders convicted of the second degree crime established by the bill. A crime of the second degree is punishable by a term of imprisonment of 5 to 10 years, a fine of up to \$150,000, or both.

According to information obtained from the DOC, the average annual per capita cost to house an inmate in a State prison facility during FY 2019 totals \$50,191. However the OLS notes that because the DOC is currently experiencing a reduction in the State-sentenced prison population, the department should be able to house these additional inmates within its current institutional facilities incurring a much lower marginal cost of \$8.60 per day or \$3,139 annually per inmate, for food, wages and clothing.

Section: *Judiciary*

Analyst: *Miriam Bavati*
 Principal Counsel

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

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



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Newark, N.J.

Governor Murphy Takes Action on Legislation

05/10/2019

TRENTON – Today, Governor Phil Murphy signed the following bills and resolutions into law:

A2810 (Greenwald, Murphy/Pou) - Requires active supervision of certain professional and occupational licensing boards.

A4285 (Lopez, Quijano, Armato/Vitale, Singleton) - Requires Commissioner of Health to develop voluntary registry to collect cancer incidence data from firefighters.

A4416 (Swain, Karabinchak, Timberlake/Kean, Greenstein) - Prohibits sale or distribution of products containing asbestos.

A4500 (Verrelli, Mejia, Speight/Ruiz, Greenstein) - Directs NJ State Council on Arts to create and disseminate best practices guide for at-risk youth arts programs; requires council to assist government entities creating programs that adopt best practices.

A4578 (Land, Andrzejczak, McKeon/Smith, Greenstein) - Makes supplemental appropriation of \$50 million from General Fund to DEP and adds language provisions concerning use of certain environmental settlement monies for natural resource restoration projects.

A4612 (Jimenez, Mejia, Giblin/Cryan) - Codifies State-specific exam requirement for land surveyor license.

A4799 (Lopez, Coughlin, Benson/Vitale, Ruiz) - Permits self-administration of hydrocortisone sodium succinate by students for adrenal insufficiency and requires that school districts and nonpublic schools establish policy for emergency administration of medication.

A5034 (Pinkin/Smith) - Authorizes sale and conveyance of certain State-owned real property in Stafford Township, Ocean County to US Fish and Wildlife Service.

S52 (Singleton, Gill/Caputo, Webber, Murphy) - Requires disclosure of breach of security of online account.

S455 (Addiego, Singleton/Murphy, Dancer, Rooney) - Requires disclosure of identifying information prior to sale of horse at auction.

S515 (Kean, Sarlo/Munoz, Johnson, Bucco) - Exempts sales of certain materials used in industrial sand casting processes from sales and use tax.

S542 (Oroho, Singleton/Tucker, Wirths, Space) - Designates High Point State Park as High Point State Park and New Jersey Veterans Memorial.

S604 (Smith/Pinkin) - Provides that electric power supplier license issued by BPU may be renewed without expiring if certain conditions are met.

S605 (Smith/Pinkin, McKeon) - Provides that natural gas supplier license issued by BPU may be renewed without expiring if certain conditions are met.

S875 (Sweeney, Greenstein/Vainieri Huttle, Munoz, Murphy) - Establishes the "Sexual Assault Victim's Bill of Rights."

S1729 (Thompson, Quijano/Jones, Barclay) - Designates *Streptomyces griseus* as New Jersey State Microbe.

S2676 (Bucco, Lagana/Schaer, Calabrese, Tully) - Requires boards of education and nonpublic schools to provide law enforcement authorities with copies of blueprints and maps of schools and school grounds.

S2707 (Ruiz, Madden/Lampitt, Vainieri Huttle, Armato) - Establishes task force within DOE on prevention of sexual abuse of children.

S2709 (Ruiz, Madden/Mukherji, Lampitt, Chiaravalloti, Vainieri Huttle, Armato) - Provides that certain persons who commit act of sexual penetration or sexual contact with students who are at least 18 but less than 22 years old are guilty of sexual assault or criminal sexual assault.

S2711 (Ruiz, Madden/Lampitt, Vainieri Huttle, Jones) - Mandates child abuse and sexual abuse training for all candidates for teaching certification.

S2720 (Diegnan, Scutari/Johnson, Quijano, Murphy) - Requires autocycles to be insured by PIP coverage to pedestrians.

SJR101 (Gopal/Pintor Marin, Houghtaling, Downey) - Designates March 15 of each year as Peter Francisco Day in New Jersey.

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