

47:4-2 to 47:4-6
LEGISLATIVE HISTORY CHECKLIST

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LAWS OF: 2019 **CHAPTER:** 175

NJSA: 47:4-2 to 47:4-6 (Expands the Address Confidentiality Program to include victims of sexual assault and stalking; and reproductive health service patients and providers.)

BILL NO: S1761 (Substituted for A1651/A1861)

SPONSOR(S) Loretta Weinberg and others

DATE INTRODUCED: 2/5/2018

COMMITTEE: **ASSEMBLY:** Health & Senior Services
Appropriations

SENATE: Health, Human Services & Senior Citizens
Budget & Appropriations

AMENDED DURING PASSAGE: Yes

DATE OF PASSAGE: **ASSEMBLY:** 5/23/2019

SENATE: 6/10/2019

DATE OF APPROVAL: 7/19/2019

FOLLOWING ARE ATTACHED IF AVAILABLE:

FINAL TEXT OF BILL (First Reprint Aca enacted) Yes

S1761

SPONSOR'S STATEMENT: (Begins on page 7 of introduced bill) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes Health & Senior Services
Appropriations

SENATE: Yes Health, Hum. Serv. & Senior Cit.
Budget & Appropriations

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes 12/4/2018
5/23/2019

A1651/1861

INTRODUCED BILL A1651: (Sponsors Statement begins page 5) Yes

INTRODUCED BILL A1861: (Sponsors Statement begins page 7) Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes Health & Senior Services
Appropriations

SENATE: No

(continued)

(Audio archived recordings of the committee meetings, corresponding to the date of the committee statement, **may possibly** be found at www.njleg.state.nj.us)

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: Yes

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: Yes

FOLLOWING WERE PRINTED:

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REPORTS: No

HEARINGS: No

NEWSPAPER ARTICLES: No

RWH/CL

P.L. 2019, CHAPTER 175, *approved July 19, 2019*
Senate, No. 1761 (*First Reprint*)

1 AN ACT ¹**[**establishing an concerning the¹ Address
2 Confidentiality Program ¹**[**for certain persons, amending various
3 sections of the statutory law¹ **]** and ¹amending R.S.47:4-2
4 through R.S.47:4-6¹ ¹**[**supplementing chapter 4 of Title 47 of the
5 Revised Statutes¹ **]**.

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

9
10 ¹**[**1. (New section) This act shall be known and may be cited as
11 the “Address Confidentiality Program for Reproductive Health
12 Service Employees and Clients.”¹ **]**

13
14 ¹**[**2. (New section) As used in sections 1 through 5 of
15 P.L. , c. (C.) (pending before the Legislature as this bill):

16 “Address” means a residential street address, school address, or
17 work address of a person, as specified on the person's application to
18 be a program participant under sections 1 through 5 of
19 P.L. , c. (C.) (pending before the Legislature as this bill).

20 “Commissioner” means the Commissioner of the Department of
21 Children and Families.

22 “Department” means the Department of Children and Families.

23 “Person” means an employee, volunteer, or contractor with, or a
24 client or patient of, a reproductive health service provider, or a
25 family member of any such person.

26 “Program participant” means a person certified by the
27 Commissioner of the Department of Children and Families as
28 eligible to participate in the Address Confidentiality Program for
29 Reproductive Health Service Employees and Clients established by
30 sections 1 through 5 of P.L. , c. (C.) (pending before the
31 Legislature as this bill).

32 “Reproductive health service provider” means a hospital, clinic,
33 physician’s office, or other facility that provides reproductive health
34 services.

35 “Reproductive health services” means medical, surgical,
36 counselling, or referral services relating to the human reproductive
37 system, including services relating to pregnancy or the termination
38 of a pregnancy. ¹**]**

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 AHE committee amendments adopted March 18, 2019.

1 ¹3. (New section) a. There is created in the department a
2 program to be known as the “Address Confidentiality Program for
3 Reproductive Health Service Employees and Clients.” A person 18
4 years of age or over, a parent or guardian acting on behalf of a
5 minor, or a guardian acting on behalf of an incapacitated person
6 may apply to the commissioner to have an address designated by
7 the commissioner as the applicant's address. The commissioner
8 shall approve an application if it is filed in the manner and on the
9 form prescribed by the commissioner and if it contains:

10 (1) a sworn statement that the applicant fears for his safety
11 because of the applicant’s status as an employee, volunteer, or
12 contractor with, or as a client or patient of, a reproductive health
13 service provider, or as a family member of any such person;

14 (2) a designation of the commissioner as agent for the purpose
15 of receiving process and for the purpose of receipt of mail;

16 (3) the mailing address where the applicant can be contacted by
17 the commissioner, and a telephone number where the applicant can
18 be called;

19 (4) the new address or addresses that the applicant requests not
20 be disclosed because of the applicant’s fear for his safety; and

21 (5) the signature of the applicant and any person who assisted in
22 the preparation of the application, and the date.

23 b. An application shall be filed with the commissioner.

24 c. Upon approving a completed application, the commissioner
25 shall certify the applicant as a program participant. An applicant
26 shall be certified for four years following the date of filing unless
27 the certification is withdrawn or invalidated before that date.

28 d. A program participant may apply to be recertified every four
29 years thereafter.

30 e. A program participant may use the address designated by the
31 commissioner as the participant’s work address.

32 f. Upon receipt of first class mail addressed to a program
33 participant, the commissioner or a designee shall forward the mail
34 to the actual address of the participant. The commissioner may
35 arrange to receive and forward other kinds and classes of mail for
36 any program participant at the participant's expense. The actual
37 address of a program participant shall be available only to the
38 commissioner and to those employees involved in the operation of
39 the address confidentiality program and to law enforcement officers
40 for law enforcement purposes.

41 g. The commissioner, in accordance with the provisions of the
42 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
43 seq.), shall promulgate rules and regulations to effectuate the
44 purposes of sections 1 through 5 of P.L. , c. (C.) (pending
45 before the Legislature as this bill).¹

46

47 ¹4. (New section) The commissioner may cancel a program
48 participant's certification if:

S1761 [1R]

3

1 (1) the program participant obtains a name change through an
2 order of the court;

3 (2) the program participant changes the participant's residential
4 address and does not provide seven days' advance notice to the
5 commissioner;

6 (3) mail forwarded by the commissioner to the address or
7 addresses provided by the program participant is returned as
8 undeliverable; or

9 (4) any information on the application is false.

10 The application form shall notify each applicant of the provisions
11 of this section.】¹

12

13 ¹【5. (New section) A program participant may request that any
14 State or local agency use the address designated by the
15 commissioner as the program participant's address. The agency
16 shall accept the address designated by the commissioner as a
17 program participant's address, unless the agency has demonstrated
18 to the satisfaction of the commissioner that:

19 (1) the agency has a bona fide statutory basis for requiring the
20 program participant to disclose to it the actual location of the
21 program participant; and

22 (2) the disclosed confidential address of the program participant
23 will be used only for that statutory purpose and will not be
24 disclosed or made available in any way to any other person or
25 agency.】¹

26

27 ¹【6. R.S.47:4-1 is amended to read as follows:

28 47:4-1. This act shall be known and may be cited as the
29 "Address Confidentiality Program for Domestic Violence Victims
30 Act."

31 (cf: P.L.1997, c.369, s.1)】¹

32

33 ¹【7. R.S.47:4-2 is amended to read as follows:

34 47:4-2. The Legislature finds that persons attempting to escape
35 from actual or threatened domestic violence frequently establish
36 new addresses to prevent their assailants from finding them. The
37 purpose of 【this act】 R.S. 47:4-1 et seq. is to enable public agencies
38 to respond to requests for public records without disclosing the
39 location of a victim of domestic violence, to enable interagency
40 cooperation with the 【Secretary of State】 Commissioner of the
41 Department of Children and Families providing address
42 confidentiality for victims of domestic violence, and to enable
43 public agencies to accept a program participant's use of an address
44 designated by the 【Secretary of State】 commissioner as a substitute
45 mailing address.

46 (cf: P.L.1997, c.369, s.1)】¹

1 ¹【8. R.S.47:4-3 is amended to read as follows:

2 47:4-3. As used in 【this act】 R.S. 47:4-1 et seq.:

3 "Address" means a residential street address, school address, or
4 work address of a person, as specified on the person's application to
5 be a program participant under this act.

6 “Commissioner” means the Commissioner of the Department of
7 Children and Families.

8 "Program participant" means a person certified by the 【Secretary
9 of State】 Commissioner of the Department of Children and Families
10 as eligible to participate in the Address Confidentiality Program
11 established by 【this act】 R.S. 47:4-1 et seq.

12 "Department" means the Department of 【State】 Children and
13 Families.

14 "Domestic violence" means an act defined in section 3 of
15 P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law
16 enforcement agency or court.

17 【"Secretary" means the Secretary of State.】

18 (cf: P.L.1997, c.369, s.1)】¹

19

20 ¹【9. R.S.47:4-4 is amended to read as follows:

21 47:4-4. a. There is created in the department a program to be
22 known as the "Address Confidentiality Program for Domestic
23 Violence Victims." A person 18 years of age or over, a parent or
24 guardian acting on behalf of a minor, or a guardian acting on behalf
25 of an incapacitated person may apply to the 【secretary】
26 commissioner to have an address designated by the 【secretary】
27 commissioner as the applicant's address. The 【secretary】
28 commissioner shall approve an application if it is filed in the
29 manner and on the form prescribed by the 【secretary】
30 commissioner and if it contains:

31 (1) a sworn statement by the applicant that the applicant has
32 good reason to believe:

33 (a) that the applicant is a victim of domestic violence as defined
34 in 【this act】 R.S. 47:4-1 et seq.; and

35 (b) that the applicant fears further violent acts from the
36 applicant's assailant;

37 (2) a designation of the 【secretary】 commissioner as agent for
38 the purpose of receiving process and for the purpose of receipt of
39 mail;

40 (3) the mailing address where the applicant can be contacted by
41 the 【secretary】 commissioner and a telephone number where the
42 applicant can be called;

43 (4) the new address or addresses that the applicant requests not
44 be disclosed because of the increased risk of domestic violence; and

45 (5) the signature of the applicant and any person who assisted in
46 the preparation of the application, and the date.

1 b. An application shall be filed with the **【secretary】**
2 commissioner.

3 c. Upon approving a completed application, the **【secretary】**
4 commissioner shall certify the applicant as a program participant.
5 An applicant shall be certified for four years following the date of
6 filing unless the certification is withdrawn or invalidated before that
7 date.

8 d. A program participant may apply to be recertified every four
9 years thereafter.

10 e. A program participant may use the address designated by the
11 **【secretary】 commissioner** as **【his or her】** the participant's work
12 address.

13 f. Upon receipt of first class mail addressed to a program
14 participant, the **【secretary】 commissioner** or a designee shall
15 forward the mail to the actual address of the participant. The
16 **【secretary】 commissioner** may arrange to receive and forward other
17 kinds and classes of mail for any program participant at the
18 participant's expense. The actual address of a program participant
19 shall be available only to the **【secretary】 commissioner** and to those
20 employees involved in the operation of the address confidentiality
21 program and to law enforcement officers for law enforcement
22 purposes.

23 g. The **【secretary】 commissioner**, in accordance with the
24 provisions of the "Administrative Procedure Act," P.L.1968, c.410
25 (C.52:14B-1 et seq.), shall promulgate rules and regulations to
26 effectuate the purposes of **【this act】 R.S. 47:4-1 et seq.**
27 (cf: P.L.1997, c.369, s.1)¹

28
29 ¹【10. R.S.47:4-5 is amended to read as follows:

30 47:4-5. The **【secretary】 commissioner** may cancel a program
31 participant's certification if:

32 (1) the program participant obtains a name change through an
33 order of the court;

34 (2) the program participant changes the participant's residential
35 address and does not provide seven days' advance notice to the
36 **【secretary】 commissioner**;

37 (3) mail forwarded by the **【secretary】 commissioner** to the
38 address or addresses provided by the program participant is returned
39 as undeliverable; or

40 (4) any information on the application is false.

41 The application form shall notify each applicant of the provisions
42 of this section.

43 (cf: P.L.1997, c.369, s.1)¹

44

45 ¹【11. R.S.47:4-6 is amended to read as follows:

1 47:4-6. A program participant may request that any State or
2 local agency use the address designated by the **【secretary】**
3 commissioner as the program participant's address. The agency
4 shall accept the address designated by the **【secretary】** commissioner
5 as a program participant's address, unless the agency has
6 demonstrated to the satisfaction of the **【secretary】** commissioner
7 that:

8 (1) the agency has a bona fide statutory basis for requiring the
9 program participant to disclose to it the actual location of the
10 program participant; and

11 (2) the disclosed confidential address of the program participant
12 will be used only for that statutory purpose and will not be
13 disclosed or made available in any way to any other person or
14 agency.

15 (cf: P.L.1997, c.369, s.1)】¹

16

17 ¹【12. This act shall take effect on the 90th day following
18 enactment.】¹

19

20 ¹1. R.S.47:4-2 is amended to read as follows:

21 47:4-2. The Legislature finds that persons attempting to escape
22 from actual or threatened domestic violence, stalking, or sexual
23 assault **【frequently】** , and reproductive health service patients and
24 providers may establish new addresses to prevent their assailants or
25 other individuals from finding them. The purpose of this act is to
26 enable public agencies to respond to requests for public records
27 without disclosing the location of a victim of domestic violence,
28 stalking, or sexual assault, or reproductive health service patients
29 and providers, to enable interagency cooperation with the
30 **【Secretary of State】** Director of the Division on Women in the
31 Department of Children and Families in providing address
32 confidentiality for victims of domestic violence, stalking, and
33 sexual assault, and reproductive health service patients and
34 providers, and to enable public agencies to accept a program
35 participant's use of an address designated by the **【Secretary of**
36 **State】** director as a substitute mailing address.¹

37 (cf: P.L.1997, c.369, s.1)

38

39 ¹2. R.S.47:4-3 is amended to read as follows:

40 47:4-3. As used in this act:

41 "Address" means a residential street address, school address, or
42 work address of a qualified person, as specified on the qualified
43 person's application to be a program participant under this act.

44 **【**"Program participant"**】** means a person certified by the Secretary
45 of State as eligible to participate in the Address Confidentiality
46 Program established by this act.**】**

1 **["Department" means the Department of State]** "Division"
2 means the Division on Women in the Department of Children and
3 Families.

4 "Director" means the Director of the Division on Women in the
5 Department of Children and Families.

6 "Domestic violence" means an act defined in section 3 of
7 P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law
8 enforcement agency or court.

9 "Qualified person" means a reproductive health service patient or
10 provider, a victim of domestic violence, sexual assault, or stalking,
11 or a family member of any such person.

12 "Program participant" means a qualified person certified by the
13 director as eligible to participate in the Address Confidentiality
14 Program established by this act.

15 "Reproductive health service provider" means a hospital, clinic,
16 physician's office, or other facility that provides reproductive health
17 services, including an employee, a volunteer, or a contractor of the
18 provider.

19 "Reproductive health services" means medical, surgical,
20 counseling, or referral services relating to the human reproductive
21 system, including services relating to pregnancy or the termination
22 of a pregnancy.

23 **["Secretary" means the Secretary of State.]**

24 "Sexual assault" means an act of sexual assault as defined in
25 N.J.S.2C:14-2, if the act has been reported to a law enforcement
26 agency or court.

27 "Stalking" means an act defined in section 1 of P.L.1992, c.209
28 (C.2C:12-10), if the act has been reported to a law enforcement
29 agency or court.¹

30 (cf: P.L.1997, c.369, s.1)

31

32 ¹3. R.S.47:4-4 is amended to read as follows:

33 47:4-4. a. There is created in the **[department]** division a
34 program to be known as the "Address Confidentiality Program." A
35 qualified person 18 years of age or over, a parent or guardian acting
36 on behalf of a minor, or a guardian acting on behalf of an
37 incapacitated qualified person may apply to the **[secretary]** director
38 to have an address designated by the **[secretary]** director as the
39 applicant's address. The **[secretary]** director shall approve an
40 application if it is filed in the manner and on the form prescribed by
41 the **[secretary]** director and if it contains:

42 (1) a sworn statement by the applicant that the applicant has
43 good reason to believe:

44 (a) that the applicant is a **[victim of domestic violence]**
45 qualified person as defined in this act or the applicant has applied
46 for an order pursuant to P.L.2015, c.147 (C.2C:14-13 et al.); and

1 (b) that the applicant fears further violent acts from the
2 applicant's assailant or violent acts from other individuals;

3 (2) a designation of the **【secretary】** director as agent for the
4 purpose of receiving process and for the purpose of receipt of mail;

5 (3) the mailing address where the applicant can be contacted by
6 the **【secretary】** director, and a telephone number where the
7 applicant can be called;

8 (4) the new address or addresses that the applicant requests not
9 be disclosed because of the increased risk of domestic violence,
10 stalking, sexual assault, or other violence; and

11 (5) the signature of the applicant and any person who assisted in
12 the preparation of the application, and the date.

13 b. An application shall be filed with the **【secretary】** director.

14 c. Upon approving a completed application, the **【secretary】**
15 director shall certify the applicant as a program participant. An
16 applicant shall be certified for four years following the date of filing
17 unless the certification is withdrawn or invalidated before that date.

18 d. A program participant may apply to be recertified every four
19 years thereafter.

20 e. A program participant may use the address designated by the
21 **【secretary】** director as his or her work address.

22 f. Upon receipt of first class mail addressed to a program
23 participant, the **【secretary】** director or a designee shall forward the
24 mail to the actual address of the participant. The **【secretary】**
25 director may arrange to receive and forward other kinds and classes
26 of mail for any program participant at the participant's expense.
27 The actual address of a program participant shall be available only
28 to the **【secretary】** director and to those employees involved in the
29 operation of the address confidentiality program and to law
30 enforcement officers for law enforcement purposes.

31 g. The **【secretary】** director, in accordance with the provisions
32 of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-
33 1 et seq.), shall promulgate rules and regulations to effectuate the
34 purposes of this act.¹

35 (cf: P.L.1997, c.369, s.1)

36

37 ¹4. R.S.47:4-5 is amended to read as follows:

38 47:4-5. The **【secretary】** director may cancel a program
39 participant's certification if:

40 (1) the program participant obtains a name change through an
41 order of the court;

42 (2) the program participant changes the participant's residential
43 address and does not provide seven days' advance notice to the
44 **【secretary】** director;

45 (3) mail forwarded by the **【secretary】** director to the address or
46 addresses provided by the program participant is returned as
47 undeliverable; or

1 (4) any information on the application is false.
2 The application form shall notify each applicant of the provisions
3 of this section.¹
4 (cf: P.L.1997, c.369, s.1)

5
6 ^{15.} R.S.47:4-6 is amended to read as follows:

7 47:4-6. A program participant may request that any State or
8 local agency use the address designated by the **【secretary】** director
9 as the program participant's address. The agency shall accept the
10 address designated by the **【secretary】** director as a program
11 participant's address, unless the agency has demonstrated to the
12 satisfaction of the **【secretary】** director that:

13 (1) the agency has a bona fide statutory basis for requiring the
14 program participant to disclose to it the actual location of the
15 program participant; and

16 (2) the disclosed confidential address of the program participant
17 will be used only for that statutory purpose and will not be
18 disclosed or made available in any way to any other person or
19 agency.¹

20 (cf: P.L.1997, c.369, s.1)

21
22 ^{16.} This act shall take effect on the 60th day following
23 enactment.¹

24
25
26 _____
27
28 Expands the Address Confidentiality Program to include victims
29 of sexual assault and stalking, and reproductive health service
30 patients and providers.

SENATE, No. 1761

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED FEBRUARY 5, 2018

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Senator TROY SINGLETON

District 7 (Burlington)

Co-Sponsored by:

Senators Gopal, Greenstein and Ruiz

SYNOPSIS

Establishes “Address Confidentiality Program for Reproductive Health Service Employees and Clients.”

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 12/18/2018)

S1761 WEINBERG, SINGLETON

2

1 AN ACT establishing an Address Confidentiality Program for
2 certain persons, amending various sections of the statutory law
3 and supplementing chapter 4 of Title 47 of the Revised Statutes.

4

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

7

8 1. (New section) This act shall be known and may be cited as
9 the “Address Confidentiality Program for Reproductive Health
10 Service Employees and Clients.”

11

12 2. (New section) As used in sections 1 through 5 of
13 P.L. , c. (C.) (pending before the Legislature as this bill):

14 “Address” means a residential street address, school address, or
15 work address of a person, as specified on the person's application to
16 be a program participant under sections 1 through 5 of
17 P.L. , c. (C.) (pending before the Legislature as this bill).

18 “Commissioner” means the Commissioner of the Department of
19 Children and Families.

20 “Department” means the Department of Children and Families.

21 “Person” means an employee, volunteer, or contractor with, or a
22 client or patient of, a reproductive health service provider, or a
23 family member of any such person.

24 “Program participant” means a person certified by the
25 Commissioner of the Department of Children and Families as
26 eligible to participate in the Address Confidentiality Program for
27 Reproductive Health Service Employees and Clients established by
28 sections 1 through 5 of P.L. , c. (C.) (pending before the
29 Legislature as this bill).

30 “Reproductive health service provider” means a hospital, clinic,
31 physician’s office, or other facility that provides reproductive health
32 services.

33 “Reproductive health services” means medical, surgical,
34 counselling, or referral services relating to the human reproductive
35 system, including services relating to pregnancy or the termination
36 of a pregnancy.

37

38 3. (New section) a. There is created in the department a
39 program to be known as the “Address Confidentiality Program for
40 Reproductive Health Service Employees and Clients.” A person 18
41 years of age or over, a parent or guardian acting on behalf of a
42 minor, or a guardian acting on behalf of an incapacitated person
43 may apply to the commissioner to have an address designated by
44 the commissioner as the applicant's address. The commissioner

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 shall approve an application if it is filed in the manner and on the
2 form prescribed by the commissioner and if it contains:

3 (1) a sworn statement that the applicant fears for his safety
4 because of the applicant's status as an employee, volunteer, or
5 contractor with, or as a client or patient of, a reproductive health
6 service provider, or as a family member of any such person;

7 (2) a designation of the commissioner as agent for the purpose
8 of receiving process and for the purpose of receipt of mail;

9 (3) the mailing address where the applicant can be contacted by
10 the commissioner, and a telephone number where the applicant can
11 be called;

12 (4) the new address or addresses that the applicant requests not
13 be disclosed because of the applicant's fear for his safety; and

14 (5) the signature of the applicant and any person who assisted in
15 the preparation of the application, and the date.

16 b. An application shall be filed with the commissioner.

17 c. Upon approving a completed application, the commissioner
18 shall certify the applicant as a program participant. An applicant
19 shall be certified for four years following the date of filing unless
20 the certification is withdrawn or invalidated before that date.

21 d. A program participant may apply to be recertified every four
22 years thereafter.

23 e. A program participant may use the address designated by the
24 commissioner as the participant's work address.

25 f. Upon receipt of first class mail addressed to a program
26 participant, the commissioner or a designee shall forward the mail
27 to the actual address of the participant. The commissioner may
28 arrange to receive and forward other kinds and classes of mail for
29 any program participant at the participant's expense. The actual
30 address of a program participant shall be available only to the
31 commissioner and to those employees involved in the operation of
32 the address confidentiality program and to law enforcement officers
33 for law enforcement purposes.

34 g. The commissioner, in accordance with the provisions of the
35 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
36 seq.), shall promulgate rules and regulations to effectuate the
37 purposes of sections 1 through 5 of P.L. , c. (C.) (pending
38 before the Legislature as this bill).

39

40 4. (New section) The commissioner may cancel a program
41 participant's certification if:

42 (1) the program participant obtains a name change through an
43 order of the court;

44 (2) the program participant changes the participant's residential
45 address and does not provide seven days' advance notice to the
46 commissioner;

1 (3) mail forwarded by the commissioner to the address or
2 addresses provided by the program participant is returned as
3 undeliverable; or

4 (4) any information on the application is false.

5 The application form shall notify each applicant of the provisions
6 of this section.

7

8 5. (New section) A program participant may request that any
9 State or local agency use the address designated by the
10 commissioner as the program participant's address. The agency
11 shall accept the address designated by the commissioner as a
12 program participant's address, unless the agency has demonstrated
13 to the satisfaction of the commissioner that:

14 (1) the agency has a bona fide statutory basis for requiring the
15 program participant to disclose to it the actual location of the
16 program participant; and

17 (2) the disclosed confidential address of the program participant
18 will be used only for that statutory purpose and will not be
19 disclosed or made available in any way to any other person or
20 agency.

21

22 6. R.S.47:4-1 is amended to read as follows:

23 47:4-1. This act shall be known and may be cited as the
24 "Address Confidentiality Program for Domestic Violence Victims
25 Act."

26 (cf: P.L.1997, c.369, s.1)

27

28 7. R.S.47:4-2 is amended to read as follows:

29 47:4-2. The Legislature finds that persons attempting to escape
30 from actual or threatened domestic violence frequently establish
31 new addresses to prevent their assailants from finding them. The
32 purpose of **【this act】** R.S. 47:4-1 et seq. is to enable public agencies
33 to respond to requests for public records without disclosing the
34 location of a victim of domestic violence, to enable interagency
35 cooperation with the **【Secretary of State】** Commissioner of the
36 Department of Children and Families providing address
37 confidentiality for victims of domestic violence, and to enable
38 public agencies to accept a program participant's use of an address
39 designated by the **【Secretary of State】** commissioner as a substitute
40 mailing address.

41 (cf: P.L.1997, c.369, s.1)

42

43 8. R.S.47:4-3 is amended to read as follows:

44 47:4-3. As used in **【this act】** R.S. 47:4-1 et seq.:

45 "Address" means a residential street address, school address, or
46 work address of a person, as specified on the person's application to
47 be a program participant under this act.

1 “Commissioner” means the Commissioner of the Department of
2 Children and Families.

3 "Program participant" means a person certified by the **【Secretary**
4 **of State】** Commissioner of the Department of Children and Families
5 as eligible to participate in the Address Confidentiality Program
6 established by **【this act】** R.S. 47:4-1 et seq.

7 "Department" means the Department of **【State】** Children and
8 Families.

9 "Domestic violence" means an act defined in section 3 of
10 P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law
11 enforcement agency or court.

12 **【"Secretary" means the Secretary of State.】**

13 (cf: P.L.1997, c.369, s.1)

14

15 9. R.S.47:4-4 is amended to read as follows:

16 47:4-4. a. There is created in the department a program to be
17 known as the "Address Confidentiality Program for Domestic
18 Violence Victims." A person 18 years of age or over, a parent or
19 guardian acting on behalf of a minor, or a guardian acting on behalf
20 of an incapacitated person may apply to the **【secretary】**
21 commissioner to have an address designated by the **【secretary】**
22 commissioner as the applicant's address. The **【secretary】**
23 commissioner shall approve an application if it is filed in the
24 manner and on the form prescribed by the **【secretary】**
25 commissioner and if it contains:

26 (1) a sworn statement by the applicant that the applicant has
27 good reason to believe:

28 (a) that the applicant is a victim of domestic violence as defined
29 in **【this act】** R.S. 47:4-1 et seq.; and

30 (b) that the applicant fears further violent acts from the
31 applicant's assailant;

32 (2) a designation of the **【secretary】** commissioner as agent for
33 the purpose of receiving process and for the purpose of receipt of
34 mail;

35 (3) the mailing address where the applicant can be contacted by
36 the **【secretary】** commissioner and a telephone number where the
37 applicant can be called;

38 (4) the new address or addresses that the applicant requests not
39 be disclosed because of the increased risk of domestic violence; and

40 (5) the signature of the applicant and any person who assisted in
41 the preparation of the application, and the date.

42 b. An application shall be filed with the **【secretary】**
43 commissioner.

44 c. Upon approving a completed application, the **【secretary】**
45 commissioner shall certify the applicant as a program participant.
46 An applicant shall be certified for four years following the date of

1 filing unless the certification is withdrawn or invalidated before that
2 date.

3 d. A program participant may apply to be recertified every four
4 years thereafter.

5 e. A program participant may use the address designated by the
6 **【secretary】 commissioner** as **【his or her】** the participant's work
7 address.

8 f. Upon receipt of first class mail addressed to a program
9 participant, the **【secretary】 commissioner** or a designee shall
10 forward the mail to the actual address of the participant. The
11 **【secretary】 commissioner** may arrange to receive and forward other
12 kinds and classes of mail for any program participant at the
13 participant's expense. The actual address of a program participant
14 shall be available only to the **【secretary】 commissioner** and to those
15 employees involved in the operation of the address confidentiality
16 program and to law enforcement officers for law enforcement
17 purposes.

18 g. The **【secretary】 commissioner**, in accordance with the
19 provisions of the "Administrative Procedure Act," P.L.1968, c.410
20 (C.52:14B-1 et seq.), shall promulgate rules and regulations to
21 effectuate the purposes of **【this act】 R.S. 47:4-1 et seq.**

22 (cf: P.L.1997, c.369, s.1)

23

24 10. R.S.47:4-5 is amended to read as follows:

25 47:4-5. The **【secretary】 commissioner** may cancel a program
26 participant's certification if:

27 (1) the program participant obtains a name change through an
28 order of the court;

29 (2) the program participant changes the participant's residential
30 address and does not provide seven days' advance notice to the
31 **【secretary】 commissioner**;

32 (3) mail forwarded by the **【secretary】 commissioner** to the
33 address or addresses provided by the program participant is returned
34 as undeliverable; or

35 (4) any information on the application is false.

36 The application form shall notify each applicant of the provisions
37 of this section.

38 (cf: P.L.1997, c.369, s.1)

39

40 11. R.S.47:4-6 is amended to read as follows:

41 47:4-6. A program participant may request that any State or
42 local agency use the address designated by the **【secretary】**
43 commissioner as the program participant's address. The agency
44 shall accept the address designated by the **【secretary】 commissioner**
45 as a program participant's address, unless the agency has
46 demonstrated to the satisfaction of the **【secretary】 commissioner**
47 that:

1 (1) the agency has a bona fide statutory basis for requiring the
2 program participant to disclose to it the actual location of the
3 program participant; and

4 (2) the disclosed confidential address of the program participant
5 will be used only for that statutory purpose and will not be
6 disclosed or made available in any way to any other person or
7 agency.

8 (cf: P.L.1997, c.369, s.1)

9
10 12. This act shall take effect on the 90th day following
11 enactment.

12

13

14

STATEMENT

15

16 This bill would establish an “Address Confidentiality Program
17 for Reproductive Health Service Employees and Clients.” The
18 program would be similar to the current Address Confidentiality
19 Program for domestic violence victims, set out in R.S.47:4-1 et
20 seq., which allows victims of domestic violence to establish an
21 alternate mailing address and keep their actual address confidential.

22 The bill would apply to any employee, volunteer, or contractor
23 with, or a client or patient of, a reproductive health service
24 provider, or a family member of any such person, who fears for his
25 safety because of his status as such. The applicant would be
26 required to provide a sworn statement to that effect. A person 18
27 years of age or over, a parent or guardian acting on behalf of a
28 minor, or a guardian acting on behalf of an incapacitated person
29 could apply to the program.

30 The bill defines “reproductive health service provider” as a
31 hospital, clinic, physician’s office, or other facility that provides
32 reproductive health services. The term “reproductive health
33 services” is defined in the bill as medical, surgical, counselling, or
34 referral services relating to the human reproductive system,
35 including services relating to pregnancy or the termination of a
36 pregnancy.

37 Under the bill, the program would be located in, and
38 administered by, the Department of Children and Families, which is
39 currently responsible for the Address Confidentiality Program for
40 domestic violence victims.

41 Applications to the “Address Confidentiality Program for
42 Reproductive Health Service Employees and Clients” would be
43 filed with the Commissioner of the Department of Children and
44 Families. If an application is accepted, the applicant would be
45 certified as a program participant for a period of four years. At the
46 end of that period, the participant could apply to be recertified for
47 subsequent four-year periods.

1 The program would provide the participant with a designated
2 address to be used as the participant’s mailing address. The program
3 would forward the participant’s mail to the participant’s actual
4 address, while the actual address would remain confidential and
5 available only to employees of the program and to law enforcement.
6 The participant could use the designated address as the participant’s
7 work address and may request that any State or local agency use it
8 as the participant's address. The agency would be required to
9 accept the address as a program participant’s address, unless the
10 agency has demonstrated to the satisfaction of the commissioner
11 that the agency has a bona fide statutory basis for requiring the
12 program participant to disclose to it the actual location of the
13 program participant, and the disclosed confidential address of the
14 program participant will be used only for that statutory purpose and
15 will not be disclosed or made available in any way to any other
16 person or agency.

17 In addition to establishing the “Address Confidentiality Program
18 for Reproductive Health Service Employees and Clients,” the bill
19 makes technical changes to the current statute governing the
20 Address Confidentiality Program for domestic violence victims.
21 P.L.1997, c.369 established that program in the Department of
22 State. However, the program was subsequently transferred to the
23 Department of Children and Families, and the bill conforms the
24 statute to this current allocation. The bill also renames the current
25 Address Confidentiality Program as the “Address Confidentiality
26 Program for Domestic Violence Victims” in order to distinguish it
27 from the program being created by this bill.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

SENATE, No. 1761

with committee amendments

STATE OF NEW JERSEY

DATED: MARCH 18, 2019

The Assembly Health and Senior Services Committee reports favorably and with committee amendments Senate Bill No. 1761.

As amended, this bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Currently, a person applying to the Address Confidentiality Program must provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim of domestic violence and fears further violent acts from the assailant. The statute does not require the assailant to have been charged with or convicted of any criminal offense or subject to a domestic violence restraining order. The statute defines "domestic violence" as an act defined in section 3 of P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law enforcement agency or court.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant, or violent acts from other individuals. There is no

requirement for the assailant to have been charged with, or convicted of, any crime.

If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

The participant may use the designated address as the participant's work address, and may request that any State or local agency use it as the participant's address. The State or local agency is required to accept the designated address unless it demonstrates a bona fide statutory basis for requiring the participant to disclose the actual location, and that the disclosed confidential address will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the Department of Children and Families under the Director of the Division on Women.

As amended and reported by the committee, Senate Bill No. 1761 is identical to the Assembly Committee Substitute for Assembly Bill Nos. 1651 and 1861 which was also reported by the committee on this date.

COMMITTEE AMENDMENTS:

The committee amendments revise the bill to make it applicable to victims of stalking and sexual assault, as well as reproductive health service patients and providers. The amendments update references to the Department of State and Secretary of State to reflect the Division on Woman in the Department of Children and Families and the Director of the Division on Woman, as appropriate.

The committee amendments update the bill's title and synopsis to reflect the changes made by the amendments.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

[First Reprint]

SENATE, No. 1761

STATE OF NEW JERSEY

DATED: MAY 20, 2019

The Assembly Appropriations Committee reports favorably Senate Bill No. 1761 (1R).

This bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Currently, a person applying to the Address Confidentiality Program must provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim of domestic violence and fears further violent acts from the assailant. The statute does not require the assailant to have been charged with or convicted of any criminal offense or subject to a domestic violence restraining order. The statute defines "domestic violence" as an act defined in section 3 of P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law enforcement agency or court.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant, or violent acts from other individuals. There is no requirement for the assailant to have been charged with, or convicted of, any crime.

If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

The participant may use the designated address as the participant's work address, and may request that any State or local agency use it as the participant's address. The State or local agency is required to accept the designated address unless it demonstrates a bona fide statutory basis for requiring the participant to disclose the actual location, and that the disclosed confidential address will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the Department of Children and Families under the Director of the Division on Women.

As reported, Senate Bill No. 1761 (1R) is identical to the Assembly Committee Substitute for Assembly Bill Nos. 1651 and 1861 which was also reported by the committee on this date.

FISCAL IMPACT:

The Office of Legislative Services concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the Department of Children and Families (DCF) in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.

The existing Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund in FY 2016. Costs under the expanded Address Confidentiality Program may depend upon how many individuals enter the program, and the manner in which those individuals use the program.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1761

STATE OF NEW JERSEY

DATED: MARCH 5, 2018

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 1761.

This bill would establish an “Address Confidentiality Program for Reproductive Health Service Employees and Clients.” The program would be similar to the current Address Confidentiality Program for domestic violence victims, set out in R.S.47:4-1 et seq., which allows victims of domestic violence to establish an alternate mailing address and keep their actual address confidential.

The bill would apply to any employee, volunteer, or contractor with, or a client or patient of, a reproductive health service provider, or a family member of any such person, who fears for his safety because of his status as such. The applicant would be required to provide a sworn statement to that effect. A person 18 years of age or over, a parent or guardian acting on behalf of a minor, or a guardian acting on behalf of an incapacitated person could apply to the program.

The bill defines “reproductive health service provider” as a hospital, clinic, physician’s office, or other facility that provides reproductive health services. The term “reproductive health services” is defined in the bill as medical, surgical, counselling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Under the bill, the program would be located in, and administered by, the Department of Children and Families, which is currently responsible for the Address Confidentiality Program for domestic violence victims.

Applications to the “Address Confidentiality Program for Reproductive Health Service Employees and Clients” would be filed with the Commissioner of Children and Families. If an application is accepted, the applicant would be certified as a program participant for a period of four years. At the end of that period, the participant could apply to be recertified for subsequent four-year periods.

The program would provide the participant with a designated address to be used as the participant’s mailing address. The program would forward the participant’s mail to the participant’s actual address, while the actual address would remain confidential and available only to employees of the program and to law enforcement.

The participant could use the designated address as the participant's work address and may request that any State or local agency use it as the participant's address. The agency would be required to accept the address as a program participant's address, unless the agency has demonstrated to the satisfaction of the commissioner that the agency has a bona fide statutory basis for requiring the program participant to disclose to it the actual location of the program participant, and that the disclosed confidential address of the program participant will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

In addition to establishing the "Address Confidentiality Program for Reproductive Health Service Employees and Clients," the bill makes technical changes to the current statute governing the Address Confidentiality Program for domestic violence victims. P.L.1997, c.369 established that program in the Department of State. However, the program was subsequently transferred to the Department of Children and Families, and the bill conforms the statute to this current allocation. The bill also renames the current Address Confidentiality Program as the "Address Confidentiality Program for Domestic Violence Victims" in order to distinguish it from the program being created by this bill.

SENATE BUDGET AND APPROPRIATIONS COMMITTEE

STATEMENT TO

SENATE, No. 1761

STATE OF NEW JERSEY

DATED: DECEMBER 3, 2018

The Senate Budget and Appropriations Committee reports favorably Senate Bill No. 1761.

Senate Bill No. 1761 establishes the “Address Confidentiality Program for Reproductive Health Service Employees and Clients.” The program would be similar to the current Address Confidentiality Program for domestic violence victims, set out in R.S.47:4-1 et seq., which allows victims of domestic violence to establish an alternate mailing address and keep their actual address confidential.

The bill would apply to any employee, volunteer, or contractor with, or a client or patient of, a reproductive health service provider, or a family member of any such person, who fears for his safety because of his status as such. The applicant would be required to provide a sworn statement to that effect. A person 18 years of age or over, a parent or guardian acting on behalf of a minor, or a guardian acting on behalf of an incapacitated person could apply to the program.

The bill defines “reproductive health service provider” as a hospital, clinic, physician’s office, or other facility that provides reproductive health services. The term “reproductive health services” is defined in the bill as medical, surgical, counselling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Under the bill, the program would be located in, and administered by, the Department of Children and Families, which is currently responsible for the Address Confidentiality Program for domestic violence victims.

Applications to the “Address Confidentiality Program for Reproductive Health Service Employees and Clients” would be filed with the Commissioner of Children and Families. If an application is accepted, the applicant would be certified as a program participant for a period of four years. At the end of that period, the participant could apply to be recertified for subsequent four-year periods.

The program would provide the participant with a designated address to be used as the participant’s mailing address. The program would forward the participant’s mail to the participant’s actual address, while the actual address would remain confidential and available only to employees of the program and to law enforcement. The participant could use the designated address as the participant’s work address and may request that any State or local agency use it as

the participant's address. The agency would be required to accept the address as a program participant's address, unless the agency has demonstrated to the satisfaction of the commissioner that the agency has a bona fide statutory basis for requiring the program participant to disclose to it the actual location of the program participant, and that the disclosed confidential address of the program participant will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

In addition to establishing the "Address Confidentiality Program for Reproductive Health Service Employees and Clients," the bill makes technical changes to the current statute governing the Address Confidentiality Program for domestic violence victims. P.L.1997, c.369 established that program in the Department of State. However, the program was subsequently transferred to the Department of Children and Families, and the bill conforms the statute to this current allocation. The bill also renames the current Address Confidentiality Program as the "Address Confidentiality Program for Domestic Violence Victims" in order to distinguish it from the program being created by this bill.

FISCAL IMPACT:

The Office of Legislative Services (OLS) concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Department of Children and Families (DCF) in administering the Address Confidentiality Program for Reproductive Health Service Employees and Clients, as established by the bill. The cost of the program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.

A similar program administered by the DCF, the Address Confidentiality Program for domestic violence victims, served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund, in FY 2016. Costs under the Address Confidentiality Program for Reproductive Health Service Employees and Clients may be greater or less depending upon how many individuals enter the program and the manner in which those individuals use the program. The OLS notes that the department may choose to overlap certain functions of these programs, thereby minimizing costs regarding staffing and technological support.

LEGISLATIVE FISCAL ESTIMATE
SENATE, No. 1761
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: DECEMBER 4, 2018

SUMMARY

Synopsis: Establishes "Address Confidentiality Program for Reproductive Health Service Employees and Clients."

Type of Impact: Indeterminate increase in State expenditures, General Fund.

Agencies Affected: Department of Children and Families.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Expenditures	Indeterminate Increase

- The Office of Legislative Services (OLS) concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Department of Children and Families (DCF) in administering the Address Confidentiality Program for Reproductive Health Service Employees and Clients, as established by the bill. The cost of the program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.
- A similar program administered by the DCF, the Address Confidentiality Program for domestic violence victims, served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund, in FY 2016. Costs under the Address Confidentiality Program for Reproductive Health Service Employees and Clients may be greater or less depending upon how many individuals enter the program, and the manner in which those individuals use the program. The OLS notes that the department may choose to overlap certain functions of these programs, thereby minimizing costs regarding staffing and technological support.

BILL DESCRIPTION

This bill would establish an Address Confidentiality Program for Reproductive Health Service Employees and Clients within the DCF.

Specifically, the program would provide a participant – an employee, volunteer, or contractor with, or a client or patient of, a reproductive health service provider, or a family member of any such person, who fears for his safety because of his status as such - with a designated address to be used as the participant’s mailing address. The program would forward the participant’s mail to the participant’s actual address, while the actual address would remain confidential and available only to employees of the program and to law enforcement. An accepted applicant is certified as a program participant for a period of four years. At the end of that period, the participant could apply to be recertified for subsequent four-year periods.

The bill defines “reproductive health service provider” as a hospital, clinic, physician’s office, or other facility that provides reproductive health services. The term “reproductive health services” is defined as medical, surgical, counselling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

The bill also makes technical changes to the current statute governing the Address Confidentiality Program for domestic violence victims, a similar program in the DCF which allows victims of domestic violence to establish an alternate mailing address and keep their actual address confidential.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the DCF in administering the Address Confidentiality Program for Reproductive Health Service Employees and Clients, as established by the bill. The cost of the program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts. Expenses of the program will include staff salary and benefits, postage and other mailing supplies, and data processing equipment.

The DCF currently administers a similar program, the Address Confidentiality Program for domestic violence victims. For reference, in FY 2016, the most recent data available, this program served approximately 270 active adults, plus over 400 of those adults’ minor children, with a budget of \$93,000 from the General Fund. The OLS does not have a detailed breakdown of the program’s costs, but the amount suggests that the program is operated by approximately one full-time-equivalent position.

Costs under the Address Confidentiality Program for Reproductive Health Service Employees and Clients may be greater or less depending upon how many individuals enter the program, and the manner in which those individuals use the program. For example, some program participants of the Address Confidentiality Program for domestic violence victims use the program only for an alternate address for use in public records, and receive very little mail that the program is responsible for forwarding to the participant’s home address. The OLS notes that the department may choose to overlap certain functions of these programs, thereby minimizing costs regarding staffing and technological support.

According to testimony received by the Assembly Judiciary Committee on December 18, 2017 regarding Assembly Bill No. 4907 of 2017, which is identical to this bill, the Address Confidentiality Program for Reproductive Health Service Employees and Clients will

specifically protect those reproductive health services providers, employees, volunteers, and patients who perform, assist, or have abortions, even though the bill is not limited in this way. According to the Guttmacher Institute, in 2014, approximately 44,460 abortions were provided in New Jersey, though not all abortions that occurred in New Jersey were provided to State residents, as some patients may have traveled from other states; likewise, some individuals from New Jersey may have traveled to another state for an abortion. Furthermore, there were 79 abortion-providing facilities in New Jersey in 2014, and 41 of those were clinics.

Section: Human Services

*Analyst: Sarah Schmidt
Associate Research Analyst*

*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.).

LEGISLATIVE FISCAL ESTIMATE

[First Reprint]

SENATE, No. 1761

STATE OF NEW JERSEY 218th LEGISLATURE

DATED: MAY 24, 2019

SUMMARY

- Synopsis:** Expands the Address Confidentiality Program to include victims of sexual assault and stalking; and reproductive health service patients and providers.
- Type of Impact:** Indeterminate increase in State expenditures, General Fund.
- Agencies Affected:** Department of Children and Families, Division of Women.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Expenditure Increase	Indeterminate

- The Office of Legislative Services (OLS) concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the Department of Children and Families (DCF) in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.
- The existing Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund, in FY 2016. Costs under the expanded Address Confidentiality Program may depend upon how many individuals enter the program, and the manner in which those individuals use the program.

BILL DESCRIPTION

This bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and

providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant or violent acts from other individuals. There is no requirement for the assailant to have been charged with, or convicted of, any crime. If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the DCF under the Director of the Division on Women.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the DCF in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts. Expenses will include staff salary and benefits, postage and other mailing supplies, and data processing equipment.

For reference, in FY 2016, the most recent data available, the Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund. The OLS does not have a detailed breakdown of the program's costs, but the amount suggests that the program is operated by approximately one full-time-equivalent position.

Costs under the expanded Address Confidentiality Program, as provided for in the bill, may depend upon how many individuals enter the program, and the manner in which those individuals use the program. For example, some program participants of the existing Address Confidentiality Program use the program only for an alternate address for use in public records, and receive very little mail that the program is responsible for forwarding to the participant's home address.

According to testimony received by the Assembly Judiciary Committee on December 18, 2017 regarding Assembly Bill No. 4907 of 2017, which is similar to this bill, the provisions of the bill specifically protect those reproductive health services providers, employees, volunteers, and patients who perform, assist, or have abortions, even though the bill is not limited in this way. According to the Guttmacher Institute, in 2014, approximately 44,460 abortions were provided in New Jersey, though not all abortions that occurred in New Jersey were provided to State residents, as some patients may have traveled from other states; likewise, some individuals from New Jersey may have traveled to another state for an abortion. Furthermore, there were 79 abortion-providing facilities in New Jersey in 2014, and 41 of those were clinics.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research 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. 1651

STATE OF NEW JERSEY 218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblywoman ELIANA PINTOR MARIN

District 29 (Essex)

Assemblyman VINCENT PRIETO

District 32 (Bergen and Hudson)

Assemblywoman NANCY F. MUNOZ

District 21 (Morris, Somerset and Union)

Co-Sponsored by:

Assemblymen Coughlin, Gusciora, Assemblywoman Muoio, Assemblyman

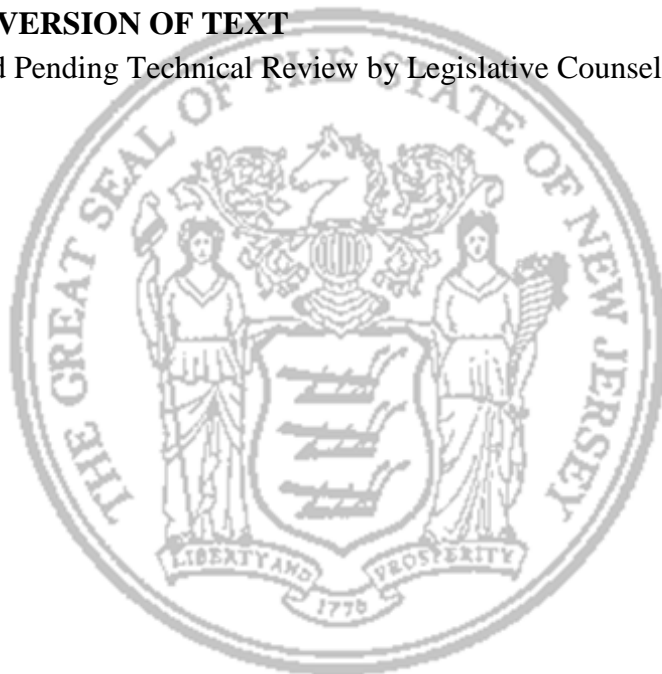
Conaway and Assemblywoman Pinkin

SYNOPSIS

Expands the Address Confidentiality Program to include victims of sexual assault and stalking.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT concerning the Address Confidentiality Program and
2 amending R.S.47:4-2 through R.S.47:4-6.

3

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

6

7 1. R.S.47:4-2 is amended to read as follows:

8 47:4-2. The Legislature finds that persons attempting to escape
9 from actual or threatened domestic violence, stalking, or sexual
10 assault **【frequently】** may establish new addresses to prevent their
11 assailants from finding them. The purpose of this act is to enable
12 public agencies to respond to requests for public records without
13 disclosing the location of a victim of domestic violence, stalking, or
14 sexual assault, to enable interagency cooperation with the
15 **【Secretary of State】** Director of the Division on Women in
16 providing address confidentiality for victims of domestic violence,
17 stalking, and sexual assault, and to enable public agencies to accept
18 a program participant's use of an address designated by the
19 **【Secretary of State】** director as a substitute mailing address.
20 (cf: P.L.1997, c.369, s.1)

21

22 2. R.S.47:4-3 is amended to read as follows:

23 47:4-3. As used in this act:

24 "Address" means a residential street address, school address, or
25 work address of a person, as specified on the person's application to
26 be a program participant under this act.

27 "Program participant" means a person certified by the **【Secretary**
28 **of State】** Director of the Division on Women as eligible to
29 participate in the Address Confidentiality Program established by
30 this act.

31 **【"Department" means the Department of State】** "Division"
32 means the Division on Women in the Department of Children and
33 Families.

34 "Director" means the Director of the Division on Women in the
35 Department of Children and Families.

36 "Domestic violence" means an act defined in section 3 of
37 P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law
38 enforcement agency or court.

39 **【"Secretary" means the Secretary of State.】**

40 "Sexual assault" means an act of sexual assault as defined in
41 N.J.S.2C:14-2, if the act has been reported to a law enforcement
42 agency or court.

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 “Stalking” means an act defined in section 1 of P.L.1992, c.209
2 (C.2C:12-10), if the act has been reported to a law enforcement
3 agency or court.

4 (cf: P.L.1997, c.369, s.1)

5
6 3. R.S.47:4-4 is amended to read as follows:

7 47:4-4. a. There is created in the **【department】** division a
8 program to be known as the "Address Confidentiality Program." A
9 person 18 years of age or over, a parent or guardian acting on behalf
10 of a minor, or a guardian acting on behalf of an incapacitated person
11 may apply to the **【secretary】** director to have an address designated
12 by the **【secretary】** director as the applicant's address. The
13 **【secretary】** director shall approve an application if it is filed in the
14 manner and on the form prescribed by the **【secretary】** director and
15 if it contains:

16 (1) a sworn statement by the applicant that the applicant has
17 good reason to believe:

18 (a) that the applicant is a victim of domestic violence, stalking,
19 or sexual assault as defined in this act or the victim has applied for
20 an order pursuant to P.L.2015, c.147 (C.2C:14-13 et al.); and

21 (b) that the applicant fears further violent acts from the
22 applicant's assailant;

23 (2) a designation of the **【secretary】** director as agent for the
24 purpose of receiving process and for the purpose of receipt of mail;

25 (3) the mailing address where the applicant can be contacted by
26 the **【secretary】** director, and a telephone number where the
27 applicant can be called;

28 (4) the new address or addresses that the applicant requests not
29 be disclosed because of the increased risk of domestic violence,
30 stalking, or sexual assault; and

31 (5) the signature of the applicant and any person who assisted in
32 the preparation of the application, and the date.

33 b. An application shall be filed with the **【secretary】** director.

34 c. Upon approving a completed application, the **【secretary】**
35 director shall certify the applicant as a program participant. An
36 applicant shall be certified for four years following the date of filing
37 unless the certification is withdrawn or invalidated before that date.

38 d. A program participant may apply to be recertified every four
39 years thereafter.

40 e. A program participant may use the address designated by the
41 **【secretary】** director as his or her work address.

42 f. Upon receipt of first class mail addressed to a program
43 participant, the **【secretary】** director or a designee shall forward the
44 mail to the actual address of the participant. The **【secretary】**
45 director may arrange to receive and forward other kinds and classes
46 of mail for any program participant at the participant's expense.
47 The actual address of a program participant shall be available only

1 to the **【secretary】** director and to those employees involved in the
2 operation of the address confidentiality program and to law
3 enforcement officers for law enforcement purposes.

4 g. The **【secretary】** director, in accordance with the provisions
5 of the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-
6 1 et seq.), shall promulgate rules and regulations to effectuate the
7 purposes of this act.

8 (cf: P.L.1997, c.369, s.1)

9

10 4. R.S.47:4-5 is amended to read as follows:

11 47:4-5. The **【secretary】** director may cancel a program
12 participant's certification if:

13 (1) the program participant obtains a name change through an
14 order of the court;

15 (2) the program participant changes the participant's residential
16 address and does not provide seven days' advance notice to the
17 **【secretary】** director;

18 (3) mail forwarded by the **【secretary】** director to the address or
19 addresses provided by the program participant is returned as
20 undeliverable; or

21 (4) any information on the application is false.

22 The application form shall notify each applicant of the provisions
23 of this section.

24 (cf: P.L.1997, c.369, s.1)

25

26 5. R.S.47:4-6 is amended to read as follows:

27 47:4-6. A program participant may request that any State or
28 local agency use the address designated by the **【secretary】** director
29 as the program participant's address. The agency shall accept the
30 address designated by the **【secretary】** director as a program
31 participant's address, unless the agency has demonstrated to the
32 satisfaction of the **【secretary】** director that:

33 (1) the agency has a bona fide statutory basis for requiring the
34 program participant to disclose to it the actual location of the
35 program participant; and

36 (2) the disclosed confidential address of the program participant
37 will be used only for that statutory purpose and will not be
38 disclosed or made available in any way to any other person or
39 agency.

40 (cf: P.L.1997, c.369, s.1)

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42 6. This act shall take effect on the 60th day following
43 enactment.

STATEMENT

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The Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), allows victims of domestic violence to establish an alternate mailing address and keep their actual address confidential. This bill would expand the program to also encompass victims of stalking, victims of sexual assault, and victims who have applied for protective orders pursuant to P.L.2015, c.147 (C.2C:14-13 et al.), the “Sexual Assault Survivor Protection Act of 2015.”

Currently, a person applying to the Address Confidentiality Program must provide a sworn statement that the applicant has good reason to believe that the applicant is a victim of domestic violence and fears further violent acts from the assailant. The statute does not require the assailant to have been charged with or convicted of any criminal offense or subject to a domestic violence restraining order. The statute defines “domestic violence” as an act defined in section 3 of P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law enforcement agency or court.

The bill expands the program to include victims of stalking and certain sexual assaults to encompass: (1) all sexual assaults set out in N.J.S.2C:14-2; and (2) victims who have applied for protective orders pursuant to P.L.2015, c.147 (C.2C:14-13 et.al), the “Sexual Assault Survivor Protection Act of 2015,” if the act has been reported to a law enforcement agency or court.

Under the bill, the same program criteria currently used for domestic violence victims would be expanded to encompass these other victims as well. An applicant would be required to provide a sworn statement that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant. There would be no requirement for the assailant to have been charged with, or convicted of, any crime.

If the application is accepted, the applicant is certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

The Address Confidentiality Program provides the participant with a designated address to be used as the participant’s mailing address. The program forwards the participant’s mail to the participant’s actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The participant may use the designated address as the participant’s work address and may request that any State or local agency use it as the participant's address. The State or local agency is required to accept the designated address unless it demonstrates a bona fide statutory basis for requiring the participant to disclose the actual location, and that the disclosed confidential address will be used only for that statutory purpose and will not be

1 disclosed or made available in any way to any other person or
2 agency.

3 A program participant's certification may be cancelled if: (1) the
4 participant obtains a name change through an order of the court; (2)
5 the participant changes the participant's residential address and
6 does not provide seven days' advance notice to the program; (3)
7 mail forwarded by the program to the participant's actual address is
8 returned as undeliverable; or (4) any information on the application
9 is false.

10 In addition, the bill updates the statute to reflect the correct
11 location of the program. As enacted by P.L.1997, c.369, the
12 Address Confidentiality Program was located in the Department of
13 State under the direction of the Secretary of State. The program is
14 currently located in the Division on Women in the Department of
15 Children and Families under the Director of the Division on
16 Women.

ASSEMBLY, No. 1861

STATE OF NEW JERSEY 218th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2018 SESSION

Sponsored by:

Assemblywoman PAMELA R. LAMPITT

District 6 (Burlington and Camden)

Assemblyman JOHN F. MCKEON

District 27 (Essex and Morris)

Assemblywoman NANCY J. PINKIN

District 18 (Middlesex)

SYNOPSIS

Establishes “Address Confidentiality Program for Reproductive Health Service Employees and Clients.”

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 AN ACT establishing an Address Confidentiality Program for
2 certain persons, amending various sections of the statutory law
3 and supplementing chapter 4 of Title 47 of the Revised Statutes.
4

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

7
8 1. (New section) This act shall be known and may be cited as
9 the “Address Confidentiality Program for Reproductive Health
10 Service Employees and Clients.”

11
12 2. (New section) As used in sections 1 through 5 of P.L. ,
13 c. (C.) (pending before the Legislature as this bill):

14 “Address” means a residential street address, school address, or
15 work address of a person, as specified on the person's application to
16 be a program participant under sections 1 through 5 of P.L. ,
17 c. (C.) (pending before the Legislature as this bill).

18 “Commissioner” means the Commissioner of the Department of
19 Children and Families.

20 “Department” means the Department of Children and Families.

21 “Person” means an employee, volunteer, or contractor with, or a
22 client or patient of, a reproductive health service provider, or a
23 family member of any such person.

24 “Program participant” means a person certified by the
25 Commissioner of the Department of Children and Families as
26 eligible to participate in the Address Confidentiality Program for
27 Reproductive Health Service Employees and Clients established by
28 sections 1 through 5 of P.L. , c. (C.) (pending before the
29 Legislature as this bill).

30 “Reproductive health service provider” means a hospital, clinic,
31 physician’s office, or other facility that provides reproductive health
32 services.

33 “Reproductive health services” means medical, surgical,
34 counselling, or referral services relating to the human reproductive
35 system, including services relating to pregnancy or the termination
36 of a pregnancy.
37

38 3. (New section) a. There is created in the department a
39 program to be known as the “Address Confidentiality Program for
40 Reproductive Health Service Employees and Clients.” A person 18
41 years of age or over, a parent or guardian acting on behalf of a
42 minor, or a guardian acting on behalf of an incapacitated person
43 may apply to the commissioner to have an address designated by
44 the commissioner as the applicant's address. The commissioner

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 shall approve an application if it is filed in the manner and on the
2 form prescribed by the commissioner and if it contains:

3 (1) a sworn statement that the applicant fears for his safety
4 because of the applicant's status as an employee, volunteer, or
5 contractor with, or as a client or patient of, a reproductive health
6 service provider, or as a family member of any such person;

7 (2) a designation of the commissioner as agent for the purpose
8 of receiving process and for the purpose of receipt of mail;

9 (3) the mailing address where the applicant can be contacted by
10 the commissioner, and a telephone number where the applicant can
11 be called;

12 (4) the new address or addresses that the applicant requests not
13 be disclosed because of the applicant's fear for his safety; and

14 (5) the signature of the applicant and any person who assisted in
15 the preparation of the application, and the date.

16 b. An application shall be filed with the commissioner.

17 c. Upon approving a completed application, the commissioner
18 shall certify the applicant as a program participant. An applicant
19 shall be certified for four years following the date of filing unless
20 the certification is withdrawn or invalidated before that date.

21 d. A program participant may apply to be recertified every four
22 years thereafter.

23 e. A program participant may use the address designated by the
24 commissioner as the participant's work address.

25 f. Upon receipt of first class mail addressed to a program
26 participant, the commissioner or a designee shall forward the mail
27 to the actual address of the participant. The commissioner may
28 arrange to receive and forward other kinds and classes of mail for
29 any program participant at the participant's expense. The actual
30 address of a program participant shall be available only to the
31 commissioner and to those employees involved in the operation of
32 the address confidentiality program and to law enforcement officers
33 for law enforcement purposes.

34 g. The commissioner, in accordance with the provisions of the
35 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
36 seq.), shall promulgate rules and regulations to effectuate the
37 purposes of sections 1 through 5 of P.L. , c. (C.) (pending
38 before the Legislature as this bill).

39

40 4. (New section) The commissioner may cancel a program
41 participant's certification if:

42 (1) the program participant obtains a name change through an
43 order of the court;

44 (2) the program participant changes the participant's residential
45 address and does not provide seven days' advance notice to the
46 commissioner;

1 (3) mail forwarded by the commissioner to the address or
2 addresses provided by the program participant is returned as
3 undeliverable; or

4 (4) any information on the application is false.

5 The application form shall notify each applicant of the provisions
6 of this section.

7
8 5. (New section) A program participant may request that any
9 State or local agency use the address designated by the
10 commissioner as the program participant's address. The agency
11 shall accept the address designated by the commissioner as a
12 program participant's address, unless the agency has demonstrated
13 to the satisfaction of the commissioner that:

14 (1) the agency has a bona fide statutory basis for requiring the
15 program participant to disclose to it the actual location of the
16 program participant; and

17 (2) the disclosed confidential address of the program participant
18 will be used only for that statutory purpose and will not be
19 disclosed or made available in any way to any other person or
20 agency.

21
22 6. R.S.47:4-1 is amended to read as follows:

23 47:4-1. This act shall be known and may be cited as the "Address
24 Confidentiality Program for Domestic Violence Victims Act."

25 (cf: P.L.1997, c.369, s.1)

26
27 7. R.S.47:4-2 is amended to read as follows:

28 47:4-2. The Legislature finds that persons attempting to escape
29 from actual or threatened domestic violence frequently establish
30 new addresses to prevent their assailants from finding them. The
31 purpose of **【this act】** R.S. 47:4-1 et seq. is to enable public agencies
32 to respond to requests for public records without disclosing the
33 location of a victim of domestic violence, to enable interagency
34 cooperation with the **【Secretary of State】** Commissioner of the
35 Department of Children and Families providing address
36 confidentiality for victims of domestic violence, and to enable
37 public agencies to accept a program participant's use of an address
38 designated by the **【Secretary of State】** commissioner as a substitute
39 mailing address.

40 (cf: P.L.1997, c.369, s.1)

41
42 8. R.S.47:4-3 is amended to read as follows:

43 47:4-3. As used in **【this act】** R.S. 47:4-1 et seq.:

44 "Address" means a residential street address, school address, or
45 work address of a person, as specified on the person's application to
46 be a program participant under this act.

47 "Commissioner" means the Commissioner of the Department of
48 Children and Families.

1 "Program participant" means a person certified by the **【Secretary**
2 **of State】** Commissioner of the Department of Children and Families
3 as eligible to participate in the Address Confidentiality Program
4 established by **【this act】** R.S. 47:4-1 et seq.

5 "Department" means the Department of **【State】** Children and
6 Families.

7 "Domestic violence" means an act defined in section 3 of
8 P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law
9 enforcement agency or court.

10 **【"Secretary" means the Secretary of State.】**

11 (cf: P.L.1997, c.369, s.1)

12
13 9. R.S.47:4-4 is amended to read as follows:

14 47:4-4. a. There is created in the department a program to be
15 known as the "Address Confidentiality Program for Domestic
16 Violence Victims." A person 18 years of age or over, a parent or
17 guardian acting on behalf of a minor, or a guardian acting on behalf
18 of an incapacitated person may apply to the **【secretary】**
19 commissioner to have an address designated by the **【secretary】**
20 commissioner as the applicant's address. The **【secretary】**
21 commissioner shall approve an application if it is filed in the
22 manner and on the form prescribed by the **【secretary】**
23 commissioner and if it contains:

24 (1) a sworn statement by the applicant that the applicant has
25 good reason to believe:

26 (a) that the applicant is a victim of domestic violence as defined
27 in **【this act】** R.S. 47:4-1 et seq.; and

28 (b) that the applicant fears further violent acts from the
29 applicant's assailant;

30 (2) a designation of the **【secretary】** commissioner as agent for
31 the purpose of receiving process and for the purpose of receipt of
32 mail;

33 (3) the mailing address where the applicant can be contacted by
34 the **【secretary】** commissioner and a telephone number where the
35 applicant can be called;

36 (4) the new address or addresses that the applicant requests not
37 be disclosed because of the increased risk of domestic violence; and

38 (5) the signature of the applicant and any person who assisted in
39 the preparation of the application, and the date.

40 b. An application shall be filed with the **【secretary】**
41 commissioner.

42 c. Upon approving a completed application, the **【secretary】**
43 commissioner shall certify the applicant as a program participant.
44 An applicant shall be certified for four years following the date of
45 filing unless the certification is withdrawn or invalidated before that
46 date.

1 d. A program participant may apply to be recertified every four
2 years thereafter.

3 e. A program participant may use the address designated by the
4 **【secretary】 commissioner** as **【his or her】** the participant's work
5 address.

6 f. Upon receipt of first class mail addressed to a program
7 participant, the **【secretary】 commissioner** or a designee shall
8 forward the mail to the actual address of the participant. The
9 **【secretary】 commissioner** may arrange to receive and forward other
10 kinds and classes of mail for any program participant at the
11 participant's expense. The actual address of a program participant
12 shall be available only to the **【secretary】 commissioner** and to those
13 employees involved in the operation of the address confidentiality
14 program and to law enforcement officers for law enforcement
15 purposes.

16 g. The **【secretary】 commissioner**, in accordance with the
17 provisions of the "Administrative Procedure Act," P.L.1968, c.410
18 (C.52:14B-1 et seq.), shall promulgate rules and regulations to
19 effectuate the purposes of **【this act】 R.S. 47:4-1 et seq.**
20 (cf: P.L.1997, c.369, s.1)

21

22 10. R.S.47:4-5 is amended to read as follows:

23 47:4-5. The **【secretary】 commissioner** may cancel a program
24 participant's certification if:

25 (1) the program participant obtains a name change through an
26 order of the court;

27 (2) the program participant changes the participant's residential
28 address and does not provide seven days' advance notice to the
29 **【secretary】 commissioner**;

30 (3) mail forwarded by the **【secretary】 commissioner** to the
31 address or addresses provided by the program participant is returned
32 as undeliverable; or

33 (4) any information on the application is false.

34 The application form shall notify each applicant of the provisions
35 of this section.

36 (cf: P.L.1997, c.369, s.1)

37

38 11. R.S.47:4-6 is amended to read as follows:

39 47:4-6. A program participant may request that any State or
40 local agency use the address designated by the **【secretary】**
41 commissioner as the program participant's address. The agency
42 shall accept the address designated by the **【secretary】 commissioner**
43 as a program participant's address, unless the agency has
44 demonstrated to the satisfaction of the **【secretary】 commissioner**
45 that:

1 (1) the agency has a bona fide statutory basis for requiring the
2 program participant to disclose to it the actual location of the
3 program participant; and

4 (2) the disclosed confidential address of the program participant
5 will be used only for that statutory purpose and will not be
6 disclosed or made available in any way to any other person or
7 agency.

8 (cf: P.L.1997, c.369, s.1)

9

10 12. This act shall take effect on the 90th day following
11 enactment.

12

13

14

STATEMENT

15

16 This bill would establish an “Address Confidentiality Program
17 for Reproductive Health Service Employees and Clients.” The bill
18 is similar to the current Address Confidentiality Program for
19 domestic violence victims, set out in R.S.47:4-1 et seq., which
20 allows victims of domestic violence to establish an alternate
21 mailing address and keep their actual address confidential.

22 The bill would apply to any employee, volunteer, or contractor
23 with, or a client or patient of, a reproductive health service
24 provider, or a family member of any such person, who fears for his
25 safety because of his status as an employee, volunteer, or contractor
26 with, or as a client or patient of, a reproductive health service
27 provider, or as a family member of any such person. The applicant
28 would be required to provide a sworn statement to that effect.

29 The bill defines “reproductive health service provider” as a
30 hospital, clinic, physician’s office, or other facility that provides
31 reproductive health services. The term “reproductive health
32 services” is defined in the bill as medical, surgical, counselling, or
33 referral services relating to the human reproductive system,
34 including services relating to pregnancy or the termination of a
35 pregnancy.

36 Under the bill, the program would be located in, and
37 administered by, the Department of Children and Families, which is
38 currently responsible for the Address Confidentiality Program for
39 domestic violence victims.

40 Applications to the Address Confidentiality Program for
41 Reproductive Health Service Employees and Clients would be filed
42 with the Commissioner of the Department of Children and Families.
43 If an application is accepted, the applicant would be certified as a
44 program participant for a period of four years. At the end of that
45 period, the participant could apply to be recertified for subsequent
46 four-year periods.

47 The Address Confidentiality Program for Reproductive Health
48 Service Employees and Clients would provide the participant with a

1 designated address to be used as the participant's mailing address.
2 The program would forward the participant's mail to the
3 participant's actual address, while the actual address would remain
4 confidential and available only to employees of the program and to
5 law enforcement. The participant could use the designated address
6 as the participant's work address and may request that any State or
7 local agency use it as the participant's address. The agency would
8 be required to accept the address as a program participant's address,
9 unless the agency has demonstrated to the satisfaction of the
10 commissioner that the agency has a bona fide statutory basis for
11 requiring the program participant to disclose to it the actual location
12 of the program participant, and the disclosed confidential address of
13 the program participant will be used only for that statutory purpose
14 and will not be disclosed or made available in any way to any other
15 person or agency.

16 In addition to establishing the new Address Confidentiality
17 Program for Reproductive Health Service Employees and Clients,
18 the bill makes technical changes to the current statute governing the
19 Address Confidentiality Program for domestic violence victims.
20 P.L.1997, c.369, which enacted the Address Confidentiality
21 Program for domestic violence victims, established the program in
22 the Department of State. However, the program was subsequently
23 transferred to the Department of Children and Families, and the bill
24 conforms the statute to this current allocation. The bill also
25 renames the current Address Confidentiality Program as the
26 "Address Confidentiality Program for Domestic Violence Victims"
27 in order to distinguish it from the program being created by this bill.

ASSEMBLY HEALTH AND SENIOR SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR ASSEMBLY, Nos. 1651 and 1861

STATE OF NEW JERSEY

DATED: MARCH 18, 2019

The Assembly Health and Senior Services Committee reports favorably an Assembly Committee Substitute for Assembly Bill Nos. 1651 and 1861.

This bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Currently, a person applying to the Address Confidentiality Program must provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim of domestic violence and fears further violent acts from the assailant. The statute does not require the assailant to have been charged with or convicted of any criminal offense or subject to a domestic violence restraining order. The statute defines "domestic violence" as an act defined in section 3 of P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law enforcement agency or court.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant or violent acts from other individuals. There is no

requirement for the assailant to have been charged with, or convicted of, any crime.

If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

The participant may use the designated address as the participant's work address, and may request that any State or local agency use it as the participant's address. The State or local agency is required to accept the designated address unless it demonstrates a bona fide statutory basis for requiring the participant to disclose the actual location, and that the disclosed confidential address will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the Department of Children and Families under the Director of the Division on Women.

As reported by the committee, the Assembly Committee Substitute for Assembly Bill Nos. 1651 and 1861 is identical to Senate Bill No. 1761, which was amended and also reported by the committee on this date.

ASSEMBLY APPROPRIATIONS COMMITTEE

STATEMENT TO

ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, No. 1651 and 1861

STATE OF NEW JERSEY

DATED: MAY 20, 2019

The Assembly Appropriations Committee reports favorably Assembly Bill No. 1651 and 1861 ACS.

This bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Currently, a person applying to the Address Confidentiality Program must provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim of domestic violence and fears further violent acts from the assailant. The statute does not require the assailant to have been charged with or convicted of any criminal offense or subject to a domestic violence restraining order. The statute defines "domestic violence" as an act defined in section 3 of P.L.1991, c.261 (C.2C:25-19), if the act has been reported to a law enforcement agency or court.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant or violent acts from other individuals. There is no requirement for the assailant to have been charged with, or convicted of, any crime.

If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

The participant may use the designated address as the participant's work address, and may request that any State or local agency use it as the participant's address. The State or local agency is required to accept the designated address unless it demonstrates a bona fide statutory basis for requiring the participant to disclose the actual location, and that the disclosed confidential address will be used only for that statutory purpose and will not be disclosed or made available in any way to any other person or agency.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the Department of Children and Families under the Director of the Division on Women.

As reported by the committee, the Assembly Committee Substitute for Assembly Bill Nos. 1651 and 1861 is identical to Senate Bill No. 1761 (1R), as also reported by the committee on this date.

FISCAL IMPACT:

The Office of Legislative Services concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the Department of Children and Families (DCF) in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.

The existing Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund in FY 2016. Costs under the expanded Address Confidentiality Program may depend upon how many individuals enter the program, and the manner in which those individuals use the program.

LEGISLATIVE FISCAL ESTIMATE
ASSEMBLY COMMITTEE SUBSTITUTE FOR
ASSEMBLY, Nos. 1651 and 1861
STATE OF NEW JERSEY
218th LEGISLATURE

DATED: MAY 24, 2019

SUMMARY

- Synopsis:** Expands the Address Confidentiality Program to include victims of sexual assault and stalking; and reproductive health service patients and providers.
- Type of Impact:** Indeterminate increase in State expenditures, General Fund.
- Agencies Affected:** Department of Children and Families, Division of Women.

Office of Legislative Services Estimate

Fiscal Impact	<u>Annual</u>
State Expenditure Increase	Indeterminate

- The Office of Legislative Services (OLS) concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the Department of Children and Families (DCF) in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts.
- The existing Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund, in FY 2016. Costs under the expanded Address Confidentiality Program may depend upon how many individuals enter the program, and the manner in which those individuals use the program.

BILL DESCRIPTION

This bill expands the Address Confidentiality Program, enacted by P.L.1997, c.369 (R.S.47:4-1 et seq.), to permit, in addition victims of domestic violence as permitted under current law, victims of stalking and sexual assault, and reproductive health service patients and

providers, to establish an alternate mailing address and keep their actual address confidential. The Address Confidentiality Program provides the participant with a designated address to be used as the participant's mailing address. The program forwards the participant's mail to the participant's actual address, while the actual address remains confidential and available only to employees of the program and to law enforcement. The bill defines "reproductive health service provider" to mean a hospital, clinic, physician's office, or other facility that provides reproductive health services, including an employee, a volunteer, or a contractor of the provider. "Reproductive health services" is defined to mean medical, surgical, counseling, or referral services relating to the human reproductive system, including services relating to pregnancy or the termination of a pregnancy.

Under the bill, the same program criteria currently used for domestic violence victims is to be expanded to encompass the other persons and victims as well. An applicant is to provide a sworn statement indicating that the applicant has good reason to believe that the applicant is a victim and fears further violent acts from the assailant or violent acts from other individuals. There is no requirement for the assailant to have been charged with, or convicted of, any crime. If the application is accepted, the applicant is to be certified as a program participant for a period of four years. At the end of that period, the participant may apply to be recertified for subsequent four-year periods.

A participant's program certification may be cancelled if: (1) the participant obtains a name change through an order of the court; (2) the participant changes the participant's residential address and does not provide seven days' advance notice to the program; (3) mail forwarded by the program to the participant's actual address is returned as undeliverable; or (4) any information on the application is false.

In addition, the bill updates relevant statutes to reflect the correct location of the program. As enacted by P.L.1997, c.369, the Address Confidentiality Program was located in the Department of State under the direction of the Secretary of State. The program is currently located in the Division on Women in the DCF under the Director of the Division on Women.

FISCAL ANALYSIS

EXECUTIVE BRANCH

None received.

OFFICE OF LEGISLATIVE SERVICES

The OLS concludes that the bill will result in an indeterminate increase in State expenditures due to costs incurred by the Division of Women in the DCF in expanding the Address Confidentiality Program to include victims of stalking and sexual assault, and reproductive health service patients and providers. The cost of expanding this program will largely depend on the number of individuals served, and the OLS does not have access to data to estimate these amounts. Expenses will include staff salary and benefits, postage and other mailing supplies, and data processing equipment.

For reference, in FY 2016, the most recent data available, the Address Confidentiality Program served approximately 270 active adults, plus over 400 of those adults' minor children, with a budget of \$93,000 from the General Fund. The OLS does not have a detailed breakdown of the program's costs, but the amount suggests that the program is operated by approximately one full-time-equivalent position.

Costs under the expanded Address Confidentiality Program, as provided for in the bill, may depend upon how many individuals enter the program, and the manner in which those individuals use the program. For example, some program participants of the existing Address Confidentiality Program use the program only for an alternate address for use in public records, and receive very little mail that the program is responsible for forwarding to the participant's home address.

According to testimony received by the Assembly Judiciary Committee on December 18, 2017 regarding Assembly Bill No. 4907 of 2017, which is similar to this bill, the provisions of the bill specifically protect those reproductive health services providers, employees, volunteers, and patients who perform, assist, or have abortions, even though the bill is not limited in this way. According to the Guttmacher Institute, in 2014, approximately 44,460 abortions were provided in New Jersey, though not all abortions that occurred in New Jersey were provided to State residents, as some patients may have traveled from other states; likewise, some individuals from New Jersey may have traveled to another state for an abortion. Furthermore, there were 79 abortion-providing facilities in New Jersey in 2014, and 41 of those were clinics.

Section: Human Services

*Analyst: Sarah Schmidt
Senior Research 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.).

Governor Murphy Takes Action on Legislation

07/19/2019

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

AJR26 (Downey, Houghtaling, Quijano, Mosquera, Vainieri Huttle, Benson, Jasey, McKnight/Pou, Codey) - Designates September of each year as "Youth Suicide Prevention Awareness Month" in New Jersey.

AJR87 (Murphy, Mosquera, Pinkin/Singleton, Addiego) - Designates January 11 of each year as "Alice Paul Day" in New Jersey.

A769 (Caputo, Giblin, Vainieri Huttle/A.R. Bucco, Ruiz) - Requires school districts to incorporate age-appropriate sexual abuse and assault awareness and prevention education in grades preschool through 12 as part of New Jersey Student Learning Standards in Comprehensive Health and Physical Education.

A1048 (Houghtaling, Downey, Mukherji, Holley/Turner, Stack) - Requires property tax bills to contain eligibility information on State tax relief programs.

A1190 (Jones, Giblin, Mukherji/Beach, Cruz-Perez) - Concerns appointment of person to control funeral and disposition of human remains.

A1369 (Kennedy, DeAngelo, Vainieri Huttle, Benson, Quijano/Greenstein, Addiego) - Allows for cancellation of certain service contracts without paying early termination fee if customer becomes deceased prior to end of service contract.

A1428 (McKnight, Chaparro, Chiaravalloti, Vainieri Huttle/Ruiz, Cunningham) - Requires Department of Education to develop guidelines for school districts concerning child trafficking awareness and prevention.

A3766 (Armato, Houghtaling, Murphy, Jones/Corrado) - Requires public officer or employee to forfeit pension upon conviction for corruption of public resources, sexual contact, lewdness, or sexual assault when offense involves or touches upon public office or employment.

A5162 (Speight, Reynolds-Jackson/Beach) - Permits county board of chosen freeholders to increase membership of county board of elections.

A5456 (Armato, Kennedy, Speight/Greenstein, Bateman) - Authorizes NJ Infrastructure Bank to expend certain sums to make loans for environmental infrastructure projects for FY2020.

A5457 (Danielsen, Swain, Milam/Codey) - Appropriates funds to DEP for environmental infrastructure projects for FY2020.

A5462 (Milam, Speight, Murphy/Smith) - Modifies powers and duties of New Jersey Infrastructure Bank.

S692 (Ruiz, Sarlo/Jasey, Caputo, Holley) - Prohibits the DOE from regulating maximum salary amount school district may pay its superintendent of schools and codifies standards for contract review.

S756 (Diegnan, Turner/Calabrese, Sumter, Pinkin) - Updates notice of elections requirements to include information for voter to obtain polling place locations.

S858 (Turner, Diegnan/Jasey, Caputo) - Requires teachers of health and physical education in grades kindergarten through six in public schools to possess appropriate endorsement to instructional certificate.

S954 (Vitale, Singleton, Madden/Conaway, Moriarty, Sumter, McKnight, Mukherji, Downey) - Enters New Jersey in enhanced multistate Nurse Licensure Compact.

S1373 (Andrzejczak/Land, Milam) - Expands option of governmental home health care agency to partner with non-governmental providers to deliver health care services.

S1707 (Oroho, Bateman, Andrzejczak/Space, Wirths) - Exempts governmental entities acquiring lands for open space located in a deed-authorized common interest community from paying community fees if, at time of acquisition, community has never been formed or has been dissolved or discontinued.

S1761 (Weinberg, Singleton/Pintor Marin, Lampitt, Pinkin, Munoz, McKeon) - Expands the Address Confidentiality Program to include victims of sexual assault and stalking; and reproductive health service patients and providers.

S1799 (A.R. Bucco/A.M. Bucco, Murphy, Caputo) - Increases membership of fire safety commission in DCA.

S2472 (Singleton, Murphy/Conaway, Timberlake) - Requires certain real estate licensees to complete courses of study concerning fair housing and housing discrimination.

S2489 (Cruz-Perez, Turner/Mosquera, Jones, Holley, McKnight, Downey) - Requires board of education to post information about child abuse hotline in each school.

S2575 (Diegnan, Greenstein/Karabinchak, Reynolds-Jackson) - Establishes task force to examine and make recommendations regarding implementation of "Anti-Bullying Bill of Rights Act."

S2944 (Ruiz, Cunningham/Pintor Marin, McKnight, Chiaravalloti) - Permits certain council members to appoint up to four fulltime equivalent aides; allows these aide positions to be divided into part-time positions.

S2994 (Ruiz/Freiman, McKeon, Schaer) – Concerns refunds following terminations or cancellations of guaranteed asset protection waivers.

S3043 (Madden, Oroho/Mosquera, Pintor Marin) - Clarifies that family day care providers or other persons who are subjects of criminal history record back checks have access to disqualifying information.

S3452 (Ruiz, Pou/Lopez, Holley, Schaer) - Requires certain consumer reporting agencies to make consumer reports available to consumers in Spanish and certain other languages.

S3899 (Ruiz/Burzichelli) - Allows TPAF retiree to be employed, without TPAF reenrollment, by school district as certificated superintendent or administrator for more than two years when in best interests of school district.