

FLOOR AMENDMENT STATEMENT: No

LEGISLATIVE FISCAL ESTIMATE: No

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/JA

P.L. 2019, CHAPTER 262, *approved August 23, 2019*
Assembly, No. 4482 (*First Reprint*)

1 AN ACT establishing a task force on the prevention of sexual
2 ¹~~abuse of~~ violence against¹ persons with developmental
3 disabilities, and supplementing Title 30 of the Revised Statutes.

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

8
9 1. a. There is established, within the Division of
10 Developmental Disabilities in the Department of Human Services,
11 the “Task Force on the Prevention of Sexual ¹~~Abuse of~~ Violence
12 Against¹ Persons with Developmental Disabilities.”

13 b. The task force shall consist of ¹~~17~~ 19¹ members, as
14 follows:

15 (1) The Commissioners of Human Services, Children and
16 Families, and Health, and the State Attorney General, or their
17 designees, who shall serve ex officio; and

18 (2) ¹~~13~~ 15¹ public members, ¹~~to be appointed by the~~
19 ~~Governor, as follows~~ including¹:

20 (a) a representative of Disability Rights New Jersey;

21 (b) a representative of the Arc of New Jersey;

22 (c) a representative of the Statewide Parent Advocacy Network;

23 (d) a representative of the New Jersey Statewide Independent
24 Living Council;

25 (e) a representative of the New Jersey Coalition Against Sexual
26 Assault;

27 (f) a representative of Prevent Child Abuse-New Jersey;

28 (g) a representative of the New Jersey Association for the
29 Treatment of Sexual Abusers;

30 (h) a representative of the New Jersey Children’s Alliance;
31 ¹~~and~~¹

32 (i) ¹a representative of the New Jersey Association of Pupil
33 Services Administrators;

34 (j) a representative of a county office of Adult Protective
35 Services; and

36 (k)¹ five residents of this State who have demonstrated expertise
37 or interest in issues related to the work of the task force, including
38 at least one person with a developmental disability who is a

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 AHU committee amendments adopted January 24, 2019.

1 survivor of sexual ¹~~abuse~~ violence¹; and at least one parent or
2 guardian of a person with a developmental disability.

3 ¹Of the 15 public members appointed to the task force, five shall
4 be appointed by the Governor, five shall be appointed by the
5 President of the Senate, and five shall be appointed by the Speaker
6 of the General Assembly.¹

7 c. Each public member of the task force shall serve for a term
8 of three years, except that, of the members first appointed, ¹~~four~~
9 five¹ shall serve for a term of one year, five shall serve for a term of
10 two years, and ¹~~four~~ five¹ shall serve for a term of three years.
11 Each member shall serve for the term of appointment, and until
12 their successor is appointed and qualified. A public member who
13 has completed his or her term of membership may be reappointed to
14 the task force, as deemed by the Governor to be appropriate.
15 Vacancies in the task force membership shall be filled in the same
16 manner as the original appointments were made.

17 d. The members of the task force shall be appointed within 60
18 days after the effective date of this act, and the task force shall hold
19 its initial organizational meeting as soon as practicable, but no later
20 than 30 days, after the appointment of a majority of its members.
21 The Commissioner of Human Services, or a designee, shall serve as
22 chairperson of the task force, and the task force shall meet and hold
23 hearings at such places and times as the chairperson may designate.
24 The chairperson may appoint a secretary who need not be a member
25 of the task force. The task force, in its discretion, may divide its
26 membership into subcommittees in the course of carrying out its
27 duties. The task force may conduct business, but shall not adopt
28 recommendations, without a quorum.

29 e. Members of the task force shall serve without compensation,
30 but may be reimbursed for travel and other necessary expenses
31 incurred in the performance of their duties, within the limits of
32 funds appropriated or otherwise made available to the task force for
33 its purposes.

34 f. The Department of Human Services shall provide
35 professional, stenographic, and clerical staff to the task force, as
36 may be necessary for the task force to carry out its duties. The task
37 force shall also be entitled to call upon the services of any State,
38 county, or municipal department, board, commission, or agency, as
39 may be available to it for its purposes.

40 g. In executing its duties under this act, the task force shall
41 consult with the New Jersey Council on Developmental Disabilities;
42 the Office of the Ombudsman for Individuals with Intellectual or
43 Developmental Disabilities and their Families; employees of the
44 Department of Children and Families who work on child protection
45 matters; employees of the Department of Human Services who
46 work on adult protection matters; employees of the Department of
47 Law and Public Safety, and officers of local and State police forces,
48 who are involved in the investigation of sexual ¹~~abuse~~ offenses

1 that are] violence¹ perpetrated against persons with developmental
2 disabilities; prosecutors and other attorneys in the State who have
3 experience in representing and advocating on behalf of persons with
4 developmental disabilities, particularly those who are victims of a
5 crime; and any other departments, agencies, associations,
6 organizations, or individuals who are knowledgeable about, or who
7 have experience with, the issues that are of relevance to the work of
8 the task force.

9 h. The task force may solicit and receive grants or other funds
10 that are made available for its purposes by any governmental,
11 public, private, not-for-profit, or for-profit agency, including funds
12 that are made available under any federal or State law, regulation,
13 or program.

14
15 2. a. The purpose and duties of the task force shall be to:
16 study and monitor the prevalence of sexual ¹[abuse occurring]
17 violence committed¹ against persons with developmental
18 disabilities in the State; create informational materials and identify
19 available resources to ¹[assist] help¹ persons with developmental
20 disabilities prevent and report instances of sexual ¹[abuse]
21 violence¹, and to ¹[assist] help¹ the parents, guardians, and
22 caregivers of persons with developmental disabilities, as well as
23 medical and legal personnel, ¹[to]¹ better identify, prevent, and
24 respond to instances of sexual ¹[abuse occurring in the
25 developmentally disabled community] violence being committed
26 against persons with developmental disabilities¹; and recommend
27 the undertaking of legislative, executive, and community action that
28 may reduce the prevalence and impact of sexual ¹[abuse] violence
29 committed¹ against persons with developmental disabilities in the
30 State.

31 b. In effectuating its purposes and duties under this act, the task
32 force shall:

33 (1) gather and review information concerning the sexual
34 ¹[abuse of] violence committed against¹ persons with
35 developmental disabilities throughout the State, including, but not
36 limited to, reports and testimony from individuals, State and local
37 agencies, community-based organizations, and other public and
38 private organizations;

39 (2) review the approaches that have been used, and the programs
40 that have been implemented, in other states to reduce instances of
41 sexual ¹[abuse] violence committed¹ against persons with
42 developmental disabilities;

43 (3) develop and publish aggregate, de-identified, statistical data
44 on the sexual ¹[abuse of] violence being committed against¹
45 persons with developmental disabilities ¹[that is occurring]¹ in the
46 State. Statistics published under this paragraph shall be made
47 available on the website of the Department of Human Services, and,

1 to the extent practicable, shall reflect data for the State as a whole,
2 as well as for each county in the State, and for each of the northern,
3 central, and southern regions of the State. Significant changes in the
4 data shall be highlighted; and

5 (4) establish broad policy and practice goals that are designed to
6 protect persons with developmental disabilities from sexual
7 **'[abuse] violence'**, and to otherwise redress the problematic
8 circumstances that allow for such **'[abuse] violence'** to occur.

9 c. Recommendations adopted by the task force, pursuant to this
10 act, shall include, but need not be limited to:

11 (1) recommendations for legislative or executive action;

12 (2) recommendations and guidelines for best practices to be
13 utilized by facilities, community-based organizations, and medical
14 and caregiving personnel engaged in the provision of services to
15 persons with developmental disabilities, in order to better enable
16 such facilities, organizations, and personnel to identify, prevent,
17 investigate, and appropriately respond to **'[instances of]'** sexual
18 **'[abuse that are] violence being'** committed against persons with
19 developmental disabilities under their care;

20 (3) recommendations and guidelines for best practices to be
21 utilized by attorneys, courts, and police officers engaged in the
22 investigation or adjudication of cases involving **'[the]'** sexual
23 **'[abuse of] violence committed against'** a person with a
24 developmental disability;

25 (4) recommendations and guidelines on the provision of
26 evidence-based, age-appropriate sexual **'[abuse] violence'**
27 awareness and prevention training to persons with developmental
28 disabilities, to the extent that such training is deemed by the task
29 force to be appropriate. Any recommendations or guidelines
30 developed under this paragraph shall take into account the
31 variations in understanding and mental capacity that exist **'[in the**
32 **developmentally disabled population] among persons with**
33 **developmental disabilities'**;

34 (5) recommendations and guidelines on the provision of
35 evidence-based sexual **'[abuse] violence'** awareness, prevention,
36 and response training and information to the parents, guardians, and
37 fiduciaries of persons with developmental disabilities, and to the
38 medical and caregiving professionals who provide care to persons
39 with developmental disabilities, including, but not limited to,
40 training and information on the warning signs of sexual **'[abuse]**
41 **violence'**, and **'[on]'** the resources that are available for **'[sexual**
42 **abuse]'** victims **'thereof'**; and

43 (6) recommendations to foster cooperation and collaboration
44 among State agencies and community-based organizations, and
45 between the State and local governments, **'[in addressing matters**
46 **of] as necessary to more efficiently or effectively address the'**

1 sexual **abuse** violence¹ affecting persons with developmental
2 disabilities.

3

4 3. a. Within 12 months after the task force’s organizational
5 meeting, and at least biennially thereafter, the task force shall
6 submit a written report to the Governor, and, pursuant to section 2
7 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature.

8 b. Each report shall: (1) identify the task force’s findings
9 regarding the nature and extent of sexual **abuse occurring**
10 violence being committed¹ against persons with developmental
11 disabilities in the State; (2) outline the statistical data that was
12 gathered or prepared by the task force during the reporting period;
13 (3) describe the efforts that have been undertaken by public and
14 private actors throughout the State to reduce **instances** the
15 frequency or severity¹ of sexual **abuse among the State’s**
16 **developmentally disabled population** violence being committed
17 against persons with developmental disabilities in the State¹, and
18 indicate the known or predicted effects of such efforts; and (4)
19 provide the task force’s recommendations for legislative and other
20 action that may be undertaken in the future to proactively address
21 the causes and effects of sexual **abuse on** violence committed
22 against¹ persons with developmental disabilities, and to minimize
23 the likelihood that such persons will experience sexual **abuse**
24 violence¹.

25 c. A report filed pursuant to this section shall also be publicly
26 posted on the Internet website of the Department of Human
27 Services.

28

29 4. As used in this act, “sexual **abuse** violence¹” includes
30 any nonconsensual sexual act that is committed against a person
31 with a developmental disability.

32

33 5. This act shall take effect immediately.

34

35

36

37

38 Establishes “Task Force on the Prevention of Sexual Violence
39 Against Persons with Developmental Disabilities” in DHS.

ASSEMBLY, No. 4482

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED SEPTEMBER 24, 2018

Sponsored by:

Assemblyman ANTHONY S. VERRELLI

District 15 (Hunterdon and Mercer)

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Assemblywoman JOANN DOWNEY

District 11 (Monmouth)

Co-Sponsored by:

Assemblywoman Tucker and Assemblyman Chiaravalloti

SYNOPSIS

Establishes “Task Force on the Prevention of Sexual Abuse of Persons with Developmental Disabilities” in DHS.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/25/2019)

1 AN ACT establishing a task force on the prevention of sexual abuse
2 of persons with developmental disabilities, and supplementing
3 Title 30 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. a. There is established, within the Division of
9 Developmental Disabilities in the Department of Human Services,
10 the “Task Force on the Prevention of Sexual Abuse of Persons with
11 Developmental Disabilities.”

12 b. The task force shall consist of 17 members, as follows:

13 (1) The Commissioners of Human Services, Children and
14 Families, and Health, and the State Attorney General, or their
15 designees, who shall serve *ex officio*; and

16 (2) 13 public members, to be appointed by the Governor, as
17 follows:

18 (a) a representative of Disability Rights New Jersey;

19 (b) a representative of the Arc of New Jersey;

20 (c) a representative of the Statewide Parent Advocacy Network;

21 (d) a representative of the New Jersey Statewide Independent
22 Living Council;

23 (e) a representative of the New Jersey Coalition Against Sexual
24 Assault;

25 (f) a representative of Prevent Child Abuse-New Jersey;

26 (g) a representative of the New Jersey Association for the
27 Treatment of Sexual Abusers;

28 (h) a representative of the New Jersey Children’s Alliance; and

29 (i) five residents of this State who have demonstrated expertise
30 or interest in issues related to the work of the task force, including
31 at least one person with a developmental disability who is a
32 survivor of sexual abuse; and at least one parent or guardian of a
33 person with a developmental disability.

34 c. Each public member of the task force shall serve for a term
35 of three years, except that, of the members first appointed, four
36 shall serve for a term of one year, five shall serve for a term of two
37 years, and four shall serve for a term of three years. Each member
38 shall serve for the term of appointment, and until their successor is
39 appointed and qualified. A public member who has completed his
40 or her term of membership may be reappointed to the task force, as
41 deemed by the Governor to be appropriate. Vacancies in the task
42 force membership shall be filled in the same manner as the original
43 appointments were made.

44 d. The members of the task force shall be appointed within 60
45 days after the effective date of this act, and the task force shall hold
46 its initial organizational meeting as soon as practicable, but no later
47 than 30 days, after the appointment of a majority of its members.
48 The Commissioner of Human Services, or a designee, shall serve as

1 chairperson of the task force, and the task force shall meet and hold
2 hearings at such places and times as the chairperson may designate.
3 The chairperson may appoint a secretary who need not be a member
4 of the task force. The task force, in its discretion, may divide its
5 membership into subcommittees in the course of carrying out its
6 duties. The task force may conduct business, but shall not adopt
7 recommendations, without a quorum.

8 e. Members of the task force shall serve without compensation,
9 but may be reimbursed for travel and other necessary expenses
10 incurred in the performance of their duties, within the limits of
11 funds appropriated or otherwise made available to the task force for
12 its purposes.

13 f. The Department of Human Services shall provide
14 professional, stenographic, and clerical staff to the task force, as
15 may be necessary for the task force to carry out its duties. The task
16 force shall also be entitled to call upon the services of any State,
17 county, or municipal department, board, commission, or agency, as
18 may be available to it for its purposes.

19 g. In executing its duties under this act, the task force shall
20 consult with the New Jersey Council on Developmental Disabilities;
21 the Office of the Ombudsman for Individuals with Intellectual or
22 Developmental Disabilities and their Families; employees of the
23 Department of Children and Families who work on child protection
24 matters; employees of the Department of Human Services who
25 work on adult protection matters; employees of the Department of
26 Law and Public Safety, and officers of local and State police forces,
27 who are involved in the investigation of sexual abuse offenses that
28 are perpetrated against persons with developmental disabilities;
29 prosecutors and other attorneys in the State who have experience in
30 representing and advocating on behalf of persons with
31 developmental disabilities, particularly those who are victims of a
32 crime; and any other departments, agencies, associations,
33 organizations, or individuals who are knowledgeable about, or who
34 have experience with, the issues that are of relevance to the work of
35 the task force.

36 h. The task force may solicit and receive grants or other funds
37 that are made available for its purposes by any governmental,
38 public, private, not-for-profit, or for-profit agency, including funds
39 that are made available under any federal or State law, regulation,
40 or program.

41
42 2. a. The purpose and duties of the task force shall be to:
43 study and monitor the prevalence of sexual abuse occurring against
44 persons with developmental disabilities in the State; create
45 informational materials and identify available resources to assist
46 persons with developmental disabilities prevent and report instances
47 of sexual abuse, and to assist the parents, guardians, and caregivers
48 of persons with developmental disabilities, as well as medical and

1 legal personnel, to better identify, prevent, and respond to instances
2 of sexual abuse occurring in the developmentally disabled
3 community; and recommend the undertaking of legislative,
4 executive, and community action that may reduce the prevalence
5 and impact of sexual abuse against persons with developmental
6 disabilities in the State.

7 b. In effectuating its purposes and duties under this act, the task
8 force shall:

9 (1) gather and review information concerning the sexual abuse
10 of persons with developmental disabilities throughout the State,
11 including, but not limited to, reports and testimony from
12 individuals, State and local agencies, community-based
13 organizations, and other public and private organizations;

14 (2) review the approaches that have been used, and the programs
15 that have been implemented, in other states to reduce instances of
16 sexual abuse against persons with developmental disabilities;

17 (3) develop and publish aggregate, de-identified, statistical data
18 on the sexual abuse of persons with developmental disabilities that
19 is occurring in the State. Statistics published under this paragraph
20 shall be made available on the website of the Department of Human
21 Services, and, to the extent practicable, shall reflect data for the
22 State as a whole, as well as for each county in the State, and for
23 each of the northern, central, and southern regions of the State.
24 Significant changes in the data shall be highlighted; and

25 (4) establish broad policy and practice goals that are designed to
26 protect persons with developmental disabilities from sexual abuse,
27 and to otherwise redress the problematic circumstances that allow
28 for such abuse to occur.

29 c. Recommendations adopted by the task force, pursuant to this
30 act, shall include, but need not be limited to:

31 (1) recommendations for legislative or executive action;

32 (2) recommendations and guidelines for best practices to be
33 utilized by facilities, community-based organizations, and medical
34 and caregiving personnel engaged in the provision of services to
35 persons with developmental disabilities, in order to better enable
36 such facilities, organizations, and personnel to identify, prevent,
37 investigate, and appropriately respond to instances of sexual abuse
38 that are committed against persons with developmental disabilities
39 under their care;

40 (3) recommendations and guidelines for best practices to be
41 utilized by attorneys, courts, and police officers engaged in the
42 investigation or adjudication of cases involving the sexual abuse of
43 a person with a developmental disability;

44 (4) recommendations and guidelines on the provision of
45 evidence-based, age-appropriate sexual abuse awareness and
46 prevention training to persons with developmental disabilities, to
47 the extent that such training is deemed by the task force to be
48 appropriate. Any recommendations or guidelines developed under

1 this paragraph shall take into account the variations in
2 understanding and mental capacity that exist in the developmentally
3 disabled population;

4 (5) recommendations and guidelines on the provision of
5 evidence-based sexual abuse awareness, prevention, and response
6 training and information to the parents, guardians, and fiduciaries of
7 persons with developmental disabilities, and to the medical and
8 caregiving professionals who provide care to persons with
9 developmental disabilities, including, but not limited to, training
10 and information on the warning signs of sexual abuse, and on the
11 resources that are available for sexual abuse victims; and

12 (6) recommendations to foster cooperation and collaboration
13 among State agencies and community-based organizations, and
14 between the State and local governments, in addressing matters of
15 sexual abuse affecting persons with developmental disabilities.

16

17 3. a. Within 12 months after the task force's organizational
18 meeting, and at least biennially thereafter, the task force shall
19 submit a written report to the Governor, and, pursuant to section 2
20 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature.

21 b. Each report shall: (1) identify the task force's findings
22 regarding the nature and extent of sexual abuse occurring against
23 persons with developmental disabilities in the State; (2) outline the
24 statistical data that was gathered or prepared by the task force
25 during the reporting period; (3) describe the efforts that have been
26 undertaken by public and private actors throughout the State to
27 reduce instances of sexual abuse among the State's developmentally
28 disabled population, and indicate the known or predicted effects of
29 such efforts; and (4) provide the task force's recommendations for
30 legislative and other action that may be undertaken in the future to
31 proactively address the causes and effects of sexual abuse on
32 persons with developmental disabilities, and to minimize the
33 likelihood that such persons will experience sexual abuse.

34 c. A report filed pursuant to this section shall also be publicly
35 posted on the Internet website of the Department of Human
36 Services.

37

38 4. As used in this act, "sexual abuse" includes any
39 nonconsensual sexual act that is committed against a person with a
40 developmental disability.

41

42 5. This act shall take effect immediately.

43

44

45

STATEMENT

46

47 This bill would establish, within the Division of Developmental
48 Disabilities in the Department of Human Services, the "Task Force

1 on the Prevention of Sexual Abuse of Persons with Developmental
2 Disabilities.”

3 The purpose and duties of the task force will be to: study and
4 monitor the prevalence of sexual abuse occurring against persons
5 with developmental disabilities in the State; create informational
6 materials and identify available resources to assist persons with
7 developmental disabilities prevent and report instances of sexual
8 abuse, and to assist the parents, guardians, and caregivers of
9 persons with developmental disabilities, as well as medical and
10 legal personnel, to better identify, prevent, and respond to instances
11 of sexual abuse occurring in the developmentally disabled
12 community; and recommend the undertaking of legislative,
13 executive, and community action that may reduce the prevalence
14 and impact of sexual abuse against persons with developmental
15 disabilities in the State.

16 In effectuating its purposes and duties under the bill, the task
17 force will be required to: 1) gather and review information
18 concerning the sexual abuse of persons with developmental
19 disabilities throughout the State; 2) review the approaches that have
20 been used, and the programs that have been implemented, in other
21 states, to prevent the sexual abuse of persons with developmental
22 disabilities; 3) develop and publish aggregate, de-identified,
23 statistical data on the sexual abuse of persons with developmental
24 disabilities that is occurring in the State; and 4) establish broad
25 policy and practice goals that are designed to protect persons with
26 developmental disabilities from sexual abuse, and to otherwise
27 redress the problematic circumstances that allow for such abuse to
28 occur.

29 Recommendations adopted by the task force are to include, but
30 need not be limited to: 1) recommendations for legislative or
31 executive action; 2) recommendations and guidelines for best
32 practices to be utilized by facilities, community-based
33 organizations, and medical and caregiving personnel engaged in the
34 provision of services to persons with developmental disabilities, in
35 order to better enable such facilities, organizations, and personnel to
36 identify, prevent, investigate, and appropriately respond to instances
37 of sexual abuse that are committed against persons with
38 developmental disabilities under their care; 3) recommendations
39 and guidelines for best practices to be utilized by attorneys, courts,
40 and police officers engaged in the investigation or adjudication of
41 cases involving the sexual abuse of a person with a developmental
42 disability; 4) recommendations and guidelines on the provision of
43 evidence-based, age-appropriate sexual abuse awareness and
44 prevention training to persons with developmental disabilities, to
45 the extent that such training is deemed by the task force to be
46 appropriate; 5) recommendations and guidelines on the provision of
47 evidence-based sexual abuse awareness, prevention, and response
48 training and information to the parents, guardians, and fiduciaries of

1 persons with developmental disabilities, and to the medical and
2 caregiving professionals who provide care to persons with
3 developmental disabilities, including, but not limited to, training
4 and information on the warning signs of sexual abuse, and on the
5 available resources for sexual abuse victims; and 6)
6 recommendations to foster cooperation and collaboration among
7 State agencies and community-based organizations, and between
8 the State and local governments, in addressing matters of sexual
9 abuse affecting persons with developmental disabilities.

10 The task force would be required to submit a report to the
11 Governor and Legislature within 12 months after its organization,
12 and at least biennially thereafter. Each report would identify the
13 task force's findings for the reporting period, identify efforts that
14 have been undertaken in the State to reduce instances of sexual
15 abuse against persons with developmental disabilities, and provide
16 recommendations for further action.

ASSEMBLY HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 4482

with committee amendments

STATE OF NEW JERSEY

DATED: JANUARY 24, 2019

The Assembly Human Services Committee reports favorably and with committee amendments Assembly Bill No. 4482.

As amended by the committee, this bill would establish, within the Division of Developmental Disabilities in the Department of Human Services, the “Task Force on the Prevention of Sexual Violence Against Persons with Developmental Disabilities.”

The purpose and duties of the task force will be to: study and monitor the prevalence of sexual violence occurring against persons with developmental disabilities in the State; create informational materials and identify available resources to help persons with developmental disabilities prevent and report sexual violence, and to help the parents, guardians, and caregivers of persons with developmental disabilities, as well as medical and legal personnel, better identify, prevent, and respond to instances of sexual violence being committed against persons with developmental disabilities; and recommend the undertaking of legislative, executive, and community action that may reduce the prevalence and impact of sexual violence committed against persons with developmental disabilities in the State.

In effectuating its purposes and duties under the bill, the task force will be required to: 1) gather and review information concerning sexual violence committed against persons with developmental disabilities throughout the State; 2) review the approaches that have been used, and the programs that have been implemented, in other states, to prevent the commission of sexual violence against persons with developmental disabilities; 3) develop and publish aggregate, de-identified, statistical data on sexual violence being committed against persons with developmental disabilities in the State; and 4) establish broad policy and practice goals that are designed to protect persons with developmental disabilities from sexual violence, and to otherwise redress the problematic circumstances that allow for such violence to occur.

Recommendations adopted by the task force are to include, but need not be limited to: 1) recommendations for legislative or executive action; 2) recommendations and guidelines for best practices to be utilized by facilities, community-based organizations, and medical and caregiving personnel engaged in the provision of services to persons

with developmental disabilities, in order to better enable such facilities, organizations, and personnel to identify, prevent, investigate, and appropriately respond to sexual violence committed against persons with developmental disabilities under their care; 3) recommendations and guidelines for best practices to be utilized by attorneys, courts, and police officers engaged in the investigation or adjudication of cases involving the commission of sexual violence against a person with a developmental disability; 4) recommendations and guidelines on the provision of evidence-based, age-appropriate sexual violence awareness and prevention training to persons with developmental disabilities, to the extent that such training is deemed by the task force to be appropriate; 5) recommendations and guidelines on the provision of evidence-based sexual violence awareness, prevention, and response training and information to the parents, guardians, and fiduciaries of persons with developmental disabilities, and to the medical and caregiving professionals who provide care to persons with developmental disabilities, including, but not limited to, training and information on the warning signs of sexual violence, and the available resources for victims thereof; and 6) recommendations to foster cooperation and collaboration among State agencies and community-based organizations, and between the State and local governments, as necessary to more efficiently or effectively address the sexual violence affecting persons with developmental disabilities.

The task force would be required to submit a report to the Governor and Legislature within 12 months after its organization, and at least biennially thereafter. Each report would identify the task force's findings for the reporting period, identify efforts that have been undertaken in the State to reduce sexual violence against persons with developmental disabilities, and provide recommendations for further action.

COMMITTEE AMENDMENTS:

The committee amended the bill as follows:

1) to expand the task force membership to include a representative of the New Jersey Association of Pupil Services Administrators, and a representative of a county office of Adult Protective Services, thereby increasing the total membership of the task force to 19 members and the total number of public members to 15;

2) to provide for the Governor, the President of the Senate, and the Speaker of the General Assembly to each appoint five public task force members, instead of providing for the Governor to appoint all 15 public members;

3) to remove the phrase "sexual abuse," and replace it with the phrase "sexual violence," throughout the bill; and

4) to ensure that "person-first" language is used throughout the bill when referring to persons with developmental disabilities.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

[First Reprint]

ASSEMBLY, No. 4482

STATE OF NEW JERSEY

DATED: MAY 13, 2019

The Senate Health, Human Services and Senior Citizens Committee reports favorably Assembly Bill No. 4482 (1R).

This bill would establish, within the Division of Developmental Disabilities in the Department of Human Services, the “Task Force on the Prevention of Sexual Violence Against Persons with Developmental Disabilities.”

The 19-member task force would consist of: the commissioners of Human Services, Children and Families, and Health, and the State Attorney General, or their designees, who would serve ex-officio; and 15 public members, five who would be appointed by the Governor, five to be appointed by the President of the Senate, and five to be appointed by the Speaker of the General Assembly. The public members would serve a term of three years, except of the members first appointed, five would serve for one year, five would serve for two years, and five would service for three years. The Department of Human Services would provide the appropriate staff to the task force.

The task force would: be able to use the services of any State, county, or municipal board, commission, or agency as may be available to it; and consult with the New Jersey Council on Developmental Disabilities, the Office of the Ombudsman for Individuals with Intellectual or Developmental Disabilities and their Families; the appropriate employees of the Departments of Children and Families, Human Services, and Law and Public Safety, officers of local and State police forces who are involved in the investigation of sexual violence against persons with developmental disabilities, prosecutors and other attorneys in the State who have experience in representing and advocating on behalf of persons with developmental disabilities, and any other departments, agencies, associations, organizations, or individuals who are knowledgeable about, or who have experience with, the issues relevant to work of the task force.

The purpose and duties of the task force will be to: study and monitor the prevalence of sexual violence occurring against persons with developmental disabilities in the State; create informational materials and identify available resources to help persons with developmental disabilities prevent and report sexual violence, and to

help the parents, guardians, and caregivers of persons with developmental disabilities, as well as medical and legal personnel, better identify, prevent, and respond to instances of sexual violence being committed against persons with developmental disabilities; and recommend the undertaking of legislative, executive, and community action that may reduce the prevalence and impact of sexual violence committed against persons with developmental disabilities in the State.

In effectuating its purposes and duties under the bill, the task force will be required to: 1) gather and review information concerning sexual violence committed against persons with developmental disabilities throughout the State; 2) review the approaches that have been used, and the programs that have been implemented, in other states, to prevent the commission of sexual violence against persons with developmental disabilities; 3) develop and publish aggregate, de-identified, statistical data on sexual violence being committed against persons with developmental disabilities in the State; and 4) establish broad policy and practice goals that are designed to protect persons with developmental disabilities from sexual violence, and to otherwise redress the problematic circumstances that allow for such violence to occur.

Recommendations adopted by the task force are to include, but need not be limited to: 1) recommendations for legislative or executive action; 2) recommendations and guidelines for best practices to be utilized by facilities, community-based organizations, and medical and caregiving personnel engaged in the provision of services to persons with developmental disabilities, in order to better enable such facilities, organizations, and personnel to identify, prevent, investigate, and appropriately respond to sexual violence committed against persons with developmental disabilities under their care; 3) recommendations and guidelines for best practices to be utilized by attorneys, courts, and police officers engaged in the investigation or adjudication of cases involving the commission of sexual violence against a person with a developmental disability; 4) recommendations and guidelines on the provision of evidence-based, age-appropriate sexual violence awareness and prevention training to persons with developmental disabilities, to the extent that such training is deemed by the task force to be appropriate; 5) recommendations and guidelines on the provision of evidence-based sexual violence awareness, prevention, and response training and information to the parents, guardians, and fiduciaries of persons with developmental disabilities, and to the medical and caregiving professionals who provide care to persons with developmental disabilities, including, but not limited to, training and information on the warning signs of sexual violence, and the available resources for victims thereof; and 6) recommendations to foster cooperation and collaboration among State agencies and community-based organizations, and between the State and local

governments, as necessary to more efficiently or effectively address the sexual violence affecting persons with developmental disabilities.

The task force would be required to submit a report to the Governor and Legislature within 12 months after its organization, and at least biennially thereafter. Each report would identify the task force's findings and outline statistical data for the reporting period, identify efforts that have been undertaken in the State to reduce sexual violence against persons with developmental disabilities, and provide recommendations for further action.

As reported by the committee, Assembly Bill No. 4482 (1R) is identical to Senate Bill No. 3021 which was also reported by the committee on this date.

SENATE, No. 3021

STATE OF NEW JERSEY 218th LEGISLATURE

INTRODUCED OCTOBER 15, 2018

Sponsored by:

Senator LINDA R. GREENSTEIN

District 14 (Mercer and Middlesex)

SYNOPSIS

Establishes “Task Force on the Prevention of Sexual Abuse of Persons with Developmental Disabilities” in DHS.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT establishing a task force on the prevention of sexual abuse
2 of persons with developmental disabilities, and supplementing
3 Title 30 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. a. There is established, within the Division of
9 Developmental Disabilities in the Department of Human Services,
10 the “Task Force on the Prevention of Sexual Abuse of Persons with
11 Developmental Disabilities.”

12 b. The task force shall consist of 17 members, as follows:

13 (1) The Commissioners of Human Services, Children and
14 Families, and Health, and the State Attorney General, or their
15 designees, who shall serve *ex officio*; and

16 (2) 13 public members, to be appointed by the Governor, as
17 follows:

18 (a) a representative of Disability Rights New Jersey;

19 (b) a representative of the Arc of New Jersey;

20 (c) a representative of the Statewide Parent Advocacy Network;

21 (d) a representative of the New Jersey Statewide Independent
22 Living Council;

23 (e) a representative of the New Jersey Coalition Against Sexual
24 Assault;

25 (f) a representative of Prevent Child Abuse-New Jersey;

26 (g) a representative of the New Jersey Association for the
27 Treatment of Sexual Abusers;

28 (h) a representative of the New Jersey Children’s Alliance; and

29 (i) five residents of this State who have demonstrated expertise
30 or interest in issues related to the work of the task force, including
31 at least one person with a developmental disability who is a
32 survivor of sexual abuse; and at least one parent or guardian of a
33 person with a developmental disability.

34 c. Each public member of the task force shall serve for a term
35 of three years, except that, of the members first appointed, four
36 shall serve for a term of one year, five shall serve for a term of two
37 years, and four shall serve for a term of three years. Each member
38 shall serve for the term of appointment, and until their successor is
39 appointed and qualified. A public member who has completed his
40 or her term of membership may be reappointed to the task force, as
41 deemed by the Governor to be appropriate. Vacancies in the task
42 force membership shall be filled in the same manner as the original
43 appointments were made.

44 d. The members of the task force shall be appointed within 60
45 days after the effective date of this act, and the task force shall hold
46 its initial organizational meeting as soon as practicable, but no later
47 than 30 days, after the appointment of a majority of its members.
48 The Commissioner of Human Services, or a designee, shall serve as

1 chairperson of the task force, and the task force shall meet and hold
2 hearings at such places and times as the chairperson may designate.
3 The chairperson may appoint a secretary who need not be a member
4 of the task force. The task force, in its discretion, may divide its
5 membership into subcommittees in the course of carrying out its
6 duties. The task force may conduct business, but shall not adopt
7 recommendations, without a quorum.

8 e. Members of the task force shall serve without compensation,
9 but may be reimbursed for travel and other necessary expenses
10 incurred in the performance of their duties, within the limits of
11 funds appropriated or otherwise made available to the task force for
12 its purposes.

13 f. The Department of Human Services shall provide
14 professional, stenographic, and clerical staff to the task force, as
15 may be necessary for the task force to carry out its duties. The task
16 force shall also be entitled to call upon the services of any State,
17 county, or municipal department, board, commission, or agency, as
18 may be available to it for its purposes.

19 g. In executing its duties under this act, the task force shall
20 consult with the New Jersey Council on Developmental Disabilities;
21 the Office of the Ombudsman for Individuals with Intellectual or
22 Developmental Disabilities and their Families; employees of the
23 Department of Children and Families who work on child protection
24 matters; employees of the Department of Human Services who
25 work on adult protection matters; employees of the Department of
26 Law and Public Safety, and officers of local and State police forces,
27 who are involved in the investigation of sexual abuse offenses that
28 are perpetrated against persons with developmental disabilities;
29 prosecutors and other attorneys in the State who have experience in
30 representing and advocating on behalf of persons with
31 developmental disabilities, particularly those who are victims of a
32 crime; and any other departments, agencies, associations,
33 organizations, or individuals who are knowledgeable about, or who
34 have experience with, the issues that are of relevance to the work of
35 the task force.

36 h. The task force may solicit and receive grants or other funds
37 that are made available for its purposes by any governmental,
38 public, private, not-for-profit, or for-profit agency, including funds
39 that are made available under any federal or State law, regulation,
40 or program.

41
42 2. a. The purpose and duties of the task force shall be to:
43 study and monitor the prevalence of sexual abuse occurring against
44 persons with developmental disabilities in the State; create
45 informational materials and identify available resources to assist
46 persons with developmental disabilities prevent and report instances
47 of sexual abuse, and to assist the parents, guardians, and caregivers
48 of persons with developmental disabilities, as well as medical and

1 legal personnel, to better identify, prevent, and respond to instances
2 of sexual abuse occurring in the developmentally disabled
3 community; and recommend the undertaking of legislative,
4 executive, and community action that may reduce the prevalence
5 and impact of sexual abuse against persons with developmental
6 disabilities in the State.

7 b. In effectuating its purposes and duties under this act, the task
8 force shall:

9 (1) gather and review information concerning the sexual abuse
10 of persons with developmental disabilities throughout the State,
11 including, but not limited to, reports and testimony from
12 individuals, State and local agencies, community-based
13 organizations, and other public and private organizations;

14 (2) review the approaches that have been used, and the programs
15 that have been implemented, in other states to reduce instances of
16 sexual abuse against persons with developmental disabilities;

17 (3) develop and publish aggregate, de-identified, statistical data
18 on the sexual abuse of persons with developmental disabilities that
19 is occurring in the State. Statistics published under this paragraph
20 shall be made available on the website of the Department of Human
21 Services, and, to the extent practicable, shall reflect data for the
22 State as a whole, as well as for each county in the State, and for
23 each of the northern, central, and southern regions of the State.
24 Significant changes in the data shall be highlighted; and

25 (4) establish broad policy and practice goals that are designed to
26 protect persons with developmental disabilities from sexual abuse,
27 and to otherwise redress the problematic circumstances that allow
28 for such abuse to occur.

29 c. Recommendations adopted by the task force, pursuant to this
30 act, shall include, but need not be limited to:

31 (1) recommendations for legislative or executive action;

32 (2) recommendations and guidelines for best practices to be
33 utilized by facilities, community-based organizations, and medical
34 and caregiving personnel engaged in the provision of services to
35 persons with developmental disabilities, in order to better enable
36 such facilities, organizations, and personnel to identify, prevent,
37 investigate, and appropriately respond to instances of sexual abuse
38 that are committed against persons with developmental disabilities
39 under their care;

40 (3) recommendations and guidelines for best practices to be
41 utilized by attorneys, courts, and police officers engaged in the
42 investigation or adjudication of cases involving the sexual abuse of
43 a person with a developmental disability;

44 (4) recommendations and guidelines on the provision of
45 evidence-based, age-appropriate sexual abuse awareness and
46 prevention training to persons with developmental disabilities, to
47 the extent that such training is deemed by the task force to be
48 appropriate. Any recommendations or guidelines developed under

1 this paragraph shall take into account the variations in
2 understanding and mental capacity that exist in the developmentally
3 disabled population;

4 (5) recommendations and guidelines on the provision of
5 evidence-based sexual abuse awareness, prevention, and response
6 training and information to the parents, guardians, and fiduciaries of
7 persons with developmental disabilities, and to the medical and
8 caregiving professionals who provide care to persons with
9 developmental disabilities, including, but not limited to, training
10 and information on the warning signs of sexual abuse, and on the
11 resources that are available for sexual abuse victims; and

12 (6) recommendations to foster cooperation and collaboration
13 among State agencies and community-based organizations, and
14 between the State and local governments, in addressing matters of
15 sexual abuse affecting persons with developmental disabilities.

16

17 3. a. Within 12 months after the task force's organizational
18 meeting, and at least biennially thereafter, the task force shall
19 submit a written report to the Governor, and, pursuant to section 2
20 of P.L.1991, c.164 (C.52:14-19.1), to the Legislature.

21 b. Each report shall: (1) identify the task force's findings
22 regarding the nature and extent of sexual abuse occurring against
23 persons with developmental disabilities in the State; (2) outline the
24 statistical data that was gathered or prepared by the task force
25 during the reporting period; (3) describe the efforts that have been
26 undertaken by public and private actors throughout the State to
27 reduce instances of sexual abuse among the State's developmentally
28 disabled population, and indicate the known or predicted effects of
29 such efforts; and (4) provide the task force's recommendations for
30 legislative and other action that may be undertaken in the future to
31 proactively address the causes and effects of sexual abuse on
32 persons with developmental disabilities, and to minimize the
33 likelihood that such persons will experience sexual abuse.

34 c. A report filed pursuant to this section shall also be publicly
35 posted on the Internet website of the Department of Human
36 Services.

37

38 4. As used in this act, "sexual abuse" includes any
39 nonconsensual sexual act that is committed against a person with a
40 developmental disability.

41

42 5. This act shall take effect immediately.

43

44

45

STATEMENT

46

47 This bill would establish, within the Division of Developmental
48 Disabilities in the Department of Human Services, the "Task Force

1 on the Prevention of Sexual Abuse of Persons with Developmental
2 Disabilities.”

3 The purpose and duties of the task force will be to: study and
4 monitor the prevalence of sexual abuse occurring against persons
5 with developmental disabilities in the State; create informational
6 materials and identify available resources to assist persons with
7 developmental disabilities prevent and report instances of sexual
8 abuse, and to assist the parents, guardians, and caregivers of
9 persons with developmental disabilities, as well as medical and
10 legal personnel, to better identify, prevent, and respond to instances
11 of sexual abuse occurring in the developmentally disabled
12 community; and recommend the undertaking of legislative,
13 executive, and community action that may reduce the prevalence
14 and impact of sexual abuse against persons with developmental
15 disabilities in the State.

16 In effectuating its purposes and duties under the bill, the task
17 force will be required to: 1) gather and review information
18 concerning the sexual abuse of persons with developmental
19 disabilities throughout the State; 2) review the approaches that have
20 been used, and the programs that have been implemented, in other
21 states, to prevent the sexual abuse of persons with developmental
22 disabilities; 3) develop and publish aggregate, de-identified,
23 statistical data on the sexual abuse of persons with developmental
24 disabilities that is occurring in the State; and 4) establish broad
25 policy and practice goals that are designed to protect persons with
26 developmental disabilities from sexual abuse, and to otherwise
27 redress the problematic circumstances that allow for such abuse to
28 occur.

29 Recommendations adopted by the task force are to include, but
30 need not be limited to: 1) recommendations for legislative or
31 executive action; 2) recommendations and guidelines for best
32 practices to be utilized by facilities, community-based
33 organizations, and medical and caregiving personnel engaged in the
34 provision of services to persons with developmental disabilities, in
35 order to better enable such facilities, organizations, and personnel to
36 identify, prevent, investigate, and appropriately respond to instances
37 of sexual abuse that are committed against persons with
38 developmental disabilities under their care; 3) recommendations
39 and guidelines for best practices to be utilized by attorneys, courts,
40 and police officers engaged in the investigation or adjudication of
41 cases involving the sexual abuse of a person with a developmental
42 disability; 4) recommendations and guidelines on the provision of
43 evidence-based, age-appropriate sexual abuse awareness and
44 prevention training to persons with developmental disabilities, to
45 the extent that such training is deemed by the task force to be
46 appropriate; 5) recommendations and guidelines on the provision of
47 evidence-based sexual abuse awareness, prevention, and response
48 training and information to the parents, guardians, and fiduciaries of

1 persons with developmental disabilities, and to the medical and
2 caregiving professionals who provide care to persons with
3 developmental disabilities, including, but not limited to, training
4 and information on the warning signs of sexual abuse, and on the
5 available resources for sexual abuse victims; and 6)
6 recommendations to foster cooperation and collaboration among
7 State agencies and community-based organizations, and between
8 the State and local governments, in addressing matters of sexual
9 abuse affecting persons with developmental disabilities.

10 The task force would be required to submit a report to the
11 Governor and Legislature within 12 months after its organization,
12 and at least biennially thereafter. Each report would identify the
13 task force's findings for the reporting period, identify efforts that
14 have been undertaken in the State to reduce instances of sexual
15 abuse against persons with developmental disabilities, and provide
16 recommendations for further action.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO
SENATE, No. 3021

with committee amendments

STATE OF NEW JERSEY

DATED: MAY 13, 2019

The Senate Health, Human Services and Senior Citizens Committee reports favorably and with committee amendments Senate Bill No. 3021.

As amended by the committee, this bill would establish, within the Division of Developmental Disabilities in the Department of Human Services, the “Task Force on the Prevention of Sexual Violence Against Persons with Developmental Disabilities.”

The 19-member task force would consist of: the commissioners of Human Services, Children and Families, and Health, and the State Attorney General, or their designees, who would serve ex-officio; and 15 public members, five who would be appointed by the Governor, five to be appointed by the President of the Senate, and five to be appointed by the Speaker of the General Assembly. The public members would serve a term of three years, except of the members first appointed, five would serve for one year, five would serve for two years, and five would service for three years. The Department of Human Services would provide the appropriate staff to the task force.

The task force would: be able to use the services of any State, county, or municipal board, commission, or agency as may be available to it; and consult with the New Jersey Council on Developmental Disabilities, the Office of the Ombudsman for Individuals with Intellectual or Developmental Disabilities and their Families; the appropriate employees of the Departments of Children and Families, Human Services, and Law and Public Safety, officers of local and State police forces who are involved in the investigation of sexual violence against persons with developmental disabilities, prosecutors and other attorneys in the State who have experience in representing and advocating on behalf of persons with developmental disabilities, and any other departments, agencies, associations, organizations, or individuals who are knowledgeable about, or who have experience with, the issues relevant to work of the task force.

As amended by the committee, the purpose and duties of the task force will be to: study and monitor the prevalence of sexual violence occurring against persons with developmental disabilities in the State;

create informational materials and identify available resources to help persons with developmental disabilities prevent and report sexual violence, and to help the parents, guardians, and caregivers of persons with developmental disabilities, as well as medical and legal personnel, better identify, prevent, and respond to instances of sexual violence being committed against persons with developmental disabilities; and recommend the undertaking of legislative, executive, and community action that may reduce the prevalence and impact of sexual violence committed against persons with developmental disabilities in the State.

In effectuating its purposes and duties under the bill, the task force will be required to: 1) gather and review information concerning sexual violence committed against persons with developmental disabilities throughout the State; 2) review the approaches that have been used, and the programs that have been implemented, in other states, to prevent the commission of sexual violence against persons with developmental disabilities; 3) develop and publish aggregate, de-identified, statistical data on sexual violence being committed against persons with developmental disabilities in the State; and 4) establish broad policy and practice goals that are designed to protect persons with developmental disabilities from sexual violence, and to otherwise redress the problematic circumstances that allow for such violence to occur.

Recommendations adopted by the task force are to include, but need not be limited to: recommendations for legislative or executive action; recommendations and guidelines for best practices to be utilized by facilities, community-based organizations, and medical and caregiving personnel engaged in the provision of services to persons with developmental disabilities, in order to better enable such facilities, organizations, and personnel to identify, prevent, investigate, and appropriately respond to sexual violence committed against persons with developmental disabilities under their care; recommendations and guidelines for best practices to be utilized by attorneys, courts, and police officers engaged in the investigation or adjudication of cases involving the commission of sexual violence against a person with a developmental disability; recommendations and guidelines on the provision of evidence-based, age-appropriate sexual violence awareness and prevention training to persons with developmental disabilities, to the extent that such training is deemed by the task force to be appropriate; recommendations and guidelines on the provision of evidence-based sexual violence awareness, prevention, and response training and information to the parents, guardians, and fiduciaries of persons with developmental disabilities, and to the medical and caregiving professionals who provide care to persons with developmental disabilities, including, but not limited to, training and information on the warning signs of sexual violence, and the available resources for victims thereof; and recommendations to

foster cooperation and collaboration among State agencies and community-based organizations, and between the State and local governments, as necessary to more efficiently or effectively address the sexual violence affecting persons with developmental disabilities.

The task force would be required to submit a report to the Governor and Legislature within 12 months after its organization, and at least biennially thereafter. Each report would identify the task force's findings and outline statistical data for the reporting period, identify efforts that have been undertaken in the State to reduce sexual violence against persons with developmental disabilities, and provide recommendations for further action.

As reported by the committee with amendments, this bill is identical to Assembly Bill No. 4482 (1R) which the committee also reported on this date.

COMMITTEE AMENDMENTS:

The committee amended the bill as follows:

- to expand the task force membership to include a representative of the New Jersey Association of Pupil Services Administrators, and a representative of a county office of Adult Protective Services, thereby increasing the total membership of the task force to from 17 to 19 members and the total number of public members from 13 to 15;
- to provide for the Governor, the President of the Senate, and the Speaker of the General Assembly to each appoint five public task force members, instead of providing for the Governor to appoint all 15 public members;
- to remove the phrase "sexual abuse," and replace it with the phrase "sexual violence, " throughout the bill, and update the title and synopsis to reflect this change;
- to ensure that "person-first" language is used throughout the bill when referring to persons with developmental disabilities; and
- make changes to the nature of the required reporting duties of the task force.

Governor Murphy Takes Action on Legislation

08/23/2019

Governor Murphy Takes Action on Legislation

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

A3118 (Burzichelli, Schepisi, Jasey/Bucco, Thompson) - Establishes licensure for master hearth specialists.

A4420 (Holley/Scutari) - Modifies certain fees charged by check casher licensees.

A4482 (Verrelli, Murphy, Downey/Greenstein) - Establishes "Task Force on the Prevention of Sexual Violence Against Persons with Developmental Disabilities" in DHS.

A5293 (Pinkin, Zwicker, Lopez, McKeon/Smith, Bateman, Greenstein) - Makes various changes to laws governing remediation of contaminated sites.

A5390 (Tucker, Mukherji, Timberlake/Gopal, Oroho) - Provides in-State tuition at public institutions of higher education to individuals living in NJ who are entitled to educational assistance under US Department of Veterans Affairs' Vocational Rehabilitations and Employment Program.

S499 (Vitale, Madden/Downey, Houghtaling, Zwicker) - Provides for improved system for eligibility determination for Medicaid and NJ FamilyCare.

[Copy of Statement on S499](#)

S785 (Sarlo, Lagana/Calabrese, Mukherji) - Requires Police Training Commission to develop supplemental training course for certain county corrections officers.

S1014 (Rice/Wimberly, Mukherji) - Changes composition of State Employment and Training Commission.

S1126 (Bucco, Doherty, Bucco/Coughlin, Webber) - Requires public school districts to provide instruction on "New Jersey Safe Haven Infant Protection Act" as part of New Jersey Student Learning Standards.

S1403 (Diegnan, Singleton/DeAngelo, Mazzeo, Sumter) - Permits service credit transferred from another State-administered retirement system to apply toward creditable service requirement for retirement in SPRS.

S1887 (Singleton, Greenstein/DeAngelo, Wirths, Space) - Directs Commissioner of Labor and Workforce Development to establish pilot program to assist certain unemployed and underemployed individuals to complete industry-valued Credentials in 12 months.

S1948 (Vitale/Quijano, Holley, Lopez) - Makes Supplemental Nutrition Assistance Program Employment and Training Provider Demonstration Project permanent and renames program.

S2507 (Singleton, Pou/Danielsen, DeCroce) - Prohibits sale or lease of access to certain dental provider network contracts.

S2538 (Singleton, Pennacchio/Kean, Murphy, DeCroce, Armato) - Makes New Jersey National Guard members with NGB-22 form eligible for certain veterans' benefits.

S2660 (Gopal, Sarlo/Downey, Houghtaling, Schaer) - Establishes grant program and tuition reimbursement program for certain teachers of science, technology, engineering, and mathematics; appropriates \$5 million to DOE.

[Copy of Statement on S2660](#)

S2690 (Ruiz, Cryan, Beach, Turner, Andrzejczak/McKeon, Dancer, Land) - Prohibits pharmacy benefits managers and carriers from engaging in "clawback" and "gag clause" practices; requires certain disclosures by pharmacists; requires Director of Division of Consumer Affairs to conduct public information campaign.

S2691 (Kean, Cunningham/Quijano, Vainieri Huttle, Reynolds-Jackson) - Makes supplemental appropriation of \$100,000 to Commission on Human Trafficking.

[Copy of Statement on S2691](#)

S3100 (Weinberg, Addiego/Benson, Vainieri Huttle, Mukherji) - Revises definition of hemophilia and expands hemophilia treatment program.

SJR73 (Singleton/Murphy, Verrelli, Dancer) - Urges U.S. Congress to pass "Military Hunger Prevention Act."

Governor Murphy conditionally vetoed the following bills:

A3717 (Mukherji, Downey, Houghtaling/Greenstein, Gopal) - Prohibits pharmacy benefits managers from making certain retroactive reductions in claims payments to pharmacies; requires pharmacy benefits managers to disclose certain product information to pharmacies.

[Copy of Statement on A3717](#)

A5363 (Burzichelli, Benson, Murphy/Gopal) - Requires carriers that offer health benefits plans to provide new or existing subscribers with notification of certain hospital and health system contract expirations.

[Copy of Statement on A5363](#)

S834 (Scutari, Greenstein/Jones, Pintor Marin) - Prohibits resale of non-prescription diabetes test devices by pharmacists.

[Copy of Statement on S834](#)

S2804 (Ruiz, Turner/Lopez, McKnight, Verrelli) - Requires young children entering public schools or Head Start Programs for first time to have comprehensive eye examination completed.

[Copy of Statement on S2804](#)

S3075 (Weinberg, Ruiz/Lampitt, Mukherji, Vainieri Huttle) - Requires DOH to regulate and license embryo storage facilities.

[Copy of Statement on S3075](#)

S3309 (Vitale, Greenstein/Greenwald, Pintor Marin, Reynolds-Jackson) - Establishes New Jersey Violence Intervention Program to fund violence reduction initiatives.

[Copy of Statement on S3309](#)

S3330 (Addiego, Singleton/Jones, Vainieri Huttle, Lampitt, Murphy) - Establishes pilot program in DCF to study impact of child care services provided by community providers operating in public school facilities; requires community providers to meet certain criteria.

[Copy of Statement on S3330](#)

S3661 (Singleton, Oroho/Jasey, Wirths, Webber) - Clarifies assessment payment and election participation requirements in planned real estate developments.

[Copy of Statement on S3661](#)

Governor Murphy absolute vetoed the following bills and resolutions:

A4135 (Land, Taliaferro/Sweeney, Andrzejczak) - Concerns use of digital parking meters to monitor parking compliance; establishes fund to encourage designated drivers.

[Copy of Statement on A4135](#)

AJR158 (Houghtaling, Downey, Mosquera/Gopal) - Establishes New Jersey Task Force on Medicaid Financial

Resource Limits.

[Copy of Statement on AJR158](#)

S1364 (Andrzejczak/Land, Milam) - Provides funding from the General Fund to the Greater Wildwoods Tourism Improvement and Development Authority; appropriates \$4 million.

[Copy of Statement on S1364](#)