

VETO MESSAGE: No

GOVERNOR'S PRESS RELEASE ON SIGNING: No

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REPORTS: No

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NEWSPAPER ARTICLES: Yes

"Christie approves 100 bills," The Record, January 22, 2014

"Christie quietly vetoes 44 bills and signs 100," The Star-Ledger, January 22, 2014

"Christie vetoes Moriarty bill, drone measure," The Philadelphia Inquirer, January 23, 2014

LAW/RWH

P.L.2013, CHAPTER 200, *approved January 17, 2014*
Senate, No. 1171

1 AN ACT concerning the female genital mutilation of females under
2 18 years of age and supplementing Title 2C of the New Jersey
3 Statutes.

4

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

7

8 1. a. Except as otherwise provided in this section, a person is
9 guilty of a crime of the third degree if the person:

10 (1) knowingly circumcises, excises, or infibulates, in whole or
11 in part, the labia majora, labia minora, or clitoris of a female under
12 18 years of age;

13 (2) is a parent, guardian, or has immediate custody or control of
14 a female under 18 years of age and knowingly consents to, or
15 permits the circumcision, excision, or infibulation, in whole or in
16 part of, the labia majora, labia minora, or clitoris of a female under
17 18 years of age; or

18 (3) knowingly removes or permits the removal of a female under
19 18 years of age from the State for the purpose of circumcising,
20 excising, or infibulating, in whole or in part, the labia majora, labia
21 minora, or clitoris of the female under 18 years of age.

22 b. The provisions of subsection a. of this section shall not
23 apply if the circumcision, excision, or infibulation is:

24 (1) necessary to the health of the female on whom it is
25 performed and it is performed by a licensed health care professional
26 acting within the scope of the professional's license; or

27 (2) performed on a female in labor or who has just given birth
28 and is performed for medical purposes connected with that labor or
29 birth by a licensed health care professional acting within the scope
30 of the professional's license or by a person in training to become
31 such a licensed health care professional.

32 c. It shall not be a defense to a prosecution under this section
33 that:

34 (1) the person engaging in the conduct prohibited by subsection
35 a. of this section believed that the procedure was necessary or
36 appropriate as a matter of custom, ritual, or standard practice; or

37 (2) the female on whom the circumcision, excision, or
38 infibulation was performed, or the female's parent, guardian, or
39 person who had immediate custody or control over the female,
40 consented to the procedure.

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42 2. This act shall take effect immediately.

STATEMENT

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This bill prohibits the practice of female genital mutilation on females under the age of 18. Female genital mutilation involves the partial or total removal of, or other injury to, the female external genitalia for non-medical reasons. Typically, the procedure is performed on girls under the age of 15 and can cause severe, lifelong medical complications. It is estimated that more than 228,000 women and girls in the United States currently are at risk for, or have undergone, female genital mutilation.

The bill specifically provides that a person is guilty of a third degree crime (punishable by a specific term of years between three and five years or a fine of up to \$15,000, or both) if the person:

(1) knowingly circumcises, excises, or infibulates, in whole or in part, the labia majora, labia minora, or clitoris of a female under 18 years of age;

(2) is a parent, guardian, or has immediate custody or control of a female under 18 years of age and knowingly consents to, or permits the circumcision, excision, or infibulation, in whole or in part of, the labia majora, labia minora, or clitoris of a female under 18 years of age; or

(3) knowingly removes or permits the removal of a female under 18 years of age from the State for the purpose of circumcising, excising, or infibulating, in whole or in part, the labia majora, labia minora, or clitoris of the female under 18 years of age.

The bill provides an exception for a procedure that is necessary to the health of the female on whom it is performed if it is carried out by a licensed health care professional acting within the scope of the professional's license, or if the procedure is performed on a female in labor or who has just given birth for medical purposes connected with that labor or birth by a licensed health care professional acting within the scope of the professional's license or by a person in training to become such a licensed health care professional.

It is not a defense that the person engaging in the conduct prohibited by this bill believed that the procedure was necessary or appropriate as a matter of custom, ritual, or standard practice, or that the female on whom the procedure was carried out, her parent, guardian, or person who had immediate custody or control over the female, consented to the procedure.

Prohibits genital mutilation of females under 18 years of age.

SENATE, No. 1171

STATE OF NEW JERSEY

215th LEGISLATURE

INTRODUCED JANUARY 23, 2012

Sponsored by:

Senator LORETTA WEINBERG

District 37 (Bergen)

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblywoman LINDA STENDER

District 22 (Middlesex, Somerset and Union)

Assemblywoman ANNETTE QUIJANO

District 20 (Union)

Assemblywoman SHAVONDA E. SUMTER

District 35 (Bergen and Passaic)

Co-Sponsored by:

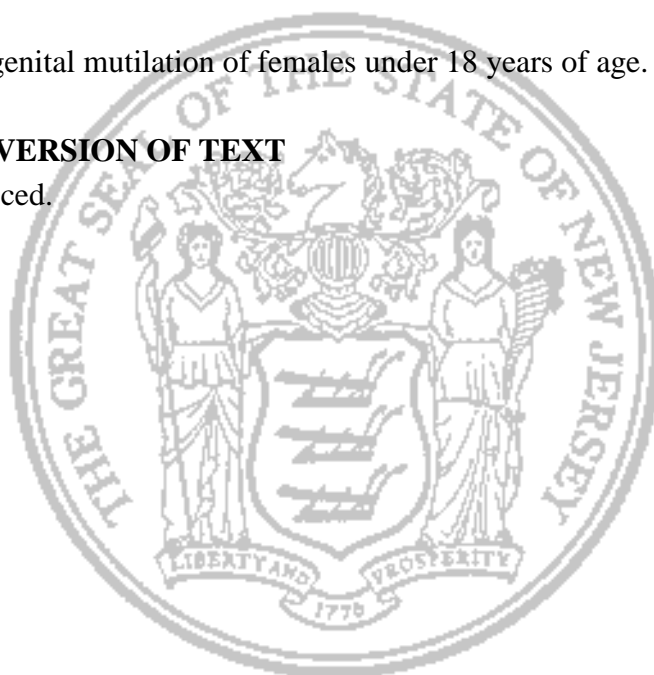
**Senators Gill, Greenstein, Assemblywomen Casagrande, Mosquera,
Assemblyman Coughlin and Assemblywoman Jasey**

SYNOPSIS

Prohibits genital mutilation of females under 18 years of age.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/7/2014)

S1171 WEINBERG

2

1 AN ACT concerning the female genital mutilation of females under
2 18 years of age and supplementing Title 2C of the New Jersey
3 Statutes.

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

7
8 1. a. Except as otherwise provided in this section, a person is
9 guilty of a crime of the third degree if the person:

10 (1) knowingly circumcises, excises, or infibulates, in whole or
11 in part, the labia majora, labia minora, or clitoris of a female under
12 18 years of age;

13 (2) is a parent, guardian, or has immediate custody or control of
14 a female under 18 years of age and knowingly consents to, or
15 permits the circumcision, excision, or infibulation, in whole or in
16 part of, the labia majora, labia minora, or clitoris of a female under
17 18 years of age; or

18 (3) knowingly removes or permits the removal of a female under
19 18 years of age from the State for the purpose of circumcising,
20 excising, or infibulating, in whole or in part, the labia majora, labia
21 minora, or clitoris of the female under 18 years of age.

22 b. The provisions of subsection a. of this section shall not
23 apply if the circumcision, excision, or infibulation is:

24 (1) necessary to the health of the female on whom it is
25 performed and it is performed by a licensed health care professional
26 acting within the scope of the professional's license; or

27 (2) performed on a female in labor or who has just given birth
28 and is performed for medical purposes connected with that labor or
29 birth by a licensed health care professional acting within the scope
30 of the professional's license or by a person in training to become
31 such a licensed health care professional.

32 c. It shall not be a defense to a prosecution under this section
33 that:

34 (1) the person engaging in the conduct prohibited by subsection
35 a. of this section believed that the procedure was necessary or
36 appropriate as a matter of custom, ritual, or standard practice; or

37 (2) the female on whom the circumcision, excision, or
38 infibulation was performed, or the female's parent, guardian, or
39 person who had immediate custody or control over the female,
40 consented to the procedure.

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42 2. This act shall take effect immediately.

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STATEMENT

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47 This bill prohibits the practice of female genital mutilation on
48 females under the age of 18. Female genital mutilation involves the

S1171 WEINBERG

1 partial or total removal of, or other injury to, the female external
2 genitalia for non-medical reasons. Typically, the procedure is
3 performed on girls under the age of 15 and can cause severe,
4 lifelong medical complications. It is estimated that more than
5 228,000 women and girls in the United States currently are at risk
6 for, or have undergone, female genital mutilation.

7 The bill specifically provides that a person is guilty of a third
8 degree crime (punishable by a specific term of years between three
9 and five years or a fine of up to \$15,000, or both) if the person:

10 (1) knowingly circumcises, excises, or infibulates, in whole or
11 in part, the labia majora, labia minora, or clitoris of a female under
12 18 years of age;

13 (2) is a parent, guardian, or has immediate custody or control of
14 a female under 18 years of age and knowingly consents to, or
15 permits the circumcision, excision, or infibulation, in whole or in
16 part of, the labia majora, labia minora, or clitoris of a female under
17 18 years of age; or

18 (3) knowingly removes or permits the removal of a female under
19 18 years of age from the State for the purpose of circumcising,
20 excising, or infibulating, in whole or in part, the labia majora, labia
21 minora, or clitoris of the female under 18 years of age.

22 The bill provides an exception for a procedure that is necessary
23 to the health of the female on whom it is performed if it is carried
24 out by a licensed health care professional acting within the scope of
25 the professional's license, or if the procedure is performed on a
26 female in labor or who has just given birth for medical purposes
27 connected with that labor or birth by a licensed health care
28 professional acting within the scope of the professional's license or
29 by a person in training to become such a licensed health care
30 professional.

31 It is not a defense that the person engaging in the conduct
32 prohibited by this bill believed that the procedure was necessary or
33 appropriate as a matter of custom, ritual, or standard practice, or
34 that the female on whom the procedure was carried out, her parent,
35 guardian, or person who had immediate custody or control over the
36 female, consented to the procedure.

SENATE HEALTH, HUMAN SERVICES AND SENIOR
CITIZENS COMMITTEE

STATEMENT TO

SENATE, No. 1171

STATE OF NEW JERSEY

DATED: FEBRUARY 9, 2012

The Senate Health, Human Services and Senior Citizens Committee reports favorably Senate Bill No. 1171.

As reported, this bill prohibits the practice of female genital mutilation on females under the age of 18.

A person would be guilty of a third degree crime (punishable by a specific term of years between three and five years or a fine of up to \$15,000, or both) if the person:

(1) knowingly circumcises, excises, or infibulates, in whole or in part, the labia majora, labia minora, or clitoris of a female under 18 years of age;

(2) is a parent, guardian, or has immediate custody or control of a female under 18 years of age and knowingly consents to, or permits the circumcision, excision, or infibulation, in whole or in part of, the labia majora, labia minora, or clitoris of a female under 18 years of age; or

(3) knowingly removes or permits the removal of a female under 18 years of age from the State for the purpose of circumcising, excising, or infibulating, in whole or in part, the labia majora, labia minora, or clitoris of the female under 18 years of age.

It is not a defense that the person engaging in the conduct prohibited by this bill believed that the procedure was necessary or appropriate as a matter of custom, ritual, or standard practice, or that the female on whom the procedure was carried out, her parent, guardian, or person who had immediate custody or control over the female, consented to the procedure.

The bill provides exceptions related to certain medical procedures necessary to the health of the female when carried out by a licensed health care professional acting within the scope of the professional's license and by a person in training to become a licensed health care professional when the procedure is related to labor or birth.

ASSEMBLY WOMEN AND CHILDREN COMMITTEE

STATEMENT TO

SENATE, No. 1171

STATE OF NEW JERSEY

DATED: DECEMBER 16, 2013

The Assembly Women and Children Committee reports favorably Senate Bill No. 1171.

This bill prohibits the practice of female genital mutilation on females under the age of 18. Female genital mutilation involves the partial or total removal of, or other injury to, the female external genitalia for non-medical reasons. Typically, the procedure is performed on girls under the age of 15 and can cause severe, lifelong medical complications. It is estimated that more than 228,000 women and girls in the United States currently are at risk for, or have undergone, female genital mutilation.

The bill specifically provides that a person is guilty of a third degree crime (punishable by a specific term of years between three and five years or a fine of up to \$15,000, or both) if the person:

(1) knowingly circumcises, excises, or infibulates, in whole or in part, the labia majora, labia minora, or clitoris of a female under 18 years of age;

(2) is a parent, guardian, or has immediate custody or control of a female under 18 years of age and knowingly consents to, or permits the circumcision, excision, or infibulation, in whole or in part of, the labia majora, labia minora, or clitoris of a female under 18 years of age; or

(3) knowingly removes or permits the removal of a female under 18 years of age from the State for the purpose of circumcising, excising, or infibulating, in whole or in part, the labia majora, labia minora, or clitoris of the female under 18 years of age.

The bill provides an exception for a procedure that is necessary to the health of the female on whom it is performed if it is carried out by a licensed health care professional acting within the scope of the professional's license, or if the procedure is performed on a female in labor or who has just given birth for medical purposes connected with that labor or birth by a licensed health care professional acting within the scope of the professional's license or by a person in training to become such a licensed health care professional.

This bill maintains that it is not a defense that the person engaging in the conduct prohibited by this bill believed that the procedure was necessary or appropriate as a matter of custom, ritual, or standard practice, or that the female on whom the procedure was carried out,

her parent, guardian, or person who had immediate custody or control over the female, consented to the procedure.

This bill is identical to Assembly Bill No. 2601 (Lampitt/Stender/Quijano), which the committee also reported on this date.

ASSEMBLY, No. 2601

STATE OF NEW JERSEY 215th LEGISLATURE

INTRODUCED FEBRUARY 21, 2012

Sponsored by:

Assemblywoman VALERIE VAINIERI HUTTLE

District 37 (Bergen)

Assemblywoman LINDA STENDER

District 22 (Middlesex, Somerset and Union)

Assemblywoman ANNETTE QUIJANO

District 20 (Union)

Assemblywoman SHAVONDA E. SUMTER

District 35 (Bergen and Passaic)

Co-Sponsored by:

**Assemblywomen Casagrande, Mosquera, Assemblyman Coughlin and
Assemblywoman Jasey**

SYNOPSIS

Prohibits genital mutilation of females under 18 years of age.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 1/7/2014)

1 AN ACT concerning the female genital mutilation of females under
2 18 years of age and supplementing Title 2C of the New Jersey
3 Statutes.

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

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8 1. a. Except as otherwise provided in this section, a person is
9 guilty of a crime of the third degree if the person:

10 (1) knowingly circumcises, excises, or infibulates, in whole or
11 in part, the labia majora, labia minora, or clitoris of a female under
12 18 years of age;

13 (2) is a parent, guardian, or has immediate custody or control of
14 a female under 18 years of age and knowingly consents to, or
15 permits the circumcision, excision, or infibulation, in whole or in
16 part of, the labia majora, labia minora, or clitoris of a female under
17 18 years of age; or

18 (3) knowingly removes or permits the removal of a female under
19 18 years of age from the State for the purpose of circumcising,
20 excising, or infibulating, in whole or in part, the labia majora, labia
21 minora, or clitoris of the female under 18 years of age.

22 b. The provisions of subsection a. of this section shall not
23 apply if the circumcision, excision, or infibulation is:

24 (1) necessary to the health of the female on whom it is
25 performed and it is performed by a licensed health care professional
26 acting within the scope of the professional's license; or

27 (2) performed on a female in labor or who has just given birth
28 and is performed for medical purposes connected with that labor or
29 birth by a licensed health care professional acting within the scope
30 of the professional's license or by a person in training to become
31 such a licensed health care professional.

32 c. It shall not be a defense to a prosecution under this section
33 that:

34 (1) the person engaging in the conduct prohibited by subsection
35 a. of this section believed that the procedure was necessary or
36 appropriate as a matter of custom, ritual, or standard practice; or

37 (2) the female on whom the circumcision, excision, or
38 infibulation was performed, or the female's parent, guardian, or
39 person who had immediate custody or control over the female,
40 consented to the procedure.

41

42 2. This act shall take effect immediately.

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STATEMENT

46

47 This bill prohibits the practice of female genital mutilation on
48 females under the age of 18. Female genital mutilation involves the

1 partial or total removal of, or other injury to, the female external
2 genitalia for non-medical reasons. Typically, the procedure is
3 performed on girls under the age of 15 and can cause severe,
4 lifelong medical complications. It is estimated that more than
5 228,000 women and girls in the United States currently are at risk
6 for, or have undergone, female genital mutilation.

7 The bill specifically provides that a person is guilty of a third
8 degree crime (punishable by a specific term of years between three
9 and five years or a fine of up to \$15,000, or both) if the person:

10 (1) knowingly circumcises, excises, or infibulates, in whole or
11 in part, the labia majora, labia minora, or clitoris of a female under
12 18 years of age;

13 (2) is a parent, guardian, or has immediate custody or control of
14 a female under 18 years of age and knowingly consents to, or
15 permits the circumcision, excision, or infibulation, in whole or in
16 part of, the labia majora, labia minora, or clitoris of a female under
17 18 years of age; or

18 (3) knowingly removes or permits the removal of a female under
19 18 years of age from the State for the purpose of circumcising,
20 excising, or infibulating, in whole or in part, the labia majora, labia
21 minora, or clitoris of the female under 18 years of age.

22 The bill provides an exception for a procedure that is necessary
23 to the health of the female on whom it is performed if it is carried
24 out by a licensed health care professional acting within the scope of
25 the professional's license, or if the procedure is performed on a
26 female in labor or who has just given birth for medical purposes
27 connected with that labor or birth by a licensed health care
28 professional acting within the scope of the professional's license or
29 by a person in training to become such a licensed health care
30 professional.

31 It is not a defense that the person engaging in the conduct
32 prohibited by this bill believed that the procedure was necessary or
33 appropriate as a matter of custom, ritual, or standard practice, or
34 that the female on whom the procedure was carried out, her parent,
35 guardian, or person who had immediate custody or control over the
36 female, consented to the procedure.

ASSEMBLY WOMEN AND CHILDREN COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2601

STATE OF NEW JERSEY

DATED: DECEMBER 16, 2013

The Assembly Women and Children Committee reports favorably on Assembly Bill No. 2601.

This bill prohibits the practice of female genital mutilation on females under the age of 18. Female genital mutilation involves the partial or total removal of, or other injury to, the female external genitalia for non-medical reasons. Typically, the procedure is performed on girls under the age of 15 and can cause severe, lifelong medical complications. It is estimated that more than 228,000 women and girls in the United States currently are at risk for, or have undergone, female genital mutilation.

The bill specifically provides that a person is guilty of a third degree crime (punishable by a specific term of years between three and five years or a fine of up to \$15,000, or both) if the person:

(1) knowingly circumcises, excises, or infibulates, in whole or in part, the labia majora, labia minora, or clitoris of a female under 18 years of age;

(2) is a parent, guardian, or has immediate custody or control of a female under 18 years of age and knowingly consents to, or permits the circumcision, excision, or infibulation, in whole or in part of, the labia majora, labia minora, or clitoris of a female under 18 years of age; or

(3) knowingly removes or permits the removal of a female under 18 years of age from the State for the purpose of circumcising, excising, or infibulating, in whole or in part, the labia majora, labia minora, or clitoris of the female under 18 years of age.

The bill provides an exception for a procedure that is necessary to the health of the female on whom it is performed if it is carried out by a licensed health care professional acting within the scope of the professional's license, or if the procedure is performed on a female in labor or who has just given birth for medical purposes connected with that labor or birth by a licensed health care professional acting within the scope of the professional's license or by a person in training to become such a licensed health care professional.

The bill maintains that it is not a defense that the person engaging in the conduct prohibited by this bill believed that the procedure was necessary or appropriate as a matter of custom, ritual, or standard practice, or that the female on whom the procedure was carried out,

her parent, guardian, or person who had immediate custody or control over the female, consented to the procedure.

This bill is identical to Senate Bill No. 1171 (Weinberg), which the committee also reported on this date.