

[First Reprint]

**ASSEMBLY, No. 2118**

**STATE OF NEW JERSEY**  
**216th LEGISLATURE**

INTRODUCED JANUARY 16, 2014

**Sponsored by:**

**Assemblyman REED GUSCIORA**

**District 15 (Hunterdon and Mercer)**

**Assemblywoman BONNIE WATSON COLEMAN**

**District 15 (Hunterdon and Mercer)**

**Assemblyman UPENDRA J. CHIVUKULA**

**District 17 (Middlesex and Somerset)**

**Assemblywoman VALERIE VAINIERI HUTTLE**

**District 37 (Bergen)**

**Assemblywoman L. GRACE SPENCER**

**District 29 (Essex)**

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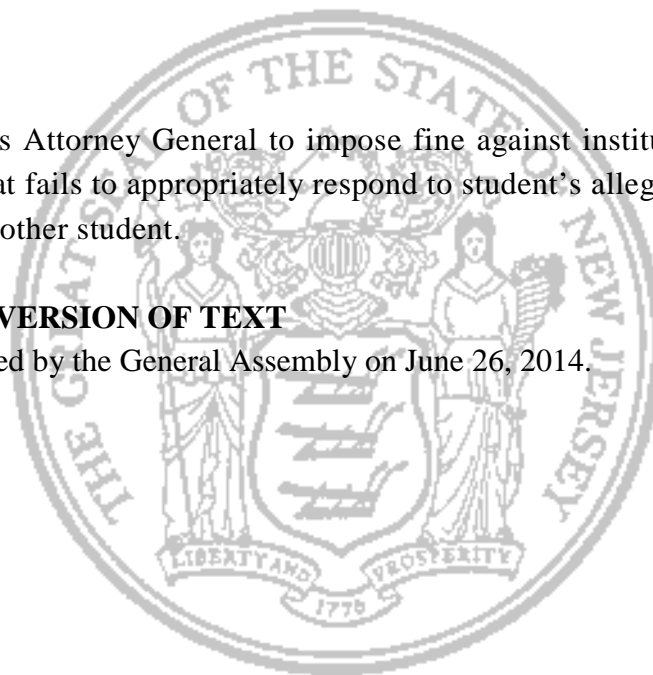
**Assemblywomen Stender, Pinkin, Assemblyman Benson and  
Assemblywoman Caride**

**SYNOPSIS**

Authorizes Attorney General to impose fine against institution of higher education that fails to appropriately respond to student's allegation of sexual assault by another student.

**CURRENT VERSION OF TEXT**

As amended by the General Assembly on June 26, 2014.



**(Sponsorship Updated As Of: 12/16/2014)**

1 AN ACT concerning sexual assault at institutions of higher  
2 education and supplementing chapter 61E of Title 18A of the  
3 New Jersey Statutes.

4

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

7

8 1. a. The <sup>1</sup>**【Secretary of Higher Education】** Attorney General<sup>1</sup>  
9 shall impose a penalty of <sup>1</sup>**【\$10,000】** up to \$50,000<sup>1</sup> against an  
10 institution of higher education in the event that the <sup>1</sup>**【secretary】**  
11 Attorney General<sup>1</sup> determines that the institution failed to  
12 appropriately respond to and investigate an allegation of sexual  
13 assault made by a student enrolled in the institution against another  
14 such student, and to impose appropriate disciplinary action against  
15 the perpetrator if the allegation is substantiated. <sup>1</sup>The Attorney  
16 General shall determine the amount of the fine in accordance with  
17 criteria that he shall establish. The Attorney General shall increase  
18 the amount of the fine imposed for each repeated violation by an  
19 institution, except that a fine shall not exceed \$50,000.<sup>1</sup>

20 b. <sup>1</sup>At the beginning of each academic year, an institution of  
21 higher education shall communicate to each student, via regular or  
22 electronic mail, its policies and procedures concerning the reporting  
23 and investigation of an allegation of sexual assault made by a  
24 student enrolled in the institution against another student, and shall  
25 provide for public inspection on its website the “Campus Sexual  
26 Assault Victim’s Bill of Rights” established pursuant to P.L.1994,  
27 c.160 (C.18A:61E-1 et seq.).

28 c.<sup>1</sup> The civil penalty prescribed by subsection a. of this section  
29 shall be collected and enforced by summary proceedings pursuant  
30 to the provisions of the “Penalty Enforcement Law of 1999,”  
31 P.L.1999, c.274 (C.2A:58-10 et seq.).

32

33 2. This act shall take effect immediately.

**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:

<sup>1</sup>Assembly floor amendments adopted June 26, 2014.