

ASSEMBLY, No. 3622

STATE OF NEW JERSEY 219th LEGISLATURE

INTRODUCED MARCH 5, 2020

Sponsored by:

Assemblywoman ANNETTE QUIJANO

District 20 (Union)

SYNOPSIS

Makes changes to membership and responsibilities of Campus Sexual Assault Commission.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the Campus Sexual Assault Commission and
2 amending P.L.2019, c.299.

3

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

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7 1. Section 1 of P.L.2019, c. 299 (C.18A:61E-7) is amended to
8 read as follows:

9 1. a. There is established a Campus Sexual Assault
10 Commission in, but not of, the Department of State. The
11 commission shall consist of 12 members including:

12 (1) the Secretary of Higher Education, the Attorney General,
13 and the Director of the Division on Women in the Department of
14 Children and Families, or their designees, who shall serve ex
15 officio;

16 (2) five public members appointed by the Governor, including a
17 representative of the State colleges and universities established
18 pursuant to chapter 64 of Title 18A of the New Jersey Statutes, a
19 representative of the public research universities, a representative of
20 the county colleges, a representative of the independent colleges
21 and universities, and a representative of **the New Jersey Coalition**
22 **Against Sexual Assault** an organization representing the concerns
23 of victims of sexual assault at the State level; and

24 (3) four public members with demonstrated **expertise or**
25 **interest** research or practitioner experience in issues related to **the**
26 **work of the commission, including at least one individual who is a**
27 **campus sexual assault survivor** campus sexual assault. The
28 President of the Senate, the Speaker of the General Assembly, the
29 Minority Leader of the Senate, and the Minority Leader of the
30 General Assembly shall each appoint one of these public members.

31 b. The public members shall serve for a term of three years, but
32 of the members first appointed: three of the members appointed by
33 the Governor shall serve for a term of three years; one of the
34 members appointed by the Governor, the member appointed by the
35 President of the Senate, and the member appointed by the Speaker
36 of the General Assembly shall serve for a term of two years; and
37 one of the members appointed by the Governor, the member
38 appointed by the Minority Leader of the Senate, and the member
39 appointed by the Minority Leader of the General Assembly shall
40 serve for a term of one year.

41 c. Vacancies in the membership of the commission shall be
42 filled in the same manner as the original appointments are made and
43 a member may be eligible for reappointment. Vacancies occurring
44 other than by expiration of a term shall be filled for the unexpired
45 term.

**EXPLANATION – Matter enclosed in bold-faced brackets [thus] in the above bill is
not enacted and is intended to be omitted in the law.**

Matter underlined thus is new matter.

1 d. The members of the commission shall serve without
2 compensation but shall be reimbursed for reasonable expenses
3 necessarily incurred in the performance of their duties within the
4 limits of funds appropriated or otherwise made available to the
5 commission for its purposes.

6 (cf: P.L. 2019, c.299, s.1)

8 2. Section 2 of P.L.2019, c. 299 (C.18A:61E-8) is amended to
9 read as follows:

10 2. The commission shall organize as soon as practicable
11 following the appointment of its members, **[but no later than 60**
12 **days after the effective date of this act]** which shall take place
13 between 30 and 60 days after the issuance of the final report of the
14 Working Group on Safe and Inclusive Learning Environments
15 established pursuant to Executive Order No. 61 of 2019. The
16 commission shall choose a chairperson from among its members
17 and shall appoint a secretary who need not be a member of the
18 commission. The commission shall meet quarterly, at a minimum.

19 (cf: P.L. 2019, c.299, s.2)

21 3. Section 4 of P.L.2019, c. 299 (C.18A:61E-10) is amended to
22 read as follows:

23 4. It shall be the responsibility of the commission to further the
24 work of the Task Force on Campus Sexual Assault established
25 pursuant to P.L.2015, c.165. In particular, the commission shall:

26 a. study and evaluate emerging issues, policies, and practices
27 concerning campus sexual assault;

28 b. monitor the response to, and implementation of, the
29 recommendations put forth in the report issued by the task force
30 established pursuant to P.L.2015, c.165 and the Working Group on
31 Safe and Inclusive Learning Environments established pursuant to
32 Executive Order No. 61 of 2019;

33 c. supplement the findings and recommendations, as necessary,
34 of the report issued by the task force established pursuant to
35 P.L.2015, c.165;

36 d. **[develop and administer, in consultation with the Secretary**
37 **of Higher Education, a campus climate survey every three years]**
38 monitor the progress of institutions of higher education in
39 implementing a campus climate survey. An institution of higher
40 education shall submit the survey findings to the commission at
41 such regular intervals as determined by the commission; and

42 e. develop an action plan every three years that includes
43 policies, programs, or procedures responsive to the issues and needs
44 identified **[in the]** by institutions of higher education from their
45 campus climate survey.

46 (cf: P.L.2019, c.299, s.4)

1 4. This act shall take effect immediately.

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STATEMENT

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6 P.L.2019, c.299 (C.18A:61E-7 et seq.) established in, but not of,
7 the Department of State, a Campus Sexual Assault Commission.

8 This bill amends that law to:

- 9 • provide that the commission's members be appointed
10 between 30 and 60 days after the issuance of the final report
11 of the Working Group on Safe and Inclusive Learning
12 Environments established pursuant to Executive Order No.
13 61 of 2019;
- 14 • replace a representative of the New Jersey Coalition Against
15 Sexual Assault with a representative of an "organization
16 representing the concerns of victims of sexual assault at the
17 State level" on the commission's membership;
- 18 • remove the requirement that one of the four public members
19 appointed by legislative leaders be an individual who is a
20 campus sexual assault survivor;
- 21 • provide that the commission also monitor the response to,
22 and implementation of, the recommendations put forth in the
23 final report of the Working Group on Safe Inclusive
24 Learning Environments. The current law requires the
25 commission to monitor the response to, and implementation
26 of, recommendations of the temporary campus sexual assault
27 task force established pursuant to P.L.2015, c.165; and
- 28 • remove from the commission's responsibilities a duty to
29 develop and administer, in consultation with the Secretary of
30 Higher Education, a campus climate survey every three
31 years. Under the bill, the commission will monitor the
32 progress of institutions of higher education in implementing
33 a campus climate survey. The institutions will submit the
34 survey findings to the commission at regular intervals.