

SENATE, No. 280

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Senator THOMAS H. KEAN, JR.

District 21 (Morris, Somerset and Union)

Senator NICHOLAS P. SCUTARI

District 22 (Middlesex, Somerset and Union)

Co-Sponsored by:

**Senators Singleton, A.M.Bucco, Stack, Ruiz, Cunningham, Pennacchio,
Gopal, Pou, Brown, Cryan and Bateman**

SYNOPSIS

Directs the development and posting of notices containing information for victims of human trafficking.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 12/14/2020)

1 **AN ACT** concerning posting notices to enable victims of human
2 trafficking to obtain help and services and amending and
3 supplementing P.L.2013, c.51.
4

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

8 1. Section 1 of P.L. 2013, c.51 (C.52:17B-237) is amended to
9 read as follows:

10 1. a. There is hereby created, in the Division of Criminal
11 Justice in the Department of Law and Public Safety, a commission
12 to be known as the Commission on Human Trafficking, consisting
13 of 15 members as follows: the Attorney General, or his designee;
14 the Commissioner of Children and Families, or his designee; the
15 Commissioner of Human Services, or his designee; a county
16 prosecutor, appointed by the Governor based upon the
17 recommendation of the County Prosecutors Association of the State
18 of New Jersey; one member of the New Jersey Human Trafficking
19 Task Force established within the Department of Law and Public
20 Safety, designated by the Attorney General; two public members
21 appointed by the Governor based upon the recommendation of the
22 Senate President, one representing law enforcement and one
23 representing a victim's assistance organization; one public member
24 appointed by the Governor based upon the recommendation of the
25 Senate Minority Leader representing either a non-profit health care
26 facility or mental health services; two public members appointed by
27 the Governor based upon the recommendation of the Speaker of the
28 General Assembly, one representing law enforcement and one
29 representing a victim's assistance organization; one public member
30 appointed by the Governor based upon the recommendation of the
31 Assembly Minority Leader representing either a non-profit health
32 care facility or mental health services; and four public members
33 appointed by the Governor, one of whom shall be a representative
34 of a child advocacy organization concerning missing, abducted, or
35 exploited children, and one of whom shall be a human trafficking
36 survivor. All public members shall have experience with, possess a
37 background in, or demonstrate a specialized knowledge of, the
38 legal, policy, educational, social, or psychological aspects of human
39 trafficking.

40 b. (1) Of the public members first appointed:

41 (a) the following shall serve for a term of three years: one
42 member appointed upon the recommendation of the Senate
43 President; one member appointed upon the recommendation of the
44 Speaker of the General Assembly; and two members appointed by
45 the Governor; and

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 (b) the following shall serve for a term of two years: one
2 member appointed upon the recommendation of the Senate
3 President; one member appointed upon the recommendation of the
4 Speaker of the General Assembly; each member appointed upon the
5 recommendation of the Senate and Assembly Minority Leaders; and
6 two members appointed by the Governor.

7 (c) Upon the conclusion of the initial terms, each public member
8 shall be appointed for a term of three years.

9 (2) Each member appointed shall hold office for the term of
10 appointment and until a successor shall have been appointed and
11 qualified.

12 (3) Any vacancy in the membership of the commission shall be
13 filled by appointment in the same manner as the original
14 appointment was made.

15 c. (1) The commission shall organize upon the appointment of
16 a majority of its authorized membership. The members shall elect
17 one of the members to serve as chair and vice-chair, and the chair
18 may appoint a secretary, who need not be a member of the
19 commission.

20 (2) The commission shall meet at those times and places within
21 the State of New Jersey as the commission shall determine. A
22 majority of the commission's authorized membership shall
23 constitute a quorum for the transaction of any business, for the
24 performance of any duty, or for the exercise of any power of the
25 commission.

26 d. The members of the commission shall serve without
27 compensation, but shall be eligible for reimbursement for necessary
28 and reasonable expenses incurred in the performance of their
29 official duties within the limits of funds appropriated or otherwise
30 made available to the commission for its purposes.

31 e. The Division of Criminal Justice in the Department of Law
32 and Public Safety shall, at the direction of the Attorney General,
33 provide legal, stenographic, technical, clerical, and other staff and
34 resource assistance to the commission, and additionally the
35 commission may incur expenses as may be necessary in order to
36 perform its duties within the limits of funds appropriated or
37 otherwise made available to it for its purposes.

38 f. It shall be the duty of the commission to:

39 (1) Evaluate the existing law concerning human trafficking and
40 the enforcement thereof, and to make recommendations for
41 legislation, if appropriate;

42 (2) Review existing victim assistance programs and analyze the
43 costs, organization, and availability of these services for victims of
44 human trafficking and to make recommendations for legislation, if
45 appropriate;

46 (3) Promote a coordinated response by public and private
47 resources for victims of human trafficking; and

1 (4) Develop mechanisms to promote public awareness of human
2 trafficking, victim remedies and services, and trafficking prevention
3 including the creation of a public awareness sign **【promotion of】**
4 promoting the national, 24-hour toll-free hotline telephone service
5 on human trafficking described under section 18 of P.L.2013, c.51
6 (C.2C:13-11), and the promotion of training courses and other
7 educational materials for use by persons required under section 19
8 of P.L.2013, c.51 (C.2C:13-12) to undergo training on the handling
9 of and response procedures for suspected human trafficking
10 activities.

11 g. The commission shall report annually to the Governor and to
12 the Legislature, pursuant to section 2 of P.L.1991, c.164 (C.52:14-
13 19.1), its activities, as well as its findings and recommendations for
14 any needed new services or resources for victims of human
15 trafficking, and any proposed changes to the current law concerning
16 human trafficking.

17 (cf: P.L.2013, c.51, s.1)

18

19 2. (New section) Display of Human Trafficking Public
20 Awareness Sign; Penalty for Failure to Display.

21 a. Pursuant to section 1 of P.L. 2013, c.51 (C.52:17B-237), the
22 Commission on Human Trafficking shall develop and determine the
23 language for a public awareness sign that contains the national, 24-
24 hour toll-free hotline telephone service on human trafficking
25 described under section 18 of P.L.2013, c.51 (C.2C:13-11) and
26 otherwise meets the requirements contained in subsection d. of this
27 section. The public awareness sign shall be revised and modified
28 by the Commission from time to time as need may require.

29 b. The following establishments to the extent practicable shall
30 display the public awareness sign described in subsection a. in a
31 place that is clearly conspicuous and visible to employees and the
32 public:

33 (1) Strip clubs or sexually oriented businesses as defined in
34 subsection a. of section 2 of P.L.1995, c.167 (2C:33-12.2),
35 including, but not limited to, within every dressing room and within
36 every restroom and restroom stall;

37 (2) Places of business of employers of massage or bodywork
38 therapists, which employers are subject to registration, and which
39 therapists are subject to licensure, pursuant to P.L.1999, c.19
40 (C.45:11-53 et seq.) and section 13 of P.L.2007, c.337 (C.45:11-68
41 et al.), including, but not limited to, within every dressing room and
42 within every restroom and restroom stall;

43 (3) Bars;

44 (4) Airports;

45 (5) Passenger rail or light rail stations;

46 (6) Bus stations;

47 (7) Welcome Centers;

48 (8) Truck stops;

- 1 (9) Weigh Stations;
2 (10) Emergency rooms within general acute care hospitals;
3 (11) Urgent care centers;
4 (12) Farm labor contractors and day haulers;
5 (13) Privately operated job recruitment centers;
6 (14) Service areas and safety rest areas located along interstate
7 highways in New Jersey;
8 (15) All forms of public transportation, including every railroad
9 passenger car; and
10 (16) Hotels, motels, bed and breakfast establishments, campsites,
11 and similar places of public accommodation.
12 c. Owners and operators of private and public school buses are
13 encouraged to display the public-awareness sign described in
14 subsection a. in a place that is clearly conspicuous and visible to
15 students.
16 d. The public awareness sign to be posted pursuant to
17 subsection b. shall be no smaller than eight and one-half inches by
18 eleven inches in size, printed in 16-point font, in English and
19 Spanish
20 e. A business or establishment that fails to comply with the
21 requirements of this section shall be liable for a civil penalty of
22 \$300 for a first offense and \$1000 for each subsequent offense.
23
24 3. This act shall take effect immediately.
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26

27 STATEMENT
28

29 This bill amends the “Human Trafficking Prevention, Protection,
30 and Treatment Act,” to direct the Commission on Human
31 Trafficking to broaden its mission of developing public awareness
32 of human trafficking to include awareness of victim remedies and
33 services including the creation of a public awareness sign. The
34 commission would develop and determine the language for the
35 public awareness sign that contains the national, 24-hour toll-free
36 hotline telephone service on human trafficking and meets the
37 requirements set forth in the bill. The public awareness sign would
38 be revised and modified by the commission from time to time as
39 need may require.
40 The bill further requires certain establishments to the extent
41 possible to post the public awareness sign in a place that is clearly
42 conspicuous and visible. A business or establishment that fails to
43 comply would be liable for a civil penalty of \$300 for a first offense
44 and \$1000 for each subsequent offense.