

ASSEMBLY, No. 476

STATE OF NEW JERSEY

220th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2022 SESSION

Sponsored by:

Assemblywoman CAROL A. MURPHY

District 7 (Burlington)

Assemblywoman GABRIELA M. MOSQUERA

District 4 (Camden and Gloucester)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

SYNOPSIS

Requires DCA, in consultation with Commission on Human Trafficking, to establish Statewide initiative for Red Sand Project.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



(Sponsorship Updated As Of: 3/16/2023)

1 **AN ACT** concerning human trafficking and amending P.L.2013,
2 c.121 and supplementing Title 2C of the New Jersey Statutes.

3

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

6

7 1. Section 1 of P.L.2013, c.121 (C.52:17B-237) is amended to
8 read as follows:

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

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

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

(4) Develop mechanisms to promote public awareness of human trafficking, including promotion of the national, 24-hour toll-free hotline telephone service on human trafficking described under section 18 of P.L.2013, c.51 (C.2C:13-11) and other initiatives, including, but not limited to, the Red Sand Project set forth in P.L. , c. (C.) (pending before the Legislature as this bill), and the promotion of training courses and other educational materials for use by persons required under section 19 of P.L.2013, c.51 (C.2C:13-12) to undergo training on the handling of and response procedures for suspected human trafficking activities.

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

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

2. (New section) a. The Department of Community Affairs shall, in consultation with the Commission on Human Trafficking established by section 1 of P.L.2013, c.51 (C.52:17B-237), establish a Statewide initiative for the Red Sand Project, which shall coincide with Human Trafficking Prevention Month.

b. Pursuant to section 2 of P.L.2013, c.51 (C.52:17B-238), the Attorney General, in consultation with the Commission on Human Trafficking established by section 1 of P.L.2013, c.51 (C.52:17B-237), may provide for the expenditures of monies from the “Human Trafficking Survivor’s Assistance Fund” to assist with the Red Sand Project Initiative.

3. This act shall take effect immediately.

STATEMENT

The bill would establish a Statewide Initiative for the Red Sand Project.

Under the bill, the Department of Community Affairs would, in consultation with the Commission on Human Trafficking, establish a Statewide initiative for the Red Sand Project. This initiative would coincide with the month of January, which is designated as Human Trafficking Prevention Month.

The Attorney General, in consultation with the Commission on Human Trafficking, may provide for the expenditures of monies from the “Human Trafficking Survivor’s Assistance Fund” to assist with the Red Sand Project Initiative.

Under current law, the Commission on Human Trafficking is required to, among other things, develop mechanisms to promote

1 public awareness of human trafficking, including promotion of the
2 national, 24-hour toll-free hotline telephone service on human
3 trafficking. This bill would require the commission to develop
4 mechanisms to promote the Red Sand Project.

5 The Red Sand Project was created by artist Molly Gochman and
6 involves pouring red sand in the cracks of sidewalks to promote
7 awareness of human trafficking and to recognize the human
8 trafficking victims who metaphorically “fall through the cracks” of
9 our social, economic, and political systems.