

4. An anticipated parole date, as established by the New Jersey State Parole Board, for inmates serving indeterminate sentences.

10A:20-4.9 Exclusions from Residential Community Release Agreement Programs

(a) The following circumstances may make an inmate ineligible for participation in Residential Community Release Agreement Programs:

1. A previous violation of the:
 - i. Intensive Supervision Program (I.S.P.);
 - ii. Intensive Supervision Surveillance Program (I.S.S.P.);
 - iii. Electronic Monitoring/Home Confinement Program;
 - iv. Work/Study Release Program;
 - v. Furlough Program; or
 - vi. Other Residential Community Release Agreement Programs;
2. Detainers or warrants which do not preclude eligibility for full minimum custody status but on which an arrest would be made by local police departments if an inmate were transferred to a contract agency;
3. Association with organized crime as indicated on the commitment paper or in the pre-sentence report;
4. A medical condition requiring the inmate to take psychotropic and/or addictive medication;
5. Dental work in progress; and/or
6. A pending surgical procedure.

10A:20-4.10 Inmate application and review by the Institutional Community Release Agreement Program Coordinator

(a) An inmate interested in participating in a Residential Community Release Agreement Program shall complete and sign all sections of Form 686-I RESIDENTIAL COMMUNITY RELEASE AGREEMENT PROGRAM APPLICATION and submit it to the Institutional Community Release Agreement Program Coordinator for review.

(b) The Institutional Community Release Agreement Program Coordinator shall explain to the inmate that the inmate's signature on Form 686-I merely signifies a willingness to participate in the Residential Community Release Agreement Program and does not signify that the inmate has been approved for the Program.

(c) The Institutional Community Release Agreement Program Coordinator, upon receipt of the application from the inmate, shall determine:

1. That Form 686-I is completely and accurately filled out; and

2. That the inmate-applicant meets all the general criteria established for inmate participation in the Residential Community Release Agreement Program and the criteria specific to the Program for which the inmate is applying.

(d) If the inmate does not meet the criteria, the inmate shall be notified of the reason(s), in writing, by the Institutional Community Release Agreement Program Coordinator.

(e) If the inmate meets the criteria, the Institutional Community Release Agreement Program Coordinator shall submit the signed Form 686-I to the Institutional Classification Committee (I.C.C.) for review.

10A:20-4.11 Medical review of applicants for Residential Community Release Agreement Programs

(a) A complete review of an inmate's medical records shall be made when the inmate is being considered for placement in a Residential Community Release Agreement Program.

(b) The Chief Physician shall be responsible for reviewing an inmate's medical records and considering the following factors which include, but are not limited to:

1. The employability of the inmate;
2. The work limitations of the inmate, such as no food handling, light duty, no work around machinery;
3. Medication(s), such as psychotropic and addictive medication;
4. Chronic illness, such as diabetes, asthma;
5. Dental work in progress; and
6. Impending surgery.

(c) The chief Physician shall be responsible for completing Form 686-II MEDICAL EVALUATION and submitting the Form to the Institutional Community Release Agreement Program Coordinator who will forward Form 686-II to the Institutional Classification Committee (I.C.C.).

(d) If there are questions regarding the appropriateness of medically approving an inmate for participation in a Residential Community Release Agreement Program, the Chief Physician shall contact the Office of Institutional Support Services (O.I.S.S.), Health Service Unit, Director of Medical Services, for assistance prior to sending the completed Form 686-II to the Institutional Community Release Agreement Program Coordinator.

(e) The Institutional Community Release Agreement Program Coordinator shall notify the Bureau of Contract Administration of any changes in the inmate applicant's

medical condition that occur during the period of time between the completion of the medical review and the transfer of the inmate to the Program.

10A:20-4.12 Institutional Classification Committee's (I.C.C.) review and disposition

(a) The Institutional Classification Committee (I.C.C.) shall have the authority to review the inmate's file, and the discretion to approve or reject the inmate's application to participate in a Residential Community Release Agreement Program after considering:

1. The general eligibility criteria in N.J.A.C. 10A:20-4.6;
2. The circumstances which make an inmate ineligible for program participation outlined in N.J.A.C. 10A:20-4.9;
3. The nature and circumstance(s) of the present and/or previous convictions;
4. The inmate's overall correctional facility adjustment;
5. The professional and medical reports on the inmate;
6. The extent of the inmate's offense history;
7. The extent of the inmate's substance abuse history;
8. The inmate's assaultive history;
9. The inmate's present and/or previous parole violation(s);
10. The inmate's previous failure in a Residential Community Release Agreement Program; and/or
11. Any other factor(s) which in the judgement of the I.C.C., would assist the I.C.C. in determining the suitability of the inmate to participate in a Residential Community Release Agreement Program.

(b) The I.C.C. is authorized to evaluate the seriousness and/or recency of an inmate's previous violations of the Intensive Supervision Program, Intensive Supervision Surveillance Program, Electronic Monitoring/Home Confinement Program, Work/Study Release Program, Furlough Program, or other Residential Community Release Agreement Programs in order to determine the appropriateness of the inmate for a Residential Community Release Agreement Program placement.

(c) The I.C.C. shall reject an inmate's application when placement of the inmate in a Residential Community Release Agreement Program would pose a threat to the community or cause adverse community reaction, or the Residential Community Release Agreement Program services minors and the inmate has a history of child abuse.

(d) The I.C.C. should use its discretion in considering the above factors when reviewing an inmate's application for a Residential Community Release Agreement Program.

(e) The Institutional Community Release Agreement Program Coordinator shall attend all meetings of the I.C.C. when Residential Community Release Agreement Program cases are being reviewed.

(f) The Institutional Community Release Agreement Program Coordinator will notify the inmate, in writing, of the status of the inmate's application to a Residential Community Release Agreement Program.

10A:20-4.13 Forwarding documents to the Bureau of Contract Administration

(a) Following approval of an inmate to participate in a Residential Community Release Agreement Program, the Institutional Community Release Agreement Program Coordinator shall submit Form 686-I RESIDENTIAL COMMUNITY RELEASE AGREEMENT PROGRAM APPLICATION and Form 686-II MEDICAL EVALUATION to the Bureau of Contract Administration along with two copies of the following:

1. Up-to-date classification material for the inmate-applicant which includes a psychological evaluation not more than six months old;
2. The progress sheet from the inmate's classification folder and any other relevant information regarding the inmate's correctional facility adjustment and program participation;
3. The inmate's criminal history record (rap sheet);
4. The inmate's parole plan;
5. The New Jersey State Parole Board hearing decision, if available;
6. Form 684-VI REQUEST FOR INVESTIGATION OF FURLOUGH DESTINATION or, if available, the results of that investigation from the appropriate District Parole Office;
7. A recent inmate photograph with physical description on the reverse side;
8. The status of detainers on file;
9. The Pre-Sentence Report;
10. The court commitment order when fines, penalties or restitution are part of the sentence; and
11. Keep separate orders.

(b) If the inmate has not previously applied for furlough, Form 684-VI should be completed and submitted to the Bureau of Contract Administration along with the material listed above.