

## CHAPTER 96

## AFTERCARE AND PAROLE SERVICES

## Authority

N.J.S.A. 2A:4A-60, 2C:39-6a(9), 47:1A-2, 52:17B-170e(14) and (22), 52:17B-174 and Executive Order No. 9(1963).

## Source and Effective Date

R.2000 d.330, effective August 7, 2000.  
See: 32 N.J.R. 1750(a), 32 N.J.R. 2915(a).

## Executive Order No. 66(1978) Expiration Date

Chapter 96, Aftercare and Parole Services, expires on August 7, 2005.

## Chapter Historical Note

Chapter 96, Aftercare and Parole Services, was adopted as R.2000 d.330, effective August 7, 2000. See: Source and Effective Date.

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## SUBCHAPTER 1. GENERAL PROVISIONS

## 13:96-1.1 Purpose and scope

(a) The purpose of this chapter is to establish policies and procedures regarding the use of force by juvenile parole officers, both on duty and off duty. Policies and procedures regarding the use of force by juvenile corrections officers employed in the Commission's secure facilities, secure facility satellite units and Stabilization and Reintegration Program (Boot Camp) are set forth in N.J.A.C. 13:95. Policies and procedures regarding the use of force by internal affairs investigators employed in the Commission's Internal Affairs Unit are set forth in N.J.A.C. 13:97.

(b) This chapter shall be applicable to juvenile parole officers employed by the New Jersey Juvenile Justice Commission's Office of Aftercare and Parole Services in the following titles: Senior Parole Officer, Juvenile Justice; Senior Parole Officer, Juvenile Justice, Bilingual in Spanish/English; Parole Officer Recruit, Juvenile Justice; and Parole Officer Recruit, Juvenile Justice, Bilingual in Spanish/English.

## 13:96-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

"Assistant Director of Aftercare and Parole Services" means the Assistant Director of the Office of Aftercare and Parole Services in the New Jersey Juvenile Justice Commission.

"Assistant District Parole Supervisor, Juvenile Justice" means the Assistant District Parole Supervisor who supervises juvenile parole officers within the Regional Aftercare and Parole Services Office.

"Central Communications Unit" means the centralized communication center within the New Jersey Department of Corrections which coordinates certain functions of the Commission's Office of Aftercare and Parole Services on a 24 hour, seven days a week basis.

"Chemical agent" means an aerosol spray which may be used to gain control of individuals who resist arrest or for the purpose of self-defense against an attack.

"Commission" means the New Jersey Juvenile Justice Commission.

"Deadly force" means force which is intended to cause, or is likely to cause, death or serious bodily harm.

"Deputy Executive Director" means the Deputy Executive Director of the New Jersey Juvenile Justice Commission.

“Director of Aftercare and Parole Services” means the Director of the Office of Aftercare and Parole Services in the New Jersey Juvenile Justice Commission responsible for the supervision of juvenile parole officers employed by the Commission’s Office of Aftercare and Parole Services.

“Director of Operations” means the Director of Operations responsible for the overall operation and supervision of the secure and non-secure facilities of the New Jersey Juvenile Justice Commission.

“Executive Director” means the Executive Director of the New Jersey Juvenile Justice Commission.

“Internal Affairs Unit” means the unit responsible for conducting investigations within the Commission at the direction of the Executive Director.

“Juvenile inmate” means an individual who has been adjudicated delinquent and sentenced to a term of incarceration to be served under the custody of the New Jersey Juvenile Justice Commission. For the purpose of this chapter, “juvenile inmate” shall only refer to those individuals residing in a New Jersey Juvenile Justice Commission facility.

“Juvenile parolee” means an adjudicated delinquent who is subject to the jurisdiction of the New Jersey State Parole Board, and who has been released on parole, and/or post-incarceration supervision, or any individual released from another State juvenile secure facility who resides in New Jersey under the terms of the Juvenile Compacts for the Supervision of Parolees and Probationers. For the purposes of this chapter, juvenile parolee includes any individual, regardless of age, who is completing a term of parole or post-incarceration supervision pursuant to an adjudication of delinquency.

“Juvenile parole officer” means juvenile corrections officers with the following New Jersey Juvenile Justice Commission, Office of Aftercare and Parole Services’ titles who have been sworn as peace officers:

1. Assistant District Parole Supervisor, Juvenile Justice;
2. Senior Parole Officer, Juvenile Justice;
3. Senior Parole Officer, Juvenile Justice, Bilingual in Spanish/ English;
4. Parole Officer Recruit, Juvenile Justice; and
5. Parole Officer Recruit, Juvenile Justice, Bilingual in Spanish/ English.

“Mechanical restraints” means restraining devices such as, but not limited to, handcuffs, flex cuffs, leg irons and belly chains.

“Non-deadly force” means force which is not likely to cause death or serious bodily harm.

“Office of Aftercare and Parole Services” means the office within the New Jersey Juvenile Justice Commission which is charged with the preparation for release and supervision of those juvenile offenders who are paroled by the New Jersey State Parole Board, and the supervision of the juvenile parolees from other states who have been accepted under the terms of the Juvenile Compacts for the Supervision of Parolees and Probationers.

“Police Training Commission” or “PTC” means the agency established in the Department of Law and Public Safety by the provisions of N.J.S.A. 52:17B-70 et seq., to, among other things, review and approve the development of an educational and training curriculum, including firearms instruction, for law enforcement officers.

“Post-incarceration supervision” means that term of supervision, defined in the New Jersey Code of Juvenile Justice at N.J.S.A. 2A:4A-44d(5), which is equivalent to one third of the term of incarceration imposed, and commences upon release from incarceration or parole, whichever is later.

“Regional Aftercare and Parole Services Supervisor” means the supervisor of the Regional Aftercare and Parole Services Office.

### 13:96-1.3 Oath of office form

An oath of office form shall be reproduced from originals that are available by contacting the Juvenile Justice Commission’s Office of Training.

### 13:96-1.4 Confidentiality of information

All information contained in the master lists or reports maintained or submitted by employees of the Commission pursuant to the requirements of this chapter shall be confidential and such master lists and reports shall not be subject to public inspection or copying pursuant to the “Right to Know Law,” N.J.S.A. 47:1A-1, et seq.

## SUBCHAPTER 2. USE OF FORCE WHILE ON DUTY

### 13:96-2.1 Juvenile parole officers authorized to carry firearms while on-duty

(a) Prior to being permitted to carry a firearm on duty, juvenile parole officers shall:

1. Pursuant to N.J.S.A. 52:17B-66 et seq., have taken and successfully completed the PTC-approved Basic Course for Juvenile Parole Officers or have taken and completed an equivalent PTC approved course for State or county parole officers to substitute for this requirement;