

(c) Events considered newsworthy shall include, but are not limited to:

1. Supervisory staff appointments;
2. Approval of Federal grants;
3. New construction;
4. Expansion or addition of services;
5. Significant changes in programs;
6. Opening of new correctional facilities;
7. Open houses;
8. Inspection tours;
9. Special events;
10. Volunteer activities and social functions of a commemorative or programmatic nature;
11. Public appearances by Department of Corrections personnel;
12. Participation of Department of Corrections personnel at conferences;
13. Publication of books, pamphlets or articles by Department of Corrections personnel;
14. Creation and/or operation of special programs or projects by inmates; and
15. Any other event worthy of public notice.

Amended by R.2009 d.74, effective March 2, 2009.
See: 40 N.J.R. 6374(a), 41 N.J.R. 1052(b).

In (c)14, inserted "and" at the end; deleted former (c)15; and re-codified former (c)16 as (c)15.

10A:19-2.5 Emergency situations

(a) The Office of Public Information, New Jersey Department of Corrections, shall be informed of all incidents of an unusual nature, which occur at a correctional facility or involve inmates or staff, that may stimulate inquiries from the news media.

(b) In emergency situations, such as, but not limited to, disturbances; unusual or unexpected deaths or injuries to inmates, employees, volunteers or visitors; and escapes, the Administrator or designee shall immediately notify the appropriate Assistant Commissioner or designee, and at the direction of the Assistant Commissioner or designee, the Office of Public Information.

(c) After obtaining full information from the correctional facility, the Office of Public Information may release the pertinent facts to the news media with the approval of the Commissioner or designee.

(d) If it is determined that public knowledge of emergency situations or ongoing investigations would threaten the maintenance of order, safety, or security within a correctional fa-

cility, the Office of Public Information shall release information to the news media at a later more appropriate time.

(e) Information concerning the suspension of visiting programs within correctional facilities shall be disseminated in accordance with N.J.A.C. 10A:18-6, Visits.

Amended by R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

In (a), deleted "parolees" following "inmates"; in (b), substituted "walkaways" for "walkways" and inserted "or designee" following "Assistant Commissioner"; in (c), substituted "release" for "relay" preceding "the pertinent facts" and inserted "or designee" following "Commissioner"; rewrote (d).

Amended by R.2008 d.176, effective July 7, 2008.
See: 40 N.J.R. 1602(a), 40 N.J.R. 4220(b).

In (b), inserted "but not limited to," "volunteers or visitors; and" and "at the direction of the Assistant Commissioner or designee," substituted a semicolon for a comma following "disturbances" and a comma for "or" following "inmates"; and deleted "and walkaways" following "escapes" and "of the incident" following "Information".

10A:19-2.6 News media representative and/or freelancer contacts

All news media representative and/or freelancer inquiries shall be processed in the Office of Public Information, New Jersey Department of Corrections, in accordance with N.J.A.C. 10A:19-3, News Media Representative and/or Freelancer Contacts with Correctional Facilities and Inmates.

Amended by R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

10A:19-2.7 (Reserved)

Amended by R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

In (a), substituted "the" for "his or her" and inserted "Division" preceding "reports".

Repealed by R.2009 d.47, effective February 2, 2009.
See: 40 N.J.R. 5949(a), 41 N.J.R. 799(a).

Section was "Division monthly and annual reports".

10A:19-2.8 Public access to information

(a) Members of the public may obtain general information and/or contact the Department of Corrections by:

1. Accessing the official Department of Corrections website at www.state.nj.us/corrections. Informational categories available on the website include, but are not limited to, offender search and offender statistics, correctional facility names, locations and phone numbers, in the news press releases, New Jersey Administrative Code Title 10A, Department of Corrections rule proposals, frequently asked questions, careers in corrections, and information regarding the Open Public Records Act (OPRA);

2. Writing to the New Jersey Department of Corrections, Office of Public Information at PO Box 863, Trenton, New Jersey 08625-0863; and

3. Telephoning the Department of Corrections at (609) 292-9340.

New Rule, R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

SUBCHAPTER 3. NEWS MEDIA REPRESENTATIVE
AND/OR FREE-LANCER CONTACTS WITH
CORRECTIONAL FACILITIES AND INMATES

**10A:19-3.1 Interviewing and photographing inmates by
news media representatives and/or
freelancers**

(a) An inmate may be photographed, interviewed, recorded, filmed and/or videotaped by news media representatives and/or freelancers:

1. If the inmate has sufficient mental capacity to understand the nature and implication of these activities;
2. If the inmate indicates approval by signing Form 283-I Inmate Consent for the News Media; and
3. If such activity does not interfere with the security or orderly running of a correctional facility, satellite unit or residential facility.

(b) In the event an inmate is a juvenile sentenced as an adult or an inmate does not have sufficient mental capacity to understand the nature and implication of being photographed, interviewed, recorded, filmed and/or videotaped by news media representatives and/or freelancers, the written consent of the inmate's guardian shall be required.

Amended by R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

In (a), deleted "his or her" preceding "approval" in 2 and substituted "a correctional facility" for "an institution" in 3; in (b), inserted "is a juvenile sentenced as an adult or an inmate" following "In the event an inmate".

10A:19-3.2 (Reserved)

Repealed by R.2009 d.74, effective March 2, 2009.
See: 40 N.J.R. 6374(a), 41 N.J.R. 1052(b).

Section was "News media presence at an execution".

**10A:19-3.3 Requests by news media representatives and
freelancers**

(a) All requests by news media representatives and freelancers to photograph, interview, record, film and/or videotape an inmate(s) shall be submitted in writing, in person, or

by telephone to the Office of Public Information, New Jersey Department of Corrections for review.

(b) The Office of Public Information shall verify the affiliation of each news media representative or freelancer.

(c) In order for a request to be considered, the publisher or company that the freelancer represents shall submit a statement to the Office of Public Information which indicates that the product of the freelancer will be published or broadcast.

Amended by R.2004 d.29, effective January 20, 2004.
See: 35 N.J.R. 4427(a), 36 N.J.R. 446(a).

In (c), substituted "In order for a request to be considered, the publisher or company that the freelancer represents shall submit" for "A free-lancer must have his or her publisher or company submit".

**10A:19-3.4 Decision on news media representative
and/or freelancer requests**

(a) The Office of Public Information, New Jersey Department of Corrections, in consultation with the Commissioner or designee, shall review and make a decision regarding all requests by news media representatives and/or freelancers to photograph, interview, record, film and/or videotape an inmate(s) and shall notify the Administrator of the correctional facility of the decision in writing. If the request is approved, the Office of Public Information shall provide to the Administrator written verification of the name and number of the inmate(s) and the audio/visual mode(s) that has been authorized.

(b) The Administrator of the correctional facility, in consultation with the Commissioner or designee, may request a subsequent review of the approval from the Office of Public Information to news media representatives and/or freelancers when the interests of discipline, safety, security, and/or the orderly operation of the correctional facility would be disrupted by the inmate or the activity of the news media representatives and/or freelancers. If the decision is overturned and the request denied after the subsequent review, the Administrator shall provide a written report within 24 hours to the Commissioner or designee as to the reasons therefor.

(c) Inmate contact visits with news media representatives and/or freelancers shall be prohibited when the inmate has been found guilty of a prohibited act identified in a zero tolerance policy as defined in N.J.A.C. 10A:1-2.2 and established at N.J.A.C. 10A:4-12. In those cases in which contact visits have been terminated, every effort will be made