

**CHAPTER 92**

**MANUAL OF STANDARDS FOR JUVENILE  
DETENTION FACILITIES**

**Authority**

N.J.S.A. 2A:4A-37; 18A:7B-5; 47:1A-1 and 5; 52:17B-170(e)(6), (14), (15), (21) and (22); 52:17B-171a(1) and (5); and 52:17B-176a(6) through (9).

**Source and Effective Date**

R.2011 d.092, effective February 23, 2011.  
See: 42 N.J.R. 2588(a), 43 N.J.R. 735(a).

**Chapter Expiration Date**

Chapter 92, Manual of Standards for Juvenile Detention Facilities, expires on February 23, 2016.

**Chapter Historical Note**

Chapter 92, Manual of Standards for Juvenile Detention Facilities, was originally codified in Title 10A as Chapter 32, Manual of Standards for Juvenile Detention Facilities. Chapter 32 was adopted as R.1980 d.14, effective January 11, 1980. See: 11 N.J.R. 284(b), 12 N.J.R. 87(b). Pursuant to Executive Order No. 66(1978), Chapter 32 expired February 1, 1985.

Chapter 32, Manual of Standards for Juvenile Detention Facilities, was adopted as new rules by R.1985 d.97, effective March 4, 1985. See: 17 N.J.R. 40(a), 17 N.J.R. 598(a). Pursuant to Executive Order No. 66(1978), Chapter 32 expired on March 4, 1990.

Chapter 32, Manual of Standards for Juvenile Detention Facilities, was adopted as new rules by R.1990 d.208, effective April 16, 1990. See: 22 N.J.R. 313(a), 22 N.J.R. 1265(c).

Pursuant to Executive Order No. 66(1978), Chapter 32, Manual of Standards for Juvenile Detention Facilities, was readopted as R.1995 d.293, effective May 12, 1995, and was recodified as N.J.A.C. 10:19 by R.1995 d.293, effective June 5, 1995. See: 27 N.J.R. 1101(a), 27 N.J.R. 2221(a).

Pursuant to Executive Order No. 66(1978), Chapter 19, Manual of Standards for Juvenile Detention Facilities, was readopted as R.2000 d.189, effective April 7, 2000, and was recodified as N.J.A.C. 13:92 by R.2000 d.189, effective May 1, 2000. See: 32 N.J.R. 651(a), 32 N.J.R. 1627(a).

Chapter 92, Manual of Standards for Juvenile Detention Facilities, was readopted as R.2005 d.372, effective October 4, 2005. See: 37 N.J.R. 1417(a), 37 N.J.R. 4283(a).

Chapter 92, Manual of Standards for Juvenile Detention Facilities, was readopted as R.2011 d.092, effective February 23, 2011. As a part of R.2011 d.092, Subchapter 5, Intake and Admission, was renamed Intake and Admission; Electronic Monitoring Programs, effective March 21, 2011. See: Source and Effective Date. See, also, section annotations.

**CHAPTER TABLE OF CONTENTS**

**SUBCHAPTER 1. INTRODUCTION**

- 13:92-1.1 Purpose and scope
- 13:92-1.2 Definitions
- 13:92-1.3 Objectives of detention

**SUBCHAPTER 2. LEGAL PROVISIONS**

- 13:92-2.1 Legal authority of Commission
- 13:92-2.2 Inspection provision

- 13:92-2.3 Enforcement
- 13:92-2.4 Variance
- 13:92-2.5 Other legal authority

**SUBCHAPTER 3. ORGANIZATION AND ADMINISTRATION**

- 13:92-3.1 Responsibilities of the County Boards of Chosen Freeholders or County Executive
- 13:92-3.2 Financial requirements

**SUBCHAPTER 4. PHYSICAL STANDARDS**

- 13:92-4.1 Location, building approval and limitations
- 13:92-4.2 Juvenile population capacity
- 13:92-4.3 Building and grounds
- 13:92-4.4 Fire protection
- 13:92-4.5 Sleeping rooms
- 13:92-4.6 Sleeping rooms; new and renovated facilities
- 13:92-4.7 Bathing and toilet facilities
- 13:92-4.8 Kitchens
- 13:92-4.9 Dining areas
- 13:92-4.10 Indoor recreational areas
- 13:92-4.11 Outdoor recreational areas
- 13:92-4.12 Schoolrooms
- 13:92-4.13 Office, reception and visiting areas
- 13:92-4.14 Medical facilities
- 13:92-4.15 Storage areas

**SUBCHAPTER 5. INTAKE AND ADMISSION; ELECTRONIC MONITORING PROGRAMS**

- 13:92-5.1 (Reserved)
- 13:92-5.2 Eligibility for admission
- 13:92-5.3 Intake and admission procedures
- 13:92-5.4 Electronic Monitoring Programs

**SUBCHAPTER 6. RECORDS AND REPORTS**

- 13:92-6.1 Intake information
- 13:92-6.2 Individual case records
- 13:92-6.3 Master log book
- 13:92-6.4 Medication log
- 13:92-6.5 Log for temporary restriction and special daily schedule
- 13:92-6.6 Mechanical restraint log

**SUBCHAPTER 7. CONTROL, DISCIPLINE AND GRIEVANCE PROCEDURE**

- 13:92-7.1 Rules and regulations
- 13:92-7.2 Grievance procedure
- 13:92-7.3 Behavior management
- 13:92-7.4 Temporary restriction and special daily schedule
- 13:92-7.5 Physical and mechanical restraints
- 13:92-7.6 Reporting of incidents

**SUBCHAPTER 8. PHYSICAL CARE OF JUVENILES**

- 13:92-8.1 Food and nutrition
- 13:92-8.2 Clothing
- 13:92-8.3 Personal hygiene
- 13:92-8.4 Household duties and work

**SUBCHAPTER 9. PROGRAM SERVICES**

- 13:92-9.1 Medical services
- 13:92-9.2 Recreation
- 13:92-9.3 Education
- 13:92-9.4 Social services
- 13:92-9.5 Psychiatric and psychological services
- 13:92-9.6 Religion
- 13:92-9.7 Visiting
- 13:92-9.8 Mail
- 13:92-9.9 Telephone

## SUBCHAPTER 10. STAFF; GENERAL REQUIREMENTS

- 13:92-10.1 Personnel policies
- 13:92-10.2 Selection of personnel
- 13:92-10.3 Personnel qualifications
- 13:92-10.4 Personnel files
- 13:92-10.5 Health
- 13:92-10.6 Staff coverage
- 13:92-10.7 Staff development
- 13:92-10.8 Volunteers

## SUBCHAPTER 11. STAFF; RESPONSIBILITIES

- 13:92-11.1 Administrator
- 13:92-11.2 Child care workers
- 13:92-11.3 Social service worker
- 13:92-11.4 Teacher
- 13:92-11.5 Physician and related personnel
- 13:92-11.6 Clerical staff
- 13:92-11.7 Food service staff
- 13:92-11.8 Maintenance and housekeeping staff

## SUBCHAPTER 12. CONFIDENTIALITY OF INFORMATION

- 13:92-12.1 Confidential records and information

## APPENDIX A

## APPENDIX B

## SUBCHAPTER 1. INTRODUCTION

**13:92-1.1 Purpose and scope**

(a) The purpose of this chapter is to:

1. Establish the minimum criteria for the administration of county juvenile detention facilities;
2. Establish standards for the provision of programs and services for juveniles in county juvenile detention facilities;
3. Establish standards to analyze and evaluate the performance and adequacy of services provided to juveniles by county juvenile detention facilities, and delineate the deficiencies which require improvement; and
4. Establish the minimum criteria for the planning, design and construction of new county juvenile detention facilities or the renovation of existing facilities.

(b) This chapter shall be applicable to all county juvenile detention facilities in the State of New Jersey.

New Rule, R.2000 d.189, effective May 1, 2000.  
See: 32 N.J.R. 651(a), 32 N.J.R. 1627(a).

**13:92-1.2 Definitions**

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

“Child care worker” means staff who provide direct supervision of juveniles during their daily activities for the

purpose of ensuring their safety and security. Child care staff shall include, but is not limited to, juvenile detention officers, youth aides and youth workers.

“Commission” means the New Jersey Juvenile Justice Commission.

“Delinquency” means the commission of an act by a juvenile which, if committed by an adult, would constitute:

1. A crime;
2. A disorderly persons offense or petty disorderly persons offense; or

3. A violation of any other penal statute, ordinance, or regulation. But, the commission of: an act which constitutes a violation of chapter 3, 4, 6 or 8 of Title 39 of the Revised Statutes by a juvenile of any age; an act relating to the ownership or operation of a motorized bicycle which constitutes a violation of chapter 3 or 4 of Title 39 of the Revised Statutes by a juvenile of any age; an act which constitutes a violation of article 3 or 6 of chapter 4 of Title 39 of the Revised Statutes pertaining to pedestrians and bicycles, by a juvenile of any age; the commission of an act which constitutes a violation of P.L. 1981, c.318 (N.J.S.A. 26:3D-1 et seq.), P.L. 1981, c.319 (N.J.S.A. 26:3D-7 et seq.), P.L. 1981, c.320 (N.J.S.A. 26:3D-15 et seq.), P.L. 1985, c.185 (N.J.S.A. 26:3E-7 et seq.), P.L. 1985, c.186 (N.J.S.A. 26:3D-32 et seq.), N.J.S.A. 2C:33-13, P.L. 1985, c.318 (N.J.S.A. 26:3D-38 et seq.), P.L. 1985, c.381 (N.J.S.A. 26:3D-46 et seq.), or of any amendment or supplement thereof, by a juvenile of any age; an act which constitutes a violation of chapter 7 of Title 12 of the Revised Statutes relating to the regulation and registration of power vessels, by a juvenile of any age or section 2 of P.L. 1987, c.453 (N.J.S.A. 12:7-61); or an act which constitutes a violation of a municipal ordinance enacted pursuant to section 2 of P.L. 1992, c.132 (N.J.S.A. 40:48-2.52) pertaining to curfew ordinances shall not constitute delinquency as defined in this section.

“Detention” means the temporary care of juveniles in physically restricting facilities pending court disposition. (N.J.S.A. 2A:4A-22c).

“Detention facility” means a facility specified by the Commission, affording secure, short-term custody for delinquent juveniles, or juveniles alleged to be delinquent.

“Fire-resistant” means materials which, due to chemical treatment or inherent properties, do not ignite readily or propagate flaming under small to moderate exposure.

“Gesture” means the act of moving the limbs or body as an expression of thought or emphasis.

“Isolation” means the temporary restriction of a juvenile to his or her sleeping room or isolation room.