

**CHAPTER 90**

**JUVENILE JUSTICE COMMISSION**

**Authority**

N.J.S.A. 52:17B-169, 52:17B-170, 52:17B-171, 52:17B-176, 52:17B-179, and 52:17B-180.

**Source and Effective Date**

R.2008 d.152, effective May 15, 2008.  
See: 40 N.J.R. 95(a), 40 N.J.R. 3746(a).

**Chapter Expiration Date**

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 90, Juvenile Justice Commission, expires on May 15, 2015. See: 43 N.J.R. 1203(a).

**Chapter Historical Note**

Chapter 90, Juvenile Justice Commission, was adopted as R.1997 d.233, effective July 21, 1997. See: 29 N.J.R. 317(a), 29 N.J.R. 3261(b).

Subchapter 4, Juvenile Population in Detention, was adopted as Emergency New Rules by R.1998 d.119, effective February 3, 1998. See: 30 N.J.R. 871(a). The concurrent proposal of Subchapter 4 was adopted as R.1998 d.206, effective April 3, 1998. See: 30 N.J.R. 871(a), 30 N.J.R. 1619(a).

Subchapter 4, Juvenile Population in Detention, was repealed by R.2000 d.185, effective May 1, 2000. See: 32 N.J.R. 649(a), 32 N.J.R. 1623(a).

Chapter 90, Juvenile Justice Commission, was readopted as R.2002 d.405, effective November 19, 2002. See: 34 N.J.R. 2954(a), 34 N.J.R. 4471(a).

Chapter 90, Juvenile Justice Commission, was readopted as R.2008 d.152, effective May 15, 2008. See: Source and Effective Date. See, also, section annotations.

Subchapter 1A, Request and Remedy Process, was adopted as new rules by R.2013 d.102, effective August 19, 2013. See: 44 N.J.R. 2463(a), 45 N.J.R. 1963(a).

**CHAPTER TABLE OF CONTENTS**

**SUBCHAPTER 1. GENERAL PROVISIONS**

- 13:90-1.1 Purpose
- 13:90-1.2 Organization
- 13:90-1.3 Executive Board
- 13:90-1.4 Advisory Council
- 13:90-1.5 Executive Director
- 13:90-1.6 Definitions

**SUBCHAPTER 1A. REQUEST AND REMEDY PROCESS**

- 13:90-1A.1 Purpose
- 13:90-1A.2 Definitions
- 13:90-1A.3 Request and Remedy Form; lockbox
- 13:90-1A.4 Submission of requests
- 13:90-1A.5 Forwarding Request and Remedy Form to Executive Director or designee; confidentiality and log
- 13:90-1A.6 Investigation and resolution; mandatory reporting requirements
- 13:90-1A.7 Appeal of resolution; Request and Remedy Appeal Form
- 13:90-1A.8 No coercion

**SUBCHAPTER 2. COUNTY YOUTH SERVICES COMMISSION**

- 13:90-2.1 Purpose
- 13:90-2.2 Scope
- 13:90-2.3 Establishment
- 13:90-2.4 Membership
- 13:90-2.5 Bylaws
- 13:90-2.6 Chairpersons and committees
- 13:90-2.7 Meetings
- 13:90-2.8 Conflict of interest policy
- 13:90-2.9 Duties and responsibilities

**SUBCHAPTER 3. STATE/COMMUNITY PARTNERSHIP GRANT PROGRAM**

- 13:90-3.1 Purpose
- 13:90-3.2 Scope
- 13:90-3.3 Definitions
- 13:90-3.4 Participants
- 13:90-3.5 Allocation and funding formula
- 13:90-3.6 Application and planning process
- 13:90-3.7 County match
- 13:90-3.8 Disbursement
- 13:90-3.9 Contracting requirements
- 13:90-3.10 Funds management
- 13:90-3.11 Monitoring and evaluation

**SUBCHAPTER 4. (RESERVED)**

**SUBCHAPTER 1. GENERAL PROVISIONS**

**13:90-1.1 Purpose**

(a) The purpose of this chapter is to effectuate the mission of the Juvenile Justice Commission to reform the juvenile justice system by promoting public safety, accountability and rehabilitation of juvenile offenders through the planning, implementation and administration of a comprehensive program of sanctions and services for juveniles adjudicated or charged as delinquent, and delinquency prevention programs.

**13:90-1.2 Organization**

(a) The Juvenile Justice Commission is an agency, in, but not of, the Department of Law and Public Safety and consists of an:

1. Executive Board;
2. Advisory Council;
3. Executive Director; and
4. Such subdivisions as are deemed necessary by the Executive Board to perform the work of the Commission.

(b) The Commission is responsible for the development and implementation of a State and local community-based comprehensive program of sanctions and services for juveniles adjudicated or charged as delinquent and for the development and implementation of delinquency prevention programs in order to protect the public, ensure accountability and foster rehabilitation of juvenile offenders.

(c) The Commission exercises the powers, duties and responsibilities set forth in N.J.S.A. 52:17B-170 and such other powers as may be prescribed in other laws.

Amended by R.2002 d.405, effective December 16, 2002.

See: 34 N.J.R. 2954(a), 34 N.J.R. 4471(a).

In (c), amended the N.J.S.A. reference.

### 13:90-1.3 Executive Board

(a) The Executive Board consists of the Attorney General who serves as chair; the Commissioners of the Departments of Corrections and Children and Families who serve as vice-chairs; the Commissioner of Education; two persons who sit as chairs of two county youth services commissions; the chair of the Juvenile Justice Commission Advisory Council; and, subject to the approval of the Supreme Court, the Administrative Director of the Courts.

(b) The Executive Board is responsible for:

1. Formulating policy and direction of the work of the Commission;
2. Approving the organization of the Commission, including the appointment of all deputy directors and superintendents of juvenile facilities;
3. Approving the State Juvenile Justice Master Plan;
4. Approving the budget of the Commission;
5. Promulgating rules and regulations;
6. Designating an acting executive director, as necessary;
7. Establishing education and training requirements for corrections officers;
8. Establishing a mechanism to coordinate juvenile justice matters with the Supreme Court; and
9. Performing such other duties as prescribed by law and this chapter.

(c) The Executive Board meets at least once on a quarterly basis and at such other times as may be designated by the Chair.

Amended by R.2008 d.152, effective June 16, 2008.

See: 40 N.J.R. 95(a), 40 N.J.R. 3746(a).

In (a), substituted "Children and Families" for "Human Services".

### 13:90-1.4 Advisory Council

(a) The Advisory Council consists of: the Commissioners of Labor, Personnel, Health and Senior Services and Community Affairs, the Public Defender, a county prosecutor and three appointees each of the Governor, Speaker of the Assembly and President of the Senate, which appointees are qualified by knowledge, experience or interest in issues involved in the juvenile justice system.

(b) The Advisory Council is responsible for advising the Executive Director on the:

1. Implementation of recommendations of the Governor's Advisory Council on Juvenile Justice;
2. Implementation, coordination and collaboration of programs, services and sanctions for juveniles;
3. Actions to be taken to increase public awareness of the juvenile justice system and its needs;
4. State Juvenile Justice Master Plan; and
5. Actions to be taken to ensure the programs, services and sanctions for juvenile offenders are striving to provide balanced attention to the protection of the community, imposing accountability for offenses committed, fostering interaction and dialogue between the offender, victim and community and developing competencies in the juveniles to enable them to become responsible and productive members of the community.

(c) The Advisory Council meets at least quarterly and at such other times as designated by the Executive Director or the Chair of the Advisory Council.

Amended by R.2002 d.405, effective December 16, 2002.

See: 34 N.J.R. 2954(a), 34 N.J.R. 4471(a).

In (b), added 5.

### 13:90-1.5 Executive Director

(a) The Executive Director is the chief operating officer of the Commission.

(b) The Executive Director is responsible for:

1. Supervising and managing each juvenile facility and juvenile program operated by the Commission and designating the chief executive officer of each program;
2. Supervising the work of the Commission and the day-to-day exercise and performance of the functions, powers and duties of the Commission;
3. Appointing all deputy directors and superintendents, with the approval of the Executive Board; and
4. Performing such other duties as prescribed by law and this chapter.

Amended by R.2002 d.405, effective December 16, 2002.

See: 34 N.J.R. 2954(a), 34 N.J.R. 4471(a).

In (b)1, substituted "designating" for "designate".

### 13:90-1.6 Definitions

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

"Advisory Council" means the Advisory Council of the Juvenile Justice Commission.