

**CHAPTER 24****SUBSTANCE USE DISORDER TREATMENT PROGRAMS****Authority**

N.J.S.A. 30:1B-6 and 30:1B-10; and *Carl K. Hampton v. Department of Corrections*, Superior Court of New Jersey, Appellate Division, Docket No. A-4198-99T3 (February 1, 2001).

**Source and Effective Date**

R.2007 d.268, effective July 26, 2007.  
See: 39 N.J.R. 1622(a), 39 N.J.R. 3539(a).

**Chapter Expiration Date**

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 24, Substance Use Disorder Treatment Programs, expires on July 26, 2014. See: 43 N.J.R. 1203(a).

**Chapter Historical Note**

Chapter 24, Substance Use Disorder Treatment Programs, was adopted as new rules by R.2002 d.99, effective April 1, 2002. See: 33 N.J.R. 4194(a), 34 N.J.R. 1426(a).

Chapter 24, Substance Use Disorder Treatment Programs, was re-adopted as R.2007 d.268, effective July 26, 2007. As a part of R.2007 d.268, Subchapter 2, Treatment Programs, was renamed Treatment Programs and Other Services, effective August 20, 2007. See: Source and Effective Date. See, also, section annotations.

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**SUBCHAPTER 1. GENERAL PROVISIONS****10A:24-1.1 Purpose**

(a) The purpose of this chapter is to establish:

1. Policies and procedures for the administration of correctional facility/unit treatment programs;
2. Policies and procedures for substance use disorder continuum of care and other substance use disorder education and support programs for inmates who are identified as having substance use disorders; and
3. Eligibility criteria and other placement guidance for treatment and substance use disorder education and support programs.

Amended by R.2007 d.268, effective August 20, 2007.  
See: 39 N.J.R. 1622(a), 39 N.J.R. 3539(a).  
Rewrote the section.

**10A:24-1.2 Scope**

This chapter shall be applicable to all correctional facilities, administrative units and contract agencies that provide substance use disorder treatment programs and other substance use disorder educational and support programs under the jurisdiction of the New Jersey Department of Corrections.

Amended by R.2007 d.268, effective August 20, 2007.  
See: 39 N.J.R. 1622(a), 39 N.J.R. 3539(a).

Inserted "administrative units" and "and other substance use disorder educational and support programs".

**10A:24-1.3 Definitions**

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

"Addiction Severity Index (A.S.I.\*)" means a clinical screening and assessment instrument used to identify and evaluate substance use disorders (see N.J.A.C. 10A:9-2).

"Alternative Substance Use Disorder Program" means an alternative program that includes initiatives developed and implemented to address the substance use disorder concerns of inmates.

"Ancillary services" means those supplementary programs that include initiatives to address the social service needs specific to inmates who are identified as having substance use disorders. Examples of such ancillary services include, but are not limited to, employment, parenting, housing and other agency and governmental assistance programs.

“Assessment and Treatment Center” means a Residential Community Release Agreement Program that provides eligible inmates with a comprehensive assessment of their needs and risks, an orientation to a treatment regimen, and a referral to a halfway house, substance use disorder treatment program, or Mutual Agreement Program.

“Case management” means the management of inmate cases in order to bring services, resources and individuals together within a planned framework of action for purposes of achieving established goals. Case Management services are provided by designated staff of the Office of Drug Programs.

“Continuum of care” means a multi-phase approach designed to address substance use disorders and to assist eligible inmates with their reintegration into society. Examples of the multi-phase continuum of care approach are inmate participation in the following programs:

1. Correctional facility-based therapeutic community (T.C.);
2. Community-based corrections that includes assessment and treatment centers, MAP, substance use disorder support, and work release halfway houses; and
3. Release to parole supervision.

“File review assessment” means a thorough review of the contents of material in the inmate’s classification folder. A file review assessment is conducted by trained staff of the Office of Drug Programs in order to identify indications of current or past substance use.

“Intensive Parole Drug Program (I.P.D.P.)” means a parole program utilizing specially trained parole officers to provide intensive supervision to parolees in need of substance use disorder treatment.

“Living in Balance Program (L.I.B.)” means an Alternative Substance Use Disorder Program that is research-based and designed as a practical instructional system for conducting substance use disorder education groups for inmates who have substance use disorders. The program incorporates addiction awareness and program facilitation, social and family issues, consumer issues and stress reduction techniques. L.I.B. programs utilize specifically trained facilitators and L.I.B. curricula.

“Mutual Agreement Program (MAP)” means the cooperative agreement between the New Jersey Department of Corrections and the New Jersey Department of Human Services in reference to State-licensed, residential, community-based substance use disorder treatment programs throughout New Jersey for community-based treatment of inmates under the jurisdiction of the New Jersey Department of Corrections.

“Office of Drug Programs” means the office within the Department of Corrections, Division of Programs and Community Services responsible for addressing the substance use disorders of the inmate population. The Office of Drug Programs is responsible for the proper identification of inmate treatment needs, treatment dosages and for referral to appropriate

treatment programs. The Office of Drug Programs oversees, monitors, develops, and implements research-based substance use disorder programming.

“Substance use disorder” means a maladaptive pattern of substance use leading to clinically significant impairment or distress which includes substance abuse and substance dependency as indicated by results on a clinical screening and assessment instrument.

“Substance use disorder treatment” means the therapeutic process provided by trained counselors to assist inmates who have been identified and assessed, to have a moderate to extreme substance use disorder Addiction Severity Index rating.

“Therapeutic Community (T.C.)” means a self-contained treatment unit within a correctional facility. The T.C. approach uses a community model that is created within the housing unit of the T.C. as the primary method for creating social and psychological change in inmates with moderate to extreme substance use disorders.

“Therapeutic Community Liaison” means a correctional facility staff member designated by the Administrator who acts as a contact between facility staff and the Office of Drug Programs. The Therapeutic Community Liaison provides assistance in the tracking, monitoring, locating, referring and otherwise facilitating the placement of inmates in need of treatment in the Therapeutic Community Program.

“Therapeutic Community program waiting list” means a list of inmates identified as appropriate, eligible and referred for T.C. Program placement. The waiting list is maintained by the Office of Drug Programs and distributed to correctional facilities to assist in the placement of inmates in a T.C.

“Treatment dosage” means the duration of treatment time as identified through research and further established via treatment standards that provides optimal treatment outcomes.

“Zero Tolerance Drug/Alcohol Policy” See N.J.A.C. 10A:1-2.2.

Amended by R.2007 d.268, effective August 20, 2007.  
See: 39 N.J.R. 1622(a), 39 N.J.R. 3539(a).

Deleted definitions “Alternative Sanction Program”, “Continuum of treatment”, “Day Reporting Center” and “Treatment”; added definitions “Alternative Substance Use Disorder Program”, “Ancillary services”, “Case management”, “Continuum of care”, “File review assessment”, “Living in Balance Program (L.I.B.)”, “Substance use disorder treatment”, “Therapeutic Community Liaison”, “Therapeutic Community program waiting list”, and “Treatment dosage”; rewrote definition “Assessment and Treatment Center”; and substituted definitions “Mutual Agreement Program (MAP)” and “Office of Drug Programs” for definitions “Mutual Agreement Program (M.A.P.)” and “Office of Community and Drug Programs”, and rewrote both.

#### 10A:24-1.4 Authority

Pursuant to N.J.S.A. 30:4-91.2, the Commissioner, New Jersey Department of Corrections, or designee may designate as a place of confinement any available, suitable and appro-