

LEGISLATIVE HISTORY CHECKLIST
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(Youth Correctional Facilities---Jamesburg &
 Bordentown---require improvements prior to
 transfer to Human Services)

NJSA: 30:1B-33 to 30:1B-38

LAWS OF: 1993 **CHAPTER:** 283

BILL NO: A2613

SPONSOR(S) Wright and Kramer

DATE INTRODUCED: May 20, 1993

COMMITTEE: **ASSEMBLY:** Health and Human Services
SENATE: ---

AMENDED DURING PASSAGE: Yes Amendments during passage
 First reprint enacted denoted by superscript numbers

DATE OF PASSAGE: **ASSEMBLY:** June 21, 1993
SENATE: December 2, 1993

DATE OF APPROVAL December 15, 1993

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: **ASSEMBLY:** Yes
SENATE: No

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: No

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

[FIRST REPRINT]
ASSEMBLY, No. 2613

STATE OF NEW JERSEY

INTRODUCED MAY 20, 1993

By Assemblywoman WRIGHT and Assemblyman KRAMER

1 AN ACT concerning improvements at certain youth correctional
2 facilities and supplementing chapter 1B of Title 30 of the
3 Revised Statutes.

4

5 BE IT ENACTED *by the Senate and General Assembly of the*
6 *State of New Jersey:*

7 1. Notwithstanding the transfer of the Division of Juvenile
8 Services in the Department of Corrections to the Department of
9 Human Services pursuant to Reorganization Plan No. 001-1993
10 transmitted to the President of the Senate and the Speaker of the
11 General Assembly pursuant to P.L.1969, c.203 (C.52:14C-1 et
12 seq.), the New Jersey Training School for Boys (hereinafter
13 "Jamesburg") and the Juvenile Medium Security Center
14 (hereinafter "Bordentown") shall not be transferred from the
15 Department of Corrections to the Department of Human Services
16 unless the transfer of these facilities is separately authorized by:

17 a. legislation passed by the Legislature and signed by the
18 Governor;

19 b. an executive order of the Governor approved by concurrent
20 resolution of both Houses of the Legislature, or

21 c. a reorganization plan transmitted by the Governor and not
22 disapproved by the Legislature pursuant to P.L.1969, c.203
23 (C.52:14C-1 et seq.).

24 2. Unless and until the transfer of Jamesburg and Bordentown
25 is effectuated as provided in section 1 of this act, these facilities
26 shall be managed and administered as follows:

27 a. The Department of Corrections shall be responsible for the
28 day to day operation and management of the facilities and shall,
29 through corrections officers and other Department of Corrections
30 personnel, provide for security at the facilities.

31 b. The Department of Corrections shall continue to administer
32 and provide the educational, remedial and rehabilitative programs
33 which it presently offers inmates at the facilities. The
34 Department of Human Services may supplement these programs
35 by administering and providing other educational, remedial and
36 rehabilitative programs for inmates at the facilities subject to
37 and consistent with security and facility operational requirements
38 and procedures established by Department of Corrections.

39 c. The Department of Corrections shall have the authority and
40 responsibility to transfer inmates presenting security or

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in the
above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹ Assembly AHH committee amendments adopted June 3, 1993.

1 disciplinary problems from Jamesburg and Bordentown to other
2 secure juvenile or adult institutions. Aside from such security or
3 disciplinary problems at the facilities, the Department of Human
4 Services shall have the authority and responsibility for the
5 assignment of inmates to the facilities and the reassignment of
6 inmates from the facilities to other institutions or facilities
7 operated by the Division of Juvenile Services.

8 d. The Departments of Corrections and Human Services shall
9 jointly be responsible for planning and overseeing any capital
10 improvements including, but not limited to, those involving
11 security at the facilities and for the rehabilitation of the
12 facilities.

13 3. The Commissioners of Corrections and Human Services are
14 hereby directed to formulate and implement a plan for the
15 physical rehabilitation of Jamesburg and for enhanced security
16 there; and to take forthwith any and all immediate steps which
17 may be necessary to insure adequate security is in place at
18 Jamesburg and to improve inmate living conditions.

19 4. The Commissioners of Corrections and Human Services by
20 memorandum of understanding shall develop and define operating
21 procedures necessary to effectuate the provisions of sections 2
22 and 3 of this act.

23 5. a. Furnishings, equipment, capital, personnel (including,
24 without limitation, administrative and support staff) and other
25 resources necessary to accomplish the purposes of this act shall
26 be allocated between the Departments of Corrections and Human
27 Services as the Commissioners of Corrections and Human
28 Services shall specify and agree by memorandum of understanding.

29 b. Provisions of any reorganization plan pertaining to the
30 option of Department of Corrections employees who work at
31 Jamesburg or Bordentown¹ to remain in the Department of
32 Corrections shall not be operative until a transfer of Jamesburg
33 and Bordentown is implemented pursuant to section 1 of this act.

34 6. On the first day of the 16th month following the transfer of
35 the Division of Juvenile Services from the Department of
36 Corrections to the Department of Human Services pursuant to
37 Reorganization Plan No. 001-1993, the Jamesburg Board of
38 Trustees and the Advisory Council on Juvenile Justice created
39 pursuant to the plan, after consulting with the Commissioners of
40 Corrections and Human Services, shall submit a report to the
41 Governor and the Legislature. This report shall comment upon
42 and evaluate the operation of the facilities pursuant to this act
43 and make recommendations for future management of the
44 facilities.

45 7. This act shall take effect immediately.

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50 Requires improvements at youth facilities prior to any transfer.

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STATEMENT

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43 This bill establishes conditions for the operation of the New
44 Jersey Training School for Boys ((Jamesburg) and the Juvenile
45 Medium Security Center (Bordentown) in the event that the
46 Division of Juvenile Services in the Department of Corrections is
47 transferred to the Department of Human Services pursuant to the
48 Governor's Reorganization Plan No. 001-1993.

49 The bill prohibits the transfer of these two facilities as part of
50 any overall transfer of the Division of Juvenile Services unless
51 separately authorized by statute or a duly approved
52 reorganization plan.

53 In the meantime, this bill would require strict provision of
54 security at the facilities by the Department of Corrections and

1 its existing guard staff. The Department of Corrections would
2 also continue to administer its present educational, remedial and
3 rehabilitative programs at the facilities, with the provision that
4 these programs could be supplemented by the Department of
5 Human Services.

6 The bill would also require the Commissioners of Corrections
7 and Human Services to jointly formulate and implement a plan
8 for the rehabilitation of Jamesburg and the enhancement of
9 security at that facility and the improvement of inmate living
10 conditions. Whatever resources, including furnishings, personnel
11 and equipment, necessary to effect the required improvements
12 would be provided by the two departments pursuant to a
13 memorandum of understanding between their commissioners.

14 Finally, the bill requires the Jamesburg Board of Trustees and
15 the Advisory Council on Juvenile Justice, created under the
16 overall reorganization plan, to report to the Governor and the
17 Legislature within 16 months on success of the measures required
18 by the bill.

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23 _____
Requires improvements at youth facilities prior to any transfer.

ASSEMBLY HEALTH AND HUMAN SERVICES COMMITTEE

STATEMENT TO

ASSEMBLY, No. 2613

with committee amendments

STATE OF NEW JERSEY

DATED: JUNE 3, 1993

The Assembly Health and Human Services Committee favorably reports Assembly Bill No. 2613 with committee amendments.

As amended by the committee, this bill establishes conditions for the operation of the New Jersey Training School for Boys (Jamesburg) and the Juvenile Medium Security Center (Bordentown) in the event that the Division of Juvenile Services in the Department of Corrections is transferred to the Department of Human Services pursuant to the Governor's Reorganization Plan No. 001-1993.

The amended bill prohibits the transfer of these two facilities as part of any overall transfer of the Division of Juvenile Services unless separately authorized by statute or a reorganization plan which is not disapproved by the Legislature.

In the meantime, this bill would require strict provision of security at the facilities by the Department of Corrections and its existing guard staff. The Department of Corrections would also continue to administer its present educational, remedial and rehabilitative programs at the facilities, with the provision that these programs could be supplemented by the Department of Human Services.

The bill would also require the Commissioners of Corrections and Human Services to jointly formulate and implement a plan for the rehabilitation of Jamesburg and the enhancement of security at that facility and the improvement of inmate living conditions. The resources, including furnishings, personnel and equipment, necessary to effect the required improvements would be provided by the two departments pursuant to a memorandum of understanding between their commissioners.

Finally, the bill requires the Jamesburg Board of Trustees and the Advisory Council on Juvenile Justice, created under the overall reorganization plan, to report to the Governor and the Legislature within 16 months after the Division of Juvenile Services in the Department of Corrections is transferred to the Department of Human Services on the operation of the facilities pursuant to this bill, and make recommendations for future management of the facilities.

The committee amended section 5 of the bill to clarify that the language regarding the option of Department of Corrections employees to remain in that department applies to those employees who work at Jamesburg or Bordentown. The amendment specifies that the provisions of any reorganization plan pertaining to the option of those Department of Corrections employees who work at Jamesburg or Bordentown to remain in that department shall not be operative until a transfer of Jamesburg and Bordentown is implemented pursuant to this bill.