

# 2A:158A-19

## LEGISLATIVE HISTORY CHECKLIST

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**LAWS OF:** 2000                   **CHAPTER:** 120  
**NJSA:** 2A:158A-19            (Comprehensive Enforcement Program)  
**BILL NO:** S421                   (Substituted for A1933)  
**SPONSOR(S):** Bucco and Singer  
**DATE INTRODUCED:** Pre-filed  
**COMMITTEE:**               **ASSEMBLY:** Appropriations  
  **SENATE:** Judiciary  
**AMENDED DURING PASSAGE:** No  
**DATE OF PASSAGE:**       **ASSEMBLY:** June 26, 2000  
  **SENATE:** March 23, 2000  
**DATE OF APPROVAL:** September 14, 2000

### FOLLOWING ARE ATTACHED IF AVAILABLE:

**FINAL TEXT OF BILL (Original version enacted)**

**S421**

<b>SPONSORS STATEMENT:</b> (Begins on page 4 of original bill)	Yes
<b>COMMITTEE STATEMENT:</b>	<b>ASSEMBLY:</b> Yes
	<b>SENATE:</b> Yes
<b>FLOOR AMENDMENT STATEMENTS:</b>	No
<b>LEGISLATIVE FISCAL ESTIMATE:</b>	Yes

**A1933**

<b>SPONSORS STATEMENT:</b> (Begins on page 4 of original bill)	Yes
	Bill and Sponsors Statement identical to S421
<b>COMMITTEE STATEMENT:</b>	<b>ASSEMBLY:</b> Yes 2/7/00 (Judiciary) Identical to Senate Statement to S421 5/1/00 (Approp.)
	Identical to Assembly Statement to S421
	<b>SENATE:</b> No
<b>FLOOR AMENDMENT STATEMENTS:</b>	No
<b>LEGISLATIVE FISCAL ESTIMATE:</b>	Yes
	Identical to Fiscal note to S421
<b>VETO MESSAGE:</b>	No
<b>GOVERNOR'S PRESS RELEASE ON SIGNING:</b>	Yes

### FOLLOWING WERE PRINTED:

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<b>REPORTS:</b>	No
<b>HEARINGS:</b>	No
<b>NEWSPAPER ARTICLES:</b>	No

**SENATE, No. 421**

**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Senator ANTHONY R. BUCCO**

**District 25 (Morris)**

**SYNOPSIS**

Makes certain amendments to the law establishing the comprehensive enforcement program.

**CURRENT VERSION OF TEXT**

Introduced Pending Technical Review by Legislative Counsel.



S421 BUCCO

2

1 AN ACT concerning the comprehensive enforcement court program  
2 and amending P.L.1967, c.43 and amending and supplementing  
3 P.L.1995, c.9.

4

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

7

8 1. Section 19 of P.L.1967, c.43 (C.2A:158A-19) is amended to  
9 read as follows:

10 19. The Public Defender in the name of the State shall do all things  
11 necessary and proper to collect all moneys due to the State by way of  
12 reimbursement for services rendered pursuant to this act. He may  
13 enter into arrangements with one or more agencies of the State,  
14 including the comprehensive enforcement program established  
15 pursuant to the provisions of P.L.1995, c.9 (C.2B:19-1 et seq.) or of  
16 the counties to handle said collections on a cost basis to the extent that  
17 such arrangements are calculated to simplify collection procedures.  
18 He shall have all the remedies and may take all of the proceedings for  
19 the collection thereof which may be had or taken for or upon the  
20 recovery of a judgment in a civil action and may institute and maintain  
21 any action or proceeding in the courts necessary therefor. In any such  
22 proceedings or action, the defendant may contest the value of the  
23 service rendered by the Public Defender.

24 (cf: P.L.1969, c.29, s.2)

25

26 2. Section 5 of P.L.1995, c.9 (C.2B:19-5) is amended to read as  
27 follows:

28 5. a. The governing body of each county, through the sheriff or  
29 such other authorized officer, may establish a labor assistance program  
30 as an alternative to direct incarceration to be utilized by the  
31 comprehensive enforcement program as a sentencing option. An  
32 enrollment fee of ~~[\$15.00]~~ \$25.00 shall be paid by each person who is  
33 sentenced to a labor assistance program. Additionally, each person so  
34 sentenced shall pay a fee of ~~[\$2.00]~~ \$8.00 per day for each day  
35 originally sentenced to the labor assistance program. Labor assistance  
36 program fees shall be paid to the county treasurer for use by the  
37 county.

38 b. In counties that do not establish a labor assistance program, the  
39 probation services division shall establish an enforced community  
40 service program as an alternative to direct incarceration, to be utilized  
41 by the comprehensive enforcement program as a sentencing option.  
42 An enrollment fee of ~~[\$15.00]~~ \$25.00 shall be paid by each person  
43 who is sentenced to the enforced community service program.

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

**Matter underlined thus is new matter.**

1 Additionally, each person so sentenced shall pay a fee of [~~\$2.00~~] \$8.00  
2 per day for each day originally sentenced to the enforced community  
3 service program. Enforced community service fees shall be deposited  
4 in the "Comprehensive Enforcement Program Fund" and specifically  
5 used to fund the enforced community service programs.

6 c. (1) As used in this section, "labor assistance program" means,  
7 a work program, established by the county under the direction of the  
8 sheriff or other authorized county officer, which rigorously supervises  
9 offenders providing physical labor as an alternative to incarceration.

10 (2) As used in this section, "enforced community service" means  
11 a work program, established and supervised by the probation division,  
12 which directly and rigorously supervises offenders providing physical  
13 labor as an alternative to direct incarceration in those counties which  
14 have chosen not to create a labor assistance program.

15 (cf: P.L.1995, c.9, s.5)

16

17 3. Section 6 of P.L.1995, c.9.(C.2B:19-6) is amended to read as  
18 follows:

19 6. a. All matters involving the collection of moneys in the Superior  
20 Court and Tax Court which have not been resolved in accordance with  
21 an order of the court may be transferred, pursuant to court rule, to the  
22 comprehensive enforcement program for such action as may be  
23 appropriate.

24 b. (1) A municipal court may request that all matters which have  
25 not been resolved in accordance with an order of that court be  
26 transferred to the comprehensive enforcement program for such action  
27 as may be appropriate. All moneys collected through the  
28 comprehensive enforcement program which result from the enforcing  
29 of orders transferred from any municipal court shall be subject to the  
30 25% deduction authorized pursuant to section 4 of this act except for  
31 moneys collected in connection with the enforcement of orders related  
32 to parking violations.

33 (2) Nothing contained in this act shall prevent any municipal court  
34 from contracting the services of a private collection agency to collect  
35 any moneys which have not been remitted in accordance with an order  
36 of that court.

37 c. The Director of the Division of Motor Vehicles may refer  
38 matters of surcharges imposed administratively under the New Jersey  
39 Merit Rating Plan in accordance with the provisions of section 6 of  
40 P.L.1983, c.65 (C.17:29A-35) which have not been satisfied to the  
41 comprehensive enforcement program in accordance with the  
42 procedures established pursuant to section 4 of P.L.1997, c.280  
43 (C.2B:19-10) to be reduced to judgment and for such additional action  
44 as may be appropriate. All moneys collected through the  
45 comprehensive enforcement program which result from the collection  
46 of these surcharge moneys shall be subject to the 25% deduction

1 authorized pursuant to section 4 of P.L.1995, c.9 (C.2B:19-4).

2 d.(1) At the request of the Public Defender, the Clerk of the  
3 Superior Court shall refer every unsatisfied lien, filed by the Public  
4 Defender, to the comprehensive enforcement program for collection.  
5 All moneys collected through the comprehensive enforcement program  
6 which result from the collection of these liens shall be subject to the  
7 deduction authorized pursuant to section4 of P.L. 1995, c.9 (C.2B:19-  
8 4).

9 (2) Upon satisfaction of a public defender lien through the  
10 comprehensive enforcement program, the comprehensive enforcement  
11 program shall notify the Clerk of the Superior Court within 10 days of  
12 satisfaction and the satisfaction of the lien shall be entered in the  
13 Superior Court Judgement Index.

14 (P.L.1997, c.280, s.3)

15

16 4. (New section) In addition to the duties set forth in P.L.1995,  
17 c.9 (C.2B:19-1 et seq.), the comprehensive enforcement program shall  
18 provide for the collection of moneys due the State by way of  
19 reimbursement for services rendered by the Public Defender and filed  
20 as liens in the Office of the Clerk of the Superior Court.

21

22 5. This act shall take effect 90 days after enactment.

23

24

25

#### STATEMENT

26

27 P.L.1995, c.9, created a comprehensive enforcement program to  
28 provide for the enforcement of court orders and to oversee the  
29 collection of court-ordered fines, assessments, surcharges and  
30 judgements. This bill would authorize the Office of the Public  
31 Defender to utilize the comprehensive enforcement program as a  
32 means of collecting moneys due to the State by way of reimbursement  
33 for services rendered by the Public Defender and filed as liens with the  
34 Superior Court.

35 In addition to the establishment of the comprehensive enforcement  
36 court program, P.L.1995, c.9 authorized counties to establish labor  
37 assistance programs under the supervision of the sheriff to provide  
38 supervised physical labor as a sentencing alternative to incarceration  
39 or as a sentencing option if an offender fails to meet court imposed  
40 financial penalties. In counties which do not establish labor assistance  
41 programs, a similar program to be known as enforced community  
42 service supervised by the probation division have been established.  
43 Both types of programs presently charge offenders a \$15.00  
44 enrollment fee and a \$2.00 per day fee for each day sentenced to the  
45 program. This bill would raise the enrollment fee to \$25.00 and the  
46 per diem fee to \$8.00.

SENATE JUDICIARY COMMITTEE

STATEMENT TO

**SENATE, No. 421**

**STATE OF NEW JERSEY**

DATED: JANUARY 31, 2000

The Senate Judiciary Committee reports favorably Senate Bill No. 421.

P.L. 1995, c.9, created a comprehensive enforcement program to provide for the enforcement of court orders and to oversee the collection of court-ordered fines, assessments, surcharges and judgements. The bill would authorize the Office of the Public Defender to utilize the comprehensive enforcement program as a means of collecting moneys due to the State for services rendered by the Public Defender and filed as liens with the Superior Court.

In addition to the establishment of the comprehensive enforcement court program, P.L. 1995, c.9 authorized counties to establish labor assistance programs under the supervision of the sheriff to provide supervised physical labor as a sentencing alternative to incarceration or as a sentencing option if an offender fails to meet court imposed financial penalties. In counties which did not establish labor assistance programs, similar programs known as enforced community service supervised by the probation division have been established. Both types of programs presently charge offenders a \$15.00 enrollment fee and a \$2.00 per day fee for each day sentenced to the program. The bill would raise the enrollment fee to \$25.00 and the per diem fee to \$8.00.

This bill was prefiled for introduction in the 2000 session pending technical review. As reported, the bill includes the changes required by technical review which has been performed.

# ASSEMBLY APPROPRIATIONS COMMITTEE

## STATEMENT TO

### SENATE, No. 421

# STATE OF NEW JERSEY

DATED: MAY 1, 2000

The Assembly Appropriations Committee reports favorably Senate Bill No. 421.

Senate Bill No. 421 authorizes the Office of the Public Defender to use the comprehensive enforcement program (CEP) (established pursuant to P.L.1995, c.9 for the enforcement of court orders and to oversee the collection of court-ordered fines, assessments, surcharges and judgments) to collect certain moneys due the State for Public Defender services.

In addition to the establishment of the CEP, P.L.1995, c.9 authorized counties to establish labor assistance programs under the supervision of the sheriff to provide supervised physical labor as a sentencing alternative to incarceration or as a sentencing option if an offender fails to meet court imposed financial penalties. In counties which do not establish labor assistance programs, similar programs known as enforced community service and supervised by the probation division have been established. Both types of programs presently charge offenders a \$15 enrollment fee and a \$2 per day fee for each day sentenced to the program. This bill raises the enrollment fee to \$25 and the per diem fee to \$8.

As reported, this bill is identical to Assembly Bill No. 1933, as also reported by the committee.

#### FISCAL IMPACT:

According to information provided through the Administrative Office of the Courts (AOC), because of policies based on the mission of the Office of the Public Defender, it is unlikely that the use of the CEP will result in substantial collections.

The AOC notes that, on the basis of the typical five day enforced community service sentence, fees will increase from \$25 (\$15 enrollment plus 5 x \$2 daily) to \$65 (\$25 enrollment plus 5 x \$8 daily). Projected revenue from anticipate case growth leads to expectations of fee increases of \$12,000 in the first year, \$18,000 in the second year and \$27,000 in the third year. The AOC notes, however, that many offenders were brought into the enforced community service program because of an inability to pay original fines and penalties.

# SENATE, No. 421

## STATE OF NEW JERSEY 209th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2000 SESSION

**Sponsored by:**

**Senator ANTHONY R. BUCCO**

**District 25 (Morris)**

**Senator ROBERT W. SINGER**

**District 30 (Burlington, Monmouth and Ocean)**

**Co-Sponsored by:**

**Assemblyman Merkt**

**SYNOPSIS**

Makes certain amendments to the law establishing the comprehensive enforcement program.

**CURRENT VERSION OF TEXT**

As reported by the Senate Judiciary Committee with technical review.



**(Sponsorship Updated As Of: 6/27/2000)**



1 AN ACT concerning the comprehensive enforcement court program  
2 and amending P.L.1967, c.43 and amending and supplementing  
3 P.L.1995, c.9.

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

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9 read as follows:

10 19. The Public Defender in the name of the State shall do all things  
11 necessary and proper to collect all moneys due to the State by way of  
12 reimbursement for services rendered pursuant to this act. He may  
13 enter into arrangements with one or more agencies of the State,  
14 including the comprehensive enforcement program established  
15 pursuant to the provisions of P.L.1995, c.9 (C.2B:19-1 et seq.) or of  
16 the counties to handle said collections on a cost basis to the extent that  
17 such arrangements are calculated to simplify collection procedures.  
18 He shall have all the remedies and may take all of the proceedings for  
19 the collection thereof which may be had or taken for or upon the  
20 recovery of a judgment in a civil action and may institute and maintain  
21 any action or proceeding in the courts necessary therefor. In any such  
22 proceedings or action, the defendant may contest the value of the  
23 service rendered by the Public Defender.

24 (cf: P.L.1969, c.29, s.2)

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34 so sentenced shall pay a fee of [~~\$2.00~~] \$8.00 per day for each day  
35 originally sentenced to the labor assistance program. Labor assistance  
36 program fees shall be paid to the county treasurer for use by the  
37 county.

38 b. In counties that do not establish a labor assistance program, the  
39 probation services division shall establish an enforced community  
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41 by the comprehensive enforcement program as a sentencing option.  
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**Matter underlined thus is new matter.**

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2 \$8.00 per day for each day originally sentenced to the enforced  
3 community service program. Enforced community service fees shall  
4 be deposited in the "Comprehensive Enforcement Program Fund" and  
5 specifically used to fund the enforced community service programs.

6 c. (1) As used in this section, "labor assistance program" means,  
7 a work program, established by the county under the direction of the  
8 sheriff or other authorized county officer, which rigorously supervises  
9 offenders providing physical labor as an alternative to incarceration.

10 (2) As used in this section, "enforced community service" means  
11 a work program, established and supervised by the probation division,  
12 which directly and rigorously supervises offenders providing physical  
13 labor as an alternative to direct incarceration in those counties which  
14 have chosen not to create a labor assistance program.

15 (cf: P.L.1995, c.9, s.5)

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17 3. Section 6 of P.L.1995, c.9 (C.2B:19-6) is amended to read as  
18 follows:

19 6. a. All matters involving the collection of moneys in the Superior  
20 Court and Tax Court which have not been resolved in accordance with  
21 an order of the court may be transferred, pursuant to court rule, to the  
22 comprehensive enforcement program for such action as may be  
23 appropriate.

24 b. (1) A municipal court may request that all matters which have  
25 not been resolved in accordance with an order of that court be  
26 transferred to the comprehensive enforcement program for such action  
27 as may be appropriate. All moneys collected through the  
28 comprehensive enforcement program which result from the enforcing  
29 of orders transferred from any municipal court shall be subject to the  
30 25% deduction authorized pursuant to section 4 of this act except for  
31 moneys collected in connection with the enforcement of orders related  
32 to parking violations.

33 (2) Nothing contained in this act shall prevent any municipal court  
34 from contracting the services of a private collection agency to collect  
35 any moneys which have not been remitted in accordance with an order  
36 of that court.

37 c. The Director of the Division of Motor Vehicles may refer  
38 matters of surcharges imposed administratively under the New Jersey  
39 Merit Rating Plan in accordance with the provisions of section 6 of  
40 P.L.1983, c.65 (C.17:29A-35) which have not been satisfied to the  
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43 (C.2B:19-10) to be reduced to judgment and for such additional action  
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3 Superior Court shall refer every unsatisfied lien, filed by the Public  
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9 (2) Upon satisfaction of a public defender lien through the  
10 comprehensive enforcement program, the comprehensive enforcement  
11 program shall notify the Clerk of the Superior Court within 10 days of  
12 satisfaction and the satisfaction of the lien shall be entered in the  
13 Superior Court Judgement Index.

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16 4. (New section) In addition to the duties set forth in P.L.1995,  
17 c.9 (C.2B:19-1 et seq.), the comprehensive enforcement program shall  
18 provide for the collection of moneys due the State by way of  
19 reimbursement for services rendered by the Public Defender and filed  
20 as liens in the Office of the Clerk of the Superior Court.

21

22 5. This act shall take effect 90 days after enactment.

**FISCAL NOTE**  
**SENATE, No. 421**  
**STATE OF NEW JERSEY**  
**209th LEGISLATURE**

DATED: MAY 18, 2000

**SUMMARY**

**Synopsis:** Makes certain amendments to the law establishing the comprehensive enforcement program.

**Type of Impact:** Minimal revenue collected for the Comprehensive Enforcement Fund

**Agencies Affected:** Public Defender, Judiciary

**Executive Estimate**

<b>Fiscal Impact</b>	<b>Year 1</b>	<b>Year 2</b>	<b>Year 3</b>
<b>State Cost</b>	Minimal	Minimal	Minimal
<b>State Revenue</b>	\$12,000	\$18,000	\$27,000

- ! The Office of Legislative Services concurs with the Judiciary estimate but notes that Public Defender clients are indigent, and additional efforts to collect funds owed from these individuals would generate minimal sums.
- ! The Administrative Office of the Courts (AOC) states that unless the statute provides sanctioning alternatives, or the Public Defender is amenable to the Comprehensive Enforcement Program (CEP) using the statutes to support enforcement of court orders, it is unlikely that collections from this source will amount to very much.
- ! With respect to the proposed fee increase, the AOC estimates that this provision would generate an additional \$12,000 during the first year following enactment, \$18,000 during the second year and \$27,000 during the third year following enactment.

**BILL DESCRIPTION**

Assembly Bill No 1933 of 2000 would authorize the Office of the Public Defender to utilize the comprehensive enforcement program as a means of collecting moneys due to the State by way of reimbursement for services rendered by the Public Defender and filed as liens with the Superior Court. P.L.1995, c.9 created a comprehensive enforcement program to provide for the enforcement of court orders and to oversee the collection of court-ordered fines, assessments, surcharges and judgments. In addition to the establishment of the comprehensive enforcement court program, P.L.1995, c.9 authorized counties to establish labor assistance

programs under the supervision of the sheriff to provide supervised physical labor as a sentencing alternative to incarceration or as a sentencing option if an offender fails to meet court imposed financial penalties. In counties which do not establish labor assistance programs, a similar program to be known as enforced community service supervised by the probation division has been established.

Both types of programs presently charge offenders a \$15.00 enrollment fee and a \$2.00 per day fee for each day sentenced to the program. This bill would raise the enrollment fee to \$25.00 and the per diem fee to \$8.00.

## **FISCAL ANALYSIS**

### ***EXECUTIVE BRANCH***

The Administrative Office of the Courts states that in 1997 the CEP did a series of hearings on individuals against whom Public Defender liens had been docketed. As a result of this, \$2,376.50 was collected. Additional funds could have been collected had the Public Defender permitted bench warrants issued for those who failed to appear for the hearings, or sanctions imposed on those who failed to pay or otherwise comply with the orders of the CEP Hearing Officer.

The AOC further states that unless the statute provides sanctioning alternatives, or the Public Defender is amenable to CEP using them to support enforcement of court orders, it is unlikely that collections from this source will amount to very much.

With respect to the proposed fee increase, the AOC estimates that this provision would generate an additional \$12,000 during the first year following enactment, \$18,000 during the second year and \$27,000 following enactment during the third year following enactment.

### ***OFFICE OF LEGISLATIVE SERVICES***

The Office of Legislative Services concurs, but notes that Public Defender clients are indigent, and additional efforts to collect funds owed from these individuals would generate minimal sums.

Section: *Judiciary*

Analyst: *Anne C. Raughley*  
*Lead Fiscal Analyst*

Approved: *Alan R. Kooney*  
*Legislative Budget and Finance Officer*

This fiscal note has been prepared pursuant to P.L.1980, c.67.

P.L. 2000, CHAPTER 120, *approved September 14, 2000*  
Senate, No. 421

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37 county.

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39 probation services division shall establish an enforced community

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46 procedures established pursuant to section 4 of P.L.1997, c.280

1 (C.2B:19-10) to be reduced to judgment and for such additional action  
2 as may be appropriate. All moneys collected through the  
3 comprehensive enforcement program which result from the collection  
4 of these surcharge moneys shall be subject to the 25% deduction  
5 authorized pursuant to section 4 of P.L.1995, c.9 (C.2B:19-4).

6 d.(1) At the request of the Public Defender, the Clerk of the  
7 Superior Court shall refer every unsatisfied lien, filed by the Public  
8 Defender, to the comprehensive enforcement program for collection.  
9 All moneys collected through the comprehensive enforcement program  
10 which result from the collection of these liens shall be subject to the  
11 deduction authorized pursuant to section4 of P.L. 1995, c.9 (C.2B:19-  
12 4).

13 (2) Upon satisfaction of a public defender lien through the  
14 comprehensive enforcement program, the comprehensive enforcement  
15 program shall notify the Clerk of the Superior Court within 10 days of  
16 satisfaction and the satisfaction of the lien shall be entered in the  
17 Superior Court Judgement Index.

18 (P.L.1997, c.280, s.3)

19

20 4. (New section) In addition to the duties set forth in P.L.1995,  
21 c.9 (C.2B:19-1 et seq.), the comprehensive enforcement program shall  
22 provide for the collection of moneys due the State by way of  
23 reimbursement for services rendered by the Public Defender and filed  
24 as liens in the Office of the Clerk of the Superior Court.

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26 5. This act shall take effect 90 days after enactment.

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32 Makes certain amendments to the law establishing the comprehensive  
enforcement program.



## CHAPTER 120

AN ACT concerning the comprehensive enforcement court program and amending P.L.1967, c.43 and amending and supplementing P.L.1995, c.9.

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

1. Section 19 of P.L.1967, c.43 (C.2A:158A-19) is amended to read as follows:

C.2A:158A-19 Collection of moneys due State.

19. The Public Defender in the name of the State shall do all things necessary and proper to collect all moneys due to the State by way of reimbursement for services rendered pursuant to this act. He may enter into arrangements with one or more agencies of the State, including the comprehensive enforcement program established pursuant to the provisions of P.L.1995, c.9 (C.2B:19-1 et seq.) or of the counties to handle said collections on a cost basis to the extent that such arrangements are calculated to simplify collection procedures. He shall have all the remedies and may take all of the proceedings for the collection thereof which may be had or taken for or upon the recovery of a judgment in a civil action and may institute and maintain any action or proceeding in the courts necessary therefor. In any such proceedings or action, the defendant may contest the value of the service rendered by the Public Defender.

2. Section 5 of P.L.1995, c.9 (C.2B:19-5) is amended to read as follows:

C.2B:19-5 Labor assistance program established by county; enforced community service program by probation services.

5. a. The governing body of each county, through the sheriff or such other authorized officer, may establish a labor assistance program as an alternative to direct incarceration to be utilized by the comprehensive enforcement program as a sentencing option. An enrollment fee of \$25.00 shall be paid by each person who is sentenced to a labor assistance program. Additionally, each person so sentenced shall pay a fee of \$8.00 per day for each day originally sentenced to the labor assistance program. Labor assistance program fees shall be paid to the county treasurer for use by the county.

b. In counties that do not establish a labor assistance program, the probation services division shall establish an enforced community service program as an alternative to direct incarceration, to be utilized by the comprehensive enforcement program as a sentencing option. An enrollment fee of \$25.00 shall be paid by each person who is sentenced to the enforced community service program. Additionally, each person so sentenced shall pay a fee of \$8.00 per day for each day originally sentenced to the enforced community service program. Enforced community service fees shall be deposited in the "Comprehensive Enforcement Program Fund" and specifically used to fund the enforced community service programs.

c. (1) As used in this section, "labor assistance program" means, a work program, established by the county under the direction of the sheriff or other authorized county officer, which rigorously supervises offenders providing physical labor as an alternative to incarceration.

(2) As used in this section, "enforced community service" means a work program, established and supervised by the probation division, which directly and rigorously supervises offenders providing physical labor as an alternative to direct incarceration in those counties which have chosen not to create a labor assistance program.

3. Section 6 of P.L.1995, c.9 (C.2B:19-6) is amended to read as follows:

C.2B:19-6 Unresolved money collection matters; DMV surcharges; public defender liens.

6. a. All matters involving the collection of moneys in the Superior Court and Tax Court which have not been resolved in accordance with an order of the court may be transferred, pursuant to court rule, to the comprehensive enforcement program for such action as may be appropriate.

b. (1) A municipal court may request that all matters which have not been resolved in accordance with an order of that court be transferred to the comprehensive enforcement program for such action as may be appropriate. All moneys collected through the comprehensive enforcement program which result from the enforcing of orders transferred from any municipal

court shall be subject to the 25% deduction authorized pursuant to section 4 of this act except for moneys collected in connection with the enforcement of orders related to parking violations.

(2) Nothing contained in this act shall prevent any municipal court from contracting the services of a private collection agency to collect any moneys which have not been remitted in accordance with an order of that court.

c. The Director of the Division of Motor Vehicles may refer matters of surcharges imposed administratively under the New Jersey Merit Rating Plan in accordance with the provisions of section 6 of P.L.1983, c.65 (C.17:29A-35) which have not been satisfied to the comprehensive enforcement program in accordance with the procedures established pursuant to section 4 of P.L.1997, c.280 (C.2B:19-10) to be reduced to judgment and for such additional action as may be appropriate. All moneys collected through the comprehensive enforcement program which result from the collection of these surcharge moneys shall be subject to the 25% deduction authorized pursuant to section 4 of P.L.1995, c.9 (C.2B:19-4).

d. (1) At the request of the Public Defender, the Clerk of the Superior Court shall refer every unsatisfied lien, filed by the Public Defender, to the comprehensive enforcement program for collection. All moneys collected through the comprehensive enforcement program which result from the collection of these liens shall be subject to the deduction authorized pursuant to section 4 of P.L. 1995, c.9 (C.2B:19-4).

(2) Upon satisfaction of a public defender lien through the comprehensive enforcement program, the comprehensive enforcement program shall notify the Clerk of the Superior Court within 10 days of satisfaction and the satisfaction of the lien shall be entered in the Superior Court Judgment Index.

C.2B:19-11 Additional duties of program concerning public defender liens.

4. In addition to the duties set forth in P.L.1995, c.9 (C.2B:19-1 et seq.), the comprehensive enforcement program shall provide for the collection of moneys due the State by way of reimbursement for services rendered by the Public Defender and filed as liens in the Office of the Clerk of the Superior Court.

5. This act shall take effect 90 days after enactment.

Approved September 14, 2000.

PO BOX 004  
TRENTON, NJ 08625

*Office of the Governor*  
**NEWS RELEASE**

CONTACT: Jayne O'Connor  
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RELEASE: September 14, 2000

Governor Christie Whitman today signed the following legislation:

**S-1302**, sponsored by Senator Singer (R-Burlington/Monmouth/Ocean) and Assembly Members Malone (R-Burlington/Monmouth/Ocean) and Impreveduto (D-Bergen/Hudson), redirects money from one standardbred breeding fund to another standardbred account to encourage standardbred breeding in New Jersey.

**S-982**, sponsored by Senator Littell (R-Sussex/Hunterdon/Morris) and Assembly Members Gregg (R-Sussex/ Hunterdon/Morris) and Wolfe (R-Monmouth/Ocean), requires each public school to test for the presence of radon gas every five years and temporarily exempts certain childcare centers in public school buildings from radon testing and certain other requirements through the end of the 2000-2001 school year.

**S-786**, sponsored by Senator Sinagra (R-Middlesex) and Assembly Members Bateman (R-Morris/Somerset) and Cohen (D-Union), requires managed care plans to contract with providers that meet certain standards when providing services for hemophiliacs.

**S-421**, sponsored by Senators Bucco (R-Morris) and Singer (R-Burlington/Monmouth/Ocean) and Assembly Member Merkt (R-Morris), makes certain amendments to the law establishing the comprehensive enforcement program.