

30:4-85.1

LEGISLATIVE HISTORY CHECKLIST

NJSA: 30:4-85.1

(Inmates--certain--transfer to state institutions for security purposes).

LAWS OF: 1985

CHAPTER: 165

Bill No: S2555

Sponsor(s): Russo and others

Date Introduced: December 17, 1984

Committee: Assembly: -----

Senate: -----

Amended during passage:

No

Substituted for A2986 (not attached since identical to S2555).

Date of Passage:

Assembly: April 29, 1985

Senate: December 17, 1984

Date of Approval: May 10, 1985

Following statements are attached if available:

Sponsor statement:

Yes

Committee statement:

Assembly

No

Senate

No

Fiscal Note:

No

Veto Message:

No

Message on Signing:

No

Following were printed:

Reports:

No

Hearings:

No

SENATE, No. 2555

STATE OF NEW JERSEY

INTRODUCED DECEMBER 17, 1984

By Senators RUSSO, ORECHIO, DIFRANCESCO and DUMONT

(Without Reference)

AN ACT concerning the transfer of inmates and amending P. L.  
1948, c. 204.

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

1 1. Section 1 of P. L. 1948, c. 204 (C. 30:4-85.1) is amended to  
2 read as follows:

3 1. Any inmate of any county jail, workhouse or penitentiary may  
4 be transferred to any appropriate existing correctional institution  
5 maintained by the State or which may hereafter be established or  
6 designated by the State board for the purposes herein provided.  
7 Such transfer shall be made on forms to be prescribed by the de-  
8 partment, upon the request of the chief executive officer, warden or  
9 keeper of any county correctional institution or upon the initiative  
10 of the commissioner in accordance with the formally adopted rules  
11 and regulations of the State board after recommendation by a  
12 special classification review board appointed by the State board  
13 from among members of the department central staff, that such  
14 transfer should be made. No such transfer shall be made to the  
15 State Prison nor shall any such transfer operate as authority for  
16 the detention of any person for a term in excess of that fixed by the  
17 original sentence or order of commitment.

18 By the same method, any inmate of a correctional institution  
19 maintained by the State, on the initiative of the commissioner, may  
20 be transferred, with the consent of the board of chosen freeholders,  
21 to an appropriate correctional institution in any one of the several  
22 counties.

**Matter printed in italics *thus* is new matter.**

23 *In the event it is determined by the Commissioner of Corrections*  
24 *that a county jail, workhouse or penitentiary is not suitable or*  
25 *adequate to properly secure any inmate under sentence or charged*  
26 *with any criminal offense, he may transfer the inmate to any exist-*  
27 *ing correctional institution maintained by the State, including the*  
28 *State Prison. The Commissioner of Corrections shall be empow-*  
29 *ered to determine a specific State correctional institution, including*  
30 *the State Prison, for the proper and secure incarceration of the*  
31 *inmate.*

32 Any person so transferred may be retransferred to his place of  
33 original confinement or may be transferred to any existing jail,  
34 workhouse or penitentiary located in any one of the several  
35 counties. The cost of such transfer and the expense of maintaining  
36 the inmate in any State institution or an institution located in a  
37 county other than the county from which the inmate was originally  
38 committed and confined shall be borne by the State.

1 2. This act shall take effect immediately.

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#### STATEMENT

This bill would amend existing law to authorize the Commissioner of Corrections to transfer any inmate under sentence for or charged with any criminal offense to any existing correctional institution, including the State Prison, where he determines that a county jail, workhouse or penitentiary is not suitable or adequate to properly secure the inmate.

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S 2555 (1985)

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