

LEGISLATIVE HISTORY CHECKLIST
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(Adult Diagnostic & Treatment
Center--cooperation in treatment
for "good behavior" credits)

NJSA: 2C:47-8

LAWS OF: 1994 CHAPTER: 129

BILL NO: S15

SPONSOR(S): Ciesla and Sinagra

DATE INTRODUCED: September 12, 1994

COMMITTEE: ASSEMBLY: ---
SENATE: Law and Public Safety

AMENDED DURING PASSAGE: No

DATE OF PASSAGE: ASSEMBLY: October 20, 1994
SENATE: October 3, 1994

DATE OF APPROVAL: October 31, 1994

FOLLOWING STATEMENTS ARE ATTACHED IF AVAILABLE:

SPONSOR STATEMENT: Yes

COMMITTEE STATEMENT: ASSEMBLY: No
SENATE: Yes

FISCAL NOTE: No

VETO MESSAGE: No

MESSAGE ON SIGNING: ~~No~~ YES

FOLLOWING WERE PRINTED:

REPORTS: No

HEARINGS: No

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P.L.1994, CHAPTER 129, approved October 31, 1994
1994 Senate No. 15

1 **AN ACT** concerning the Adult Diagnostic and Treatment Center
2 and supplementing Title 2C of the New Jersey Statutes.

3
4 **BE IT ENACTED** by the Senate and General Assembly of the
5 *State of New Jersey*:

6 1. Notwithstanding the provisions of section 7 of P.L.1979.
7 c.441 (C.30:4-123.51), R.S.30:4-140, R.S.30:4-62 or any other
8 law, a term of imprisonment imposed on a person confined to the
9 Adult Diagnostic and Treatment Center pursuant to the
10 provisions of chapter 47 of this Title shall not be reduced by
11 progressive time credits or credits for diligent application to
12 work and other institutional assignments for any year or
13 fractional part of a year if the person failed to fully cooperate
14 with all treatment offered to him during that time period.

15 2. This act shall take effect immediately.

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STATEMENT

20 Pursuant to chapter 47 of Title 2C of the New Jersey Statutes,
21 the Adult Diagnostic and Treatment Center (ADTC) is both a
22 prison and a treatment center for its inmates, who have all been
23 convicted of sex offenses and found to be repetitive and
24 compulsive sex offenders.

25 This bill provides that no inmates confined to the ADTC would
26 be eligible for "good behavior" credits unless they fully cooperate
27 with all treatment offered during their confinement.

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32 Makes "good behavior" credits at Adult Diagnostic and
33 Treatment Center contingent on cooperation with treatment.

SENATE, No. 15
STATE OF NEW JERSEY

INTRODUCED SEPTEMBER 12, 1994

By Senators CIESLA and SINAGRA

1 AN ACT concerning the Adult Diagnostic and Treatment Center
2 and supplementing Title 2C of the New Jersey Statutes.

3

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

6 1. Notwithstanding the provisions of section 7 of P.L.1979,
7 c.441 (C.30:4-123.51), R.S.30:4-140, R.S.30:4-92 or any other
8 law, a term of imprisonment imposed on a person confined to the
9 Adult Diagnostic and Treatment Center pursuant to the
10 provisions of chapter 47 of this Title shall not be reduced by
11 progressive time credits or credits for diligent application to
12 work and other institutional assignments for any year or
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SENATE LAW AND PUBLIC SAFETY COMMITTEE

STATEMENT TO

SENATE, No. 15

STATE OF NEW JERSEY

DATED: SEPTEMBER 26, 1994

The Senate Law and Public Safety Committee favorably reports Senate Bill No. 15.

Pursuant to chapter 47 of Title 2C of the New Jersey Statutes, the Adult Diagnostic and Treatment Center (ADTC) is both a prison and a treatment center for its inmates, all of whom have been convicted of sex offenses and found to be repetitive and compulsive.

This bill provides that inmates confined to the ADTC would not be eligible for "good behavior" credits unless they fully cooperate with all treatment offered during their confinement.



OFFICE OF THE GOVERNOR NEWS RELEASE

CN-001
Contact:

CARL GOLDEN
609-777-2205

TRENTON, N.J. 08625

Release: IMMEDIATE
OCT. 31, 1994

Gov. Christie Whitman today signed an 11-bill package of legislation establishing a comprehensive system for dealing with convicted sex offenders, ranging from community notification to extended prison sentences.

Whitman signed the legislation at a public ceremony in her office.

"This package represents a comprehensive and balanced response to a complex law enforcement and social issue," Whitman said. "Our priority in these efforts was to create a system of protection for the community at large as well as to enhance our ability to deal with individuals who commit crimes of this nature."

Whitman commended the Legislature for its reasoned response as embodied in the bill package.

"These bills are an outstanding example of what can be accomplished through bi-partisan cooperation and when there is a high level of coordination between the Executive and Legislative branches of government to solve problems," Whitman said.

The bills signed into law today are:

A-165, sponsored by Assemblymen Patrick Roma, R-Bergen, and Gary Stuhltrager, R-Salem, to require the Department of Corrections or the Department of Human Services to provide written notification to a county prosecutor prior to the release of an adult or juvenile who has been convicted or judged delinquent of certain offenses, including murder and sexual crimes. The prosecutor, in turn, is required to notify the Office of Victim-Witness Advocacy.

A-84, sponsored by Assemblywomen Joanna Gregory-Scocchi, R-Middlesex, and Joan Quigley, D-Bergen, to require the registration of sex offenders with a designated registration agency

or the chief law enforcement officer of the municipality in which the person resides.

S-14, sponsored by Sens. Peter Inverso, R-Mercer, and Gerald Cardinale, R-Bergen, to provide for community notification when a sex offender is released from an institution and moves into a municipality. The community notification is to be given in accordance with guidelines developed by the Attorney General.

S-320, sponsored by Sens. John Girgenti, D-Passaic, and Louis Kosco, R-Bergen, to establish community supervision for life for convicted sex offenders. Community supervision will begin upon the offender's release and the monitoring system is similar to that used for parolees.

S-1398, sponsored by Sens. Andrew Ciesla, R-Monmouth, and John Scott, R-Bergen, to establish victim notification procedures for victims of domestic violence when the offender is scheduled to appear for any court proceeding related to the offense. It also requires notification to a county prosecutor upon the offender's release from jail.

S-11, sponsored by Sens. Donald DiFrancesco, R-Union, and Robert Martin, R-Morris, to provide for an extended prison term for a sexual offender if the crime involved violence and if the victim was 16 years of age or under.

S-15, sponsored by Sens. Andrew Ciesla, R-Monmouth, and Jack Sinagra, R-Middlesex, to provide that no inmate at the Adult Diagnostic and Treatment Center at Avenel will be eligible for good behavior credit unless the individual cooperates with the treatment program offered at the institution.

A-1592, sponsored by Assemblywoman Joan Quigley, D-Bergen, and Assemblyman Nicholas Felice, R-Bergen, to require persons convicted of sexual offenses to provide samples of blood for DNA profiling and use in connection with criminal investigations.

A-81, sponsored by former Assemblyman Frank Catania, R-Passaic, and Assemblywoman Marion Crecco, R-Essex, to establish a victim's age of less than 14 years old as an aggravating factor in death penalty cases.

A-86, sponsored by Assemblymen Patrick Roma, R-Bergen, and Gary Stuhltrager, R-Salem, to provide for the involuntary commitment of sex offenders whose conduct has been characterized by a pattern of repetitive, compulsive behavior.

A-1602, sponsored by Assemblymen John Rocco and Lee Solomon, both R-Camden, to provide that a prosecuting agency must notify the victim of a domestic violence matter whenever a defendant charged with an offense involving domestic violence is released from custody.