

**SENATE, No. 1317**

**STATE OF NEW JERSEY**  
**212th LEGISLATURE**

INTRODUCED FEBRUARY 6, 2006

**Sponsored by:**  
**Senator SHIRLEY K. TURNER**  
**District 15 (Mercer)**

**SYNOPSIS**

Requires aftercare treatment program as part of community supervision.

**CURRENT VERSION OF TEXT**

As introduced.



S1317 TURNER

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1 AN ACT concerning community supervision and supplementing  
2 Title 2C of the New Jersey Statutes.

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

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7 1. a. A person who is subject to community supervision  
8 pursuant to section 2 of P.L.1994, c.130 (C.2C:43-6.4) or who is  
9 released from the Adult Diagnostic and Treatment Center shall be  
10 required to participate in an aftercare program as established by the  
11 Commissioner of Corrections.

12 A person who is required to participate in an aftercare program  
13 may choose a treatment provider other than a private entity which  
14 has contracted with the State if the offender pays for all aftercare  
15 treatment with his own funds. The treatment provider shall be  
16 approved by the Department of Corrections and shall certify to the  
17 department that the offender is participating in the treatment  
18 program.

19 b. A person who is granted release from community supervision  
20 after petitioning the Superior Court pursuant to section 2 of  
21 P.L.1994, c.130 (C.2C:43-6.4) will no longer be required to  
22 participate in an aftercare program. A person may, however,  
23 participate in an aftercare program voluntarily at his own expense.

24 c. A person who is required to participate in an aftercare  
25 program and fails to satisfactorily participate in the program as  
26 required, as certified by a participating treatment provider, shall be  
27 guilty of a crime of the fourth degree.

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29 2. a. A person who is required to participate in an aftercare  
30 program pursuant to P.L. , c. (C. ) (now pending before the  
31 Legislature as this bill) shall pay to the commissioner a portion of  
32 the cost of his aftercare treatment based upon his financial ability to  
33 pay. The commissioner shall determine the offender's financial  
34 ability to pay based upon proof submitted by the offender. The  
35 offender shall submit to the commissioner his financial records each  
36 year. The portion to be paid by an offender shall be reviewed  
37 annually.

38 b. The commissioner may grant permission for the payment to  
39 be made within a specified period of time or in specified  
40 installments. All fees provided for in this section shall be in  
41 addition to any other penalty or fee authorized by law.

42 c. All moneys collected pursuant to this section shall be  
43 forwarded to the Department of the Treasury to be deposited in a  
44 nonlapsing revolving fund to be known as the "Community  
45 Supervision Aftercare Fund." Monies in the fund shall be  
46 appropriated on an annual basis for the purposes of funding the  
47 aftercare treatment program established pursuant to  
48 P.L. , c. (C. ) (now pending before the Legislature as this

1 bill).

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3 3. This act shall take effect immediately.

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STATEMENT

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8 This bill would mandate the development of an aftercare  
9 treatment program as part of community supervision imposed  
10 pursuant to P.L.1994, c.130 (C.2C:43-6.4). Under the provisions of  
11 the bill, a person subject to community supervision would be  
12 required to participate in aftercare treatment. A person required to  
13 participate in aftercare treatment would no longer be required to  
14 participate if that person is released from community supervision.  
15 The bill allows the person to participate voluntarily, however, at his  
16 own expense. If a person fails to satisfactorily participate during  
17 community supervision, he would be guilty of a fourth degree  
18 crime.

19 The bill directs the Commissioner of Corrections to determine if  
20 an offender is capable of paying for the aftercare treatment, or any  
21 portion thereof. The offender would be required to pay the  
22 commissioner for that portion he is financially able to, as  
23 determined by the commissioner, and the State would fund the  
24 balance. The offender's financial situation would be monitored  
25 annually to determine financial ability, and the portion he pays  
26 adjusted accordingly.