

#### Administrative Office of the Courts

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To:

**Assignment Judges** 

**Criminal Presiding Judges** 

**Supplement to Directive # 04-12** 

From:

Glenn A. Grant, J.A

Subj:

Criminal – Judgment of Conviction – Superseding JOC Form

Date:

July 22, 2016

This Supplement to Directive #04-12 promulgates amendments to the Judgment of Conviction (JOC) form. The attached revised JOC form effective August 1, 2016 supersedes the JOC form appended to Directive #04-12.

This Supplement to the Directive addresses only the JOC form. The policies and procedures set forth in Directive #04-12 remain applicable, specifically, the Supreme Court's prior delegation to the Administrative Director of the authority and responsibility to approve revisions to the JOC form; the determination that the "Offense Based Penalties" box on the JOC form will be updated as additional statutory penalties are enacted; the procedures for entering more than one offense based penalty; and the calculation of the total amount of the offense based penalties in the "Total Financial Obligation" box.

On page 2 of the JOC form, the acronym for the assessment to be made pursuant to N.J.S.A. 2C:43-3.1 has been updated to "VCCO" (Victims of Crime Compensation Board) from the prior "VCCA" (Victims of Crime Compensation Agency).

The following changes were made on page 2 in the "Additional Conditions" box: (1) inclusion of the statutory citation, N.J.S.A. 53:1-20.29, as to the defendant's liability for the costs of DNA testing when the DNA sample is ordered; (2) addition of the acronyms for Community Supervision for Life (CSL), Parole Supervision for Life (PSL), and No Early Release Act (NERA) in the description of the applicable conditions; (3) addition of the condition for the court to continue/impose a Sex Offender Restraining Order (SORO) if the offense occurred on or after 8/7/07 (Nicole's Law N.J.S.A. 2C:14-12 or N.J.S.A. 2C:44-8); (4) addition of the condition for the imposition of a Stalking Restraining Order (N.J.S.A. 2C:12-10.1); and (5) deletion of the reference to "DORA," (Drug Offender Restraining Act), and instead referring to the imposition of a "Drug Offender Restraining Order (DORO)."

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Because of the need to remind judges and staff that the JOC is a public document and will be available on the Internet, the watermark, "Public Document," will appear on the form while it is in print for judge status and will disappear when the form is finalized. Additionally, the name and telephone number of the individual who prepared the JOC form has been removed from page 3 of the form. Additionally, the Juvenile Justice Commission has been added to the distribution list for receipt of the finalized JOC, if appropriate.

One revision to the JOC that was previously implemented, effective May 29, 2015, was addition of a "Joint & Several" checkbox in the "Restitution" box in the "Other Fees and Penalties" section on page 2 of the form. This checkbox is to be used when restitution is ordered by the judge to be "joint and several."

Any questions or comments regarding the revised superseding JOC form or Directive #04-12 may be directed to the Criminal Practice Division at 609-292-4638.

G.A.G.

#### Attachment

cc: Chief Justice Stuart Rabner
Acting Attorney General Christopher S. Porrino
Public Defender Joseph Krakora
Elie Honig, Director, DCJ
County Prosecutors
Steven D. Bonville, Chief of Staff
AOC Directors and Assistant Directors
Melaney S. Payne, Special Assistant
Ann Marie Fleury, Special Assistant
Trial Court Administrators
Criminal Division Managers and Assistants
Susan Callaghan, Chief, Criminal Practice
Maria Pogue, Assistant Chief, Criminal Practice

# ATTACHMENT 1 JUDGMENT OF CONVICTION



### Judgment of Conviction Amendment / Resentence / VOP Superior Court of New Jersey,

State of Ne Last Name	w Jersey	٧.	First Name			Middle Nar	me	
Also Known As								
Date of Birth		SBI Number		Date(s) of Offe	ense			
Date of Arrest	PRO	OMIS Number	Date Ind / Acc	/ Complt Filed	Original Plea  Not Guilty	Guilty	Date of Origin	al Plea
Adjudication By	Guilty Ple	a Jury Trial Verdic	et Non-	Jury Trial Verdi	ct Dismis	sed / Acquitted	Date:	
Original C	harges							
Ind / Acc / Complt	Cour	t Description				,	Statute	Degree
			· .	e e e e e e e e e e e e e e e e e e e	<i>.</i>			
Final Char	rges Cour	nt Description		,			Statute	Degre
Sentencin	g Statemen	t						
It is, therefore								Allert Land
		ONOL		S S S S S S S S S S S S S S S S S S S	he defendant is	semenced as	TOHOWS.	
			**					
☐ It is furthe	er ORDERED	that the sheriff delive	r the defendar	nt to the approp	priate correction	al authority.		
Total Custodial T	erm erm	Institution Name	•	30.000.00	(4.0)		Total Prob	ation Term

DEDR (N.J.S.A. 2C:35-15	Additional Conditions						
A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.)			The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided ( <i>N.J.S.A.</i> 53:1-20.20 and <i>N.J.S.A.</i> 53:1-20.29).				
DEDR penalty reduction granted ( <i>N.J.S.A.</i> 2C:35-15a(2))  Standard  1st Degree  @ \$ 2nd Degree  @ \$ 3rd Degree  @ \$ @ \$			The defendant is hereby sentenced to community supervision for life (CSL) if offense occurred before 1/14/04 (N.J.S.A. 2C:43-6.4).  The defendant is hereby sentenced to parole supervision for life (PSL) if offense occurred on or after 1/14/04 (N.J.S.A. 2C:43-6.4).				
4th Degree@ \$@ \$			The defendant is hereby ordered to serve a				
The court further ORDERS that suspended upon defendant's e for the term of the program. (A	entry into a reside	ntial drug program	The court imposes a Drug Offender Restraining Order (DORO) (N.J.S.A. 2C:35-5.7h). DORO expires				
Forensic Laboratory Fee (N.J.S.A. 2C:35-20)  Offenses @ \$  \$			The court continues/imposes a Sex Offender Restraining Order (SORO) if the offense occurred on or after 8/7/07 (Nicole's Law N.J.S.A. 2C:14-12 or N.J.S.A. 2C:44-8).				
VCCO Assessment (N.J.S	S.A. 2C:43-3.1 Amount		The court imposes a Stalking Restraining Order (N.J.S.A. 2C:12-10.1).				
Number	@ \$		Findings Per N	.J.S.A. 2C:	47-3		
			The court finds by a pattern of r	that the defendence and of	dant's o	sive beha	
@ \$			The court finds that the defendant is amenable to sex offender treatment.				
Total VCCO Assessmen			The court finds that the defendant is willing to participate in sex				
Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)			offender treatment.				
Offense	Ma	ndatory Penalty	License Suspe	nsion			
2	\$		CDS / Parapher	nalia ( <i>N.J.S.A</i>	. 2C:35	i-16)	Waived
Offense Based Penalties			Auto Theft / Unlawful Taking ( <i>N.J.S.A.</i> 2C:20-2.1)				
Penalty Amount			Eluding ( <i>N.J.S.A.</i> 2C:29-2)				
\$			Other				
Other Fees and Penalties			Number of Months	Non-res	sident o	Iriving priv	vileges revoked
Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3)  Safe Neighborhood Services Fund Assessment (N.J.S.A. 2C:43-3.2)  Offenses @ \$		J.S.A. 2C:43-3.2)	Start Date		End D	ate	56.44 (***********************************
\$	Total:	\$	Details				
Probation Supervision Fee (N.J.S.A. 2C:45-1d)	Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6)		Details			7	
Transaction Fee (N.J.S.A. 2C:46-1.1) (N.J.S.A. 2C:46-1.1) (N.J.S.A. 2C:46-1.1) Total \$		ses @ \$	Driver's License Number Jurisdiction			lion	
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4)  \$ Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7)  \$ \$		If the court is unable to collect the license, complete the following: Defendant's Address					
Fine		n Treatment Fund					
Penalty (N.J.S.A. 2C:14-10)		City			State	Zip	
Restitution Joint & Several Total Financial Obligation		Date of Birth	Sex	TF	Eye Col	or	
\$	\$			M		<u> </u>	were early
Details						æ	

Time Credits	<u> </u>	
Time Spent in Custody	Gap Time Spent in Custody	Prior Service Credit
R. 3:21-8	N.J.S.A. 2C:44-5b(2)	Thor dervice dream
Date: From - To	Date: From - To	Date: From - To
~	-	-
-	-	2
-	Total Number of Days	-
*	Rosado Time	+
-	Date: From - To	-
-	-	
-		_
A	Total Number of Days	=
Total Number of Days		Total Number of Days
Statement of Reasons - Include all	applicable aggravating and mitigating fac	etors
		*
		*
Attorney for Defendant at Sentencing		Public Defender
		☐ Yes ☐ No
Prosecutor at Sentencing		Deputy Attorney General
Trosecutor at centerioning		
		Yes No
Judge at Sentencing		
Judge (Signature)		Date

State	of	New	Jersey	V.

S.B.I. #

Ind / Acc / Complt #

Continuation	
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