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Acting Administrative Director of the Courts

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**To: Assignment Judges  
Criminal Presiding Judges** **Supplement to Directive # 04-12**

**From: Glenn A. Grant, J.A.D.** 

**Subj: Criminal – Judgment of Conviction – Superseding JOC Form**

**Date: July 22, 2016**

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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)."

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 New Jersey**      **v.**

Last Name

First Name

Middle Name

Also Known As

Date of Birth

SBI Number

Date(s) of Offense

Date of Arrest

PROMIS Number

Date Ind / Acc / Complt Filed

Original Plea

Not Guilty     Guilty

Date of Original Plea

Adjudication By

Guilty Plea

Jury Trial Verdict

Non-Jury Trial Verdict

Dismissed / Acquitted

Date:

### Original Charges

Ind / Acc / Complt	Count	Description	Statute	Degree

### Final Charges

Ind / Acc / Complt	Count	Description	Statute	Degree

### Sentencing Statement

It is, therefore, on \_\_\_\_\_ **ORDERED** and **ADJUDGED** that the defendant is sentenced as follows:

It is further **ORDERED** that the sheriff deliver the defendant to the appropriate correctional authority.

Total Custodial Term

Institution Name

Total Probation Term

<b>DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)</b>		<b>Additional Conditions</b>																					
A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.) <input type="checkbox"/> DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2))		<input type="checkbox"/> The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided (N.J.S.A. 53:1-20.20 and N.J.S.A. 53:1-20.29). <input type="checkbox"/> 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). <input type="checkbox"/> 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). <input type="checkbox"/> The defendant is hereby ordered to serve a _____ year term of parole supervision, pursuant to the No Early Release Act (NERA), which term shall begin as soon as the defendant completes the sentence of incarceration (N.J.S.A. 2C:43-7.2). <input type="checkbox"/> The court imposes a Drug Offender Restraining Order (DORO) (N.J.S.A. 2C:35-5.7h). DORO expires _____ <input type="checkbox"/> 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). <input type="checkbox"/> The court imposes a Stalking Restraining Order (N.J.S.A. 2C:12-10.1).																					
<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%; text-align: center;"><b>Standard</b></td> <td style="width:50%; text-align: center;"><b>Doubled</b></td> </tr> <tr> <td>1st Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>2nd Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>3rd Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>4th Degree _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>DP or _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> <tr> <td>Petty DP _____ @ \$ _____</td> <td>_____ @ \$ _____</td> </tr> </table> <p style="text-align: center;"><b>Total DEDR Penalty \$ _____</b></p> <input type="checkbox"/> The court further ORDERS that collection of the DEDR penalty be suspended upon defendant's entry into a residential drug program for the term of the program. (N.J.S.A. 2C:35-15e)				<b>Standard</b>	<b>Doubled</b>	1st Degree _____ @ \$ _____	_____ @ \$ _____	2nd Degree _____ @ \$ _____	_____ @ \$ _____	3rd Degree _____ @ \$ _____	_____ @ \$ _____	4th Degree _____ @ \$ _____	_____ @ \$ _____	DP or _____ @ \$ _____	_____ @ \$ _____	Petty DP _____ @ \$ _____	_____ @ \$ _____						
<b>Standard</b>	<b>Doubled</b>																						
1st Degree _____ @ \$ _____	_____ @ \$ _____																						
2nd Degree _____ @ \$ _____	_____ @ \$ _____																						
3rd Degree _____ @ \$ _____	_____ @ \$ _____																						
4th Degree _____ @ \$ _____	_____ @ \$ _____																						
DP or _____ @ \$ _____	_____ @ \$ _____																						
Petty DP _____ @ \$ _____	_____ @ \$ _____																						
Forensic Laboratory Fee (N.J.S.A. 2C:35-20) _____ Offenses @ \$ _____	Total Lab Fee \$ _____																						
<b>VCCO Assessment (N.J.S.A. 2C:43-3.1)</b>		<b>Findings Per N.J.S.A. 2C:47-3</b>																					
<table style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:30%;">Counts</th> <th style="width:20%;">Number</th> <th style="width:10%;">Amount</th> <th style="width:40%;"></th> </tr> </thead> <tbody> <tr> <td>_____</td> <td style="text-align: center;">@</td> <td style="text-align: center;">\$</td> <td>_____</td> </tr> <tr> <td>_____</td> <td style="text-align: center;">@</td> <td style="text-align: center;">\$</td> <td>_____</td> </tr> <tr> <td>_____</td> <td style="text-align: center;">@</td> <td style="text-align: center;">\$</td> <td>_____</td> </tr> <tr> <td>_____</td> <td style="text-align: center;">@</td> <td style="text-align: center;">\$</td> <td>_____</td> </tr> </tbody> </table> <p style="text-align: center;"><b>Total VCCO Assessment \$ _____</b></p>		Counts	Number	Amount		_____	@	\$	_____	_____	@	\$	_____	_____	@	\$	_____	_____	@	\$	_____	<input type="checkbox"/> The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior. <input type="checkbox"/> The court finds that the defendant is amenable to sex offender treatment. <input type="checkbox"/> The court finds that the defendant is willing to participate in sex offender treatment.	
Counts	Number	Amount																					
_____	@	\$	_____																				
_____	@	\$	_____																				
_____	@	\$	_____																				
_____	@	\$	_____																				
<b>Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)</b>		<b>License Suspension</b>																					
Offense _____	Mandatory Penalty \$ _____	<input type="checkbox"/> CDS / Paraphernalia (N.J.S.A. 2C:35-16) <input type="checkbox"/> Waived <input type="checkbox"/> Auto Theft / Unlawful Taking (N.J.S.A. 2C:20-2.1) <input type="checkbox"/> Eluding (N.J.S.A. 2C:29-2) <input type="checkbox"/> Other _____																					
<b>Offense Based Penalties</b>																							
Penalty _____	Amount \$ _____	Number of Months _____ <input type="checkbox"/> Non-resident driving privileges revoked																					
<b>Other Fees and Penalties</b>																							
Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3) <input type="checkbox"/> \$ _____	Safe Neighborhood Services Fund Assessment (N.J.S.A. 2C:43-3.2) <input type="checkbox"/> _____ Offenses @ \$ _____ Total: \$ _____	Start Date _____ End Date _____ Details _____																					
Probation Supervision Fee (N.J.S.A. 2C:45-1d) <input type="checkbox"/> \$ _____	Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6) <input type="checkbox"/> _____ Offenses @ \$ _____ Total \$ _____																						
Transaction Fee (N.J.S.A. 2C:46-1.1) <input type="checkbox"/>	Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7) <input type="checkbox"/> \$ _____	Driver's License Number _____ Jurisdiction _____ If the court is unable to collect the license, complete the following: Defendant's Address _____																					
Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4) <input type="checkbox"/> \$ _____	Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10) <input type="checkbox"/> \$ _____																						
Fine \$ _____	Total Financial Obligation \$ _____	City _____ State _____ Zip _____ Date of Birth _____ Sex <input type="checkbox"/> M <input type="checkbox"/> F Eye Color _____																					
Restitution Joint & Several \$ _____ <input type="checkbox"/>	Details _____																						



**Continuation**