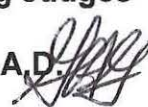


GLENN A. GRANT, J.A.D.
Acting Administrative Director of the Courts

www.njcourts.com • Phone: 609-984-0275 • Fax: 609-984-6968

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

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

DEDR (N.J.S.A. 2C:35-15 and 2C:35-5.11)		Additional Conditions																													
<p>A mandatory Drug Enforcement and Demand Reduction (DEDR) penalty is imposed for each count. (Write in number of counts for each degree.)</p> <p><input type="checkbox"/> DEDR penalty reduction granted (N.J.S.A. 2C:35-15a(2))</p> <table style="width: 100%;"> <thead> <tr> <th></th> <th style="text-align: center;">Standard</th> <th></th> <th style="text-align: center;">Doubled</th> </tr> </thead> <tbody> <tr> <td>1st Degree</td> <td style="text-align: center;">_____ @ \$</td> <td>_____</td> <td style="text-align: center;">_____ @ \$</td> </tr> <tr> <td>2nd Degree</td> <td style="text-align: center;">_____ @ \$</td> <td>_____</td> <td style="text-align: center;">_____ @ \$</td> </tr> <tr> <td>3rd Degree</td> <td style="text-align: center;">_____ @ \$</td> <td>_____</td> <td style="text-align: center;">_____ @ \$</td> </tr> <tr> <td>4th Degree</td> <td style="text-align: center;">_____ @ \$</td> <td>_____</td> <td style="text-align: center;">_____ @ \$</td> </tr> <tr> <td>DP or</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Petty DP</td> <td style="text-align: center;">_____ @ \$</td> <td>_____</td> <td style="text-align: center;">_____ @ \$</td> </tr> </tbody> </table> <p style="text-align: center;">Total DEDR Penalty \$ _____</p> <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)</p>			Standard		Doubled	1st Degree	_____ @ \$	_____	_____ @ \$	2nd Degree	_____ @ \$	_____	_____ @ \$	3rd Degree	_____ @ \$	_____	_____ @ \$	4th Degree	_____ @ \$	_____	_____ @ \$	DP or				Petty DP	_____ @ \$	_____	_____ @ \$	<p><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).</p> <p><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).</p> <p><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).</p> <p><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).</p> <p><input type="checkbox"/> The court imposes a Drug Offender Restraining Order (DORO) (N.J.S.A. 2C:35-5.7h). DORO expires _____</p> <p><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).</p> <p><input type="checkbox"/> The court imposes a Stalking Restraining Order (N.J.S.A. 2C:12-10.1).</p>	
	Standard		Doubled																												
1st Degree	_____ @ \$	_____	_____ @ \$																												
2nd Degree	_____ @ \$	_____	_____ @ \$																												
3rd Degree	_____ @ \$	_____	_____ @ \$																												
4th Degree	_____ @ \$	_____	_____ @ \$																												
DP or																															
Petty DP	_____ @ \$	_____	_____ @ \$																												
<p>Forensic Laboratory Fee (N.J.S.A. 2C:35-20) _____</p> <p>Offenses @ \$ _____</p>		<p>Total Lab Fee \$ _____</p>																													
VCCO Assessment (N.J.S.A. 2C:43-3.1)																															
Counts	Number	Amount																													
_____	_____ @	\$ _____																													
_____	_____ @	\$ _____																													
_____	_____ @	\$ _____																													
_____	_____ @	\$ _____																													
Total VCCO Assessment \$ _____																															
Vehicle Theft / Unlawful Taking Penalty (N.J.S.A. 2C:20-2.1)																															
Offense		Mandatory Penalty																													
		\$ _____																													
Offense Based Penalties																															
Penalty		Amount																													
		\$ _____																													
Other Fees and Penalties																															
<p>Law Enforcement Officers Training and Equipment Fund Penalty (N.J.S.A. 2C:43-3.3)</p> <p><input type="checkbox"/> \$ _____</p>		<p>Safe Neighborhood Services Fund Assessment (N.J.S.A. 2C:43-3.2)</p> <p><input type="checkbox"/> _____ Offenses @ \$ _____</p> <p style="text-align: center;">Total: \$ _____</p>																													
<p>Probation Supervision Fee (N.J.S.A. 2C:45-1d)</p> <p><input type="checkbox"/> \$ _____</p>		<p>Statewide Sexual Assault Nurse Examiner Program Penalty (N.J.S.A. 2C:43-3.6)</p> <p><input type="checkbox"/> _____ Offenses @ \$ _____</p> <p style="text-align: center;">Total \$ _____</p>																													
<p>Transaction Fee (N.J.S.A. 2C:46-1.1)</p> <p><input type="checkbox"/> _____</p>																															
<p>Domestic Violence Offender Surcharge (N.J.S.A. 2C:25-29.4)</p> <p><input type="checkbox"/> \$ _____</p>		<p>Certain Sexual Offenders Surcharge (N.J.S.A. 2C:43-3.7)</p> <p><input type="checkbox"/> \$ _____</p>																													
<p>Fine</p> <p>\$ _____</p>		<p>Sex Crime Victim Treatment Fund Penalty (N.J.S.A. 2C:14-10)</p> <p><input type="checkbox"/> \$ _____</p>																													
<p>Restitution Joint & Several</p> <p>\$ _____ <input type="checkbox"/></p>		<p>Total Financial Obligation</p> <p>\$ _____</p>																													
<p>Details</p>																															
License Suspension																															
<p><input type="checkbox"/> CDS / Paraphernalia (N.J.S.A. 2C:35-16)</p> <p><input type="checkbox"/> Auto Theft / Unlawful Taking (N.J.S.A. 2C:20-2.1)</p> <p><input type="checkbox"/> Eluding (N.J.S.A. 2C:29-2)</p> <p><input type="checkbox"/> Other</p>		<p><input type="checkbox"/> Waived</p>																													
Number of Months		<input type="checkbox"/> Non-resident driving privileges revoked																													
Start Date		End Date																													
Details																															
Driver's License Number		Jurisdiction																													
<p>If the court is unable to collect the license, complete the following:</p> <p>Defendant's Address</p>																															
City		State	Zip																												
Date of Birth	Sex	Eye Color																													
	<input type="checkbox"/> M <input type="checkbox"/> F																														

New Jersey Judiciary, Revised Form Effective August 1, 2016, Promulgated July 22, 2016 by Supplement to Directive #4-12, CN: 10070 page 3 of 4
Copies to: County Probation Division Defendant Defense Counsel Prosecutor State Parole Board Dept of Corrections or County Penal Institution Juvenile Justice Commission

State of New Jersey v.

S.B.I. #

Ind / Acc / Compl #

Continuation