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Second Supplement

to Directive # 01-18

[SUPERSEDES ATTACHMENT 6 of Directive # 01-18]

To:

ASSIGNMENT JUDGES

CRIMINAL PRESIDING JUDGES

FROM:

GLENN A. GRANT, J.A.D.

SUBJ:

CRIMINAL - REVISED SUPPLEMENTAL PLEA FORM FOR DRUG OFFENSES

DATE:

MAY 11, 2020

Directive #01-18 promulgated a Main Plea Form as well as various supplemental plea forms and additional questions. A superseding version of the Main Plea Form (Attachment 1 to the Directive) was promulgated by a December 31, 2019 Supplement to Directive #01-18. This Second Supplement to Directive #01-18 promulgates a superseding version of the Supplemental Plea Form for Drug Offenses (Attachment 6 to the Directive).

The attached revised Supplemental Plea Form for Drug Offenses, which supersedes the prior version and should be used as soon as practicable, is necessitated by the repeal of N.J.S.A. 2C:35-16 ("Forfeiture or Postponement of Driving Privileges") by L. 2019, c. 276. The specific amendment to the form was to remove Question 2a that required forfeiture of the defendant's driver's license, along with certain stylistic revisions.

There are no changes to the other attachments to Directive #01-18 other than as set forth in the December 31, 2019 Supplement to the Directive and this Second Supplement to the Directive. Thus, Attachments 2 through 5 and 7 through 13 to the Directive remain in effect as issued.

The English version of the revised Supplemental Plea Form for Drug Offenses is attached. It will be posted at https://www.njcourts.gov/selfhelp/catalog.html, as will the English-Spanish, English-Haitian, English-Polish, English-Korean, and English-Portuguese versions.

Questions or comments regarding this Second Supplement to Directive #01-18 may be directed to Assistant Director Sue Callaghan at (609) 815-2900, Ext. 55300.









Attachment (Revised Supplemental Plea Form for Drug Offenses (English version))

cc: Chief Justice Stuart Rabner
Attorney General Gurbir S. Grewal
Public Defender Joseph E. Krakora
Criminal Division Judges
Veronica Allende, Director, Div. of Crim. Justice
County Prosecutors

Steven D. Bonville, Chief of Staff AOC Directors and Assistant Directors Special Assistants to the Admin. Director Trial Court Administrators Criminal Division Managers and Assistants Maria Pogue, Chief, Criminal Practice

Attachment Revised Supplemental Plea Form for Drug Offenses (Replaces Attachment 6 to Directive #01-18) English Version

[The English-Spanish, English-Haitian, English-Polish, English-Korean, & English-Portuguese versions will be posted along with the English version in the Judiciary's on-line Forms Catalog.]

NOTICE: This is a public document, which means the document as submitted will be available to the public upon request. Therefore, do not enter personal identifiers on it, such as Social Security number, driver's license number, vehicle plate number, insurance policy number, active financial account number, active credit card number or military status.



New Jersey Judiciary Supplemental Plea Form for Drug Offenses

The following additional questions need to be answered only if you are pleading guilty to an offense under N.J.S.A. 2C:35-1 et seq. or N.J.S.A. 2C:36-1 et seq.

uno	ier r	N.J.S.A. 2	2C:.	33-1 e	t seq. of N.J.S.A. 2C:30-1 et seq.		
1.	Have you and the Prosecutor entered into any agreement to provide for a lesser sentence or period of parole ineligibility than would otherwise be required? (If yes, be sure to include in questions 12 and 13 on the Main Plea Form).						□ No
2.	Do you understand that if you plead guilty:						
	a.	a. You will be required to pay a forensic laboratory fee of \$50 for each Chapter 35 offense for which you plead guilty?					□ No
	b.	You will be required to pay a mandatory drug enforcement and demand reduction (D.E.D.R.) penalty as listed below for each offense for which you plead guilty?				Yes	□ No
		The mandatory penalties are as follows:					
		(1)	\$3,000		in the case of a 1 st degree crime in the case of a 2 nd degree crime		
		(2)	\$2,000				
		(3)		1,000	_ -		
		(4)	\$	750	in the case of a 4 th degree crime		
		(5)	\$	500	in the case of a disorderly persons or petty disorderly persons offense		
	TOTAL D.E.D.R. Penalty \$						
Date: Defendant:s/							
		e Attorne	ey:	<u>s/</u>			
Prosecutor: s/							