



NEW JERSEY GOVERNMENT RECORDS COUNCIL
Administrative Complaint Disposition – Request Made to a Non-Public Agency

Kevin Alexander
Complainant

GRC Complaint No. 2022-414

v.

NaphCare, Inc.
Custodial Agency

Custodian of Record: N/A

Request Received by Custodian: N/A

GRC Complaint Received: August 12, 2022

Complaint Disposition: The Complainant submitted an OPRA request to an agency that is not a “public agency” as defined in OPRA. NaphCare, Inc. is a private company based out of Birmingham, Alabama that partners “with local, state, and federal government agencies” to medical services to correctional facilities throughout the United States.¹ See Verry v. Franklin Fire Dist. No. 1, 230 N.J. 285 (2017); Samgalski v. PSE&G, GRC Complaint No. 2010-251 (December 2010).

Applicable OPRA Provision: “‘Public agency’ or ‘agency’ means any of the principal departments in the Executive Branch of State Government, and any division, board, bureau, office, commission or other instrumentality within or created by such department; the Legislature of the State and any office, board, bureau or commission within or created by the Legislative Branch; and any independent State authority, commission, instrumentality or agency. The terms also mean any political subdivision of the State or combination of political subdivisions, and any division, board, bureau, office, commission or other instrumentality within or created by a political subdivision of the State or combination of political subdivisions, and any independent authority, commission, instrumentality or agency created by a political subdivision or combination of political subdivisions.” N.J.S.A. 47:1A-1.1 (emphasis added)

This is the final administrative determination in this matter. Any further review should be pursued in the Appellate Division of the Superior Court of New Jersey within forty-five (45) days. Information about the appeals process can be obtained from the Appellate Division Clerk’s Office, Hughes Justice Complex, 25 W. Market St. PO Box 006, Trenton, NJ 08625-0006.

Effective Date of Disposition: August 30, 2022

Prepared By: Frank F. Caruso
Executive Director

Date: August 23, 2022
Distribution Date: August 31, 2022

¹ <https://www.naphcare.com/about> (accessed August 16, 2022).