

i. Funds consisting of primary security or other security held in trust, shall for the purposes identified at N.J.A.C. 11:2-30.4(b), be valued according to the valuation rules set forth at N.J.A.C. 11:2-30.4(b), as applicable;

ii. There are no affiliate investment limitations with respect to any security held in such trust if such security is not needed to satisfy the requirements at (a)3 above;

iii. The reinsurance treaty must prohibit withdrawals or substitutions of trust assets that would leave the fair market value of the primary security within the trust (when aggregated with primary security outside the trust that is held by or on behalf of the ceding insurer in the manner required pursuant to (a)3 above) below 102 percent of the level required pursuant to (a)3 above at the time of the withdrawal or substitution; and

iv. The determination of reserve credit pursuant to N.J.A.C. 11:2-28.9(d) shall be determined according to the valuation rules set forth at N.J.A.C. 11:2-30.4(b), as applicable; and

6. The reinsurance treaty has been approved by the Commissioner.

(b) Requirements at inception date and on an ongoing basis; remediation shall be as follows:

1. The requirements at (a) above must be satisfied as of the date that risks pursuant to the covered policies are ceded (if such date is on or after (the effective date of this subchapter)) and on an ongoing basis thereafter. Under no circumstances shall a ceding insurer take or consent to any action or series of actions that would result in a deficiency pursuant to (a)3 or 4 above, with respect to any reinsurance treaty pursuant to which covered policies have been ceded, and in the event that a ceding insurer becomes aware at any time that such a deficiency exists, it shall use its best efforts to arrange for the deficiency to be eliminated as expeditiously as possible.

2. Prior to the due date of each quarterly or annual statement, each life insurance company that has ceded reinsurance within the scope of this subchapter, as described at N.J.A.C. 11:2-30.1, shall perform an analysis, on a treaty-by-treaty basis, to determine, as to each reinsurance treaty pursuant to which covered policies have been ceded, whether as of the end of the immediately preceding calendar quarter (the valuation date), the requirements at (a)3 and 4 above were satisfied. The ceding insurer shall establish a liability equal to the excess of the credit for reinsurance taken over the amount of primary security actually held pursuant to (a)3 above, unless either:

i. The requirements at (a)3 and 4 above were fully satisfied as of the valuation date as to such reinsurance treaty; or

ii. Any deficiency has been eliminated before the due date of the quarterly or annual statement to which the valuation date relates through the addition of primary security and/or other security, as the case may be, in such amount and in such form as would have caused the requirements at (a)3 and 4 above to be fully satisfied as of the valuation date.

3. Nothing at (b)2 above shall be construed to allow a ceding company to maintain any deficiency pursuant to (a)3 and 4 above for any period of time longer than is reasonably necessary to eliminate it.

11:2-30.6 Severability

If any provision of this subchapter is held invalid, the remainder shall not be affected.

11:2-30.7 Prohibition against avoidance

No insurer that has covered policies as to which this subchapter applies (as set forth at N.J.A.C. 11:2-30.1) shall take any action or series of actions, or enter into any transaction or arrangement, or series of transactions or arrangements, if the purpose of such action, transaction, or arrangement, or series thereof is to avoid the requirements of this subchapter, or to circumvent its purpose and intent, as set forth at N.J.A.C. 11:2-30.1.

LAW AND PUBLIC SAFETY

(a)

JUVENILE JUSTICE COMMISSION

Detention of Juveniles in Municipal and Other Adult Facilities

Proposed Readoption with Amendments: N.J.A.C. 13:94

Authorized By: Executive Board of the Juvenile Justice Commission, by the Honorable Matthew J. Platkin, Attorney General and Chair, through Daniel S. Hafetz, Attorney General Designee.

Authority: N.J.S.A. 2A:4A-31, 2A:4A-32, 2A:4A-33, 2A:4A-37, 2A:4A-60, 2A:4A-88, 47:1A-1 et seq., 52:17B-170, and 52:17B-171.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2025-020.

Submit written comments by May 16, 2025, to:

Christina O. Broderick
Chief, Legal & Regulatory Affairs
New Jersey Juvenile Justice Commission
1001 Spruce Street—Suite 202
Trenton, New Jersey 08638
or electronically at: regulatory.affairs@jjc.nj.gov

The agency proposal follows:

Summary

The Juvenile Justice Commission (Commission) is the New Jersey agency responsible for planning, policy development, and provision of services in the juvenile justice system. For those youth within its care and custody, the Commission seeks to ensure that its facilities maintain a safe and respectful environment, while at the same time delivering effective educational and rehabilitative services individually tailored to each youth.

Pursuant to the Code of Juvenile Justice, part of the Commission's responsibilities includes specifying the places where young people may be detained. Part of this role includes the development of standards for, and oversight of, juvenile detention facilities. The Commission is also designated as the agency to ensure compliance with the Federal Juvenile Justice and Delinquency Prevention Act of 1974 (JJDPA), including three of the JJDPA's four core requirements—deinstitutionalization of status offenders, separation of juveniles from adult offenders, and removal of juveniles from adult facilities. These standards and requirements, addressing numerous areas including custody limitations, separation requirements, youth supervision, and reporting requirements, have been developed by the Commission to ensure that all facilities receiving young people maintain the required standards and provide the proper care, in compliance with applicable Federal and State laws, and as set forth at N.J.A.C. 13:94, Detention of Juveniles in Municipal and Other Adult Facilities.

Pursuant to N.J.S.A. 52:14B-5.1.c, N.J.A.C. 13:94 was scheduled to expire on February 5, 2025. Therefore, as this notice of rules proposed for readoption was filed prior to that date, this notice shall extend the expiration date 180 days to August 4, 2025, pursuant to N.J.S.A. 52:14B-5.1.c(2).

The Commission has reviewed these rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated. Accordingly, in addition to minor clarifying and technical amendments that do not affect the substantive meaning of the rules, the Commission proposes to readopt the rules at N.J.A.C. 13:94 in their entirety, with proposed amendments at N.J.A.C. 13:94-1 and 2. The substantive provisions of the rules proposed to be readopted by the Commission are summarized below.

N.J.A.C. 13:94-1 sets forth general requirements, including the chapter's purpose and scope (N.J.A.C. 13:94-1.1); relevant definitions (N.J.A.C. 13:94-1.2); legal requirements (N.J.A.C. 13:94-1.3); the Commission's oversight authority (N.J.A.C. 13:94-1.4); and

confidentiality of juvenile information (N.J.A.C. 13:94-1.5). Several minor technical changes are proposed to this subchapter. In addition, the Commission proposes to amend the definitions of “adult facility,” “detain,” and “JJDP Act” at N.J.A.C. 13:94-1.2 to align with changes made to the JJDP Act, including adding a court holding facility to the definition of “adult facility,” adding that “confine” means the same as the term “detain,” and revising the definition of that term to indicate that it includes circumstances in which one is not free to leave. Specifically, the Commission proposes to add that the definition of “juvenile” includes one who has reached age 18 and is being detained in connection with a charge of delinquency, revise the definition of “non-offender” to indicate that it includes both a juvenile not charged with an act of delinquency and a juvenile detained protectively, remove violations of sight and sound separation restrictions and supervision requirements from the definition of “secure custody,” and remove being detained protectively from the definition of “status offender.” The Commission proposes to amend language addressing the Commission’s monitoring authority at N.J.A.C. 13:94-1.4(b) to include suicide-resistant properties of a secure holding room as a physical design factor, and supervision of juveniles.

N.J.A.C. 13:94-2 addresses operational requirements, including sight and sound separation (N.J.A.C. 13:94-2.1); limitations on holding juveniles in custody (N.J.A.C. 13:94-2.2); notification to a parent or guardian (N.J.A.C. 13:94-2.3); exceptions for extraordinary circumstances (N.J.A.C. 13:94-2.4); juvenile supervision (N.J.A.C. 13:94-2.5); admission and secure custody logs (N.J.A.C. 13:94-2.6); and inspection, review of construction plans, and enforcement by the Commission (N.J.A.C. 13:94-2.7). Several minor technical changes are proposed to this subchapter. In addition, the Commission proposes to amend N.J.A.C. 13:94-2.2 to simplify the language regarding the six-hour limitation on detaining juveniles. The Commission also proposes to amend N.J.A.C. 13:94-2.5 addressing supervision of juveniles, to more concisely distinguish when continuous face-to-face supervision and 15-minute visual checks are required. The Commission proposes to amend language at N.J.A.C. 13:94-2.6 to clarify the information to be documented when juveniles are detained. Finally, the Commission proposes to add that relocation of facilities also requires submission of plans to, and approval by, the Commission at N.J.A.C. 13:94-2.7.

As the Commission has provided a 60-day comment period on the notice of proposal, this notice is excepted from the rulemaking calendar requirement pursuant to N.J.A.C. 1:30-3.3(a)5.

Social Impact

The Commission is committed to providing programming, support, and opportunities designed to help youth grow and thrive and to become independent, productive, and law-abiding citizens. As the agency charged with ensuring compliance with the JJDP Act and monitoring facilities, the Commission seeks to ensure that those facilities that detain youth do so in compliance with Federal and State laws. As such, the rules proposed for re adoption with amendments are expected to enhance the positive social impact the existing rules already have on the young people who may interact with the justice system, along with their families.

Economic Impact

The Commission anticipates that the rules proposed for re adoption with amendments will not have an economic impact on the Commission or any other department or agency of State government. The Commission further anticipates that the rules proposed for re adoption with amendments will not have any significant economic impact on counties or local facilities because some amendments simplify current rules, and no amendments would result in significant additional costs.

Federal Standards Statement

Facilities detaining youth must comply with applicable Federal laws, rules, and regulations including the Juvenile Justice and Delinquency Prevention Act of 1974, as amended through P.L. 115-385 (Juvenile Justice Reform Act of 2018), 34 U.S.C. §§ 11101 et seq., 28 CFR Part 31, related Federal laws, rules, and regulations regarding the deinstitutionalization of status offenders and non-offenders and prohibited contact between juveniles and incarcerated adults, the Federal Prison Rape Elimination Act (PREA) of 2003 (34 U.S.C. §§ 30301 et seq.), and Federal regulations establishing PREA standards for juvenile facilities, 28

CFR Part 115, Subpart D. While facilities must comply with these Federal laws, rules, and regulations, because the rules proposed for re adoption with amendments simply reiterate that compliance is required, but do not impose or exceed any specific standards pursuant to these Federal laws, rules, and regulations, a Federal standards analysis is not required in connection with this rulemaking. Further, a Federal standards analysis is not otherwise required because the rules proposed for re adoption with amendments are not proposed pursuant to the authority of, or in order to implement, comply with, or participate in any program established pursuant to Federal law or pursuant to a State statute that incorporates or refers to Federal law, standards, or requirements.

Jobs Impact

The rules proposed for re adoption with amendments are not anticipated to result in the generation or loss of jobs.

Agriculture Industry Impact

The rules proposed for re adoption with amendments will have no impact on the agriculture industry in New Jersey.

Regulatory Flexibility Statement

The rules proposed for re adoption with amendments do not impose reporting, recordkeeping, or other compliance requirements on small businesses, as defined in the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq., because the rules concern only monitoring of juveniles detained in adult facilities. Therefore, a regulatory flexibility analysis is not required.

Housing Affordability Impact Analysis

The rules proposed for re adoption with amendments will have no impact on the affordability of housing in New Jersey and will neither increase nor decrease the average cost of housing because the rules concern only monitoring of juveniles detained in adult facilities.

Smart Growth Development Impact Analysis

The rules proposed for re adoption with amendments will have no impact on smart growth and there is an extreme unlikelihood that the rules would evoke a change in housing production in Planning Area 1 or 2, or within designated centers, pursuant to the State Development and Redevelopment Plan in New Jersey, because the rules concern only monitoring of juvenile detention within adult facilities.

Racial and Ethnic Community Criminal Justice and Public Safety Impact

The rules proposed for re adoption with amendments are not expected to have an impact on pretrial detention, sentencing, probation, or parole policies concerning youth or adults in the State. Decisions related to pretrial detention, sentencing, probation, and parole are outside the scope of N.J.A.C. 13:94, which is limited to monitoring compliance with existing Federal and State law regarding the initial detention of juveniles within facilities. However, because the majority of youth involved in the juvenile justice system in New Jersey are youth of color, through monitoring and ensuring compliance with applicable Federal and State law, N.J.A.C. 13:94 ensures that these justice-involved youth are only detained minimally and separately from adults, which may help improve outcomes for youth. Therefore, it is anticipated that the rules proposed for re adoption with amendments, which establish compliance and monitoring standards for adult facilities that detain justice-involved youth, may help reduce recidivism and improve outcomes for justice-involved youth of color, because they ensure that initial detention is limited.

Full text of the rules proposed for re adoption may be found in the New Jersey Administrative Code at N.J.A.C. 13:94.

Full text of the proposed amendments follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

SUBCHAPTER 1. GENERAL REQUIREMENTS

13:94-1.1 Purpose and scope

(a) The purposes of this chapter are:

1. (No change.)

2. To ensure compliance with provisions of the Federal Juvenile Justice and Delinquency Prevention Act of [2002] **1974, as amended through**

P.L. [107-273] **115-385 (Juvenile Justice Reform Act)**, [42] **34 U.S.C. §§5601** **§§ 11101** et seq.;

3.-4. (No change.)

(b) (No change.)

13:94-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise.

...

“Adult facility” or “facility” means any jail, lockup, **court holding**, or other similar facility used for the detention of adults and which may be used to detain juveniles, whether or not the facility was designed or intended for such purpose, and that is operated either by:

1.-4. (No change.)

...

“Detain” means any holding of a person in police custody, whether pending court or other disposition of charges filed or to be filed against the person, or under circumstances where the person is being held on account of a serious danger to the person’s health or safety.]

“**Detain**” or “**confine**” means to hold, keep, or restrain a person such that they are not free to leave.

...

“JJDP Act” means the Juvenile Justice and Delinquency Prevention Act of [2002] **1974, as amended through P.L. [107-273] 115-385 (Juvenile Justice Reform Act)**, [42] **34 U.S.C. §§5601** **§§ 11101** et seq., and regulations thereunder, 28 CFR 31.303.

“Juvenile” means an individual who is under the age of 18 years, **or an individual who has reached the age of 18 and is being detained in connection with a charge of delinquency.**

“Non-offender” means a [detained] juvenile[, other than one] **not** charged with an act of delinquency or a status offense, **including a juvenile detained protectively because the juvenile’s health or safety is in serious danger.**

“Non-secure custody” means detention in conditions such that an individual is not [being held] in secure custody.

“Secure area” means a building or an area within a building that restricts the mobility of an individual in custody through [the use of] **using** hardware or architectural features.

“Secure custody” means detention in conditions such that:

1.-3. (No change.)

4. The individual is physically secured to a cuffing rail or other stationary object; **or**

[5. The individual is held in conditions that violate the sight and sound restrictions of N.J.A.C. 13:94-2.1;

6. The individual is held in conditions that violate the supervision requirement of N.J.A.C. 13:94-2.5(d); or]

[7.] **5.** (No change in text.)

...

“Status offender” means a juvenile accused, charged, or adjudicated for conduct that, [under] **pursuant to** the laws of the jurisdiction in which the conduct took place, would not be a crime if committed by an adult[, or a juvenile detained protectively because the juvenile’s health or safety is in serious danger].

...

13:94-1.3 Legal requirements

(a) The detention of a juvenile in a facility is subject to the requirements of:

1.-3. (No change.)

4. All other applicable laws, regulations, and other authorities related to the confinement of juveniles, including, but not limited to, requirements addressing the deinstitutionalization of status offenders and non-offenders, sight and sound separation of juveniles and adults, and timely removal of juveniles from adult secure facilities;

5. All applicable public health, safety, construction, building, fire, and other codes, laws, and regulations promulgated either by the State of New Jersey or by the county, township, or municipality in which the facility is located; and

6. The Prison Rape Elimination Act of 2003, [42] **34 U.S.C. §§15601** **§§ 30301** et seq.

(b) (No change.)

13:94-1.4 Oversight authority of the Commission

(a) (No change.)

(b) The Commission is also authorized to monitor facilities for compliance with the provisions of this chapter including, but not limited to:

1. The physical design and layout of facilities, including the design, [and] furnishing, **and suicide-resistant properties** of secure holding rooms or cells;

2.-3. (No change.)

[4. Facility staffing levels;]

4. Staffing and the proper supervision of juveniles.

SUBCHAPTER 2. OPERATIONAL REQUIREMENTS

13:94-2.1 Sight and sound separation

Except as may be necessary when incidental to initial processing, sight and sound separation shall be maintained at all times between a juvenile and an adult held in secure custody. This requirement applies equally with respect to non-offender juveniles, status offender juveniles, and juveniles detained for an act of delinquency.

13:94-2.2 Limitations on holding juveniles in custody and six-hour restrictions

(a) A juvenile held in secure custody shall **only** be placed [only] in a holding room, cell, or other designated area that has been determined by the Commission to conform to prevailing safety standards for the detention of juveniles.

(b) [Status-offenders] **Status offenders** and non-offenders shall not be held in secure custody.

(c) [Status-offenders] **Status offenders**, non-offenders, and juveniles held on a charge of delinquency [but not being held in secure custody,] shall not be held in custody for more than six hours.

[(d) A juvenile held on a charge of delinquency may be held in secure custody, provided that such secure custody may not exceed six hours commencing from the time the juvenile was placed in secure custody.

1. The six-hour restriction set forth in this section shall not apply to the holding of a juvenile in a judicial facility in connection with a court appearance.]

13:94-2.3 Notification to parent or guardian

(a) Upon taking a juvenile into custody, the [detaining] **law enforcement officer[s]** shall immediately notify the parents or guardians of the juvenile:

1. That the juvenile is [being detained] **in custody**;

2. (No change.)

3. The reasons that the juvenile is [being detained] **in custody**.

13:94-2.4 Exceptions for extraordinary circumstances

(a) (No change.)

(b) Each determination made [under] **pursuant to** (a) above shall be explained in a written report that describes the facts upon which the determination was based, the deviations from restrictions otherwise imposed by this chapter, the duration of such deviations, and why the deviations were necessary to address the extraordinary circumstance.

1. The report shall be prepared and signed by the highest ranking person who made or approved the determination, within eight hours of the determination it covers, and shall be maintained on file as part of the [juvenile admissions log] **Juvenile Admissions Log** required [by] **pursuant to** N.J.A.C. 13:94-2.6.

(c) (No change.)

13:94-2.5 Supervision of juveniles

[(a) Facility staff shall provide supervision for all detained juveniles. The level of supervision shall be that necessary to ensure the safety and well-being of the juvenile, facility staff and the public at large. Factors to be considered when determining the appropriate level of supervision shall include, but shall not necessarily be limited to:

1. The juvenile’s mental and physical health;

2. The nature of the offense charged, if any;

3. The physical environment of the area where the juvenile will be held, including any objects or architectural elements that could facilitate self-injury or injury to others; and

4. A reasonable concern that a juvenile may be the victim of sexual or other abuse, or pose a risk of suicide or injury to self.]

(a) **Continuous face-to-face supervision shall be provided by a law enforcement officer or other facility staff for all juveniles who are not placed in a Commission-approved secure holding room or cell.**

(b) **A juvenile placed in a Commission-approved secure holding room or cell shall be visually checked at least once every 15 minutes by a law enforcement officer or other facility staff [shall directly observe a juvenile placed in a secure holding room or cell at least every 15 minutes.] unless the juvenile presents the following conditions, then continuous face-to-face supervision shall be provided when a juvenile:**

[(c) When a juvenile is placed in a secure holding room or cell or other designated area with potential suicide hazards, or other safety hazard, continuous face-to-face supervision shall be maintained by a law enforcement officer or other facility staff.

1. Such hazards include, but are not limited to, barred walls, doors and windows; door knobs; exposed pipes; and any other object or design feature to which an item may be tied.

(d) A detained juvenile, other than a juvenile detained in a secure holding room or cell, shall not be left unattended at any time.

(e) A law enforcement officer or other facility staff shall provide continuous face-to-face visual supervision, if the juvenile:]

1. (No change.)

2. Appears to be under the influence of drugs; or

3. Shows signs of emotional disturbance or risk of self-injury[; or].

[4. Is detained in a secure holding room or cell in which there is a suicide or safety hazard.]

[(f)] (c) (No change in text.)

13:94-2.6 Juvenile [admissions] **Admissions** and [secure custody logs] **Secure Custody Logs**

(a) Each facility[, other than a court holding facility,] shall maintain a [juvenile admissions log] **Juvenile Admissions Log** that documents all juveniles [detained] **held** at the facility.

(b) The [juvenile admissions log] **Juvenile Admissions Log** shall include the following information concerning each [detained] juvenile:

1.-7. (No change.)

8. [If] **Documentation identifying whether the juvenile is being held securely** beyond six hours in the facility;

9. (No change.)

10. [Information sufficient to enable the reader to determine whether the juvenile was held in] **Documentation of the type of custody, for example, secure or non-secure [custody], pursuant to which a juvenile is being held. If the juvenile is being held in secure custody, the following additional information must be documented:**

i. **Location and method of secure custody;**

ii. **Date and time the juvenile was placed in secure custody; and**

iii. **Date and time the juvenile was released from secure custody.**

[(c) A separate secure custody log shall be maintained for each juvenile held in a secure holding room or cell. The secure custody log shall be kept or posted in close proximity to the secure holding room or cell, and shall contain the following information:

1. The name of the juvenile;

2. The cell or room number;

3. The date and time the juvenile was placed in the cell or room;

4. The date and time of release from the cell or room; and

5. A record of each inspection of the juvenile by law enforcement personnel.

i. Each inspection shall be recorded, showing the date and time, describing the general condition of the juvenile, and shall be initialed by the inspecting law enforcement personnel.

ii. Inspections shall be made not less frequently than every 15 minutes.]

(c) **Each facility must maintain a Secure Custody Log that documents each visual check on a juvenile. The log must include the date, time, and general condition of the juvenile.**

13:94-2.7 Inspection by Commission, review of construction plans, and enforcement

(a) The Commission shall undertake such inspection of facilities, as necessary and appropriate, to determine compliance with this chapter.

1. (No change.)

2. Prior to undertaking any construction, [or] renovation, **or relocation** that may affect areas used to hold juveniles, a facility shall submit a written construction plan for review by and approval of the Commission.

3. The Commission shall approve any plan for construction, [or] renovation, **or relocation** consistent with the purposes of this chapter.

(b) A facility shall grant the Commission access to such records, reports, and information reasonably necessary to [verifying] **verify** the facility's compliance with the provisions of this chapter.

(c)-(d) (No change.)

(a)

JUVENILE JUSTICE COMMISSION

Secure Facilities

Proposed Readoption with Amendments: N.J.A.C. 13:95

Proposed Repeals and New Rules: N.J.A.C. 13:95-7.3 and 8.1

Proposed Repeals: N.J.A.C. 13:95-8.8, 8.9, 12.7, 15.5, 15.6, 19.33, 20.28, and 21.2

Authorized By: Executive Board of the Juvenile Justice Commission, by the Honorable Matthew J. Platkin, Attorney General and Chair, through Daniel S. Hafetz, Attorney General Designee.

Authority: N.J.S.A. 2A:4A-60; 2C:39-6.a(9); 9:17A-1 and 4; 30:4-27.2; 30:4-27.24; 30:4-82.4; 30:4-123.53.a; 47:1A-1; 52:17B-170.e(8), (9), (14), and (22); 52:17B-171; 52:17B-174; 52:17B-175; and 52:17B-176.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2025-021.

Submit written comments by May 16, 2025, to:

Christina O. Broderick
Chief, Legal and Regulatory Affairs
New Jersey Juvenile Justice Commission
1001 Spruce Street-Suite 202
Trenton, New Jersey 08638
or electronically at: regulatory.affairs@jjc.nj.gov

The agency proposal follows:

Summary

The Juvenile Justice Commission (Commission) is the New Jersey agency responsible for planning, policy development, and provision of services in the juvenile justice system. For those youth within its care and custody, the Commission seeks to ensure that its facilities maintain a safe and respectful environment, while at the same time delivering effective educational and rehabilitative services individually tailored to each youth, with the goal of improving outcomes for young people involved with the juvenile justice system, their families, and their communities.

Part of the Commission's responsibilities include assuming care and custody of youth committed or transferred to its custody, and management and operation of State juvenile secure facilities. As such, the Commission has developed standards for the operation of its secure care facilities and care and treatment of its residents. These standards and requirements, addressing numerous areas including, but not limited to, resident care standards, hygiene, behavior, visits, searches, contraband, suicide prevention, transportation, restrictions, and use of force, have been developed by the Commission to ensure that its secure care facilities maintain the appropriate level of care to all young people assigned to their care and custody, and are set forth at N.J.A.C. 13:95, Secure Facilities.

Pursuant to N.J.S.A. 52:14B-5.1.c, N.J.A.C. 13:95 was scheduled to expire on February 5, 2025. By filing this notice of readoption prior to that date, the expiration date is extended 180 days to August 4, 2025 pursuant to N.J.S.A. 52:14B-5.1.c(2).