

Criminal -- Plea Forms and Judgments of Conviction

Directive #4-02
(Supersedes Directives #15-01,
5-99, 3-99, 2-99, 4-98, 1-97, 7-96)
Issued by: Richard J. Williams
Administrative Director

August 21, 2002

The Criminal Practice Committee, in its 2000-2002 Report and 2000-2002 Supplemental Report, made a series of recommendations for amendments to existing plea forms, new plea forms, and judgments of conviction. Pursuant to R. 3:9-2, plea forms are to be in a form "prescribed by the Administrative Director of the Courts." The Supreme Court, at its March 1, 1999 Administrative Conference, similarly delegated to the Administrative Director the authority and responsibility to approve the form of the Judgment of Conviction forms. This Directive, thus, is being issued to promulgate the plea forms and judgments of conviction recommended by the Committee. It is also intended to consolidate all existing Directives involving plea forms and judgments of convictions into one Directive for ease of reference. It supersedes all prior directives promulgating plea forms as listed above. To the extent that those prior directives contained explanatory material in addition to the forms, judges may still find them instructive.

Plea Forms

1. **Three-Page Plea Form.** **Attachment 1**
(Supersedes Section 1 of Directive #10-97 and
Section 1 of Directive #7-96)

There are no changes to this plea form.
2. **Supplemental Plea Form for Non-Negotiated Pleas.** **Attachment 2**
(Supersedes Section 4 of Directive #7-96)

There are no changes to this plea form.
3. **Supplemental Plea Form for Sexual Offenses.** **Attachment 3**
(Supersedes Section 2 of Directive #7-96)

There are no changes to this plea form.
4. **Additional Questions for Certain Sexual Offenses
Committed on or after December 1, 1998.** **Attachment 4**
(Supersedes Directive #2-99)

There are no changes to this plea form.

5. **Additional Questions for Certain Sexual Offenses. (Megan's Law Plea Form)** **Attachment 5**
(Supersedes Section 3 of Directive #7-96)

The *Additional Questions for Certain Sexual Offenses Plea Form* has been amended to add questions addressing Internet posting for certain sexual offenses and the Statewide Sexual Assault Nurse Examiner Program penalty. It was also amended to add knowingly promoting child prostitution to the list of crimes for which this form would be utilized. See L. 2001, c. 392.

6. **Additional Questions for Offenses Requiring DNA Testing.** **Attachment 6**
(New Form)

As originally enacted, the DNA Database and Databank Act, N.J.S.A. 53:1-20.10 to -29, required DNA testing for certain sexual offenses. A question addressing DNA testing was originally on the *Additional Questions for Certain Sexual Offenses Plea Form (Megan's Law Plea Form)*. L. 2000, c. 118 amended the Act to expand the list of offenses requiring DNA testing. In light of the statutory amendments, a new form entitled *Additional Questions for Offenses Requiring DNA Testing* has been promulgated for use in all cases where DNA testing is required. As a result, the DNA question has been deleted from the *Additional Questions for Certain Sexual Offenses Plea Form (Megan's Law Plea Form)*.

7. **Supplemental Plea Form for Theft of a Motor Vehicle and Unlawful Taking of a Motor Vehicle.** **Attachment 7**
(Supersedes Section 2 of Directive #10-97)

The *Supplemental Plea Form for Theft of a Motor Vehicle and Unlawful Taking of a Motor Vehicle* has been amended to change the reference to "automobile" to "motor vehicle." This change is consistent with a revision to N.J.S.A. 2C:20-2.1. See L. 1993, c. 219 § 4.

8. **Supplemental Plea Form for Drug Offenses.** **Attachment 8**
(Supersedes Section 5 of Directive #7-96)

There are no changes to this plea form.

9. **Additional Questions for Certain Drug and Weapons Offenses Committed on or after June 24, 1998.** **Attachment 9**
(Supersedes Directive #5-99 and Section 3 of Directive #15-01)

There are no changes to this plea form.

10. **Supplemental Plea Form for No Early Release Act Cases (for crimes occurring between June 9, 1997 and June 29, 2001).** Attachment 10
(Supersedes Section 1 of Directive #15-01 and Section 1 of Directive #4-98)

There are no changes to this plea form.

11. **Supplemental Plea Form for No Early Release Act Cases (for crimes occurring on or after June 29, 2001).** Attachment 11
(New Form)

L. 2001, c. 129 amended the *No Early Release Act*, N.J.S.A. 2C:43-7.2 to enumerate the crimes to which NERA applies. A new form entitled *Supplemental Plea for No Early Release Act (NERA) Cases* has been created to use for crimes occurring on or after June 29, 2001.

12. **Supplemental Plea Form for Graves Act Offenses.** Attachment 12
(Supersedes Section 2 of Directive #15-01)

There are no changes to this plea form.

Judgment of Conviction Forms

13. **Two-page Judgment of Conviction.** Attachment 13
(Supersedes Directive #3-99 and Section 1 of Directive #3-98)

Page one of the two-page Judgment of Conviction has been amended to include check boxes for the period of parole supervision imposed in *No Early Release Act* cases, and for cases where DNA testing is ordered. Page two of the Judgment of Conviction has been amended to include the crime of knowingly promoting child prostitution as an offense requiring a Sexual Assault Nurse Examiner Program Penalty.

14. **Three-page Judgment of Conviction for Theft of a Motor Vehicle and Unlawful Taking of a Motor Vehicle.** Attachment 14
(Supersedes Section 2 of Directive #3-98)

The three-page Judgment of Conviction for Theft of a Motor Vehicle and Unlawful Taking of a Motor Vehicle cases has been amended to change the reference to “automobile” to “motor vehicle.” This change is consistent with a revision to N.J.S.A. 2C:20-2.1. See L. 1993, c. 219, § 4.

English and Spanish versions of all forms promulgated by this Directive are attached. You should begin using these forms as soon as possible. Any questions or comments regarding this Directive, or the appended forms, should be directed to Assistant Director Joseph J. Barraco at (609) 292-4638.

ATTACHMENT 1
THREE PAGE PLEA FORM

PLEA FORM

County _____

DEFENDANT'S NAME _____ **before Judge** _____

1. List the charges to which you are pleading guilty:

Statutory Maximum VCCB

Ind./Acc./Comp.#	Count	Nature of Offense	Degree	Time	Fine	Assmt*
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Your total exposure as the result of this plea is:

TOTAL _____

**PLEASE CIRCLE
APPROPRIATE ANSWER**

- 2.** **a.** Did you commit the offense(s) to which you are pleading guilty? [YES] [NO]
- b.** Do you understand that before the judge can find you guilty, you will have to tell the judge what you did that makes you guilty of the particular offense(s)? [YES] [NO]
- 3.** Do you understand what the charges mean? [YES] [NO]
- 4.** Do you understand that by pleading guilty you are giving up certain rights? Among them are:
- a.** The right to a jury trial in which the State must prove you guilty beyond a reasonable doubt? [YES] [NO]
- b.** The right to remain silent? [YES] [NO]
- c.** The right to confront the witnesses against you? [YES] [NO]
- 5.** Do you understand that if you plead guilty:
- a.** You will have a criminal record? [YES] [NO]
- b.** Unless the plea agreement provides otherwise, you could be sentenced to serve the maximum time in confinement, to pay the maximum fine and to pay the maximum Violent Crimes Compensation Board Assessment? [YES] [NO]
- c.** You must pay a minimum Violent Crimes Compensation Board assessment of \$50 (\$100 minimum if you are convicted of a crime of violence) for each count to which you plead guilty? (Penalty is \$30 if offense occurred between January 9, 1986 and December 22, 1991 inclusive. \$25 if offense occurred before January 1, 1986. [YES] [NO]
- d.** If the offense occurred on or after February 1, 1993 but was before March 13, 1995, and you are being sentenced to probation or a State correctional facility, you must pay a transaction fee of up to \$1.00 for each occasion when a payment or installment payment is made? If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, you must pay a transaction fee of up to \$2.00 for each occasion when a payment or installment payment is made? [YES] [NO]
- e.** If the offense occurred on or after August 2, 1993 you must pay a \$75 Safe Neighborhood Services Fund assessment for each conviction? [YES] [NO]
- f.** If the offense occurred on or after January 5, 1994 and you are being sentenced to probation, you must pay a fee of up to \$25 per month for the term of probation? [YES] [NO]
- g.** If the crime occurred on or after January 9, 1997 you must pay a Law Enforcement Officers Training and Equipment Fund penalty of \$30? [YES] [NO]

***VIOLENT CRIMES COMPENSATION BOARD ASSESSMENT**

Defendant's initials _____

6. Do you understand that the court could in its discretion impose a minimum time in confinement to be served before you become eligible for parole, which period could be as long as one half of the period of the custodial sentence imposed? [YES] [NO]
7. Did you enter a plea of guilty to any charges that require a mandatory period of parole ineligibility or a mandatory extended term? [YES] [NO]
 a. If you are pleading guilty to such a charge, the minimum mandatory period of parole ineligibility is _____ years and _____ months (fill in the number of years/months) and the maximum period of parole ineligibility can be _____ years and _____ months (fill in the number of years/months) and this period cannot be reduced by good time, work, or minimum custody credits.
8. Are you pleading guilty to a crime that contains a presumption of imprisonment which means that it is almost certain that you will go to state prison? [YES] [NO]
9. Are you presently on probation or parole? [YES] [NO]
 a. Do you realize that a guilty plea may result in a violation of your probation or parole? [YES] [NO] [N/A]
10. Are you presently serving a custodial sentence on another charge? [YES] [NO]
 a. Do you understand that a guilty plea may affect your parole eligibility? [YES] [NO] [N/A]
11. Do you understand that if you have plead guilty to, or have been found guilty on other charges, or are presently serving a custodial term and the plea agreement is silent on the issue, the court may require that all sentences be made to run consecutively? [YES] [NO] [N/A]
12. List any charges the prosecutor has agreed to recommend for dismissal:
- | Ind./Acc./Compl.# | Count | Nature of Offense and Degree |
|-------------------|-------|------------------------------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
13. Specify any sentence the prosecutor has agreed to recommend:

14. Has the prosecutor promised that he or she will NOT:
 a. Speak at sentencing? [YES] [NO]
 b. Seek an extended term of confinement? [YES] [NO]
 c. Seek a stipulation of parole ineligibility? [YES] [NO]
15. Are you aware that you must pay restitution if the court finds there is a victim who has suffered a loss and if the court finds that you are able or will be able in the future to pay restitution? [YES] [NO] [N/A]

Defendant's Initials _____

16. Do you understand that if you are a public office holder or employee, you can be required to forfeit your office or job by virtue of your plea of guilty? [YES] [NO] [N/A]
17. Do you understand that if you are not a United States citizen or national, you may be deported by virtue of your plea of guilty? [YES] [NO] [N/A]
18. Have you discussed with your attorney the legal doctrine of merger? [YES] [NO] [N/A]
19. Are you giving up your right at sentence to argue that there are charges you pleaded guilty to for which you cannot be given a separate sentence? [YES] [NO] [N/A]
20. List any other promises or representations that have been made by you, the prosecutor, your defense attorney, or anyone else as a part of this plea of guilty:
-
-
-

21. Have any promises other than those mentioned on this form, or any threats, been made in order to cause you to plead guilty? [YES] [NO]
22. a. Do you understand that the judge is not bound by any promises or recommendations of the prosecutor and that the judge has the right to reject the plea before sentencing you and the right to impose a more severe sentence? [YES] [NO]
- b. Do you understand that if the judge decides to impose a more severe sentence than recommended by the prosecutor, that you may take back your plea? [YES] [NO]
- c. Do you understand that if you are permitted to take back your plea of guilty because of the judge's sentence, that anything you say in furtherance of the guilty plea cannot be used against you at trial? [YES] [NO]
23. Are you satisfied with the advice you have received from your lawyer? [YES] [NO]
24. Do you have any questions concerning this plea? [YES] [NO]

DATE: _____ DEFENDANT _____

DEFENSE ATTORNEY _____

PROSECUTOR _____

- [] This plea is the result of the judge's conditional indications of the maximum sentence he or she would impose independent of the prosecutor's recommendation. Accordingly, the "Supplemental Plea Form for Non-Negotiated Pleas" has been completed.

FORMULARIO DE DECLARACIÓN

Condado _____

NOMBRE DEL ACUSADO (DE LA ACUSADA) _____ ante el (la) Juez _____

1. Enumere los cargos de que usted se declara culpable:

Nº de Ac. Formal/ Ac./Denun.	Cargo	Naturaleza de la infracción	Grado	MÁXIMO POR ESTATUTO		Multa de la VCCB*
				Tiempo	Multa	
_____	_____	_____	_____	MÁX. _____	_____	_____
_____	_____	_____	_____	MÁX. _____	_____	_____
_____	_____	_____	_____	MÁX. _____	_____	_____
_____	_____	_____	_____	MÁX. _____	_____	_____
_____	_____	_____	_____	MÁX. _____	_____	_____

Su exposición total como resultado de esta declaración es:

TOTAL _____

SÍRVASE MARCAR LA
RESPUESTA APROPIADA CON
UN CÍRCULO

2. a. ¿Cometió usted la infracción (las infracciones) de que se declara culpable? [Sí] [NO]
- b. ¿Entiende que antes de que el (la) juez lo (la) puede encontrar culpable, tendrá que decirle al (a la) juez qué es lo que usted hizo que lo (la) hace culpable de la infracción particular (de las infracciones particulares)? [Sí] [NO]
3. ¿Entiende lo que significan los cargos? [Sí] [NO]
4. ¿Entiende que al declararse culpable, usted renuncia a ciertos derechos? Entre ellos están:
- a. El derecho a juicio con jurado en que el Estado tiene que probar su culpabilidad fuera de duda razonable? [Sí] [NO]
- b. El derecho de guardar silencio? [Sí] [NO]
- c. El derecho de confrontar a los testigos en su contra? [Sí] [NO]
5. ¿Entiende que si usted se declara culpable:
- a. Tendrá antecedentes penales? [Sí] [NO]
- b. A menos que el convenio declaratorio estipule otra cosa, se le podría sentenciar a cumplir el tiempo máximo de reclusión, a pagar la multa máxima y a pagar la multa máxima de la Junta de Compensación Por Delitos Violentos? [Sí] [NO]
- c. Tendrá que pagar una multa mínima de la Junta de Compensación por Delitos Violentos de \$50 dólares (un mínimo de \$100 dólares si se le condena por un delito violento) por cada cargo de que usted se declara culpable? (La multa es \$30 dólares si la infracción ocurrió entre el 9 de enero de 1986 y el 22 de diciembre de 1991. \$25 dólares si la infracción ocurrió antes del primero de enero de 1986.) [Sí] [NO]

*MULTA DE LA JUNTA DE COMPENSACIÓN
POR DELITOS VIOLENTOS (VIOLENT
CRIMES COMPENSATION BOARD)

Iniciales del acusado (de la acusada) _____

d. Si la infracción ocurrió el primero de febrero de 1993 o después de dicha fecha pero antes del 13 de marzo de 1995 y se le sentencia a libertad a prueba o a un instituto correccional del estado, usted tendrá que pagar un gasto de transacción de hasta \$1.00 dólar en cada ocasión en que se haga un pago o en que se abone una cuota? Si la infracción ocurrió el 13 de marzo de 1995 o después de dicha fecha, y se le sentencia a libertad a prueba, o si la sentencia por otro motivo requiere pagos de obligaciones económicas a la división de libertad a prueba, usted tendrá que pagar un gasto de transacción de hasta \$2.00 dólares en cada ocasión en que se haga un pago o se abone una cuota?

[SÍ] [NO]

e. Si la infracción ocurrió el 2 de agosto de 1993 o después de dicha fecha usted tendrá que pagar una multa de \$75 dólares al Fondo de Servicios de Vecindarios Seguros (Safe Neighborhood Services Fund) por cada condena?

[SÍ] [NO]

f. Si la infracción ocurrió el 5 de enero de 1994 o después de dicha fecha y se le sentencia a libertad a prueba, usted tendrá que pagar un cargo mensual de un máximo de \$25 dólares durante el término de la libertad a prueba?

[SÍ] [NO]

g. Si el delito ocurrió el 9 de enero de 1997 o después de esa fecha, usted tiene que pagar una multa de \$30 dólares al Fondo de Capacitación y Equipo de Oficiales del Orden Público (Law Enforcement Officers Training and Equipment Fund)?

[SÍ] [NO]

6. ¿Entiende que a su discreción el (la) juez podría imponerle un tiempo mínimo de reclusión que cumplir antes que usted esté en condiciones para estar en libertad bajo palabra, y que ese período podría ser tan largo como la mitad del período de la sentencia custodial que se le haya impuesto a usted?

[SÍ] [NO]

7. ¿Presentó usted una declaración de culpabilidad a cualquier cargo que requiera un período obligatorio sin posibilidades de libertad bajo palabra o un término obligatorio prolongado?

[SÍ] [NO]

a. Si usted se declara culpable de tal cargo, el período mínimo obligatorio sin posibilidades de libertad bajo palabra es ____ años y ____ meses (llene la cantidad de años/meses) y dicho período no se podrá reducir por créditos por buen comportamiento, trabajo o custodia mínima.

8. ¿Usted se declara culpable de un delito que conlleve la presunción de encarcelamiento lo cual quiere decir que es casi seguro que usted irá a una prisión del estado?

[SÍ] [NO]

9. ¿Actualmente se encuentra usted bajo libertad a prueba o libertad bajo palabra?

[SÍ] [NO]

a. ¿Se da cuenta usted que una declaración de culpabilidad podrá resultar en una infracción de su libertad a prueba o bajo palabra?

[SÍ] [NO]
[NO ME INCUMBE]

Iniciales del acusado (de la acusada) _____

10. ¿Actualmente está cumpliendo usted una sentencia custodial por otro cargo? [SÍ] [NO]
a. ¿Entiende usted que una declaración de culpabilidad podrá afectar sus posibilidades de conseguir libertad bajo palabra? [SÍ] [NO]
[NO ME INCUMBE]

11. ¿Entiende usted que si se ha declarado culpable de otros cargos, o se lo (la) han encontrado culpable de otros cargos, o si actualmente está cumpliendo un término custodial y el convenio declaratorio no menciona el tema, el (la) juez podrá requerir que las sentencias sean consecutivas? [SÍ] [NO]
[NO ME INCUMBE]

12. Enumere los cargos que el (la) fiscal haya acordado recomendar que se desestimen:

Nº de Ac. formal/
Ac./Denun.

Cargo

Naturaleza y Grado de la Infracción

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

13. Especifique cualquier sentencia que el (la) fiscal haya acordado recomendar:

14. ¿Ha prometido el (la) fiscal que él o ella NO:
a. Hablará cuando lo (la) sentencien a usted? [SÍ] [NO]
b. Tratará de obtener un término prolongado de reclusión? [SÍ] [NO]
c. Tratará de obtener la estipulación de que usted no tiene posibilidades de conseguir libertad bajo palabra? [SÍ] [NO]

15. ¿Sabe usted que tendrá que pagar una restitución si el (la) juez determina que existe una víctima que ha sufrido una pérdida y si el (la) juez determina que usted puede o en el futuro podrá pagar una restitución? [SÍ] [NO]

16. ¿Entiende usted que si ocupa un cargo público o si es empleado público (empleada pública), se podrá requerir que renuncie su cargo o empleo en virtud de su declaración de culpabilidad? [SÍ] [NO]
[NO ME INCUMBE]

17. ¿Entiende usted que si no es ciudadano (ciudadana) o nativo (nativa) de los Estados Unidos, podrá ser deportado (deportada) en virtud de su declaración de culpabilidad? [SÍ] [NO]
[NO ME INCUMBE]

18. ¿Ha hablado usted con su abogado sobre la doctrina legal de fusión? [SÍ] [NO]
[NO ME INCUMBE]

Iniciales del acusado (de la acusada) _____

19. ¿Renuncia usted al derecho que tiene cuando lo (la) sentencien de arguir que hay cargos de que se declaró culpable para los cuales no se le puede imponer una sentencia aparte? [SÍ] [NO]
[NO ME INCUMBE]
20. Enumere cualquier otra promesa o representación que haya hecho usted, el (la) fiscal, su abogado defensor (defensora), o cualquier otra persona como parte de esta declaración de culpabilidad:
-
-
-

21. Además de las que se mencionan en este formulario, ¿se le ha hecho alguna otra promesa o amenaza para conseguir que usted se declare culpable? [SÍ] [NO]
22. a. ¿Entiende usted que el (la) juez no se encuentra obligado (obligada) por ninguna promesa o recomendación del (de la) fiscal y que el (la) juez tiene el derecho de rechazar la declaración antes de sentenciarlo (sentenciarla) a usted y el derecho de imponerle una sentencia mayor? [SÍ] [NO]
b. ¿Entiende usted que si el (la) juez decide imponerle una sentencia mayor que la que recomienda el (la) fiscal, usted podrá retractar su declaración? [SÍ] [NO]
c. ¿Entiende que si se permite que usted retracte su declaración de culpabilidad por la sentencia del (de la) juez, cualquier cosa que usted diga que promueva la declaración de culpabilidad no se podrá usar en su contra en un juicio? [SÍ] [NO]
23. ¿Está usted conforme con los consejos que ha recibido de su abogado? [SÍ] [NO]
24. ¿Tiene usted alguna pregunta con respecto a esta declaración? [SÍ] [NO]

FECHA: _____ ACUSADO (ACUSADA) _____

ABOGADO DEFENSOR (DEFENSORA) _____

FISCAL _____

[] Esta declaración es el resultado de las indicaciones condicionales del (de la) juez en cuanto a la sentencia máxima que él o ella impondría sin consideración de la recomendación del (de la) fiscal. Por consiguiente, se ha completado el "Formulario Suplementario para Declaraciones No Negociadas".

ATTACHMENT 2

SUPPLEMENTAL PLEA FORM FOR NON-NEGOTIATED PLEAS

SUPPLEMENTAL PLEA FORM FOR
NON-NEGOTIATED PLEAS

This form should be filled out only in cases where the defendant is pleading guilty based on the judge's representation as to what the maximum sentence will be.

1. List any promises or representations that have been made by the judge as to what your sentence will be.

2. Do you understand that if the judge determines at the time of sentencing that imposing a sentence no greater than that which he or she promised would not serve the interests of justice, then the judge may order your plea be vacated or you will be allowed to withdraw your plea, and your case will proceed to trial.

[YES] [NO]

Date: _____

Defendant

Approved by:
(For purposes of plea only)

Judge

Prosecutor

SUPPLEMENTAL PLEA FORM FOR
NON-NEGOTIATED PLEAS

FORMULARIO DE DECLARACIÓN SUPLEMENTARIO PARA
DECLARACIONES NO NEGOCIADAS

This form should be filled out only in cases where the defendant is pleading guilty based on the judge's representation as to what the maximum sentence will be. / Este formulario se debe completar solamente en los casos en que el acusado se está declarando culpable basado en la manifestación del juez en cuanto a la sentencia máxima que le dará.

1. List any promises or representations that have been made by the judge as to what your sentence will be. / Enumere cualquier promesa o manifestación que le ha hecho el juez en cuanto a la sentencia que le dará.

2. Do you understand that if the judge determines at the time of sentencing that imposing a sentence no greater than that which he or she promised would not serve the interests of justice, then the judge may order your plea be vacated or you will be allowed to withdraw your plea, and your case will proceed to trial.

[YES/SÍ] [NO]

¿Entiende que si, en el momento de dictar sentencia, el juez determina que al imponer una sentencia no mayor que la que él le prometió, no se tendrían en cuenta los intereses de la justicia, entonces el juez podrá ordenar que se anule su declaración, o a usted le permitirán retirar su declaración, y se proseguirá a conocer su causa.

Date/Fecha: _____

Approved by/Aprobado por:
(For purposes of plea only/
Solamente para los efectos de la
declaración)

Defendant/El Acusado

Judge/El Juez

Prosecutor/El Fiscal

ATTACHMENT 3

SUPPLEMENTAL PLEA FORM FOR SEXUAL OFFENSES

SUPPLEMENTAL PLEA FORM

FOR SEXUAL OFFENSES

The following additional questions need to be answered only if you are pleading guilty to an offense of Aggravated Sexual Assault, Sexual Assault or Aggravated Criminal Sexual Contact or kidnapping pursuant to N.J.S.A. 2C:13-1c(2) or an attempt to commit one of these crimes.

1. Do you understand you will be required to submit to a physical and psychological examination at the Avenel Diagnostic and Treatment Center the purpose of which is to determine if your conduct in committing the offense was characterized by a pattern of repetitive and compulsive behavior? [YES] [NO]
2. Do you understand if the examination reveals that your conduct is characterized by a pattern of repetitive and compulsive behavior, the judge may sentence you to confinement at the Adult Diagnostic and Treatment Center for a program of specialized treatment for your mental condition? [YES] [NO]
3. Do you understand you will be able to challenge the findings of the Adult Diagnostic and Treatment Center in a hearing and that at that hearing you will have the right to confront the witnesses against you and to cross examine them and then present evidence on your own behalf? [YES] [NO]
4. Do you understand if you are sentenced to the Adult Diagnostic and Treatment Center
 - a. that any future parole will not be guided by the normal parole guidelines? [YES] [NO]
 - b. that you will be eligible for release when the State Police Board, after receiving a recommendation from a special classification review board, finds that you are capable of making an acceptable social adjustment in the community? [YES] [NO]
 - c. that you could spend more time in treatment than you would spend if sentenced to state prison? [YES] [NO]

DATE: _____

DEFENSE ATTORNEY _____

PROSECUTOR _____

Defendant

SUPPLEMENTAL PLEA FORM FOR SEXUAL OFFENSES

FORMULARIO DE DECLARACIÓN SUPLEMENTAL PARA DELITOS SEXUALES

The following additional questions need to be answered only if you are pleading guilty to an offense of Aggravated Sexual Assault, Sexual Assault or Aggravated Criminal Sexual Contact or kidnapping pursuant to N.J.S.A. 2C:13-1c(2) or an attempt to commit one of these crimes.

1. Do you understand you will be required to submit to a physical and psychological examination at the Avenel Diagnostic and Treatment Center the purpose of which is to determine if your conduct in committing the offense was characterized by a pattern of repetitive and compulsive behavior?

[YES/SÍ] [NO]

¿Entiende usted que se requerirá que se someta a un examen físico y psicológico en el Centro Diagnóstico y de Tratamiento de Avenel con el propósito de determinar si su conducta se caracterizaba por un patrón de comportamiento repetidor y compulsivo cuando cometió el delito?

2. Do you understand if the examination reveals that your conduct is characterized by a pattern of repetitive and compulsive behavior, the judge may sentence you to confinement at the Adult Diagnostic and Treatment Center for a program of specialized treatment for your mental condition?

[YES/SÍ] [NO]

¿Entiende usted que si el examen revela que su conducta se caracteriza por un patrón de comportamiento repetidor y compulsivo, el juez lo podrá sentenciar a la reclusión en el Centro Diagnóstico y de Tratamiento para un programa de tratamiento especializado para su condición mental?

3. Do you understand you will be able to challenge the findings of the Adult Diagnostic and Treatment Center in a hearing and that at that hearing you will have the right to confront the witnesses against you and to cross examine them and then present evidence on your own behalf?

[YES/SÍ] [NO]

¿Entiende usted que podrá disputar en una vista los hallazgos del Centro Diagnóstico y de Tratamiento y que en sa vista tendrá el derecho de confrontar a los testigos en su contra, de contrainterrogarlos y entonces de presentar pruebas a su favor?

4. Do you understand if you are sentenced to the Adult Diagnostic and Treatment Center/¿Entiende usted que si lo sentencian al Centro Diagnóstico y de Tratamiento de Adultos

a. that any future parole will not be guided by the normal parole guidelines?

[YES/SÍ] [NO]

las pautas normales de libertad bajo palabra no regirán para cualquier libertad bajo palabra en el futuro

b. that you will be eligible for release when the State Parole Board, after receiving a recommendation from a special classification review board, finds that you are capable of making an acceptable social adjustment in the community?

[YES/SÍ] [NO]

usted reunirá las condiciones necesarias para que lo pongan en libertad cuando la Junta Estatal de Libertad Bajo Palabra, una vez que reciba la recomendación de una junta especial de revisión de clasificaciones, encuentre que usted es capaz de una adaptación social aceptable en la comunidad?

c. that you could spend more time in treatment than you would spend if sentenced to state prison?

[YES/SÍ] [NO]

usted podría pasar más tiempo bajo tratamiento que el que pasaría si lo sentenciaran a una prisión estatal?

DATE/FECHA: _____

DEFENSE ATTORNEY/ABOGADO DEFENSOR _____

PROSECUTOR/FISCAL _____
Defendant/Acusado

ATTACHMENT 4

**ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES
COMMITTED ON OR AFTER DECEMBER 1, 1998**

**ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES
COMMITTED ON OR AFTER DECEMBER 1, 1998**

These additional questions need to be answered if you are pleading guilty to the offense of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), or any attempt to commit any such offense.

1. Do you understand you will be required to submit to a psychological examination by the Department of Corrections the purpose of which is to determine if your conduct in committing the offense was characterized by a pattern of repetitive and compulsive behavior and if it was, whether you are amendable to (will benefit from) sex offender treatment and you are willing to participate in such treatment? [YES] [NO]

2. Do you understand if the examination reveals that your conduct is characterized by a pattern of repetitive and compulsive behavior, and you are amenable to (will benefit from) sex offender treatment and willing to participate in such treatment, the judge shall, upon recommendation of the Department of Corrections, sentence you to confinement at the Adult Diagnostic and Treatment Center for sex offender treatment; however, if the sentence imposed is greater than 7 years, you will first be confined at a facility other than the Adult Diagnostic and Treatment Center? [YES] [NO]

3. Do you understand if the court finds your conduct is characterized by a pattern of repetitive and compulsive behavior and you are not amenable to sex offender treatment or if you are amenable (will benefit from) but you are not willing to participate in such treatment, the court will sentence you to a term of incarceration to be served in another facility which will not provide for sex offender treatment and in such event, you will not receive commutation time for good behavior or each work credits for time served in such other facility? [YES] [NO]

4. Do you understand you will be able to challenge the findings of the Department of Corrections in a hearing and at that hearing you will have the right to confront the witnesses against you and to cross examine them and then present evidence on your own behalf? [YES] [NO]

5. Do you understand if you are sentenced to the Adult Diagnostic and Treatment Center
 - a. that any future parole will not be guided by the normal parole guidelines? [YES] [NO]

b. that you will be eligible for release when the State Parole Board, after receiving a recommendation from a special classification review board, finds you have achieved a satisfactory level of progress in sex offender treatment and that you will then be released on parole unless the State Parole Board determines by a preponderance of the evidence that you have failed to cooperate in your rehabilitation or there is reasonable expectation that you will violate conditions of parole?

[YES]

[NO]

c. that you could spend more time in treatment than you would spend if sentenced to state prison?

[YES]

[NO]

6. Do you understand that if you are determined to be a repetitive, compulsive sex offender who is amenable to (will benefit from) sex offender treatment but you are not willing to participate in such treatment and are confined to a facility other than Adult Diagnostic and Treatment Center, you will also be subject to the same parole eligibility terms as contained in section 5 above?

[YES]

[NO]

7. Do you understand that if your conduct is not characterized by a pattern of repetitive, compulsive behavior or you are not amenable to sex offender treatment you will not become primarily eligible for parole until you have served any mandatory minimum term imposed by the court or one third of the sentence imposed where no mandatory minimum term is fixed and neither term will be reduced by commutation time for good behavior or work credits?

[YES]

[NO]

8. Do you understand that if you are confined at the Adult Diagnostic and Treatment Center or any other facility for commission of a sexually violent offense, you may upon completion of your term of confinement be involuntarily committed to another facility if the court finds, after a hearing, that you are a sexually violent predator in need of involuntary civil commitment?

[YES]

[NO]

Date _____

Defendant _____

Defense Attorney _____

Prosecutor _____

NOTE: If the defendant is a female and qualifies for sex offender treatment, she will not be confined at the Adult Diagnostic and Treatment Center but a facility designated by the Commissioner of Corrections where she will receive similar sex offender treatment.

**ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES
COMMITTED ON OR AFTER DECEMBER 1, 1998**

**PREGUNTAS ADICIONALES PARA CIERTOS DELITOS SEXUALES
COMETIDOS A PARTIR DEL PRIMERO DE DICIEMBRE DE 1998**

These additional questions need to be answered if you are pleading guilty to the offense of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), or any attempt to commit any such offense.

Usted tiene que contestar a estas preguntas adicionales si se está declarando culpable del delito de agresión sexual con agravantes, agresión sexual, contacto sexual criminal con agravantes, rapto según 2C:13-1c(2), poner en peligro el bienestar de un menor participando en una conducta sexual que perjudique o corrompa la moral del menor según 2C.24-4a, poner en peligro el bienestar de un menor conforme a 2C.24-4b(4) o del intento de cometer cualquiera de dichos delitos.

1. Do you understand you will be required to submit to a psychological examination by the Department of Corrections the purpose of which is to determine if your conduct in committing the offense was characterized by a pattern of repetitive and compulsive behavior and if it was, whether you are amenable to (will benefit from) sex offender treatment and you are willing to participate in such treatment?

[YES/SÍ]

[NO]

¿Entiende usted que se requerirá que se someta a un examen psicológico realizado por el Departamento de Correcciones con el propósito de determinar si su conducta se caracterizaba por un patrón de comportamiento repetidor y compulsivo cuando cometió el delito, y de ser así, si usted aceptaría (se beneficiaría de) un tratamiento para delincuentes sexuales y si usted estaría dispuesto a participar en dicho tratamiento?

2. Do you understand if the examination reveals that your conduct is characterized by a pattern of repetitive and compulsive behavior, and you are amenable to (will benefit from) sex offender treatment and willing to participate in such treatment, the judge shall, upon recommendation of the Department of Corrections, sentence you to confinement at the Adult Diagnostic and Treatment Center for sex offender treatment; however, if the sentence imposed is greater than 7 years, you will first be confined at a facility other than the Adult Diagnostic and Treatment Center?

[YES/SÍ]

[NO]

¿Entiende usted que si el examen revela que su conducta se caracteriza por un patrón de comportamiento repetidor y compulsivo, y usted aceptaría (se beneficiaría de) un tratamiento para delincuentes sexuales y estaría dispuesto a participar en dicho tratamiento, el juez, ante la recomendación del Departamento de Correcciones, lo sentenciará a reclusión en el Centro de Diagnóstico y Tratamiento de Adultos, para tratamiento de delincuentes sexuales; sin embargo, si la sentencia que le impongan es de más de 7 años, primero lo recluirán en una institución que no sea el Centro de Diagnóstico y Tratamiento de Adultos?

3. Do you understand if the court finds your conduct is characterized by a pattern of repetitive and compulsive behavior and you are not amenable to sex offender treatment or if you are amenable (will benefit from) but you are not willing to participate in such treatment, the court will sentence you to a term of incarceration to be served in another facility which will not provide for sex offender treatment and in such event, you will not receive commutation time for good behavior or work credits for time served in such other facility?

[YES/SÍ]

[NO]

¿Entiende que si el juez determina que su conducta se caracteriza por un patrón de comportamiento repetidor y compulsivo y usted no aceptaría un tratamiento para delincuentes sexuales o si aceptaría (se beneficiaría de) dicho tratamiento pero no está dispuesto a participar en él, el juez lo sentenciará a un término de encarcelamiento que cumplirá en otra institución que no incluirá ningún tratamiento para delincuentes sexuales y en dicho caso, no se le conmutará el tiempo por buena conducta ni recibirá créditos de trabajo por el tiempo cumplido en esa otra institución?

4. Do you understand you will be able to challenge the findings of the Department of Corrections in a hearing and at that hearing you will have the right to confront the witnesses against you and to cross examine them and then present evidence on your own behalf?

[YES/SÍ]

[NO]

¿Entiende usted que podrá disputar en una vista los hallazgos del Departamento de Correcciones y que en esa vista tendrá el derecho de confrontar a los testigos en su contra, de contrainterrogarlos y de presentar pruebas a su favor?

5. Do you understand if you are sentenced to the Adult Diagnostic and Treatment Center

¿Entiende usted que si lo sentencian al Centro de Diagnóstico y Tratamiento de Adultos

- a. that any future parole will not be guided by the normal parole guidelines?

[YES/SÍ]

[NO]

las pautas normales de libertad bajo palabra no regirán para cualquier libertad bajo palabra en el futuro?

- b. that you will be eligible for release when the State Parole Board, after receiving a recommendation from a special classification review board, finds you have achieved a satisfactory level of progress in sex offender treatment and that you will then be released on parole unless the State Parole Board determines by a preponderance of the evidence that you have failed to cooperate in your rehabilitation or there is reasonable expectation that you will violate conditions of parole?

[YES/SÍ]

[NO]

usted calificará para que lo pongan en libertad cuando la Junta Estatal de Libertad Bajo Palabra, después de recibir la recomendación de una junta especial de revisión de clasificaciones, encuentre que usted ha logrado un nivel satisfactorio de progreso en el tratamiento para delincuentes sexuales y que entonces lo pondrán en libertad bajo palabra a menos que la Junta Estatal de Libertad Bajo Palabra determine por una preponderancia de las pruebas que usted ha dejado de colaborar en su rehabilitación o si es razonable esperar que usted infrinja las condiciones de libertad bajo palabra?

- c. that you could spend more time in treatment than you would spend if sentenced to state prison?

[YES/SÍ]

[NO]

que usted podría pasar más tiempo bajo tratamiento que el que pasaría si lo sentenciaran a la prisión estatal?

6. Do you understand that if you are determined to be a repetitive, compulsive sex offender who is amenable to (will benefit from) sex offender treatment but you are not willing to participate in such treatment and are confined to a facility other than Adult Diagnostic and Treatment Center, you will also be subject to the same parole eligibility terms as contained in section 5 above?

[YES/SÍ]

[NO]

¿Entiende usted que si se determina que es un delincuente sexual repetidor y compulsivo y que aceptaría (se beneficiaría de) un tratamiento para delincuentes sexuales pero usted no está dispuesto a participar en dicho tratamiento y queda recluido en una institución que no sea el Centro de Diagnóstico y Tratamiento de Adultos, también estará sujeto a los mismos términos que figuran más arriba en la sección 5 para salir en libertad bajo palabra?

7. Do you understand that if your conduct is not characterized by a pattern of repetitive, compulsive behavior or you are not amenable to sex offender treatment you will not become primarily eligible for parole until you have served any mandatory minimum term imposed by the court or one third of the sentence imposed where no mandatory minimum term is fixed and neither term will be reduced by commutation time for good behavior or work credits?

[YES/SÍ]

[NO]

¿Entiende usted que si su conducta no se caracteriza por un patrón de comportamiento repetidor y compulsivo o si usted no aceptaría recibir tratamiento para delincuentes sexuales, no calificará para primariamente salir en libertad bajo palabra hasta que haya cumplido cualquier término mínimo obligatorio impuesto por el juez o un tercio de la sentencia impuesta cuando no se haya fijado ningún término mínimo obligatorio y ninguno de los términos será reducido por tiempo de conmutación por buen comportamiento o créditos de trabajo?

8. Do you understand that if you are confined at the Adult Diagnostic and Treatment Center or any other facility for commission of a sexually violent offense, you may upon completion of your term of confinement be involuntarily committed to another facility if the court finds, after a hearing, that you are a sexually violent predator in need of involuntary civil commitment?

[YES/SÍ]

[NO]

¿Entiende usted que si queda recluido en el Centro de Diagnóstico y Tratamiento de Adultos o cualquier otra institución por haber cometido un delito sexual violento, al cumplir su término de reclusión, lo podrán confinar involuntariamente a otra institución si el juez determina, después de una vista, que usted es un predator sexualmente violento que requiere reclusión civil involuntaria?

Date/Fecha _____

Defendant/Acusado _____

Defense Attorney/
Abogado defensor _____

Prosecutor/
Fiscal _____

NOTE: If the defendant is a female and qualifies for sex offender treatment, she will not be confined at the Adult Diagnostic and Treatment Center but a facility designated by the Commissioner of Corrections where she will receive similar sex offender treatment.

NOTA: Si se trata de una acusada y ella califica para recibir tratamiento para delincuentes sexuales, no quedará recluida en el Centro de Diagnóstico y Tratamiento de Adultos sino en una institución designada por el Comisionado de Correcciones donde recibirá un tratamiento similar para delincuentes sexuales.

ATTACHMENT 5

ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES

ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES

These additional questions need to be answered if you are pleading guilty to the offense of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-6, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor; kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3), (4), or any attempt to commit any such offense.

1. Registration

- a) Do you understand that you must register with certain Public agencies? [YES] [NO]
- b) Do you understand that if you change residence you must notify the law enforcement agency where you are registered, and must re-register with the chief law enforcement officer of the municipality in which you will reside, or the Superintendent of State Police if the municipality does not have a chief law enforcement officer agency, no less than 10 days before you intend to reside at the new address? [YES] [NO]

2. Address Verification

Do you understand that if you are pleading guilty to aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping pursuant to 2C:13-1c(2) or any attempt to commit any of these crimes and at sentencing the Court finds that your conduct was characterized by a pattern of repetitive, compulsive behavior you must verify your address with the appropriate law enforcement agency every 90 days or if the court finds your conduct is not characterized by a pattern of repetitive and compulsive behavior, you must verify your address annually? [YES] [NO]

3. Notification

Do you understand that the requirement of registration may result in notification to law enforcement, community organizations, or the public at large, of your release from incarceration or presence in the community?

[YES] [NO]

4. Community Supervision for Life

Do you understand that if you are pleading guilty to the crime of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping pursuant to 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child pursuant to 2C:24-4a, luring, or an attempt to commit any such offense, the Court, in addition to any other sentence, will impose a special sentence of community supervision for life?

[YES] [NO]

5. Internet Posting

Do you understand that as a result of your conviction your name, age, race, sex, date of birth, height, weight, eye color, any distinguishing scars or tatoos you have, your photograph, the make, model, color, year and license plate number of any vehicle you operate, the street address, zip code, municipality and county in which you reside and a description of the offense for which you are pleading guilty, may be publicly available on the internet?

[YES] [NO]

6. Statewide Sexual Assault Nurse Examiner Program Penalty

Do you understand that if the crime occurred on or after May 4, 2001 as a result of your guilty plea you will be required to pay a penalty of \$800 for each offense for which you are pleading guilty?

[YES] [NO]

Date _____

Defendant _____

Defense Attorney _____

Prosecutor _____

ADDITIONAL QUESTIONS FOR CERTAIN SEXUAL OFFENSES
PREGUNTAS ADICIONALES PARA CIERTOS ACTOS CRIMINALES SEXUALES

These additional questions need to be answered if you are pleading guilty to the offense of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-6, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor; kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3), (4), or any attempt to commit any such offense.

Usted debe contestar a estas preguntas adicionales si se declara culpable al acto criminal de agresión sexual con agravantes, agresión sexual, contacto sexual criminal con agravantes, rapto bajo 2C:13-1c(2), poner en peligro el bienestar de un niño participando en conducta sexual que perjudique o pervierta la moral del niño bajo 2C:24-4a, poner en peligro el bienestar de un niño conforme a 2C:24-4b(4), seduciendo o atrayendo con engaño a un niño conforme a 2C:13-6, contacto sexual criminal conforme a 2C:14-3b si la víctima es un menor; rapto conforme a 2C:13-1, restricción criminal conforme a 2C:13-2 o encarcelamiento falso conforme a 2C:13-3 si la víctima es un menor y el infractor no es uno de los padres, fomento de la prostitución infantil conforme a 2C:34-1b(3), (4), o cualquier intento de cometer cualquiera de dichos actos criminales.

1. Registration/Registro

- a) Do you understand that you must register with certain
Public agencies?

(YES/SÍ) (NO)

¿Entiende usted que tiene que registrarse con ciertas agencias
públicas?

- b) Do you understand that if you change residence you must notify the law enforcement agency where you are registered and must re-register with the chief law enforcement officer of the municipality in which you will reside, or the Superintendent of State Police if the municipality does not have a chief law enforcement officer agency, no less than 10 days before you intend to reside at the new address?

(YES/SÍ) (NO)

¿Entiende usted que si cambia de residencia tiene que notificar a la agencia del orden público donde está registrado y tiene que volver a registrarse con el oficial principal del orden público del municipio en que usted residirá, o con el Superintendente de la Policía Estatal si el municipio no tiene una agencia principal del orden público, por lo menos 10 días antes de que usted decida residir en la dirección nueva?

2. Address Verification/Verificación de Su Dirección

Do you understand that if you are pleading guilty to aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnaping pursuant to 2C:13-1c(2) or any attempt to commit any of these crimes and at sentencing the Court finds that your conduct was characterized by a pattern of repetitive, compulsive behavior you must verify your address with the appropriate law enforcement agency every 90 days or if the court finds your conduct is not characterized by a pattern of repetitive and compulsive behavior, you must verify your address annually?

(YES/SÍ) (NO)

Entiende que si usted se declara culpable a agresión sexual con agravantes, agresión sexual, contacto sexual criminal con agravantes, rapto conforme a 2C:13-1c(2) o cualquier intento de cometer cualquiera de dichos delitos y cuando lo sentencien el Juez encuentra que su conducta se caracterizaba por una manera de comportamiento reincidente y compulsiva, usted tiene que verificar su dirección con la agencia apropiada del orden público cada 90 días o si el juez encuentra que su conducta no se caracteriza por una manera de comportamiento reincidente y compulsiva usted tiene que verificar su dirección una vez al año?

3. Notification/Notificación

Do you understand that the requirement of registration may result in notification to law enforcement, community organizations, or the public at large, of your release from incarceration or presence in the community?

(YES/SÍ) (NO)

¿Entiende usted que el requerimiento de registro podrá resultar en que se notifique a agencias del orden público, a organizaciones en la comunidad o al público en general, de que salió en libertad o de su presencia en la comunidad?

4. Community Supervision for Life/Supervisión Perpetua en la Comunidad

Do you understand that if you are pleading guilty to the crime of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnaping pursuant to 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of the child pursuant to 2C:24-4a, luring, or an attempt to commit any such offense, the Court, in addition to any other sentence, will impose a special sentence of community supervision for life?

(YES/SÍ) (NO)

¿Entiende usted que si se declara culpable de un delito de agresión sexual con agravantes, agresión sexual, contacto sexual criminal con agravantes, rapto conforme a 2C:13-1c(2), poner en peligro el bienestar de un niño participando en conducta sexual que perjudique o pervierta la moral del niño conforme a 2C:24-4a, de seducir, o el intento de cometer cualquiera de dichos delitos, el Juez, además de cualquier otra sentencia, le impondrá una sentencia especial de supervisión perpetua en la comunidad?

5. Internet Posting/Divulgación en el Internet

Do you understand that as a result of your conviction your name, age, race, sex, date of birth, height, weight, eye color, any distinguishing scars or tatoos you have, your photograph, the make, model, color, year and license plate number of any vehicle you operate, the street address, zip code, municipality and county in which you reside and a description of the offense for which you are pleading guilty, may be publicly available on the internet?

(YES/SÍ) (NO)

¿Entiende usted que como resultado de su condena, pueden estar públicamente disponibles en el Internet su nombre y apellido, raza, sexo, fecha de nacimiento, estatura, peso, color de los ojos, cualquier cicatriz o tatuaje particular que tenga, su fotografía, la marca, el modelo, el color, año y número de la placa de cualquier vehículo que opere, la dirección, código postal, municipio y condado en que reside y una descripción del delito del que se está declarando culpable?

6. Statewide Sexual Assault Nurse Examiner Program Penalty/Multa del Programa Estatal de Enfermeras Examinadoras de Agresiones Sexuales

Do you understand that if the crime occurred on or after May 4, 2001 as a result of your guilty plea you will be required to pay a penalty of \$800 for each offense for which you are pleading guilty?

(YES/SÍ) (NO)

¿Entiende usted que si el delito ocurrió el 4 de mayo de 2001 o después de esa fecha, como resultado de su declaración de culpabilidad se requerirá que pague una multa de \$800 dólares por cada delito del cual se está declarando culpable?

Date/ _____
Fecha

Defendant/ _____
Acusado

Defense Attorney/ _____
Abogado Defensor

Prosecutor/ _____
Fiscal

ATTACHMENT 6

**ADDITIONAL QUESTIONS FOR OFFENSES REQUIRING
DNA TESTING**

ADDITIONAL QUESTION FOR OFFENSES REQUIRING DNA TESTING

This additional question needs to be answered if you are pleading guilty to any of the following offenses:

Murder pursuant to 2C:11-3, manslaughter pursuant to 2C:11-4, aggravated assault of the second degree pursuant to paragraphs (1) or (6) of subsection b of 2C:12-1, kidnapping pursuant to 2C:13-1, luring or enticing a child in violation of 2C:13-6, aggravated sexual assault or sexual assault pursuant to 2C:14-2, aggravated criminal sexual contact or criminal sexual contact pursuant to 2C:14-3, engaging in sexual conduct which would impair or debauch the morals of a child pursuant to 2C:24-4 or any attempt to commit any of these crimes.

DNA TEST

I understand that I am pleading guilty to a crime that requires that a DNA test be performed.

[YES]

Date _____ Defendant _____

Defense Attorney _____ Prosecutor _____

**ADDITIONAL QUESTION FOR OFFENSES REQUIRING
DNA TESTING**

**PREGUNTA ADICIONAL PARA DELITOS QUE REQUIEREN
PRUEBAS DE DNA**

This additional question needs to be answered if you are pleading guilty to any of the following offenses:

Si usted se está declarando culpable de cualquiera de los siguientes delitos, tiene que contestar esta pregunta adicional:

Murder pursuant to 2C:11-3, manslaughter pursuant to 2C:11-4, aggravated assault of the second degree pursuant to paragraphs (1) or (6) of subsection b of 2C:12-1, kidnapping pursuant to 2C:13-1, luring or enticing a child in violation of 2C:13-6, aggravated sexual assault or sexual assault pursuant to 2C:14-2, aggravated criminal sexual contact or criminal sexual contact pursuant to 2C:14-3, engaging in sexual conduct which would impair or debauch the morals of a child pursuant to 2C:24-4 or any attempt to commit any of these crimes.

Asesinato conforme a 2C:11-3, homicidio no premeditado conforme a 2C:11-4, agresión de segundo grado con agravantes conforme a los párrafos (1) o (6) del apartado b de 2C:12-1, rapto conforme a 2C:13-1, atraer con engaño o tentar a un menor que es una infracción de 2C:13-6, agresión sexual con agravantes o agresión sexual conforme a 2C:14-2, contacto sexual criminal con agravantes o contacto sexual criminal conforme a 2C:14-3, la participación en una conducta sexual que corrompa o pervierta la moral de un menor conforme a 2C:24-4 o cualquier intento de cometer cualquiera de estos delitos.

DNA TEST/PRUEBA DE DNA

I understand that I am pleading guilty to a crime that requires that a DNA test be performed.

(YES/SÍ) (NO)

Entiendo que me estoy declarando culpable de un delito que requiere que se lleve a cabo una prueba de DNA.

Date/Fecha _____ Defendant/Acusado _____

Defense Attorney/ _____
Abogado Defensor

Prosecutor/ _____
Fiscal

ATTACHMENT 7

**SUPPLEMENTAL PLEA FORM FOR THEFT
OF A MOTOR VEHICLE**

**SUPPLEMENTAL PLEA FORM FOR
THEFT OF A MOTOR VEHICLE
OR
UNLAWFUL TAKING OF A MOTOR VEHICLE
(N.J.S.A. 2C:20-2.1)**

The following questions need to be answered only if you are pleading guilty for violation of N.J.S.A. 2C:20-2 for theft of a motor vehicle and the offense occurred on or after April 2, 1991, or for a violation of N.J.S.A. 2C:20-10 for unlawful taking of a motor vehicle ("Joyriding") and the offense occurred on or after August 2, 1993.

1. Do you understand that if you plead guilty you will be required to forfeit your driver's license? [Yes] [No]
1st Offense - 1 year license suspension
2nd Offense - 2 year license suspension
3rd or Subsequent Offense - 10 year license suspension
2. Do you understand that if you plead guilty you will be required to pay a mandatory penalty? [Yes] [No]
The mandatory penalties are as follows:
1st Offense - \$ 500
2nd Offense - \$ 750
3rd or Subsequent Offense - \$ 1,000
Total Penalty _____
3. Do you understand that if you plead guilty to more than one theft of a motor vehicle or unlawful taking of a motor vehicle that the license forfeitures and mandatory penalties imposed can be consecutive to each other? [Yes] [No]

DATE: _____

DEFENSE ATTORNEY: _____

DEFENDANT: _____

PROSECUTOR: _____

**SUPPLEMENTAL PLEA FORM FOR
THEFT OF A MOTOR VEHICLE
OR
UNLAWFUL TAKING OF A MOTOR VEHICLE
(N.J.S.A. 2C:20-2.1)**

**SUPLEMENTO AL FORMULARIO DE DECLARACIÓN
DE CULPABILIDAD POR ROBO DE
UN VEHÍCULO MOTORIZADO
O
LA RETENCIÓN ILEGAL
DE UN VEHÍCULO MOTORIZADO
(N.J.S.A. 2C:20-2.1)**

The following questions need to be answered only if you are pleading guilty for violation of N.J.S.A. 2C:20-2 for theft of an automobile and the offense occurred on or after April 2, 1991, or for a violation of N.J.S.A. 2C:20-10 for unlawful taking of a motor vehicle ("Joyriding") and the offense occurred on or after August 2, 1993.

Hay que contestar a las siguientes preguntas solamente si usted se declara culpable de infringir N.J.S.A. 2C:20-2 por el robo de un automóvil y la infracción ocurrió a partir del 2 de abril de 1991, o por infringir N.J.S.A. 2C:20-10 por la retención ilegal de un vehículo de motor (el manejo imprudente de un auto ajeno sin el permiso del dueño - "joyriding") y la infracción ocurrió a partir del 2 de agosto de 1993.

1. Do you understand that if you plead guilty you will be required to forfeit your driver's license? [Yes/Sí] [No]
¿Entiende que si se declara culpable tendrá que devolver su licencia de conducir?
- 1st Offense - 1 year license suspension
1ra infracción - suspensión de la licencia por 1 año
- 2nd Offense - 2 year license suspension
2da infracción - suspensión de la licencia por 2 años
- 3rd or Subsequent Offense - 10 year license suspension
3ra infracción o subsiguiente - suspensión de la licencia por 10 años

2. Do you understand that if you plead guilty you will be required to pay a mandatory penalty?

[Yes/Sí]

[No]

¿Entiende que si se declara culpable tendrá que pagar una multa obligatoria?

The mandatory penalties are as follows/ Las multas obligatorias son las siguientes:

1st Offense/1ra infracción -\$ 500

2nd Offense/2da infracción -\$ 750

3rd or Subsequent offense/

3ra infracción o subsiguiente -\$1,000

Total Penalty/Multa total _____

3. Do you understand that if you plead guilty to more than one theft of an automobile or unlawful taking of a motor vehicle that the license forfeitures and mandatory penalties imposed can be consecutive to each other?

[Yes/Sí]

[No]

¿Entiende que si se declara culpable del robo de más de un automóvil o de más de una retención ilegal de un vehículo de motor, las pérdidas de licencia y las multas obligatorias que se impongan podrán ser consecutivas las unas a las otras?

DATE/FECHA: _____

DEFENSE ATTORNEY/ABOGADO DEFENSOR: _____

DEFENDANT/ACUSADO: _____

PROSECUTOR/FISCAL: _____

ATTACHMENT 8

**SUPPLEMENTAL PLEA FORM FOR DRUG OFFENSES
UNDER N.J.S.A. 2C:35-1, *et seq.* or
N.J.S.A. 2C:36-1, *et seq.* WHICH OCCURRED
ON OR AFTER JULY 9, 1987**

SUPPLEMENTAL PLEA FORM FOR DRUG OFFENSES

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

24. 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 above). [YES] [NO]

25. Do you understand that if you plead guilty:

a. You will be required to forfeit your drivers license for a period of time from 6 to 24 months? [YES] [NO]

b. You will be required to pay a forensic laboratory fee of \$50 for each offense for which you plead guilty? [YES] [NO]

c. 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 1st degree crime
- (2) \$2,000 in the case of a 2nd degree crime
- (3) \$1,000 in the case of a 3rd degree crime
- (4) \$ 750 in the case of a 4th degree crime
- (5) \$ 500 in the case of a disorderly persons or petty disorderly persons offense

TOTAL D.E.D.R. Penalty _____

DATE: _____

DEFENSE ATTORNEY: _____

PROSECUTOR: _____

DEFENDANT

SUPPLEMENTAL PLEA FORM FOR DRUG OFFENSES

**FORMULARIO DE DECLARACIÓN SUPLEMENTAL
PARA DELITOS RELACIONADOS CON DROGAS**

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

Es necesario contestar a las siguientes preguntas adicionales solamente si usted se declara culpable de acuerdo con un delito bajo N.J.S.A. 2C:35-1 et seq. o N.J.S.A. 2C:36-1 et seq.

24. 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 above).
¿Se han comprometido por algún acuerdo Ud. y el (la) Fiscal que se estipule una sentencia o un período en que no está en condiciones de estar bajo libertad condicional menores a los que se requerieran si no se hubieran comprometido? (En caso afirmativo, asegúrese de incluirlo en las preguntas 12 y 13 que anteceden.)
- [YES/SÍ] [NO]
25. Do you understand that if you plead guilty:
¿Entiende que si se declara culpable:
- a. You will be required to forfeit your drivers license for a period of time from 6 to 24 months?
se requerirá que usted pierda su licencia de conducir por un período de 6 a 24 meses?
- [YES/SÍ] [NO]
- b. You will be required to pay a forensic laboratory fee of \$50 for each offense for which you plead guilty?
se requerirá que usted pague el cargo de \$50 del laboratorio forense por cada delito de que se declara culpable?
- [YES/SÍ] [NO]
- c. 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?
se requerirá que pague una pena obligatoria antinarcótica y de reducción de la demanda (D.E.D.R.) según se enumeren a continuación por cada delito de que se declara culpable?
- [YES/SÍ] [NO]

The mandatory penalties are as follows:
Las penas obligatorias son las siguientes:

- (1) \$3,000 in the case of a 1st degree crime
\$3.000 en el caso de un delito de primer grado
- (2) \$2,000 in the case of a 2nd degree crime
\$2.000 en el caso do un delito de segundo grado
- (3) \$1,000 in the case of a 3rd degree crime
\$1.000 en el caso de un delito de tercer grado
- (4) \$ 750 in the case of a 4th degree crime
750 en el caso de un delito de cuarto grado
- (5) \$ 500 in the case of a disorderly persons or petty
disorderly persons offense
500 en el caso de un infracción por conducta
contra la moral pública o por conducta menor contra la
moral pública

TOTAL D.E.D.R. Penalty /Pena TOTAL de D.E.D.R.

DATE/FECHA: _____

DEFENSE ATTORNEY/ABOGADO DEFENSOR: _____

DEFENDANT/ACUSADO: _____

PROSECUTOR/FISCAL: _____

ATTACHMENT 9

**ADDITIONAL QUESTIONS FOR CERTAIN DRUG AND
WEAPONS OFFENSES COMMITTED ON OR
AFTER JUNE 24, 1998**

**ADDITIONAL QUESTIONS FOR CERTAIN DRUG AND WEAPONS
OFFENSES COMMITTED ON OR AFTER JUNE 24, 1998**

The following questions need to be answered if you are pleading guilty to certain drug offenses and also are pleading guilty to possession of a firearm or other weapon while committing, attempting to commit or conspiring to commit any of the following offenses. If a firearm was possessed, answer questions 1 a, b and c. If a firearm was not possessed, mark question 1a not applicable [NA] and answer questions 1b and c.

1. Do you understand that if you plead guilty to any of the following offenses: leader of a narcotics trafficking network (2C:35-3); operating a controlled dangerous substance production facility (2C:35-4); manufacturing a controlled dangerous substance (2C:35-5) distribution, possession or manufacture of gamma hydroxybututyrate (2C:35-5.2); distribution, possession or manufacture of flunitrazepam (2C:35-5.3); employing a juvenile in drug distribution (2C:35-6); distributing, dispensing or possessing with intent to distribute a controlled dangerous substance within 1,000 feet of school property (2C:35-7); distributing, dispensing or possessing a controlled dangerous substance within 500 feet of a public housing facility, park or building (2C:35-7.1); or, distribution, possession or manufacture of an imitation controlled dangerous substance (2C:35-11) **AND**

- a. you also plead guilty to possessing a firearm while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon?

[YES] [NO] [NA]

OR

- b. you also plead guilty to possessing a weapon, other than a firearm, for an unlawful purpose while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon for an unlawful purpose?

[YES] [NO] [NA]

OR

- c. you also plead guilty to possessing a weapon, other than a firearm, under circumstances not manifestly appropriate for lawful use of the weapon while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon?

[YES] [NO] [NA]

Date _____

Defendant _____

Defense Attorney _____

Prosecutor _____

**ADDITIONAL QUESTIONS FOR CERTAIN DRUG AND WEAPONS
OFFENSES COMMITTED ON OR AFTER JUNE 24, 1998**

**PREGUNTAS ADICIONALES PARA CIERTOS ACTOS CRIMINALES
RELACIONADOS CON DROGAS Y ARMAS QUE
SE COMETIERON EL 24 DE JUNIO DE 1998 O DESPUÉS DE ESA FECHA**

The following questions need to be answered if you are pleading guilty to certain drug offenses and also are pleading guilty to possession of a firearm or other weapon while committing, attempting to commit or conspiring to commit any of the following offenses. If a firearm was possessed, answer questions 1 a, b and c. If a firearm was not possessed, mark question 1a not applicable [NA] and answer questions 1b and c.

Es necesario contestar a las siguientes preguntas si Ud. se declara culpable de ciertos actos criminales relacionados con drogas y también se declara culpable de la posesión de un arma de fuego u otra arma mientras cometió, trató de cometer o conspiró para cometer cualquiera de los siguientes actos criminales. Si poseía un arma de fuego, conteste a las preguntas 1 a, b y c. Si no poseía un arma de fuego, indique que la pregunta 1a no le incumbe [NA] y conteste a las preguntas 1b y c.

1. Do you understand that if you plead guilty to any of the following offenses: leader of a narcotics trafficking network (2C:35-3); operating a controlled dangerous substance production facility (2C:35-4); manufacturing a controlled dangerous substance (2C:35-5) distribution, possession or manufacture of gamma hydroxybutyrate (2C:35-5.2); distribution, possession or manufacture of flunitrazepam (2C:35-5.3); employing a juvenile in drug distribution (2C:35-6); distributing, dispensing or possessing with intent to distribute a controlled dangerous substance within 1,000 feet of school property (2C:35-7); distributing, dispensing or possessing a controlled dangerous substance within 500 feet of a public housing facility, park or building (2C:35-7.1); or, distribution, possession or manufacture of an imitation controlled dangerous substance (2C:35-11) AND

Entiende que si Ud. se declara culpable de cualquiera de los siguientes actos criminales: líder de una red de tráfico de narcóticos (2C:35-3); operación de una instalación de producción de una sustancia peligrosa regulada (2C:35-4); fabricación de una sustancia peligrosa regulada (2C:35-5); distribución, posesión o fabricación de gamma hidroxibutirato (2C:35-5.2); distribución, posesión o fabricación de flunitracepam (2C:35-5.3); utilización de un menor en la distribución de drogas (2C:35-6); distribución, preparación o posesión de una sustancia peligrosa regulada con la intención de distribuirla dentro de 1.000 pies de distancia de la propiedad de una escuela o colegio (2C:35-7); distribución, preparación o posesión de una sustancia peligrosa controlada dentro de 500 pies de distancia de una instalación de viviendas subvencionadas, un parque o edificio público (2C:35-7.1); o distribución, posesión o fabricación de una imitación de una sustancia peligrosa regulada (2C:35-11) Y

- a. you also plead guilty to possessing a firearm while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon?

[YES] [NO]
[NA/NO ME INCUMBE]

también se declara culpable de poseer un arma de fuego cuando cometió, trató de cometer o conspiró para cometer cualquiera de esos actos criminales, Ud. recibirá una sentencia consecutiva por poseer el arma?

OR/O

- b. you also plead guilty to possessing a weapon, other than a firearm, for an unlawful purpose while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon for an unlawful purpose?

[YES] [NO]
[NA/NO ME INCUMBE]

también se declara culpable de poseer un arma que no sea de fuego para un propósito ilegal cuando cometió, trató de cometer o conspiró para cometer cualquiera de esos actos criminales, recibirá una sentencia consecutiva por poseer el arma para un propósito ilegal?

OR/O

- c. you also plead guilty to possessing a weapon, other than a firearm, under circumstances not manifestly appropriate for lawful use of the weapon while committing, attempting to commit or conspiring to commit any of these offenses you will receive a consecutive sentence for possessing the weapon?

[YES] [NO]
[NA/NO ME INCUMBE]

también se declara culpable de poseer un arma que no sea de fuego bajo circunstancias no claramente apropiadas para el uso legal del arma cuando cometió, trató de cometer o conspiró para cometer cualquiera de esos actos criminales, recibirá una sentencia consecutiva por poseer el arma?

Date/Fecha _____

Defendant/Acusado _____

Defense Attorney/
Abogado Defensor _____

Prosecutor/
Fiscal _____

ATTACHMENT 10

**SUPPLEMENTAL PLEA FORM FOR
NO EARLY RELEASE ACT CASES
FOR CRIMES THAT OCCURRED
BETWEEN JUNE 9, 1997 AND JUNE 29, 2001**

Supplemental Plea Form for *No Early Release Act (NERA)* Cases
(N.J.S.A. 2C: 43-7.2)

The following questions need to be answered only if you are pleading guilty to a first or second degree violent crime that occurred between June 9, 1997 and June 29, 2001.

A violent crime means any crime in which you caused death, serious bodily injury, or you used or threatened the immediate use of a deadly weapon. A violent crime also includes any aggravated sexual assault, or sexual assault in which you used, or threatened the immediate use of, physical force. Deadly weapon means any firearm or other weapon, device, instrument, material or substance, whether animate or inanimate, which in the manner in which it is used or intended to be used, is known to be capable of producing death or serious bodily injury. Serious bodily injury means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

1. Do you understand that because of your plea of guilty to

(LIST FIRST OR SECOND DEGREE VIOLENT CRIMES)

you will be required to serve 85% of the sentence imposed for that offense(s) before you will be eligible for parole on that offense(s)? [YES] [NO]

2. Do you understand that because you have pled guilty to these charges the court must impose a ____ year term of parole supervision and that term will begin as soon as you complete the sentence of incarceration?

[YES] [NO]

First Degree Term of Parole Supervision - 5 years
Second Degree Term of Parole Supervision - 3 years

3. Do you understand that if you violate the conditions of your parole supervision that your parole may be revoked and you may be subject to return to prison to serve all or any portion of the remaining period of parole supervision, even if you have completed serving the term of imprisonment previously imposed?

[YES] [NO]

4. Do you understand that by pleading guilty and admitting that the crime(s) are a violent crime you are waiving your right to have a jury determine, beyond a reasonable doubt, that the circumstance(s) that make the crime(s) a violent crime(s) are present?

[YES] [NO]

DATE: _____ DEFENDANT: _____

DEFENSE ATTORNEY: _____

PROSECUTOR: _____

Supplemental Plea Form for *No Early Release Act (NERA)* Cases
(N.J.S.A. 2C: 43-7.2)

Formulario Suplemental de Declaración en Causas Sujetas a la
Ley Contra Puestas en Libertad Prematuras (NERA) (N.J.S.A. 2C: 43-7.2)

The following questions need to be answered only if you are pleading guilty to a first or second degree violent crime that occurred between June 9, 1997 and June 29, 2001.

Es necesario contestar a las siguientes preguntas solamente si usted se está declarando culpable de un delito violento de primer or segundo grado ocurrido entre el 9 de junio de 1997 y el 29 de junio de 2001.

A violent crime means any crime in which you caused death, serious bodily injury, or you used or threatened the immediate use of a deadly weapon. A violent crime also includes any aggravated sexual assault, or sexual assault in which you used, or threatened the immediate use of, physical force. Deadly weapon means any firearm or other weapon, device, instrument, material or substance, whether animate or inanimate, which in the manner in which it is used or intended to be used, is known to be capable of producing death or serious bodily injury. Serious bodily injury means bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ.

Un delito violento significa cualquier delito en que usted causó la muerte, lesiones corporales graves o si usó o amenazó usar inmediatamente un arma mortífera. Un delito violento también incluye cualquier agresión sexual con agravantes o una agresión sexual en la que usó fuerza física o amenazó usarla inmediatamente. Un arma mortífera significan cualquier arma de fuego u otra arma, aparato, instrumento, material o sustancia, sea animada o inanimada, capaz de producir la muerte o lesiones corporales graves por la manera en que se usa o en que se tiene la intención de usarla. Lesiones corporales graves significan lesiones corporales que crean un verdadero riesgo de muerte o que causan una desfiguración grave y permanente o el deterioro o la pérdida prolongada de la función de cualquier miembro u órgano del cuerpo.

1. Do you understand that because of your plea of guilty to
¿Entiende que por su declaración de culpabilidad

(LIST FIRST OR SECOND DEGREE VIOLENT CRIMES/
INDIQUE LOS DELITOS VIOLENTOS DE PRIMER O SEGUNDO GRADO)

you will be required to serve 85% of the sentence imposed for
that offense(s) before you will be eligible for parole on that offense(s)?

[YES/SÍ] [NO]

se requerirá que compla el 85% de la sentencia impuesta por ese
delito o esos delitos antes que esté en condiciones de recibir
libertad condicional por ese delito o esos delitos?

2. Do you understand that because you have plead guilty to these charges the court must impose a ____ year term of parole supervision and that term will begin as soon as you complete the sentence of incarceration?

[YES/SÍ] [NO]

¿Entiende que porque se declaró culpable de estos cargos, el juez tiene que imponer un período de supervisión de la libertad condicional de ____ años, y que dicho período comenzará en cuanto usted cumpla la sentencia de encarcelamiento?

First Degree Term of Parole Supervision - 5 years
Período de Supervisión de la Libertad Condicional por un
Delito de Primer Grado - 5 años

Second Degree Term of Parole Supervision - 3 years
Período de Supervisión de la Libertad Condicional por un
Delito de Segundo Grado - 3 años

3. Do you understand that if you violate the conditions of your parole supervision that your parole may be revoked and you may be subject to return to prison to serve all or any portion of the remaining period of parole supervision, even if you have completed serving the term of imprisonment previously imposed?

[YES/SÍ] [NO]

¿Entiende que si infringe las condiciones de la supervisión de su libertad condicional, se podrá revocar su libertad condicional y es posible que tenga que volver a la cárcel para cumplir todo el período de supervisión de su libertad condicional o cualquier porción del mismo, aún cuando usted haya cumplido el período de encarcelamiento que le hubieran impuesto anteriormente?

4. Do you understand that by pleading guilty and admitting that the crime(s) are a violent crime you are waiving your right to have a jury determine, beyond a reasonable doubt, that the circumstance(s) that make the crime(s) a violent crime(s) are present?

[YES/SÍ] [NO]

¿Entiende que al declararse culpable y admitir que el delito o delitos son violentos, usted renuncia a su derecho de que un jurado determine, más allá de una duda razonable, que estén presentes las circunstancias que hacen que el delito o delitos sean violentos?

DATE: _____
FECHA: _____

DEFENDANT: _____
ACUSADO: _____

DEFENSE ATTORNEY:
ABOGADO DEFENSOR:

PROSECUTOR:
FISCAL:

ATTACHMENT 11

**SUPPLEMENTAL PLEA FORM FOR *NO EARLY
RELEASE ACT (NERA)* CASES FOR CRIMES
THAT OCCURRED ON OR AFTER JUNE 29, 2001**

Supplemental Plea Form for *No Early Release Act (NERA)* Cases
(N.J.S.A. 2C: 43-7.2)

The following questions need to be answered only if you are pleading guilty to one of the following first or second crimes that occurred on or after June 29, 2001:

murder, aggravated manslaughter or manslaughter, vehicular homicide, aggravated assault, disarming a law enforcement officer, kidnapping, aggravated sexual assault, sexual assault, robbery, carjacking, aggravated arson by placing another person in danger of death or serious bodily injury, burglary, theft by extortion by obtaining property of another by threatening to inflict bodily injury on, or physically confine or restrain anyone or commit another offense, booby traps in manufacturing or distributing of CDS facilities or strict liability for drug induced deaths.

1. Do you understand that because of your plea of guilty to

(LIST FIRST OR SECOND DEGREE CRIME(S) TO WHICH *NERA* APPLIES)

you will be required to serve 85% of the sentence imposed for that offense(s) before you will be eligible for parole on that offense(s)? [YES] [NO]

2. Do you understand that because you have pled guilty to these charges the court must impose a ____ year term of parole supervision and that term will begin as soon as you complete the sentence of incarceration?

[YES] [NO]

First Degree Term of Parole Supervision - 5 years
Second Degree Term of Parole Supervision - 3 years

3. Do you understand that if you violate the conditions of your parole supervision that your parole may be revoked and you may be subject to return to prison to serve all or any portion of the remaining period of parole supervision, even if you have completed serving the term of imprisonment previously imposed?

[YES] [NO]

DATE: _____

DEFENDANT: _____

DEFENSE ATTORNEY: _____

PROSECUTOR: _____

Supplemental Plea Form for *No Early Release Act (NERA)* Cases
(N.J.S.A. 2C: 43-7.2)

Formulario Suplemental de Declaración en Causas Sujetas a la
Ley *Contra Puestas en Libertad Prematuras (NERA)*
N.J.S.A. 2C:43-7.3

The following questions need to be answered only if you are pleading guilty to one of the following first or second crimes that occurred on or after June 29, 2001:

murder, aggravated manslaughter or manslaughter, vehicular homicide, aggravated assault, disarming a law enforcement officer, kidnapping, aggravated sexual assault, sexual assault, robbery, carjacking, aggravated arson by placing another person in danger of death or serious bodily injury, burglary, theft by extortion by obtaining property of another by threatening to inflict bodily injury on, or physically confine or restrain anyone or commit another offense, booby traps in manufacturing or distributing of CDS facilities or strict liability for drug induced deaths.

Es necesario contestar las siguientes preguntas solamente si usted se está declarando culpable de uno de los siguientes delitos violentos de primer o segundo grado ocurrido el 29 de junio del 2001 o después de esa fecha:

asesinato, homicidio no premeditado con agravantes u homicidio no premeditado, homicidio cometido con un vehículo, agresión con agravantes, desarmar a un agente del orden público, rapto, agresión sexual con agravantes, agresión sexual, robo con violencia, robo de un automóvil con personas adentro, incendio intencional con agravantes que expone a otra persona al peligro de muerte o lesiones corporales graves, robo con escalamiento, robo con extorsión al obtener bienes de otra persona amenazándole con infligirle lesiones corporales, o aprisionar o sujetar a una persona o cometer otro delito, trampas explosivas en instalaciones de fabricación o distribución de CDS o responsabilidad objetiva por muertes causadas por drogas.

1. Do you understand that because of your plea of guilty to / ¿Entiende usted que por su declaración de culpabilidad

(LIST FIRST OR SECOND DEGREE CRIME(S) TO WHICH *NERA* APPLIES/
INDIQUE LOS DELITOS VIOLENTOS DE PRIMER O SEGUNDO GRADO
INCLUIDOS BAJO *NERA*)

you will be required to serve 85% of the sentence imposed
for that offense(s) before you will be eligible for parole
on that offense(s)?

[YES/SÍ] [NO]

se requerirá que cumpla el 85% de la sentencia impuesta
por ese delito o esos delitos antes que esté en condiciones
de recibir libertad condicional por ese delito o esos
delitos?

2. Do you understand that because you have pled guilty to
these charges the court must impose a ____ year term of
parole supervision and that term will begin as soon as
you complete the sentence of incarceration?

[YES/SÍ] [NO]

¿Entiende que porque se declaró culpable de estos cargos,
el juez tiene que imponer un período de supervisión de
libertad condicional de ____ años, y que dicho
período comenzará en cuanto usted cumpla la sentencia
de encarcelamiento?

First Degree Term of Parole Supervision - 5 years/
Período de Supervisión de la Libertad Condicional
por un Delito de Primer Grado - 5 años

Second Degree Term of Parole Supervision - 3 years/
Período de Supervisión de la Libertad Condicional
por un Delito de Segundo Grado - 3 años

3. Do you understand that if you violate the conditions of your parole supervision that your parole may be revoked and you may be subject to return to prison to serve all or any portion of the remaining period of parole supervision, even if you have completed serving the term of imprisonment previously imposed?

[YES/SÍ]

[NO]

¿Entiende que si infringe las condiciones de la supervisión de su libertad condicional, se podrá revocar su libertad condicional y es posible que tenga que volver a la cárcel para cumplir todo el período de supervisión de su libertad condicional o cualquier porción del mismo, aún cuando usted haya cumplido el período de encarcelamiento que le hubieran impuestos anteriormente?

DATE/FECHA:

DEFENDANT/ACUSADO:

DEFENSE ATTORNEY/:

ABOGADO DEFENSOR

PROSECUTOR/FISCAL:

ATTACHMENT 12

SUPPLEMENTAL PLEA FORM FOR *GRAVES ACT* OFFENSES

Supplemental Plea Form for Graves Act Offenses (N.J.S.A. 2C: 43-6c)

You are pleading to a Graves Act offense. This means:

- A. You are pleading guilty to possession of a firearm with intent to use it against the person of another or to murder, aggravated manslaughter, manslaughter, aggravated assault, kidnapping, aggravated sexual assault, aggravated criminal sexual contact, robbery, burglary or escape;

AND

- B. You are also admitting, by virtue of this plea, that while in the course of committing or attempting to commit one of the crimes, including the immediate flight therefrom, you used or were in possession of a firearm.

1. Do you understand that because of your plea of guilty to

you will be subject to a minimum period of time before you will be eligible for parole (a parole ineligibility term) under the Graves Act (as set forth in question 7 on the three-page plea form)?

[YES] [NO]

2. Do you understand that by pleading guilty and admitting that you used or were in possession of a firearm while in the course of committing or attempting to commit one of the crimes, you are waiving your right to have a jury determine, beyond a reasonable doubt, that you used or possessed a firearm during the course of committing or attempting to commit one of the crimes?

[YES] [NO]

3. Does any other mandatory sentencing provision apply to the Graves Act count that provides for a greater period of parole ineligibility (e.g., NERA, Three Strikes, Murder)?

[YES] [NO] [N/A]

If so, which one? _____

DATE: _____

DEFENDANT: _____

DEFENSE ATTORNEY: _____

PROSECUTOR: _____

Supplemental Plea Form for Graves Act Offenses (N.J.S.A. 2C: 43-6c)

Formulario de Supplemental de Declaración para Delitos Bajo la Ley Graves (N.J.S.A. 2C: 43-6c)

You are pleading to a Graves Act offense. This means:

Usted se está declarando culpable de un delito bajo la Ley Graves. Eso significa que:

- A. You are pleading guilty to possession of a firearm with intent to use it against the person of another or to murder, aggravated manslaughter, manslaughter, aggravated assault, kidnapping, aggravated sexual assault, aggravated criminal sexual contact, robbery, burglary or escape;

Se declara culpable de la posesión de un arma de fuego con la intención de usarla contra otra persona o de homicidio, homicidio impremeditado con agravantes, homicidio impremeditado, agresión con agravantes, rapto, agresión sexual con agravantes, contacto sexual criminal con agravantes, robo, robo con allanamiento de morada o fuga;

AND/Y

- B. You are also admitting, by virtue of this plea, that while in the course of committing or attempting to commit one of the crimes, including the immediate flight therefrom, you used or were in possession of a firearm.

También admite, en virtud de esta declaración, que cuando cometió o trató de cometer uno de los delitos, incluyendo su fuga inmediata, usted usó un arma de fuego o tenía una en su posesión.

1. Do you understand that because of your plea of guilty to
¿Entiende que por su declaración de culpabilidad de

you will be subject to a minimum period of time before you will be eligible for parole (a parole ineligibility term) under the Graves Act (as set forth in question 7 on the three-page plea form)?

[YES/SÍ] [NO]

estará sujeto a un período mínimo antes de estar en condiciones de salir en libertad condicional (un período en que no está en condiciones de salir en libertad condicional) bajo la Ley Graves (según se expone en la pregunta 7 del formulario de declaración de tres páginas)?

2. Do you understand that by pleading guilty and admitting that you used or were in possession of a firearm while in the course of committing or attempting to commit one of the crimes, you are waiving your right to have a jury determine, beyond a reasonable doubt, that you used or possessed a firearm during the course of committing or attempting to commit one of the crimes?

[YES/SÍ] [NO]

¿Entiende que al declararse culpable y admitir que usó un arma de fuego o tenía una en su posesión cuando cometió o trató de cometer uno de los delitos, usted renuncia al derecho de que un jurado determine, más allá de una duda razonable, que usó o poseía un arma de fuego cuando cometió o trató de cometer uno de los delitos?

3. Does any other mandatory sentencing provision apply to the Graves Act count that provides for a greater period of parole ineligibility (e.g., NERA, Three Strikes, Murder)?

[YES/SÍ] [NO]
[N/A; NO ME INCUMBE]

¿Corresponde al cargo de la Ley Graves alguna otra disposición obligatoria de sentencia que estipule un período más largo en que no se pueda salir en libertad condicional (e.g., NERA, Tercera vez, Homicidio)?

If so, which one?

Si corresponde alguna, ¿cuál es?

DATE/FECHA: _____ DEFENDANT/ACUSADO: _____

DEFENSE ATTORNEY: _____
ABAGADO DEFENSOR: _____

PROSECUTOR/FISCAL: _____

ATTACHMENT 13

**JUDGMENT OF CONVICTION (2 PAGE FORM)
FOR ALL CASES EXCEPT THEFT OF AN AUTOMOBILE/MOTOR
VEHICLE FOR UNLAWFUL TAKING OF A MOTOR VEHICLE
[INCLUDES DNA - MEGAN'S LAW (CHILD PROSTITUTION)]
ENGLISH VERSION ONLY**

State of New Jersey

v.



New Jersey Superior Court
Law Division - Criminal

DEFENDANT:
(Specify Complete Name)

DATE OF BIRTH	SBI NUMBER
DATE OF ARREST	DATE INDICTMENT/ ACCUSATION FILED
DATE OF ORIGINAL PLEA	ORIGINAL PLEA <input type="checkbox"/> NOT GUILTY <input type="checkbox"/> GUILTY

- ☐ JUDGMENT OF CONVICTION
- ☐ CHANGE OF JUDGMENT
- ☐ ORDER FOR COMMITMENT
- ☐ INDICTMENT / ACCUSATION DISMISSED
- ☐ JUDGMENT OF ACQUITTAL

ADJUDICATION BY

☐ GUILTY PLEA

DATE:

☐ NON-JURY TRIAL

DATE:

☐ JURY TRIAL

DATE:

☐ Dismissed/Acquitted

DATE:

ORIGINAL CHARGES

IND / ACC NO.	COUNT	DESCRIPTION	DEGREE	STATUTE

FINAL CHARGES

COUNT	DESCRIPTION	DEGREE	STATUTE

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

- ☐ The defendant is hereby sentenced to community supervision for life.
- ☐ The defendant is hereby ordered to serve a _____ year term of parole supervision which term shall begin as soon as defendant completes the sentence of incarceration.
- ☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
- ☐ The court finds that the defendant is amenable to sex offender treatment.
- ☐ The court finds that the defendant is willing to participate in sex offender treatment.
- ☐ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided.

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

- ☐ Defendant is to receive credit for time spent in custody (R. 3:21-8).

TOTAL NUMBER
OF DAYS

DATE (From/To)

DATE (From/To)

- ☐ Defendant is to receive gap time credit for time spent in custody (N.J.S.A. 2C:44-5b(2)).

TOTAL NUMBER
OF DAYS

DATE (From/To)

Total Custodial Term _____ Institution _____ Total Probation Term _____

<div>Total FINE \$ _____</div> <div>Total RESTITUTION \$ _____</div> <div>If the offense occurred on or after December 23, 1991, an assessment of \$50 is imposed on each count on which the defendant was convicted unless the box below indicates a higher assessment pursuant to <u>N.J.S.A. 2C:43-3.1</u>. (Assessment is \$30 if offense is on or after January 9, 1986 but before December 23, 1991, unless a higher penalty is noted. Assessment is \$25 if offense is before January 9, 1986.)</div> <div><input type="checkbox"/> Assessment imposed on count(s) _____ is \$ _____ each.</div> <div>Total VCCB Assessment \$ _____</div> <div><input type="checkbox"/> Installment payments are due at the rate of \$ _____ per _____ beginning _____ (DATE)</div>		<div>If any of the offenses occurred <u>on or after</u> July 9, 1987, and is for a violation of Chapter 35 or 36 of Title 2C,</div> <div>1) A mandatory Drug Enforcement and Demand Reduction (D.E.D.R.) penalty is imposed for <u>each</u> count. (Write in # times for each.)<div style="display: flex; justify-content: space-between; margin-top: 10px;"><div><div>___ 1st Degree @ \$3000</div><div>___ 2nd Degree @ \$2000</div><div>___ 3rd Degree @ \$1000</div></div><div><div>___ 4th Degree @ \$750</div><div>___ Disorderly Persons or Petty Disorderly Persons @ \$500</div></div></div><div>Total D.E.D.R. Penalty \$ _____</div><div><input type="checkbox"/> Court further ORDERS that collection of the D.E.D.R. penalty be suspended upon defendant's entry into a residential drug program for the term of the program.</div><div>2) A forensic laboratory fee of \$50 per offense is ORDERED. _____ Offenses @ \$50.</div><div>Total Lab Fee \$ _____</div><div>3) Name of Drugs involved _____</div><div>4) A mandatory driver's license suspension of _____ months is ORDERED.</div><div>The suspension shall begin today, _____ and end _____</div><div>Driver's License Number _____</div><div>(IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING.)</div><div>Defendant's Address _____</div><div>Eye Color _____ Sex _____ Date of Birth _____</div><div><input type="checkbox"/> The defendant is the holder of an out-of-state driver's license from the following jurisdiction _____ Driver's License Number _____</div><div><input type="checkbox"/> Defendant's non-resident driving privileges are hereby revoked for _____ months.</div></div>	
<div>If the offense occurred on or after February 1, 1993 but was before March 13, 1995 and the sentence is to probation or to a state correctional facility, a transaction fee of up to \$1.00 is ordered for each occasion when a payment or installment payment is made. (<u>P.L. 1992, c. 169</u>). If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, a transaction fee of up to \$2.00 is ordered for each occasion when a payment is made. (<u>P.L. 1995, c. 9</u>).</div>			
<div>If the offense occurred on or after August 2, 1993, a \$75 Safe Neighborhood Services Fund assessment is ordered for each conviction. (<u>P.L. 1993, c. 220</u>)</div>			
<div>If the offense occurred on or after January 5, 1994 and the sentence is to probation, a fee of up to \$25 per month for the probationary term is ordered. (<u>P.L. 1993, c. 275</u>) Amount per month _____</div>			
<div>If the crime occurred on or after January 9, 1997, a \$30 Law Enforcement Officers Training and Equipment Fund penalty is ordered.</div>			
<div>If the crime occurred on or after May 4, 2001, and the defendant has been convicted of aggravated sexual assault, sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endangering the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of a minor under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-6, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor, kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3) or (4), or an attempt to commit any of these crimes, a \$800 Statewide Sexual Assault Nurse Examiner Program Penalty is ordered for each of these offenses.</div>			
NAME (Court Clerk or Person preparing this form)		TELEPHONE NUMBER	NAME (Attorney for Defendant at Sentencing)
<div>STATEMENT OF REASONS - Include all applicable aggravating and mitigating factors</div> <div style="height: 100px;"></div>			
JUDGE (Name)	JUDGE (Signature)	DATE	

ATTACHMENT 14

**JUDGMENT OF CONVICTION (3 PAGE FORM)
FOR THEFT OF AUTOMOBILE/MOTOR VEHICLE AND
UNLAWFUL TAKING OF A MOTOR VEHICLE
ENGLISH VERSION ONLY**

State of New Jersey

v.



New Jersey Superior Court
Law Division - Criminal

DEFENDANT:
(Specify Complete Name)

DATE OF BIRTH	SBI NUMBER
DATE OF ARREST	DATE INDICTMENT/ ACCUSATION FILED
DATE OF ORIGINAL PLEA	ORIGINAL PLEA <input type="checkbox"/> NOT GUILTY <input type="checkbox"/> GUILTY

- ☐ JUDGMENT OF CONVICTION
- ☐ CHANGE OF JUDGMENT
- ☐ ORDER FOR COMMITMENT
- ☐ INDICTMENT / ACCUSATION DISMISSED
- ☐ JUDGMENT OF ACQUITTAL

ADJUDICATION BY

☐ GUILTY PLEA

DATE:

☐ NON-JURY TRIAL

DATE:

☐ JURY TRIAL

DATE:

☐ Dismissed/Acquitted

DATE:

ORIGINAL CHARGES

IND / ACC NO.	COUNT	DESCRIPTION	DEGREE	STATUTE

FINAL CHARGES

COUNT	DESCRIPTION	DEGREE	STATUTE

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

- ☐ The defendant is hereby sentenced to community supervision for life.
- ☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
- ☐ The court finds that the defendant is amenable to sex offender treatment.
- ☐ The court finds that the defendant is willing to participate in sex offender treatment.

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

- ☐ Defendant is to receive credit for time spent in custody (R. 3:21-8).

TOTAL NUMBER
OF DAYS

DATE (From/To)

DATE (From/To)

- ☐ Defendant is to receive gap time credit for time spent in custody (N.J.S.A. 2C:44-5b(2)).

TOTAL NUMBER
OF DAYS

DATE (From/To)

Total Custodial Term _____ Institution _____ Total Probation Term _____

<p>Total FINE \$ _____</p> <p>Total RESTITUTION \$ _____</p> <p>If the offense occurred on or after December 23, 1991, an assessment of \$50 is imposed on each count on which the defendant was convicted unless the box below indicates a higher assessment pursuant to <u>N.J.S.A. 2C:43-3.1</u>. (Assessment is \$30 if offense is on or after January 9, 1986 but before December 23, 1991, unless a higher penalty is noted. Assessment is \$25 if offense is before January 9, 1986.)</p> <p><input type="checkbox"/> Assessment imposed on _____ count(s) _____ is \$ _____ each.</p> <p>Total VCCB Assessment \$ _____</p> <p><input type="checkbox"/> Installment payments are due at the rate of \$ _____ per _____ beginning _____ (DATE)</p>	<p>If any of the offenses occurred <u>on or after</u> July 9, 1987, and is for a violation of Chapter 35 or 36 of Title 2C,</p> <p>1) A mandatory Drug Enforcement and Demand Reduction (D.E.D.R.) penalty is imposed for <u>each</u> count. (Write in # times for each.)</p> <table style="width: 100%;"> <tr> <td>_____ 1st Degree @ \$3000</td> <td>_____ 4th Degree @ \$750</td> </tr> <tr> <td>_____ 2nd Degree @ \$2000</td> <td>_____ Disorderly Persons or Petty</td> </tr> <tr> <td>_____ 3rd Degree @ \$1000</td> <td>_____ Disorderly Persons @ \$500</td> </tr> </table> <p style="text-align: right;">Total D.E.D.R. Penalty \$ _____</p> <p><input type="checkbox"/> Court further ORDERS that collection of the D.E.D.R. penalty be suspended upon defendant's entry into a residential drug program for the term of the program.</p> <p>2) A forensic laboratory fee of \$50 per offense is ORDERED. _____ Offenses @ \$50.</p> <p style="text-align: right;">Total Lab Fee \$ _____</p> <p>3) Name of Drugs involved _____</p> <p>4) A mandatory driver's license suspension of _____ months is ORDERED.</p> <p>The suspension shall begin today, _____ and end _____</p> <p>Driver's License Number _____</p> <p>(IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING)</p> <p>Defendant's Address _____</p> <p>Eye Color _____ Sex _____ Date of Birth _____</p> <p><input type="checkbox"/> The defendant is the holder of an out-of-state driver's license from the following jurisdiction _____ Driver's License Number _____</p> <p><input type="checkbox"/> Defendant's non-resident driving privileges are hereby revoked for _____ months.</p>	_____ 1st Degree @ \$3000	_____ 4th Degree @ \$750	_____ 2nd Degree @ \$2000	_____ Disorderly Persons or Petty	_____ 3rd Degree @ \$1000	_____ Disorderly Persons @ \$500							
_____ 1st Degree @ \$3000	_____ 4th Degree @ \$750													
_____ 2nd Degree @ \$2000	_____ Disorderly Persons or Petty													
_____ 3rd Degree @ \$1000	_____ Disorderly Persons @ \$500													
<p>If the offense occurred on or after February 1, 1993 but was before March 13, 1995 and the sentence is to probation or to a state correctional facility, a transaction fee of up to \$1.00 is ordered for each occasion when a payment or installment payment is made. (<u>P.L. 1992, c. 169</u>). If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, a transaction fee of up to \$2.00 is ordered for each occasion when a payment is made. (<u>P.L. 1995, c. 9</u>).</p>														
<p>If the offense occurred on or after August 2, 1993, a \$75 Safe Neighborhood Services Fund assessment is ordered for each conviction. (<u>P.L. 1993, c. 220</u>)</p>														
<p>If the offense occurred on or after January 5, 1994 and the sentence is to probation, a fee of up to \$25 per month for the probationary term is ordered. (<u>P.L. 1993, c. 275</u>) Amount per month _____</p>														
<p>If the crime occurred on or after January 9, 1997, a \$30 Law Enforcement Officers Training and Equipment Fund penalty is ordered.</p>														
<p>NAME (Court Clerk or Person preparing this form) _____</p>	<p>TELEPHONE NUMBER _____</p>	<p>NAME (Attorney for Defendant at Sentencing) _____</p>												
<p>If the offense occurred on or after April 2, 1991 and the conviction or guilty plea is for violation of <u>N.J.S.A. 2C:20-2</u> for theft of a motor vehicle <u>or</u> If the offense occurred on or after August 2, 1993 and the conviction or guilty plea is for a violation of <u>N.J.S.A. 2C:20-10</u> for unlawful taking of a motor vehicle ("Joyriding") the following are imposed:</p> <p>1. A mandatory penalty of \$ _____</p> <table style="width: 100%;"> <tr> <td>First Offense</td> <td>\$ 500</td> </tr> <tr> <td>Second</td> <td>\$ 750</td> </tr> <tr> <td>3rd or Subsequent Offense</td> <td>\$ 1000</td> </tr> </table> <p>2. A mandatory driver's license suspension of _____ years is ORDERED.</p> <table style="width: 100%;"> <tr> <td>First Offense</td> <td>1 year license suspension</td> </tr> <tr> <td>Second Offense</td> <td>2 year license suspension</td> </tr> <tr> <td>3rd or Subsequent Offense</td> <td>10 year license suspension</td> </tr> </table> <p>The suspension shall begin today, _____ and end _____ Driver's License Number _____</p> <p>IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING:</p> <p>Defendant's Address _____ Eye color _____ Sex _____ Date of Birth _____</p> <p><input type="checkbox"/> Defendant is the holder of an out-of-state driver's license from the following jurisdiction _____ Driver's License Number _____</p> <p><input type="checkbox"/> Defendant's non-resident driving privileges are hereby revoked for _____ Months.</p>			First Offense	\$ 500	Second	\$ 750	3rd or Subsequent Offense	\$ 1000	First Offense	1 year license suspension	Second Offense	2 year license suspension	3rd or Subsequent Offense	10 year license suspension
First Offense	\$ 500													
Second	\$ 750													
3rd or Subsequent Offense	\$ 1000													
First Offense	1 year license suspension													
Second Offense	2 year license suspension													
3rd or Subsequent Offense	10 year license suspension													

STATEMENT OF REASONS -- INCLUDE ALL APPLICABLE AGGRAVATING AND MITIGATING FACTORS

JUDGE (Name)

JUDGE (Signature)

DATE