

## NEW JERSEY

### **N.J.A.C §10A:70-8.1 Definition of certificate of good conduct**

- (a) The certificate of good conduct is a document issued by the board to assist the rehabilitation of convicted offenders by removing impediments and restrictions upon their ability to obtain a proposed employment.
- (b) The certificate does not imply pardon and under no circumstances is it to be construed as forgiving, absolving or mitigating the offense(s).
- (c) Issuance of a certificate of good conduct pursuant to N.J.S.A. 2A:168A-1 et seq. precludes a licensing authority, as defined in N.J.S.A. 2A:168A-2, from disqualifying or discriminating against the applicant because of any conviction for a crime, unless N.J.S.A. 2A:93-5 is applicable.

### **§10A:70-8.2 Eligibility**

- (a) An application for a certificate of good conduct shall not be entertained unless the applicant meets all of the following requirements:
  1. The applicant was previously paroled by the board;
  2. At least two years have passed since the date any similar application was denied, unless the board determines that significant information exists which provides a basis for a waiver of this limitation.

### **§10A:70-8.3 Procedure**

- (a) The applicant shall apply to the board for a certificate on forms prescribed and furnished by the board.
- (b) Upon receipt of the application, the board shall initiate a confidential investigation which shall indicate all pertinent legal and social information, with particular reference to the need the applicant has and the use he or she expects to make to the certificate.
- (c) The applicant shall be required to furnish all documentary evidence the board shall require, except as provided herein.
- (d) The applicant shall have the right to restrict the board's investigation. In such a case, the board's investigator shall note in his or her report the limitations placed on the inquiry by the applicant, and the board shall evaluate such limitations when considering the application.

### **§10A:70-8.4 Criteria**

The board shall evaluate the application on the basis of the applicant having achieved a degree of rehabilitation indicating that his or her engaging in the proposed employment would not be incompatible with the welfare of society.

### **§10A:70-8.5 Board action**

The board shall grant or revoke a certificate of good conduct by majority vote of its members.

**§10A:70-8.6 Notification**

(a) The board shall notify the applicant of its decision within 30 days of the date the application was considered.

(b) A copy of the certificate, if granted, shall be filed with the Secretary of State.

**§ 2A:167-5**

Any person who has been convicted of a crime and by reason thereof has been deprived of the right of suffrage or of any other of his civil rights or privileges, or upon whom there has been imposed a fine or who has suffered a forfeiture, except disqualification to hold and enjoy any public office of honor, profit or trust in this state under judgment of impeachment, may make application for the restoration of the right of suffrage or of such other rights or privileges or for the suspension or remission of such fine or forfeiture, which application the governor may grant by order signed by him.