

**New Jersey Administrative Code**  
**Title 10A - CORRECTIONS**  
**Chapter 1 - ADMINISTRATION, ORGANIZATION, AND MANAGEMENT**  
**Subchapter 10 – RESEARCH (with NJ Prisoners)**

- **§ 10A:1-10.1 General research and experimentation provisions**
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**§ 10A:1-10.1 General research and experimentation provisions**

**(a)** No experimentation shall be conducted involving the use of inmates or employees of the New Jersey Department of Corrections except as provided by court order, consent decree, or other legal processes.

**(b)** The New Jersey Department of Corrections may authorize research projects that are conducted in accordance with this subchapter.

**(c)** Inmates shall not be permitted to receive compensation of any kind for their research participation from any agency or entity conducting a research project.

**HISTORY:**

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

In (a), deleted "or parolees" following "use of inmates".

Amended by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Section was "Medical research or experimentation". In (b), inserted "academic," and inserted a comma following "nonpharmaceutical"; and added (c).

Amended by R.2013 d.006, effective January 7, 2013.

See: 44 N.J.R. 957(a), 45 N.J.R. 34(b).

Section was "General research provisions". In (a), substituted "experimentation" for "medical, pharmaceutical or cosmetic experiments or research" and inserted "or employees"; and in (b), deleted "academic, nonmedical, nonpharmaceutical, and noncosmetic" following "authorize".

### **§ 10A:1-10.2 Departmental Research Review Board (DRRB)**

The Commissioner or designee authorizes the use of a Departmental Research Review Board (DRRB) to be responsible for the review of research requests and to provide recommendations for approval or disapproval of such research requests.

#### **HISTORY:**

New Rule, R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Former 10A:1-10.2, Procedure for submitting a request to conduct nonmedical, nonpharmaceutical and noncosmetic research projects, recodified to 10A:1-10.3.

### **§ 10A:1-10.3 Requests to conduct research projects and the Departmental Research Review Board (DRRB)**

**(a)** Any person(s) or agency(ies) who wishes to conduct research projects shall complete and submit, to the Department of Corrections, the research request application package, which is available by contacting:

Departmental Research Review Board

Office of Compliance and Strategic Planning

New Jersey Department of Corrections

PO Box 863

Trenton, New Jersey 08625-0863

[DOC\\_Research@doc.nj.gov](mailto:DOC_Research@doc.nj.gov)

**(b)** In addition to completion of the research request application as instructed in the application package provided by the Department, a researcher shall also provide any additional information as may be required by the Department concerning a particular research project.

**(c)** The DRRB shall review the research request application package. This review shall consider whether or not the research will:

- 1.** Adversely affect the maintenance of security and/or the orderly operation of the correctional facility or unit;
- 2.** Create any risks to subjects of the research;

**3.** Involve the review of inmate records and adequately protect the confidentiality of certain data; and/or

**4.** Require inmate or staff participation, such as an interview or to respond to questionnaires.

**(d)** In addition to the considerations set forth in (c) above, the DRRB shall review considerations that may arise pertaining to a specific research project.

**(e)** The DRRB shall make a recommendation for approval or disapproval to the Commissioner of the Department of Corrections. The Commissioner shall make the final approval or disapproval determination.

**(f)** The DRRB shall be responsible for providing notification of the final determination to the agency or entity requesting the research.

#### **HISTORY:**

Administrative Correction.

See: 26 N.J.R. 2581(a).

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

Substituted "Administrator" for "Superintendent, Parole District Supervisor" and deleted references to parolees following references to inmates throughout.

Recodified from N.J.A.C. 10A:1-10.2 and amended by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Section was "Procedure for submitting a request to conduct nonmedical, nonpharmaceutical and noncosmetic research projects". Rewrote the section. Former N.J.A.C. 10A:1-10.3, Express written inmate consent requirement, recodified to N.J.A.C. 10A:1-10.4.

Amended by R.2013 d.006, effective January 7, 2013.

See: 44 N.J.R. 957(a), 45 N.J.R. 34(b).

Section was "Procedure for submitting and handling requests to conduct academic, nonmedical, nonpharmaceutical, and noncosmetic research projects to the Departmental Research Review Board (DRRB)". In (a), deleted "academic, nonmedical, nonpharmaceutical, or noncosmetic" following "conduct".

Amended by R.2023 d.053, effective May 1, 2023.

See: 54 N.J.R. 2363(a), 55 N.J.R. 952(b).

Section was "Procedure for submitting and handling requests to conduct research projects to the Departmental Research Review Board (DRRB)". Rewrote the section.

#### **§ 10A:1-10.4 Informed consent requirement**

**(a)** Express written informed consent of the inmate or staff member shall be required:

1. To ensure that direct inmate and staff participation in any research project is on a voluntary basis; and
2. To authorize inspection of release of records pursuant to N.J.A.C. 10A:22.

**HISTORY:**

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

In (a)2, amended the N.J.A.C. reference; in (b)3, substituted "Administrator" for "Superintendent, Parole District Supervisor"; deleted references to parolees following references to inmates throughout.

Recodified from N.J.A.C. 10A:1-10.3 and amended by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Section was "Express written inmate consent requirement". In the introductory paragraph of (a), inserted "informed"; rewrote the introductory paragraph of (b); in (b)2, inserted "and/or legal representative when deemed necessary"; and in (b)3, substituted "principal researcher" for "correctional facility Administrator, community program supervisor, or operational unit supervisor". Former N.J.A.C. 10A:1-10.4, Refusal to participate in research, recodified to N.J.A.C. 10A:1-10.5.

Amended by R.2023 d.053, effective May 1, 2023.

See: 54 N.J.R. 2363(a), 55 N.J.R. 952(b).

Section was "Express written inmate informed consent requirement". In the introductory paragraph of (a), substituted "Express" for "The express", inserted "or staff member"; in (a)1, inserted "and staff"; and deleted (b).

**§ 10A:1-10.5 Refusal to participate in research**

**(a)** An inmate or staff member shall not be required or coerced to participate in research activities.

**(b)** Refusal by an inmate to participate in research shall not result in adverse consequences or penalties for the inmate.

**HISTORY:**

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

Deleted "or parolee" following "inmate" throughout.

Recodified from N.J.A.C. 10A:1-10.4 by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Former N.J.A.C. 10A:1-10.5, Inmate/parolee records, recodified to N.J.A.C. 10A:1-10.6.

Amended by R.2023 d.053, effective May 1, 2023.

See: 54 N.J.R. 2363(a), 55 N.J.R. 952(b).

In (a), inserted "or staff member"; and in (b), substituted "result in adverse consequences or penalties for" for "constitute a reason for imposing penalties upon".

### **§ 10A:1-10.6 Inmate records**

Confidentiality of inmate records and procedures for release or examination of records by authorized individuals or agencies shall be in accordance with N.J.A.C. 10A:22-2, Government records.

#### **HISTORY:**

Recodified from N.J.A.C. 10A:1-10.5 by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Former N.J.A.C. 10A:1-10.6, Research findings, recodified to N.J.A.C. 10A:1-10.7.

Amended by R.2008 d.190, effective July 21, 2008.

See: 40 N.J.R. 1736(b), 40 N.J.R. 4323(a).

Section was "Inmate/parolee records". Deleted "/parolee" following "inmate" and substituted "Government records" for "Records".

### **§ 10A:1-10.7 Research findings**

The persons(s) or agency(s) who completes a research project must, prior to publication or any dissemination, make available the research findings or the results to the correctional facility Administrator, community program supervisor, or operational unit supervisor and the Commissioner, New Jersey Department of Corrections, for review and comments.

#### **HISTORY:**

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

Substituted "Administrator" for "Superintendent, Parole District Supervisor".

Recodified from N.J.A.C. 10A:1-10.6 by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Former N.J.A.C. 10A:1-10.7, Written internal management procedures, recodified to N.J.A.C. 10A:1-10.8.

### **§ 10A:1-10.8 Written internal management procedures**

Each correctional facility Administrator, community program supervisor, operational unit supervisor, and the appropriate Assistant Commissioner shall ensure the related written internal management procedures governing research projects and activities consistent with the requirements of this subchapter are reviewed at least annually and updated as necessary.

#### **HISTORY:**

Amended by R.2003 d.176, effective May 5, 2003.

See: 35 N.J.R. 331(a), 35 N.J.R. 1898(a).

In (a), substituted "Administrator" for "Superintendent" following "Each correctional facility",

inserted "appropriate" following "operational unit supervisor, and the" and deleted ", Division of Parole and Community programs," following "Commissioner"; in (b), substituted "written internal management procedures" for "written procedures" and "Administrator" for "Superintendent, Parole District Supervisor".

Recodified from N.J.A.C. 10A:1-10.7 by R.2007 d.226, effective August 6, 2007.

See: 39 N.J.R. 836(a), 39 N.J.R. 3383(a).

Amended by R.2023 d.053, effective May 1, 2023.

See: 54 N.J.R. 2363(a), 55 N.J.R. 952(b).

Rewrote the section.

Reference: [New Jersey Administrative Code – Free Public Access | Main Page](#) abstracted on 4.15.2025