

Sixtieth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1502

Introduced by

Representatives Boehning, Delzer, Thoreson

Senator Fischer

1 A BILL for an Act to authorize construction of state correctional facilities at the state
2 penitentiary; to require a prison facility master site plan and reports to the legislative council; to
3 authorize contracting with a private vendor, to provide for the sale of department of corrections
4 and rehabilitation land; and to provide an appropriation.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. CORRECTIONAL FACILITIES PROJECT AUTHORIZATION.** The
7 department of corrections and rehabilitation may construct correctional facilities consisting of an
8 orientation unit, general housing facility, medical facility, minimum security facility, and
9 maximum security facility adjacent to the state penitentiary and outside the existing security
10 fence, during the biennium beginning July 1, 2007, and ending June 30, 2009, at a cost not to
11 exceed \$25,727,128.

12 **SECTION 2. PRISON FACILITY CONSULTANT - MASTER PLAN - LEGISLATIVE**
13 **COUNCIL REPORTS.** The department of corrections and rehabilitation shall contract with a
14 private prison facility consultant who must be an expert in prison facility design and construction
15 for the development of a master site plan, including the design of the facilities authorized in
16 section 1 of this Act and a design for expansion which addresses future use of existing
17 buildings at the state penitentiary. The consultant shall present progress reports on the master
18 site plan and facilities design to the legislative council. The department of corrections and
19 rehabilitation shall present the department's plan for constructing the facilities to the legislative
20 council prior to beginning construction of the facilities as authorized in section 1 of this Act.

21 **SECTION 3. USE OF PRIVATE VENDOR.** The department of corrections and
22 rehabilitation may contract with a private correctional services provider for construction of the
23 correctional facilities authorized in section 1 of this Act. Contract terms must include a provision

1 to allow the state to purchase the correctional facilities upon completion of the construction
2 project.

3 **SECTION 4. SALE OF MISSOURI RIVER CORRECTIONAL CENTER LAND AND**
4 **BUILDINGS.** The department of corrections and rehabilitation shall seek authorization from the
5 sixty-first legislative assembly for the sale of Missouri River correctional facility land and
6 buildings after the correctional facilities authorized by section 1 of this Act are operational.

7 **SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the
8 general fund in the state treasury, not otherwise appropriated, the sum of \$48,000,000, or so
9 much of the sum as may be necessary, to the department of corrections and rehabilitation for
10 the purpose of constructing the correctional facilities authorized in section 1 of this Act, for the
11 biennium beginning July 1, 2007, and ending June 30, 2009.