

SENATE BILL NO. 2016

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the department of
2 corrections and rehabilitation; to create and enact a new section to chapter 12-46 of the North
3 Dakota Century Code, relating to school district liability for the cost of educating students at the
4 youth correctional center; and to declare an emergency.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
7 funds as may be necessary, are hereby appropriated out of any moneys in the general fund in
8 the state treasury, not otherwise appropriated, and from special funds derived from federal
9 funds and other income, to the department of corrections and rehabilitation for the purpose of
10 defraying the expenses of its various divisions, for the biennium beginning July 1, 1997, and
11 ending June 30, 1999, as follows:

12 Subdivision 1.

13 CENTRAL OFFICE

14 Salaries and wages	\$ 798,494
15 Operating expenses	77,929
16 Equipment	<u>4,400</u>
17 Total all funds	\$ 880,823
18 Less estimated income	<u>98,899</u>
19 Total general fund appropriation	\$ 781,924

20 Subdivision 2.

21 JUVENILE SERVICES

22 Salaries and wages	\$ 8,708,389
23 Operating expenses	4,188,200
24 Equipment	102,879

Fifty-fifth
Legislative Assembly

1	Capital improvements	573,000
2	Grants	1,280,000
3	Institutional medical fees	<u>50,000</u>
4	Total all funds	\$14,902,468
5	Less estimated income	<u>5,802,012</u>
6	Total general fund appropriation	\$ 9,100,456

7 Subdivision 3.

8 ADULT SERVICES

9	Salaries and wages	\$15,692,616
10	Operating expenses	13,258,931
11	Equipment	170,867
12	Capital improvements	1,010,650
13	Institutional medical fees	850,000
14	Victim services	1,904,399
15	Institutional offender services	321,991
16	Community offender services	<u>6,164,499</u>
17	Total all funds	\$39,373,953
18	Less estimated income	<u>4,860,222</u>
19	Total general fund appropriation	\$34,513,731

20 Subdivision 4.

21 ROUGHRIDER INDUSTRIES

22	Salaries and wages	\$ 2,427,773
23	Operating expenses	5,964,326
24	Equipment	221,000
25	Capital improvements	<u>50,000</u>
26	Total special funds	\$ 8,663,099
27	Grand total general fund appropriation S.B. 2016	\$44,396,111
28	Grand total special funds appropriation S.B. 2016	\$19,424,232
29	Grand total all funds appropriation S.B. 2016	\$63,820,343

1 **SECTION 2. TRANSFER AUTHORITY.** Upon approval of the budget section, the
2 director of the department of corrections and rehabilitation may transfer appropriation authority
3 contained in the various subdivisions in section 1 of this Act.

4 **SECTION 3. LINE ITEM TRANSFERS.** Upon approval of the emergency commission,
5 the department of corrections and rehabilitation may transfer between the victim services,
6 institutional offender services, and community offender services line items in subdivision 3 of
7 section 1 of this Act appropriation authority of up to ten percent of a given line item to adjust for
8 changing circumstances in meeting established performance measures. Any further transfers
9 must be approved by the budget section.

10 **SECTION 4. STATE PENITENTIARY LAND FUND.** The amount appropriated for
11 capital improvements in subdivisions 2 and 3 of section 1 of this Act includes \$382,300 and
12 \$490,400, respectively, which is from the North Dakota state penitentiary land fund for the
13 biennium beginning July 1, 1997, and ending June 30, 1999.

14 **SECTION 5. TRANSFERS BETWEEN LINE ITEMS.** The department of corrections
15 and rehabilitation may transfer and expend \$6,600,000, or so much of the sum as may be
16 necessary, from the operating expenses line item to the capital improvements line item in
17 subdivision 3 of section 1 of this Act.

18 **SECTION 6.** A new section to chapter 12-46 of the North Dakota Century Code is
19 created and enacted as follows:

20 **Youth correctional center - Payment of tuition.** For a student under the age of
21 eighteen who is committed to the youth correctional center, the superintendent shall charge the
22 student's school district of residence for the amount of tuition due and the student's school
23 district of residence is liable for the charge, as provided by section 15-40.2-08.

24 **SECTION 7. ADDITIONAL INFORMATION.** Included in the program-based
25 performance budget appropriation for the line items victim services, institutional offender
26 services, and community offender services contained in subdivision 3 of section 1 of this Act is
27 anticipated funding for the following: \$4,359,087 for salaries and wages; \$2,261,174 for
28 operating expenses; \$35,000 for equipment; and \$1,735,628 for grants. These amounts are
29 provided for informational purposes only.

30 **SECTION 8. EMERGENCY.** Section 5 of this Act is declared to be an emergency
31 measure.