Fifty-eighth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1016

Introduced by

Appropriations Committee

(At the request of the Governor)

A BILL for an Act to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation; to authorize a request for a supplemental appropriation from the fifty-ninth legislative assembly; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the department of corrections and rehabilitation for the purpose of defraying the expenses of the department of corrections and rehabilitation, for the biennium beginning July 1, 2003, and ending June 30, 2005, as follows:

Field services	$21,632,548
Prisons division	71,185,029
Juvenile community services	9,615,306
Youth correctional center	11,476,494
Total all funds	$113,909,377
Less estimated income	30,992,766
Total general fund appropriation	$82,916,611

SECTION 2. CRIME VICTIMS RESTITUTION AND GIFT FUND. The sum of $100,000, or so much of the sum as may be necessary, included in the field services line item in section 1 of this Act, is from the crime victims restitution and gift fund and shall be used by the department of corrections and rehabilitation for the purposes provided in section 54-23.4-05, for the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 3. STATE PENITENTIARY LAND FUND. The sum of $82,500, or so much of the sum as may be necessary, included in the youth correctional center line item in section 1

of this Act, is from the state penitentiary land fund and shall be used by the department of corrections and rehabilitation for capital projects at the youth correctional center, for the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 4. SUPPLEMENTAL GENERAL FUND APPROPRIATION REQUEST. The general fund amount included in the various line items in section 1 of this Act for salaries and wages to be paid by the department of corrections and rehabilitation may be up to $1,616,717 less than the required amount, depending upon the actual number of vacant positions realized by the department and the department's ability to fill newly authorized positions in a timely manner. In recognition of this possible budget shortfall, the department of corrections and rehabilitation may request a supplemental general fund appropriation of up to $1,616,717 from the fifty-ninth legislative assembly if determined necessary by the department to pay salaries and wages for the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 5. EMERGENCY. The prisons division line item in section 1 of this Act includes $95,500 from the general fund and $1,326,227 from other funds for capital construction projects, which amounts are declared to be an emergency measure.