

**HOUSE BILL NO. 1159**

Introduced by

Representatives Wieland, Carlisle, Grande, Metcalf, Nottestad, Weiler

1 A BILL for an Act to authorize construction of a state correctional facility and related land  
2 acquisition; to require development of a prison facility master site plan and to require reports to  
3 the legislative council; to authorize the sale of department of corrections and rehabilitation land  
4 and buildings; and to provide an appropriation.

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

6 **SECTION 1. CORRECTIONAL FACILITY PROJECT AUTHORIZATION.** The  
7 department of corrections and rehabilitation may acquire by purchase or exchange a tract of  
8 land in Burleigh County for a site for construction of a correctional facility and construct a nine  
9 hundred fifty-bed correctional facility on the site acquired, using a two-phased approach during  
10 the period beginning July 1, 2007, and ending June 30, 2011, at a total cost for acquisition and  
11 construction not to exceed \$105,000,000.

12 **SECTION 2. PRISON FACILITY CONSULTANT - MASTER SITE PLAN -**  
13 **LEGISLATIVE COUNCIL REPORTS.** The department of corrections and rehabilitation shall  
14 contract with a prison facility consultant, who must be an expert in prison facility design and  
15 construction, for the development of a master site plan, including the design of a nine hundred  
16 fifty-bed facility with a plan for future expansion. The consultant shall present progress reports  
17 on the master site plan and facility design to the legislative council.

18 **SECTION 3. APPROPRIATION - CORRECTIONAL FACILITY PROJECT - PHASE I.**  
19 There is appropriated out of any moneys in the general fund in the state treasury, not otherwise  
20 appropriated, the sum of \$60,000,000, or so much of the sum as may be necessary, to the  
21 department of corrections and rehabilitation for the purpose of acquiring land and constructing  
22 phase I of the correctional facility authorized in section 1 of this Act, for the biennium beginning  
23 July 1, 2007, and ending June 30, 2009.

1           **SECTION 4. LEGISLATIVE INTENT - FUTURE FUNDING FOR PHASE II OF THE**  
2 **CORRECTIONAL FACILITY PROJECT.** It is the intent of the sixtieth legislative assembly that  
3 additional funding be provided for the 2009-11 biennium in an amount not to exceed  
4 \$45,000,000 for phase II of the correctional facility project authorized in section 1 of this Act.

5           **SECTION 5. LEGISLATIVE INTENT - SALE OF THE PENITENTIARY AND**  
6 **MISSOURI RIVER CORRECTIONAL CENTER LAND AND BUILDINGS - PROCEEDS.** The  
7 department of corrections and rehabilitation, on behalf of the state of North Dakota, shall offer  
8 for sale all current state penitentiary and Missouri River correctional facility land and buildings  
9 after the correctional facility authorized by this Act is operational, and the department of  
10 corrections and rehabilitation shall deposit any proceeds from these sales in the general fund to  
11 assist in providing for the costs of the correctional facility project.