

HOUSE BILL NO. 1312

Introduced by

Representatives Wieland, Boehning, Kreidt, Nathe, Porter

Senators Carlisle, G. Lee

1 A BILL for an Act to provide an appropriation to the department of corrections and rehabilitation
2 to relocate the Missouri River correctional center; to provide a transfer; to provide for a report to
3 the legislative management; and to provide legislative intent.

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

5 **SECTION 1. APPROPRIATION - DEPARTMENT OF CORRECTIONS AND**

6 **REHABILITATION - REPORT TO THE LEGISLATIVE MANAGEMENT.** There is appropriated
7 out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum
8 of ~~\$12,000,000~~\$200,000, or so much of the sum as may be necessary, to the department of
9 corrections and rehabilitation for the purpose of developing a plan for relocating the Missouri
10 River correctional center to the ~~state penitentiary~~youth correctional center site, for the biennium
11 beginning July 1, 2013, and ending June 30, 2015. The plan must include a determination of
12 facilities, services, and activities that may be shared by the Missouri River correctional center
13 and the youth correctional center. The department must present the plan to the legislative
14 management by July 1, 2014.

15 **SECTION 2. APPROPRIATION - TRANSFER - STATE PENITENTIARY LAND FUND -**

16 **LEGISLATIVE INTENT.** There is appropriated out of any moneys in the general fund in the
17 state treasury, the sum of \$12,000,000, which the office of management and budget shall
18 transfer on July 1, 2013, to the state penitentiary land fund established in section 54-23.3-04.
19 The funds transferred and interest earned on the moneys transferred must be used for costs of
20 relocating the Missouri River correctional center. It is the intent of the legislative assembly that If
21 the sixty-fourth legislative assembly does not approve the relocation of the Missouri River
22 correctional center, the funds transferred be returned to the general fund.

23 **SECTION 3. DEPARTMENT OF CORRECTIONS AND REHABILITATION BUDGET**

24 **REQUEST - 2015-17 BIENNIUM.** The department of corrections and rehabilitation must include

1 in its budget request for the 2015-17 biennium funding provided in section 2 of this Act for the
2 relocation of the Missouri River correctional center.

3 **SECTION 4. LEGISLATIVE INTENT - MISSOURI RIVER CORRECTIONAL CENTER**

4 **LAND - REPORTS TO THE LEGISLATIVE MANAGEMENT.** It is the intent of the sixty-third
5 legislative assembly that, ~~except for the land actually being used for the physical plant of the~~
6 ~~Missouri River correctional center, the remaining land currently occupied by the Missouri River~~
7 ~~correctional center be transferred to the parks and recreation department. Once once the~~
8 Missouri River correctional center is relocated to the ~~state penitentiary~~youth correctional center
9 site, all remaining land be transferred to the parks and recreation department. ~~Property~~
10 ~~transferred under this section must be used~~ for recreational purposes and ~~may not be used~~ for
11 residential, business, or industrial purposes. The parks and recreation department shall have
12 access to the Missouri River correctional center site prior to the transfer of all remaining land
13 and shall develop a ten-year plan for the property to be used for recreational purposes. The
14 game and fish department shall work with the parks and recreation department to establish a
15 boat landing on the former Missouri River correctional center property. The parks and recreation
16 department shall report on the plan and progress to implement the plan periodically to a
17 committee designated by the legislative management.