

**HOUSE BILL NO. 1015**

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; and to provide for prison bed day allocations.

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

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
5 as may be necessary, are appropriated out of any moneys in the general fund in the state  
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
7 other income, to the department of corrections and rehabilitation for the purpose of defraying  
8 the expenses of the department of corrections and rehabilitation, for the biennium beginning  
9 July 1, 2015, and ending June 30, 2017, as follows:

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
12 Adult services	\$175,467,210	\$81,117,205	\$256,584,415
13 Youth services	28,604,526	3,427,019	32,031,545
14 Accrued leave payments	<u>4,639,529</u>	<u>(4,639,529)</u>	<u>0</u>
15 Total all funds	\$208,711,265	\$79,904,695	\$288,615,960
16 Less estimated income	<u>30,936,922</u>	<u>7,072,110</u>	<u>38,009,032</u>
17 Total general fund	\$177,774,343	\$72,832,585	\$250,606,928
18 Full-time equivalent positions	814.29	22.00	836.29

19 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

20 **SIXTY-FIFTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding  
21 items approved by the sixty-third legislative assembly for the 2013-15 biennium and the  
22 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

	<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
24 Missouri River correctional center building		\$0	\$29,550,000

Sixty-fourth  
Legislative Assembly

1	Security camera upgrade	0	337,000
2	Equipment	552,900	318,039
3	License plate issue	4,900,000	0
4	Capital projects	349,950	0
5	Information technology upgrades	652,900	1,716,144
6	Missouri River correctional center study	200,000	0
7	Extraordinary repairs	<u>1,683,296</u>	<u>2,175,847</u>
8	Total all funds	\$8,339,046	\$34,097,030
9	Less estimated income	<u>5,198,000</u>	<u>0</u>
10	Total general fund	\$3,141,046	\$34,097,030

11 The 2015-17 one-time funding amounts are not a part of the entity's base budget for the  
12 2017-19 biennium. The department of corrections and rehabilitation shall report to the  
13 appropriations committees of the sixty-fifth legislative assembly on the use of this one-time  
14 funding for the biennium beginning July 1, 2015, and ending June 30, 2017.

15 **SECTION 3. PRISON BED DAY ALLOCATION.** The department of corrections and  
16 rehabilitation shall allocate to each North Dakota county a specific number of prison bed days  
17 available for offenders from each county for the 2015-17 biennium. The department shall  
18 provide each county with its allocation before July 1, 2015. The department shall determine the  
19 specific number of prison bed days available to each county by considering the estimated  
20 2015-17 biennium inmate population at the department, the authorized legislative appropriation  
21 for housing inmates in correctional facilities, including contract in-state and out-of-state  
22 correctional facilities, and the most recent North Dakota county census data, as reported by the  
23 United States Census Bureau. The department shall provide each county with a monthly  
24 statement reporting the number of prison bed days used during the biennium to date by that  
25 county and the county's current balance of available prison bed days. If a county exceeds its  
26 2015-17 biennium prison bed day allocation, the department shall bill the county seventy-five  
27 dollars for each prison bed day in excess of the county's 2015-17 biennium prison bed day  
28 allocation. If a county does not exceed its 2015-17 biennium prison bed day allocation, the  
29 county shall be eligible to receive a proportionate amount of the unspent legislative  
30 appropriation designated for housing inmates in out-of-state correctional facilities.