Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

HOUSE BILL NO. 1015
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the department of corrections and rehabilitation; to provide an appropriation to the legislative council; to provide for a legislative management study; and to provide legislative intent.

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, 2015, and ending June 30, 2017, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
Adult services	$175,467,210	$46,766,631	$222,233,841
Youth services	28,604,526	2,911,581	31,516,107
Accrued leave payments	4,639,529	(4,639,529)	0
Total all funds	$208,711,265	$45,038,683	$253,749,948
Less estimated income	30,936,922	7,425,784	38,362,706
Total general fund	$177,774,343	$37,612,899	$215,387,242
Full-time equivalent positions	814.29	22.00	836.29

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2013-15	2015-17
Security camera upgrade	$0	$202,500
Equipment	552,900	244,400
License plate issue	4,900,000	4,900,000
Capital projects	349,950	0
Information technology upgrades	652,900	616,144
Missouri River correctional center study	200,000	0
DOCSTARS maintenance	0	150,000
Extraordinary repairs	1,683,296	1,425,267
Total all funds	$8,339,046	$7,538,311
Less estimated income	5,198,000	4,900,000
Total general fund	$3,141,046	$2,638,311

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

SECTION 3. APPROPRIATION - LEGISLATIVE COUNCIL. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $50,000, or so much of the sum as may be necessary, to the legislative council for the purpose of obtaining consulting

services to assist with a legislative management study of incarceration issues, for the biennium beginning July 1, 2015, and ending June 30, 2017.

SECTION 4. LEGISLATIVE MANAGEMENT STUDY - INCARCERATION ISSUES. During the 2015-16 interim, the legislative management shall study pretrial services, sentencing alternatives, treatment options, and other related issues. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-fifth legislative assembly. To conduct the study, legislative management shall create an incarceration issues committee consisting of:

1. Two members of the house appropriations committee;
2. Two members of the senate appropriations committee;
3. One member of the house judiciary committee;
4. One member of the senate judiciary committee; and
5. Other members serving in a nonvoting advisory capacity include:
    a. Two district court judges appointed by the chief justice of the supreme court;
    b. The chief justice of the state supreme court, or a designee of the chief justice;
    c. One local law enforcement official appointed by the governor from a city with a population greater than 10,000, based on the most recent decennial census;
    d. One local law enforcement official appointed by the governor from a city with a population less than 10,000, based on the most recent decennial census;
    e. One state's attorney appointed by the attorney general from a county with a population of 10,000 or more, based on the most recent decennial census;
    f. One state's attorney appointed by the attorney general from a county with a population of less than 10,000, based on the most recent decennial census;
    g. The attorney general, or a designee of the attorney general;
    h. The director of the department of corrections and rehabilitation; and
    i. One member appointed by the director of the department of corrections and rehabilitation.

Legislative management shall select the chairman and vice chairman of the committee. The committee shall meet quarterly, at the times and places as determined by the chairman. The legislative council shall provide staff services for the committee.

SECTION 5. LEGISLATIVE INTENT - CONTRACT HOUSING AND PROGRAMMING. It is the intent of the sixty-fourth legislative assembly that the department of corrections and rehabilitation give priority for the use of funding appropriated for contract housing and programming to contract with in-state local and regional facilities for the placement of overflow inmates for the biennium beginning July 1, 2015, and ending June 30, 2017.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1015.

House Vote:	Yeas 87	Nays 4	Absent 3
Senate Vote:	Yeas 46	Nays 1	Absent 0

Chief Clerk of the House

Received by the Governor at 12:53 P.M. on April 27, 2015.

Approved at 2:25 P.M. on April 28, 2015.

Governor

Filed in this office this 28th day of April, 2015,

at 4:30 o'clock P.M.

Secretary of State