

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 amend and reenact subsection 1 of section 12-65-08 of
3 the North Dakota Century Code, relating to fees for the interstate transfer or travel of
4 probationers.

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

6 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
7 section represent the base level funding component appropriated to the department of
8 corrections and rehabilitation in section 3 of this Act as follows:

9	Field services	\$27,075,150
10	Prisons division	79,551,714
11	Juvenile community services	7,930,658
12	Youth correctional center	12,843,309
13	Equity pool	<u>1,500,000</u>
14	Total all funds - Base level	\$128,900,831
15	Less estimated income - Base level	<u>27,765,147</u>
16	Total general fund - Base level	\$101,135,684

17 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
18 amounts identified in this section represent the funding adjustments or enhancements to the
19 base funding level for the department of corrections and rehabilitation which are included in the
20 appropriation in section 3 of this Act as follows:

21	Field services	\$8,877,936
22	Prisons division	60,541,564
23	Juvenile community services	964,482
24	Youth correctional center	1,764,875

1	Equity pool	(1,500,000)
2	Total all funds - Adjustments/enhancements	\$70,648,857
3	Less estimated income - Adjustments/enhancements	(911,658)
4	Total general fund - Adjustments/enhancements	\$71,560,515

5 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
6 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and
8 other income, to the department of corrections and rehabilitation for the purpose of defraying
9 the expenses of that agency, for the biennium beginning July 1, 2007, and ending June 30,
10 2009, as follows:

11	Field services	\$35,953,086
12	Prisons division	140,093,278
13	Juvenile community services	8,895,140
14	Youth correctional center	<u>14,608,184</u>
15	Total all funds	\$199,549,688
16	Less estimated income	<u>26,853,489</u>
17	Total general fund appropriation	\$172,696,199

18 **SECTION 4. AMENDMENT.** Subsection 1 of section 12-65-08 of the North Dakota
19 Century Code is amended and reenacted as follows:

20 1. Upon the approval by the department of corrections and rehabilitation of a request
21 of a probationer who is under the supervision of the department of corrections and
22 rehabilitation to transfer residence to another state under the interstate compact for
23 adult offender supervision, the probationer shall pay to the department an
24 application fee of one hundred fifty dollars. The department may waive the
25 offender's application fee. If the department waives the offender's payment of the
26 fee, the department shall pay the offender's application fee. In addition to the
27 application fee paid by the probationer or the department, the county having
28 jurisdiction over the probationer, upon approval of the application for transfer, shall
29 pay to the department a fee of one hundred fifty dollars. However, if the balance in
30 the fund created pursuant to subsection 3 exceeds seventy-five thousand dollars

Sixtieth
Legislative Assembly

- 1 on June thirtieth of the immediately preceding fiscal year, the department shall
- 2 waive the entire fee otherwise required to be paid by the county.