

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**EXTRA SESSION 1994**

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**1**

HOUSE BILL 207

Short Title: Crime Prev. Funding/'94

(Public)

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Sponsors: Representatives Nesbitt, Diamont; Burton, Colton, Crawford, Cunningham, H. Hunter, Mosley, and Wainwright.

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Referred to: Appropriations.

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February 14, 1994

1                                   A BILL TO BE ENTITLED  
2 AN ACT TO APPROPRIATE FUNDS FOR THE 1994-95 FISCAL YEAR FOR  
3       SHORT-TERM AND LONG-TERM CRIME PREVENTION INITIATIVES.

4               Whereas, both short-term and long-term crime prevention will require the  
5 continued funding of many initiatives already begun by the 1993 General Assembly in  
6 addition to any new funding for any new, emergency initiatives; Now, therefore,  
7 The General Assembly of North Carolina enacts:

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**GENERAL PROVISIONS**

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11       Section 1. (a)   Notwithstanding G.S. 143-23(a1), the Director of the Budget shall  
12 not approve the expenditure by a department, institution, or other spending agency of  
13 more than was appropriated for any object or line item.

14               Notwithstanding G.S. 143-23(a1), funds appropriated for salaries and wages  
15 shall be used only for salaries and wages or for premium pay, overtime pay, longevity,  
16 unemployment compensation, workers' compensation, temporary wages, payment of  
17 accumulated annual leave, certain awards to employees, tort claims, and employer's  
18 social security, retirement, and hospitalization payments.

19       (b)   This section is effective upon ratification and remains in effect through June  
20 30, 1994.

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**DEPARTMENT OF CORRECTION**

1           Sec. 2. There is appropriated from the General Fund to the Department of  
2 Correction the sum of two hundred thousand dollars (\$200,000) for the 1994-95 fiscal  
3 year to continue the support of the programs of Harriet House, a transitional home for  
4 female ex-offenders and their children. Harriet House shall report quarterly to the Joint  
5 Legislative Commission on Governmental Operations on the expenditure of State  
6 appropriations and on the effectiveness of the program, including information on the  
7 number of clients served and the number of clients who successfully complete the  
8 Harriet House program.

9           Sec. 3. There is appropriated from the General Fund to the Department of  
10 Correction the sum of thirty-four million seventy-two thousand six hundred fifty-two  
11 dollars (\$34,072,652) for the 1994-95 fiscal year for capital improvements. These funds  
12 shall be allocated as follows:

- 13           (1) \$20,105,938 for the Eastern Processing Center;
- 14           (2) \$3,966,714 for the Marion Close Custody Addition; and
- 15           (3) \$10,000,000 for the consolidation of five units.

16           Sec. 4. (a) Section 44 of Chapter 1044 of the 1991 Session Laws, Regular Session  
17 1992, reads as rewritten:

18 "PRISON CHAPEL RESERVE

19           Sec. 44. A Reserve for Prison Chapels is established in the Office of State  
20 Budget and Management to construct chapels at correctional facilities. The funds are to  
21 be allocated to specific chapel projects when a minimum local match of one dollar for  
22 every two State dollars needed for the estimated project is made available. No more  
23 than ~~fifty thousand dollars (\$50,000)~~ two hundred fifty thousand dollars (\$250,000) of  
24 State funds shall be allocated to any single project.

25           The Department of Correction shall notify all prison units of the availability of these  
26 funds and shall solicit letters of intent from interested units. The Department shall  
27 evaluate the letters of intent for proposed chapel projects, notify those prison units  
28 whose projects appear most likely to obtain local matching funds during the ~~1992-93~~  
29 current fiscal year, and authorize those units to proceed based upon the total availability  
30 of State funds. The Department shall notify the Office of State Budget and  
31 Management of those units that have been authorized to proceed.

32           The Office of State Budget and Management shall report quarterly to the Joint  
33 Legislative Commission of Governmental Operations on any allocations from the  
34 reserve established in this section."

35           (b) There is appropriated from the General Fund to the Department of  
36 Correction the sum of three million dollars (\$3,000,000) for the 1994-95 fiscal year for  
37 the Prison Chapel Reserve.

38           (c) Funds appropriated to the Office of State Budget and Management for the  
39 "Reserve for Prison Chapel" by Chapter 1044, 1991 Session Laws, Regular Session  
40 1992, shall not revert but remain to be allocated for the purposes prescribed in this  
41 section.

42           (d) Subsection (c) of this section becomes effective June 30, 1993.

1 Sec. 5. The Department of Correction shall establish a uniform rate for  
 2 reimbursement for prisoners in its custody that it contracts with local confinement  
 3 facilities in the State to house. The Department shall pay no more than this rate.

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 5 **STRUCTURED SENTENCING**

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 7 Sec. 6. There is appropriated from the General Fund to a Reserve for  
 8 Structured Sentencing, an amount of forty million three hundred fifteen thousand dollars  
 9 (\$40,315,000) which shall be allocated as follows:

10 Department of Correction      \$31,400,000

11 For Adult Probation and Parole

12 Judicial Department      \$ 4,270,000

13 For Community Penalties and legal costs

14 Human Resources      \$ 4,640,000

15 For TASC

16 Crime Control and Public Safety      \$ 5,000

17 For Community Services

18 In addition to all other appropriations, there is appropriated six million five  
 19 hundred thousand dollars (\$6,500,000) to administer and complement the State-County  
 20 Criminal Justice Partnership Program effective January 1, 1995.

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 22 **JUDICIAL DEPARTMENT**

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 24 Sec. 7. There is appropriated from the General Fund to the Judicial  
 25 Department the sum of sixty thousand dollars (\$60,000) for the 1994-95 fiscal year for  
 26 the operation of the North Carolina Courts Commission established in Article 40A of  
 27 Chapter 7A of the General Statutes.

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 29 **DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY**

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 31 Sec. 8. There is appropriated from the Highway Fund to the Department of  
 32 Crime Control and Public Safety for the 1994-95 fiscal year the sum of six hundred  
 33 thirty-four thousand four hundred seventy-six dollars (\$634,476), for the purpose of  
 34 providing a ten percent (10%) salary adjustment for all Highway Patrol nonlaw  
 35 enforcement support personnel.

36 Sec. 9. There is appropriated from the Highway Fund to the Department of  
 37 Crime Control and Public Safety for the 1994-95 fiscal year the sum of seven hundred  
 38 seventy-seven thousand nine hundred forty-three dollars (\$777,943) for the purpose of  
 39 providing a twenty percent (20%) salary adjustment for all Highway Patrol  
 40 telecommunicators.

41 Sec. 10. There is appropriated from the Highway Fund to the Department of  
 42 Crime Control and Public Safety for the 1994-95 fiscal year the sum of eight million  
 43 four hundred fifty-four thousand seven hundred ninety-one dollars (\$8,454,791) for the

1 purpose of constructing a new Highway Patrol Communications and Logistics facility  
2 on Old Garner Road in Wake County.

3         Sec. 11. There is appropriated from the Highway Fund to the Department of  
4 Crime Control and Public Safety for the 1994-95 fiscal year the sum of two million  
5 eight hundred thirty-one thousand nine hundred six dollars (\$2,831,906) for the purpose  
6 of constructing a new Highway Patrol Troop A Headquarters complex in Pitt County.

7         Sec. 12. There is appropriated from the Highway Fund to the Department of  
8 Crime Control and Public Safety for the 1994-95 fiscal year the sum of two million  
9 seven hundred sixty-seven thousand ninety-eight dollars (\$2,767,098) for the purpose of  
10 constructing a new Highway Patrol Troop B Headquarters complex in Cumberland  
11 County.

12         Sec. 13. There is appropriated from the Highway Fund to the Department of  
13 Crime Control and Public Safety for the 1994-95 fiscal year the sum of two million  
14 seven hundred sixty-seven thousand ninety-eight dollars (\$2,767,098) for the purpose of  
15 constructing a new Highway Patrol Troop E Headquarters complex in Rowan County.

16         Sec. 14. There is appropriated from the Highway Fund to the Department of  
17 Crime Control and Public Safety for the 1994-95 fiscal year the sum of two million  
18 seven hundred sixty-seven thousand ninety-eight dollars (\$2,767,098) for the purpose of  
19 constructing a new Highway Patrol Troop G Headquarters complex in Buncombe  
20 County.

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### **DEPARTMENT OF JUSTICE**

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24         Sec. 15. There is appropriated from the General Fund to the Department of  
25 Justice the sum of three million five hundred fifty thousand dollars (\$3,550,000) for the  
26 1994-95 fiscal year for the Automated Fingerprint System (AFIS). Of these funds, fifty  
27 thousand dollars (\$50,000) are for recurring costs and three million five hundred  
28 thousand dollars (\$3,500,000) are for nonrecurring costs.

29         Sec. 16. There is appropriated from the General Fund to the Department of  
30 Justice the sum of twelve million dollars (\$12,000,000) for the 1994-95 fiscal year for  
31 capital costs incurred in completing the State Bureau of Investigation Complex.

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### **DEPARTMENT OF HUMAN RESOURCES**

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35         Sec. 17. There is appropriated from the General Fund to the Department of  
36 Human Resources, Division of Child Development, the sum of twenty-nine million five  
37 hundred ninety-one thousand four hundred forty-seven dollars (\$29,591,447) to  
38 continue operation of the Early Childhood Education and Development Initiatives  
39 established by the 1993 General Assembly in Part 10B of Article 3 of Chapter 143B of  
40 the General Statutes.

41         Sec. 18. There is appropriated from the General Fund to the Department of  
42 Human Resources, Division of Child Development, the sum of twenty-six million seven  
43 hundred seventy-five thousand dollars (\$26,775,000) for the 1994-95 fiscal year to

1 provide subsidized day care for all eligible children still on the waiting list to receive  
2 this child care.

3 Sec. 19. There is appropriated from the General Fund to the Department of  
4 Human Resources, Division of Mental Health, Developmental Disabilities, and  
5 Substance Abuse Services, the sum of seven million three hundred thousand dollars  
6 (\$7,300,000) for the 1994-95 fiscal year for operating costs for the Willie M. Program.

7 Sec. 20. There is appropriated from the General Fund to the Department of  
8 Human Resources the sum of three hundred thousand dollars (\$300,000) for the 1994-  
9 95 fiscal year for Uplift, Inc., a program serving at-risk children and their families.

10 Sec. 21. There is appropriated from the General Fund to the Department of  
11 Human Resources, Division of Social Services, the sum of one million dollars  
12 (\$1,000,000) for the 1994-95 fiscal year for Child Protective Services.

### 13 14 PUBLIC SCHOOLS

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16 Sec. 22. There is appropriated to the Department of Public Education, Local  
17 School Administrative Units, the sum of twenty-five million dollars (\$25,000,000) for  
18 the 1994-95 fiscal year for supplemental funding for low-wealth counties, as prescribed  
19 in Section 138 of Chapter 321 of the 1993 Session Laws.

20 Sec. 23. There is appropriated to the Department of Public Education, Aid to  
21 Local School Administrative Units, the sum of two million five hundred thousand  
22 dollars (\$2,500,000) for the 1994-95 fiscal year, for Safe School Grants, as prescribed in  
23 Section 139 of Chapter 321 of the 1993 Session Laws.

### 24 25 DEPARTMENT OF COMMUNITY COLLEGES

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27 Sec. 24. There is appropriated to the Department of Community Colleges the  
28 sum of thirty-four million one hundred thousand dollars (\$34,100,000) for the 1994-95  
29 fiscal year to continue the Workforce Preparedness Initiatives begun by the 1993  
30 General Assembly upon the recommendation of the Governor. These funds shall be  
31 allocated as follows:

- 32 (1) \$8,400,000 for competitive salaries;  
33 (2) \$13,400,000 for nonrecurring costs for equipment and books;  
34 (3) \$5,000,000 for additional instructional support positions;  
35 (4) \$500,000 for the workforce competitiveness examinations;  
36 (5) \$3,000,000 for literacy programs;  
37 (6) \$500,000 for child care; and  
38 (7) \$1,000,000 for specialized technology centers.

### 39 40 DEPARTMENT OF ADMINISTRATION

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42 Sec. 25. There is appropriated to the Department of Administration, the  
43 North Carolina Council for Women, the sum of ninety-five thousand four hundred

1 forty-three dollars (\$95,443) for the 1994-95 fiscal year for domestic violence centers,  
2 as prescribed in Section 31 of Chapter 321 of the 1993 Session Laws.

3           Sec. 26. There is appropriated from the General Fund to the Department of  
4 Administration the sum of three hundred seventy-five thousand dollars (\$375,000) for  
5 the 1994-95 fiscal year for displaced homemaker programs.

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### **MISCELLANEOUS PROVISIONS**

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9           Sec. 27. There is appropriated from the General Fund to the Western  
10 Carolinians for Criminal Justice in Buncombe County the sum of ninety thousand  
11 dollars (\$90,000) for the 1994-95 fiscal year for the operating expenses of the Women  
12 At Risk Program, a successful community-based treatment alternative for jail and  
13 prison-bound female offenders established in 1988 by Western Carolinians for Criminal  
14 Justice. The program reduces jail overcrowding by assisting women offenders in  
15 overcoming old patterns of behavior, including victimization and abuse, that have  
16 rendered them at risk of imprisonment.

17           Sec. 28. The headings to the sections of this act are a convenience to the  
18 reader and are for reference only. The headings do not expand, limit, or define the text  
19 of this act.

20           Sec. 29. This act becomes effective July 1, 1994.