

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 125

Short Title: Local Housing of Inmates.

(Public)

Sponsors: Representatives Carpenter; Aldridge, Allred, Baker, Beall, Brawley, J. Brown, Buchanan, Cansler, Clary, Cocklereece, Creech, Decker, Edwards, Fitch, Grady, Hayes, Hiatt, H. Hunter, Kiser, Lemmond, McComas, Nichols, Owens, Pulley, Reynolds, Russell, Sexton, Shubert, Snowden, Sutton, Thompson, Weatherly, C. Wilson, G. Wilson.

Referred to: Judiciary II, if favorable, Appropriations.

February 8, 1995

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE SECRETARY OF CORRECTION TO ENTER
2 CERTAIN CONTRACTS FOR THE HOUSING OF STATE PRISONERS IN
3 LOCAL CONFINEMENT FACILITIES.
4

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 148-37(b) reads as rewritten:

7 "(b) The Secretary of Correction may contract with the proper official of the United
8 States or of any county or city of this State for the confinement of federal prisoners after
9 they have been sentenced, county, or city prisoners in facilities of the State prison system
10 or for the confinement of State prisoners in any county or any city facility located in
11 North Carolina, or any facility of the United States Bureau of Prisons, when to do so
12 would most economically and effectively promote the purposes served by the Department
13 of Correction. ~~Any~~ Except as otherwise provided, any contract made under the authority
14 of this section shall be for a period of not more than two years, and shall be renewable
15 from time to time for a period not to exceed two years. Contracts made under the
16 authority of this section for the confinement of State prisoners in local or district

1 confinement facilities may be for a period of not more than 10 years and renewable from
2 time to time for a period not to exceed 10 years if the contract provides that a specified
3 number or percentage of beds in each local or district confinement facility shall be leased
4 by the State at a minimum daily rate of not less than forty dollars (\$40.00). Contracts for
5 receiving federal, county and city prisoners shall provide for reimbursing the State in full
6 for all costs involved. The financial provisions shall have the approval of the Department
7 of Administration before the contract is executed. Payments received under such
8 contracts shall be deposited in the State treasury for the use of the State Department of
9 Correction. Such payments are hereby appropriated to the State Department of
10 Correction as a supplementary fund to compensate for the additional care and
11 maintenance of such prisoners as are received under such contracts."

12 Sec. 2. This act becomes effective July 1, 1995.