

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 366

Short Title: Out-of-State Inmates/Funding/AB.

(Public)

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Sponsors: Senator Parnell.

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Referred to: Judiciary II/Election Laws.

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March 14, 1995

A BILL TO BE ENTITLED

AN ACT TO REMOVE THE LIMITATION ON FUNDING FOR THE PER DIEM COSTS OF INMATES HOUSED OUT-OF-STATE.

The General Assembly of North Carolina enacts:

Section 1. Subsection (c) of Section 21.2 of Chapter 769 of the 1993 Session Laws reads as rewritten:

"(c) ~~The Department of Correction shall not use any funds other than those specifically appropriated for out-of-state housing of inmates in Chapter 24 of the Session Laws of the 1994 Extra Session to pay the per diem costs of inmates housed out-of-state.~~ The availability of out-of-state housing funds shall be reduced by (i) the amount needed to fund local confinement costs for offenders held in contempt for probation violations under G.S. 15A-1344(e1); and (ii) the amount required to comply with subsections (a) and (b) of this section. If the Department of Correction projects that funds will not be sufficient to meet all of its contracts for the out-of-state housing of inmates, the Department shall make the most appropriate use of funds remaining in the out-of-state ~~line item to meet any existing operational needs for the out-of-state housing of inmates.~~ may use funds available to meet its contractual obligations."

Sec. 2. This act is effective upon ratification.