

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 38

Short Title: Prison Emergency Act.

(Public)

Sponsors: Senators Royall, Basnight, Parnell; Bryan, Daughtry, Harris, Hunt of Moore, Martin of Guilford, Marvin, Murphy, Odom, Plyler, Rauch, Sands, Smith, Soles, Swain, Tally, and Ward.

Referred to: Appropriations.

January 19, 1989

A BILL TO BE ENTITLED

AN ACT TO MAKE AN EMERGENCY APPROPRIATION FOR CORRECTIONAL PROGRAMS AND PROJECTS.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding G.S. 114-2.1, the settlement agreement entered into by the parties on December 20, 1988, in the cases of Small v. Martin, No. 85-987-CRT (E.D.N.C.) and Thorne v. Martin, No. 87-446-CRT (E.D.N.C.), is hereby approved and funds necessary to satisfy the terms and obligations of that agreement will be appropriated.

Sec. 2. There is appropriated from the General Fund to the Department of Correction for current operations the amount of eleven million five hundred sixty-eight thousand five hundred ninety-one dollars (\$11,568,591) in fiscal year 1989-90 and sixteen million seven hundred fifty-nine thousand two hundred forty-six dollars (\$16,759,246) in fiscal year 1990-91 for the following programs:

	1989-90	1990-91
a. Electronic House Arrest	\$2,333,999	\$1,405,395
b. Intensive Probation/Parole	1,402,820	1,331,184
c. Regular Probation/Parole	5,104,544	9,729,791
d. DWI Program Cherry Hospital	2,140,830	2,265,203
e. IMPACT Program, Cameron Morrison	586,398	611,819

1 (a) of Section 3 of this act. The funds used under this section are replaced by
2 appropriations in Section 3 of this act.

3 Sec. 5. Of the funds appropriated in Chapter 1086 of the 1987 Session Laws
4 to the Department of Correction for operations for fiscal year 1988-89, an amount up to
5 three million dollars (\$3,000,000) may be expended to implement Section 2 of this act
6 in fiscal year 1988-89. Notwithstanding the provisions of G.S. 143-23, the Department
7 of Correction may transfer funds to support expenditures authorized by Section 2 of this
8 act through June 30, 1989.

9 Sec. 6. This act is effective upon ratification.