

GENERAL ASSEMBLY OF NORTH CAROLINA
1995 SESSION

CHAPTER 81
HOUSE BILL 375

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.~~"

Sec. 2. Of the funds appropriated to the Department of Correction for the 1994-95 fiscal year which are not needed for the purposes for which they were appropriated, the sum of six million five hundred thousand dollars (\$6,500,000) shall revert upon ratification of this act. There is appropriated from the General Fund to the Department of Correction the sum of six million five hundred thousand dollars (\$6,500,000) for the 1994-95 fiscal year to continue housing inmates in out-of-state facilities through June 30, 1995.

Sec. 3. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 15th day of May, 1995.

Dennis A. Wicker
President of the Senate

Harold J. Brubaker
Speaker of the House of Representatives