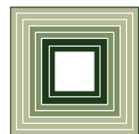


Joint Appropriations Committees on
Justice and Public Safety

Department of Public Safety Prisons

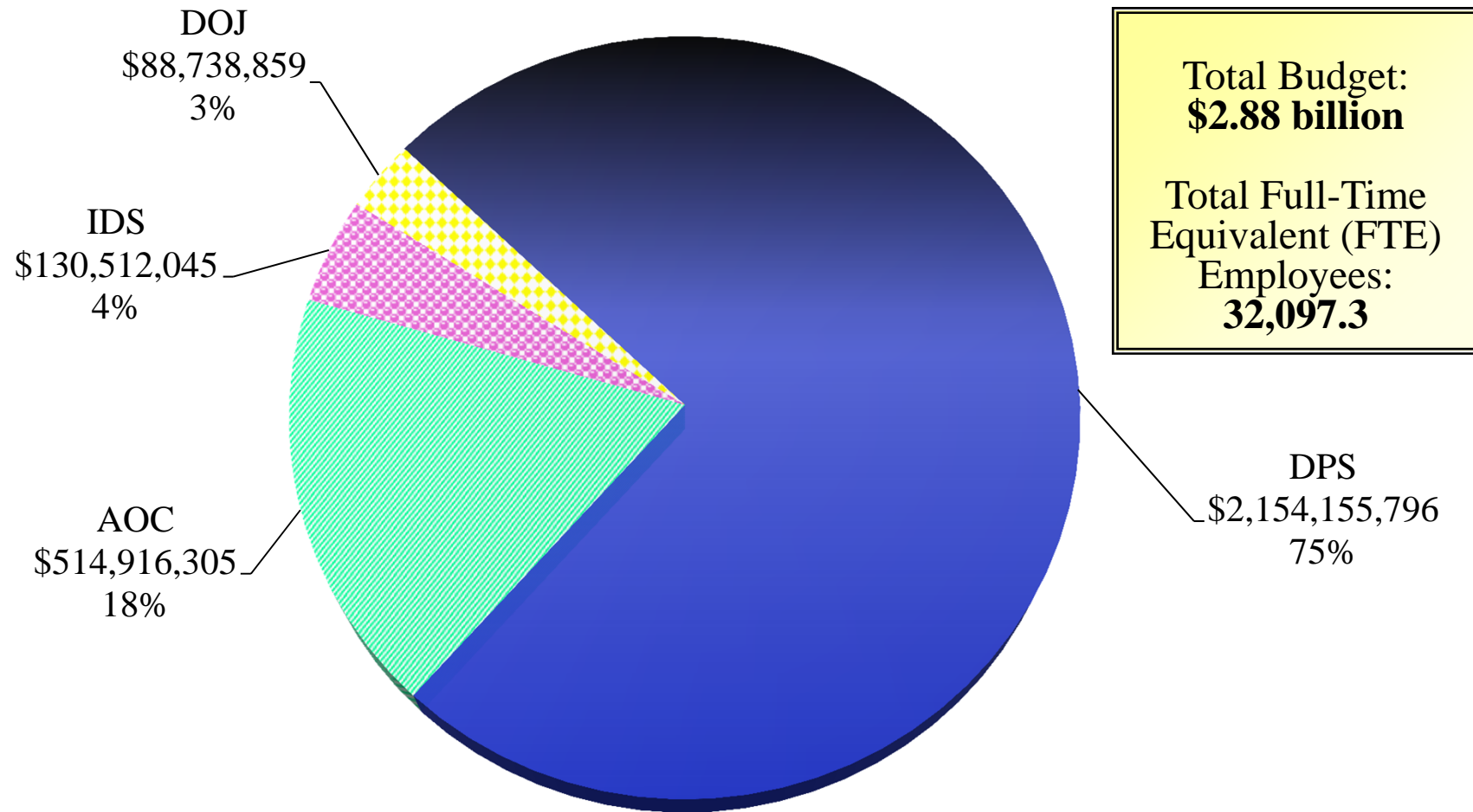


February 28, 2017



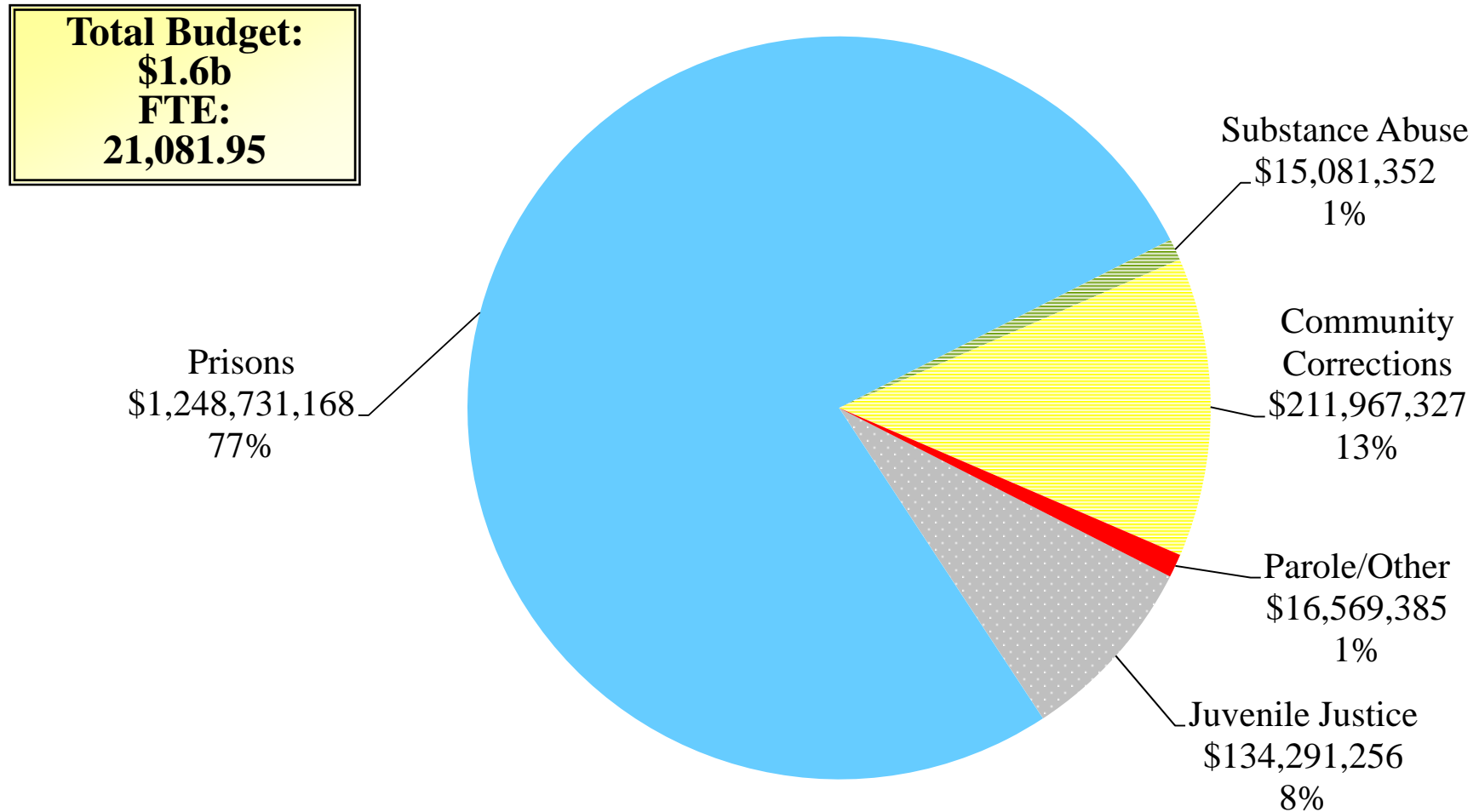
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FY 2017-18 DPS Base Budget Requirements



Source: NCIBIS, Worksheet I, 02/07/2017

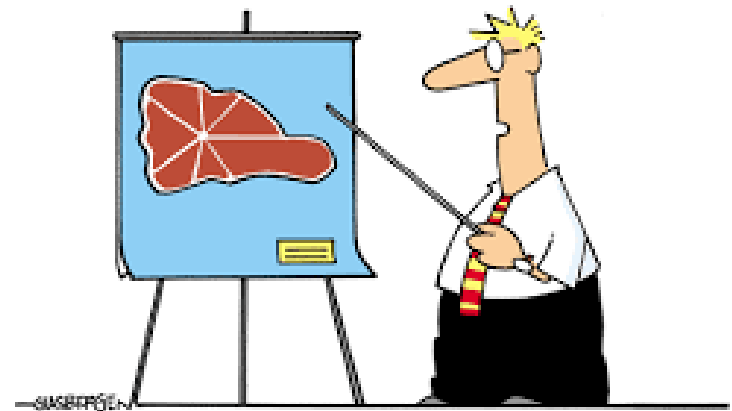
FY 2017-18 DACJJ Base Budget



Source: NCIBIS, Worksheet I, 02/09/2017

Today's Presentation

- I. Adult Correction Overview**
- II. Custody and Security Issues**
- III. Changes in Misdemeanant Housing**
- IV. Recent Budget Issues and Actions**



"At the request of those who are following a low-carb diet, my pie chart has been replaced by a steak chart."



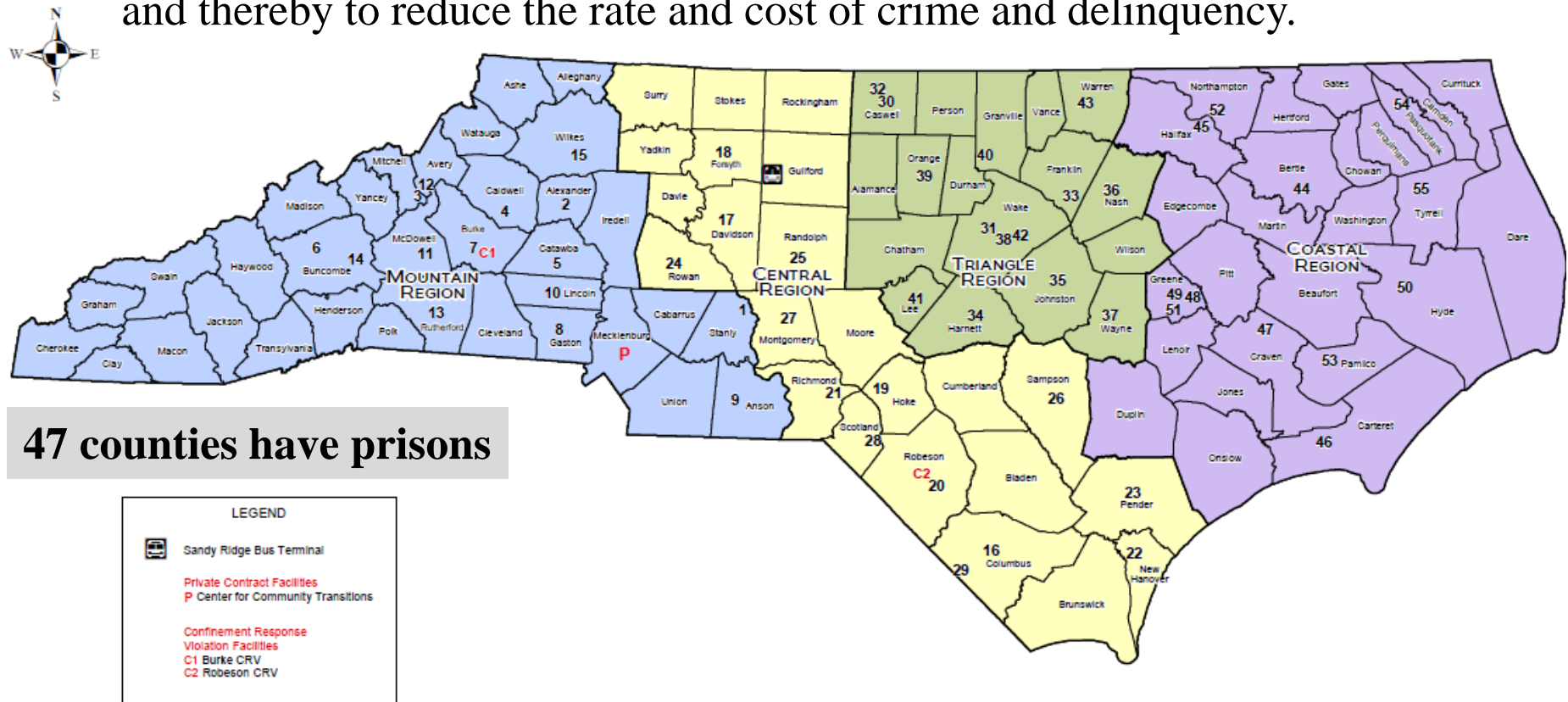
I. Adult Correction Overview



Adult Correction—Prisons

G.S. 143B-701. Division of Adult Correction – duties.

It shall be the duty of the Department to provide the necessary custody, supervision, and treatment to control and rehabilitate criminal offenders and thereby to reduce the rate and cost of crime and delinquency.



Prisons Section

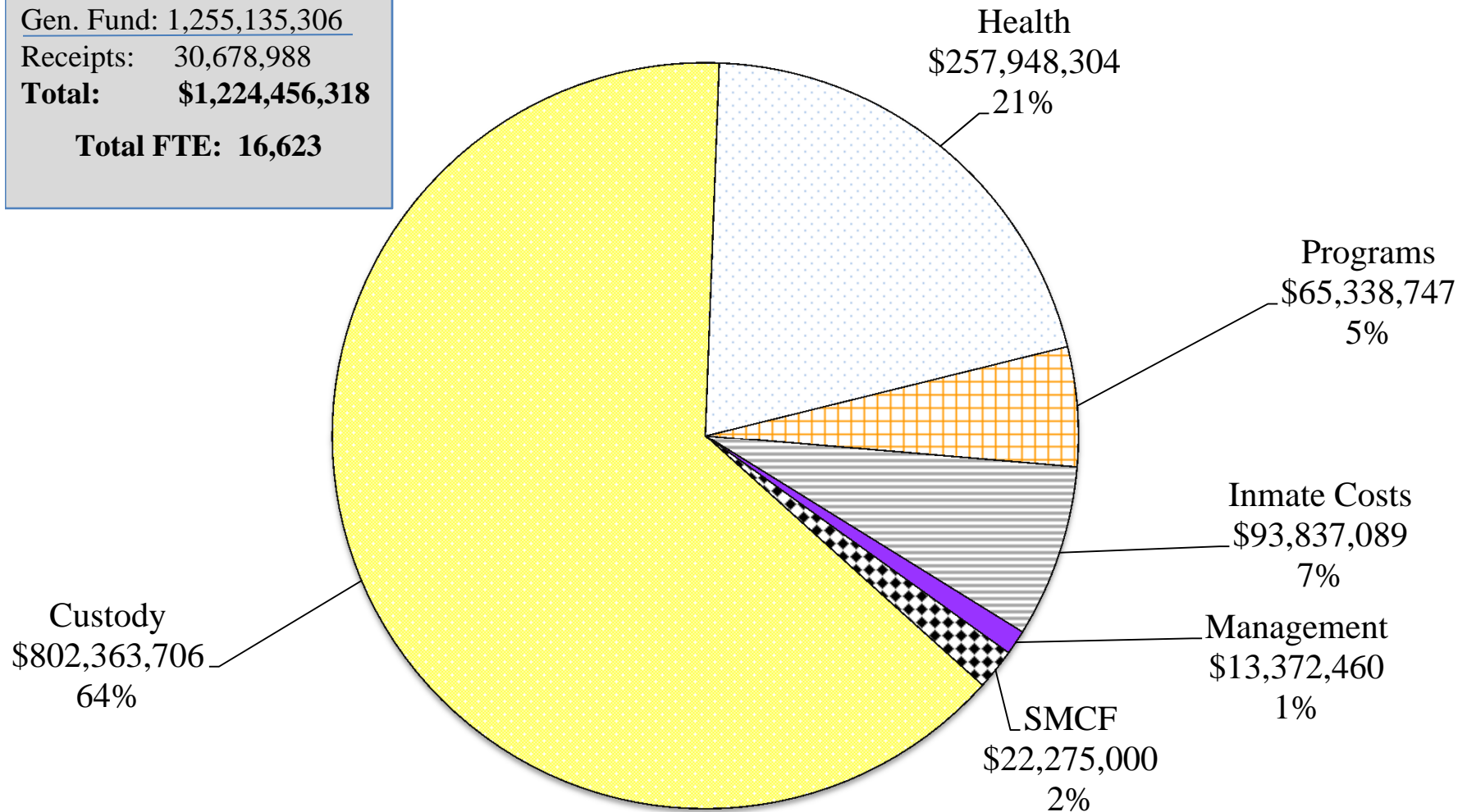
- **Budget:** \$1.25 billion
- **Prisons:** 56
- **Beds:** 37,617
- **Employees:** 16,623 employees
- **Facilities:** 14.9 million square feet
- **Miles Driven:** 16,194,730 miles in 1,595,168 hours

24th largest “city” in NC

Source: Prisons Administration

FY 2017-18 Prisons Budget

Total Budget;
Gen. Fund: 1,255,135,306
Receipts: 30,678,988
Total: \$1,224,456,318
Total FTE: 16,623



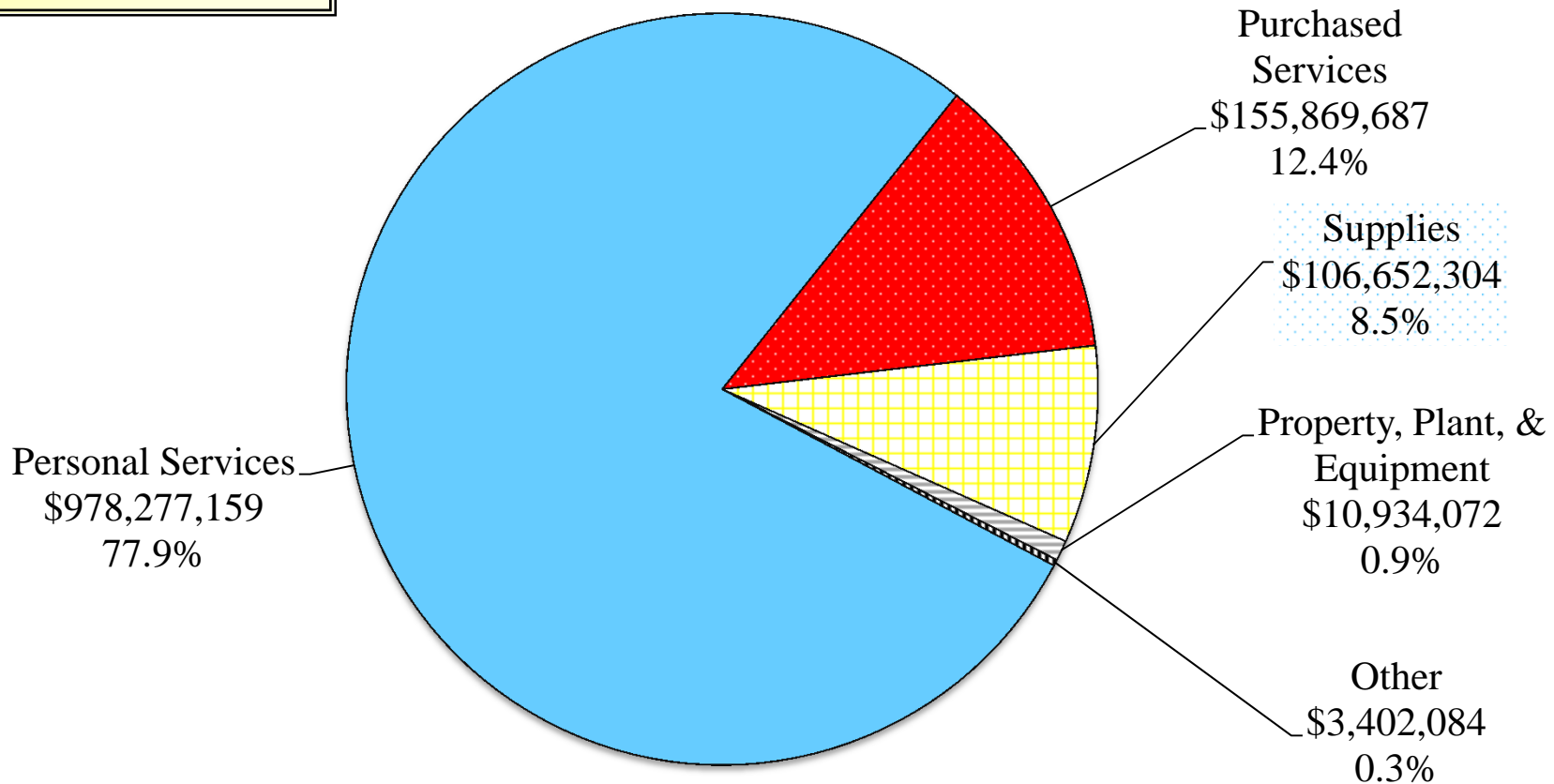
2017-18 Prison FTE Positions

Area	#
Custody and Security	12,884.48
Custody and Security	12,701.48
Road Squads and Litter Crews	183.0
Inmate Costs: Food Services and Cleaning	481.0
Inmate Programs	1,068.47
Inmate Construction Program	4.0
Inmate Education	56.0
Corrective Programs	896.11
Work Release	18.36
In-Prison Substance Abuse Treatment	94.0
Inmate Health	2,016.5
General Health	1,343.0
Mental Health	487.0
Dental Health	106.0
Pharmacy Services	80.5
Management	172.64
Total	16,623.09

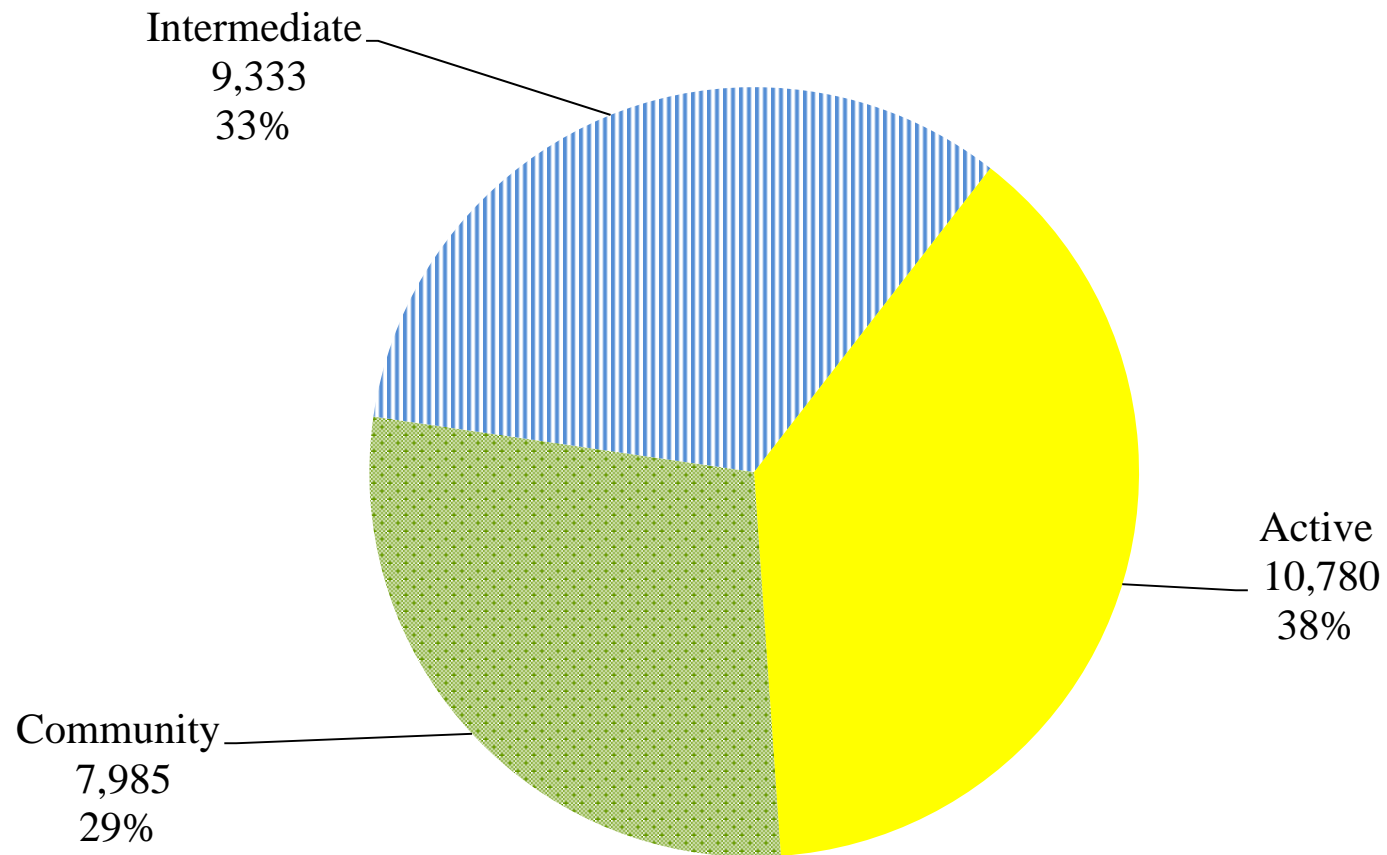
Source: NCIBIS, Worksheet I, 02/09/2017

FY 2017-18 Prisons Budget

Total Budget:
\$1.25 b

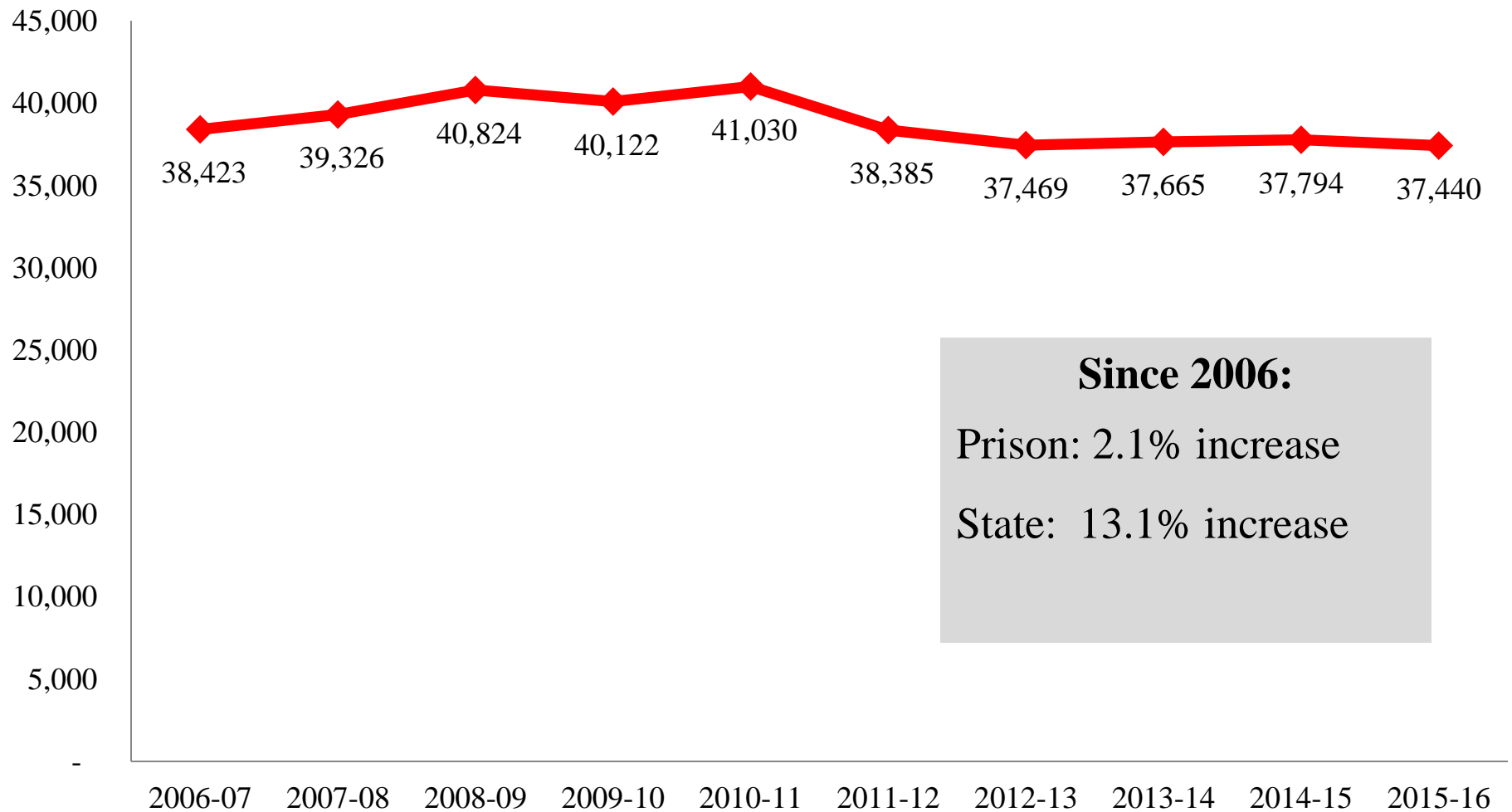


Type of Felony Sentence



Source: SPAC, Structured Sentencing Statistical Report for Felonies and Misdemeanors Fiscal Year 2016, Table 4

NC Prison Population



Source: Division of Adult Correction and OSBM

Prison Population Drivers

Stacking effect: Most serious offenders take up prison beds for a long time

A-D Violent felons:

- 57% of population
- Average time served 8 years in FY 2015-16

Population:

- Class C: 18.5% of population
- 7 Crimes Account for 48% of population
- Habitual Felons account for 14% of population

Time served all felons:

- Average Time Served: 20 months in mid 90's
- Average Time Served: 30 months in FY 2015-16

FY 2015-16 NC Prison Population

Admissions: 23,531

Direct: 54%

Probation Revocations: 46%

Exits: 23,875

Current: 36,329

Felony Class	A-D	E-G	H-I
Convictions	8%	27%	65%
Current Population*	56%	24%	15%
Average Length of Stay	8 years	19 months	10 months
% Receiving an Active Prison Sentence	100%	48%	28%

***Remaining 5%:** Pre Fair, CRV, Non-Class (DWI), Safekeepers, and Other

Source: SPAC and DPS

Prison Closures Since 2009

Wilmington Residential Facility for Women (36 beds)	Mary Frances (100-bed private treatment provider)
Gates CC (96 beds)	Evergreen (100-bed private treatment provider)
Umstead CC (114 beds)	Duplin CC (328 beds)
Union CC (82 beds)	Robeson CC (276 beds)
Guilford CC (168 beds)	Bladen CC (172 beds)
Cleveland CC (136 beds)	Wayne CC (428 beds)
Anson CC (Consolidated with Brown Creek CI)	Western Youth Institution (708 beds)
Rowan CC (Consolidated with Piedmont CI)	Buncombe CC (Consolidated with Craggy CC)
McCain Correctional Hospital (411 beds)	Raleigh CCW (Consolidated with NCCIW)
Durham CC (216 beds)	Tillery CC (Consolidated with Caledonia CI)
Haywood CC (128 beds)	North Piedmont CCW (136 beds)
Cabarrus CC (198 beds)	Fountain CCW (531 beds)
Charlotte CC (256 beds)	Brown Creek CI (Consolidated with Lanesboro CI)

Closure Total=4,620 beds

Beds Added at 1,000-bed prisons=2,772

Total Change in Capacity=(1,848)



II. Custody and Security Issues



Custody and Security

FTE: 12,701.48

FY 2017-18 Requirements: \$792,813,027

89% of Budget is Personal Services

55 Prisons in 4 Regions

Custody Staff: 11,722.48 FTE (91%)

Administrative Services: 605.3 FTE (4.7%)

Facilities Maintenance: 552.7 FTE (4.3%)



Source: NCIBIS, Worksheet I, 02/09/2017 and Beacon BO 149 Report (01/24/17)

Prison Bed Costs

Average=\$89.30 per day/\$32,595 annually

Custody Type (%)	Number of beds (2017)	Percentage by type	FY 2015-16 Per Bed Daily Cost	FY 2015-16 Per Bed Annual Cost
Close (23%)	Single Cell: 8,674	23.1%	\$106.92	\$39,026
Medium (47%)	Single Cells: 3,013 Double Cells: 1,950 Dorm: 12,717	8% 5.2% 33.8%	\$89.78	\$32,770
Minimum (29%)	Single Cell: 54 Double Cell: 486 Dorm: 10,723	0.1% 1.3% 28.5%	\$79.46	\$29,003

Source: DOP and DAC, Controller's Office

Prison Food Service and Cleaning

FY 2017-18 Requirements: \$76,787,265

FY 2017-18 Receipts: \$9,776,696

FTE: 481

Personal Services: 35.1% **Supplies:** 61.9%

Meals Served: 43,490,380 **Coffee Served Since Jan 2012 :** 0

Menus: Rotate on a five-week cycle three times a year

Total Cost: \$3.19

BREAKFAST
1% MILK
APPLE JUICE
WHITE TOAST
OATMEAL
TURKEY SAUSAGE PATTIES
SCRAMBLED EGGS
ALT: AMERICAN CHEESE
PEPPER
SALT

LUNCH
FLAVORED DRINK
BBQ PORK SANDWICH *
ALT: CHEESE SANDWICH
COLESLAW
BOSTON BAKED BEANS
SUGAR COOKIES
PEPPER
SALT

SUPPER
SWEETENED TEA
WHITE BREAD
SALISBURY STEAK PATTY
ALT: BLACKEYED PEAS
SPINACH
COOKED RICE
PEACHES
PEPPER
SALT
BROWN GRAVY

Source: Recommended Base Budget (Worksheet I) 02/09/17

Prison Food Service and Cleaning

Food software: menus, recipes, forecasting to reduce waste

Correction Enterprises: 87% of the food

Diet Types: 24 different diets

- 86% Regular
- 10.6% Therapeutic
- 3.3% Religious

Card swipe system: Implemented October 2013; helps manage food costs and reduced specialty diet orders 30%

Prison Inmate Clothing and Bedding

Budget: \$17,049,824

FY 2017-18 Base Budget is \$2.9 million below FY 2015-16 Actual

Bedding and Textiles	\$3.0 m
Laundry Services and Supplies	\$5.6 m
Clothing and Uniforms	\$10.4 m

Clothing Issued: 5,433,430

Sheets Issued: 198,912

Cost per inmate: \$514.63 (Laundry & Clothing)

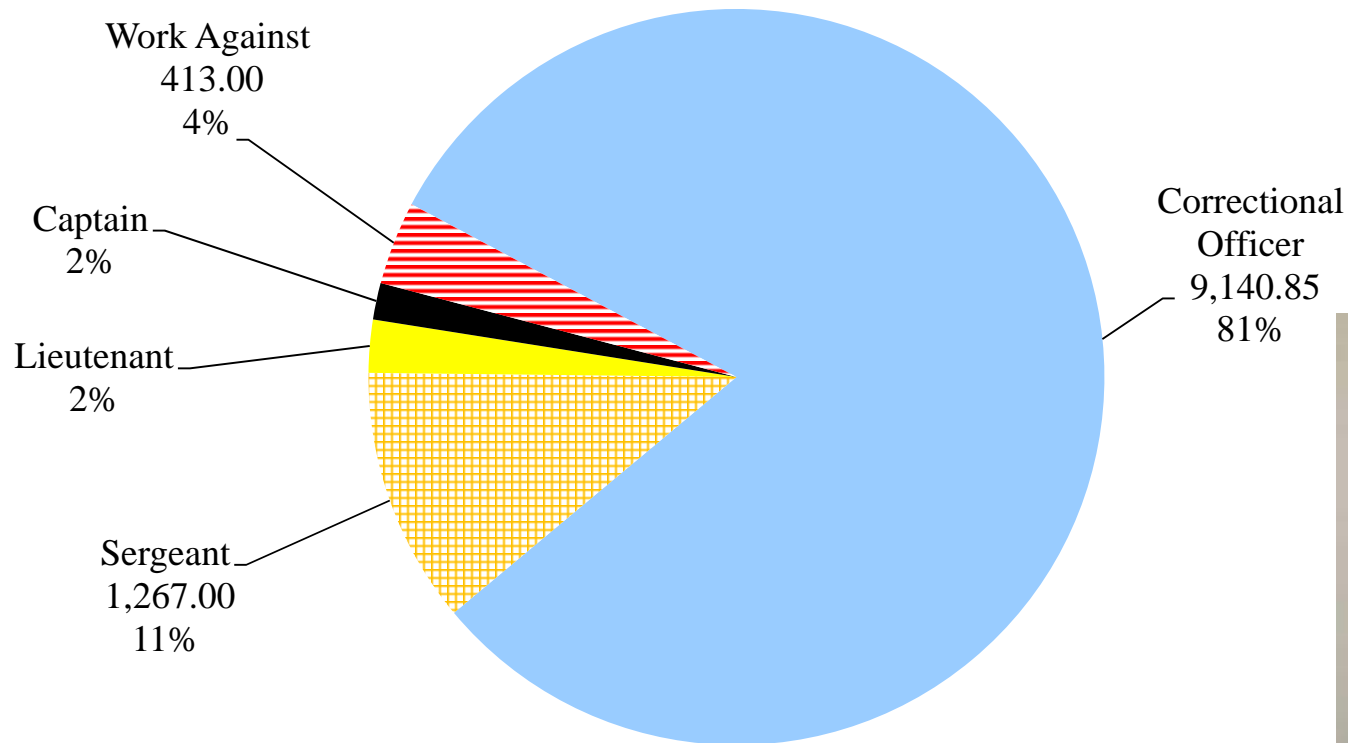
Clothing change: 2x week & 5 different uniforms

Bedding: weekly

Towels: 2x week

Correctional Officers

FTE: 11,264



Source: Beacon BO 149 Report (01/24/17)

Correctional Officer: Shift and Pay

- **Total Number of Correctional Officers:** 9,426 (11,264 Custody staff)
- COs work 12-hours shifts; 171 hours in 28-days
- **Special Pay**
 - **Overtime:** FY 2015-16 Actual=**\$25.1 million**
 - **Holiday Pay :** FY 2015-16 Actual =**\$6.2 million**
 - 75% over regular hourly wage
 - **Shift Premium :** FY 2015-16 Actual=**\$20.7 million**
 - Additional 10% on evening and night shifts and additional 10% on weekend evening and night shifts

Correctional Officer Issues

- **Vacancies:** 1,604 Vacant Custody Positions
- **Number of CO applications processed:** 5,221
- **Number of COs hired:** 1,727
- **Time Between Hiring and Basic Training:** 22.6 weeks
- **Training:** COs complete 160 Hours of Basic; trained 1,194 in FY 2015-16
(112 not completed Basic)
- **Samarcand Training Academy:** \$10.4 million appropriation
Phase I: Commuter school for CO Training (July 2015)
- **Worker's Compensation:** 2015-16—\$26 million

Correctional Officer Reclassification Plan

- **August 2013:** DPS requested Office of State Humans Resources (OSHR) assistance in reviewing CO class.
- **Challenges:** Low pay, salary compression, and lack of career progression
- **Findings:** Roles of COs have changed because of changes in:
 - Sentencing laws
 - Inmates with mental health issues
 - More felons in minimum custody
 - Larger facilities
 - Increase in the number and types of contraband—**CY 2016: 535 cell phones**

Correctional Officer Reclassification Plan

- Three levels of COs (I-minimum, II-medium, and III-close) dependent on the custody of the facility
- Supervisory Custody staff progress on custody of facility
- Managerial staff progress on factors in addition to custody (e.g., # of staff, complexity of inmates)
- State Human Resources Commission approved plan in April 2015

CO Pay Multi-Phase Implementation

CO Pay Increases:

- FY 2015-16: \$25,542,594
- FY 2016-17: \$16,919,481
- FY 2017-18 \$18,384,987 (estimate)

Position	Old Classification	New Classification	Pay Raise FY 2015-16*	Pay Raise FY 2016-17**
CO I (minimum)	62	63	3.5%	-
CO II (medium)	62	64	3.5%	3%
CO III (close)	62	66	8%	7.5%

*Plus a \$750 NR bonus **Plus a 1.5% across-the-board

CO Pay Implementation

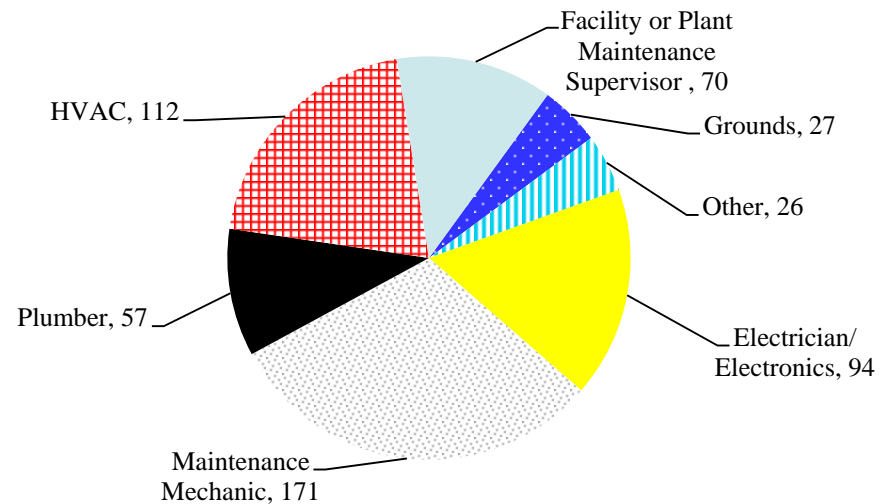
Position	Starting Salary	Average Salary
CO I (minimum)	\$30,856	\$32,344
CO II (medium)	\$31,904	\$32,836
CO III (close)	\$34,190	\$35,297

Facilities Maintenance

Corrective and Preventative: 55 facilities ranging in age from 5 to 133

FTE: 557

- **Facility Staff:** 18 Prisons
- **Regional Staff Maintenance Yards:** 4 regions support 55 prisons
 - Support Electronic Intrusion System (EIS), Telephone, Electronic, Camera, and Fire Alarm Maintenance at *ALL 55 prisons, 12 juvenile facilities, 2 DACDP facilities, and 2 CRVs*
- Provide construction crews which cover small to medium projects and work with Inmate Construction Program in 3 regions





III. Changes in Misdemeanant Housing



Statewide Misdemeanant Confinement Program (SMCP)

S.L. 2011-192 (H.B. 642) Justice Reinvestment Act (JRA)

- Created SMCP and pays counties to house misdemeanants (91-180 days)
- Administered by the NC Sheriffs' Association (NCSA)
- **Voluntary participation:** Sending and Receiving counties
- **Court costs effective:** August 1, 2011
- **Misdemeanants effective:** January 1, 2012

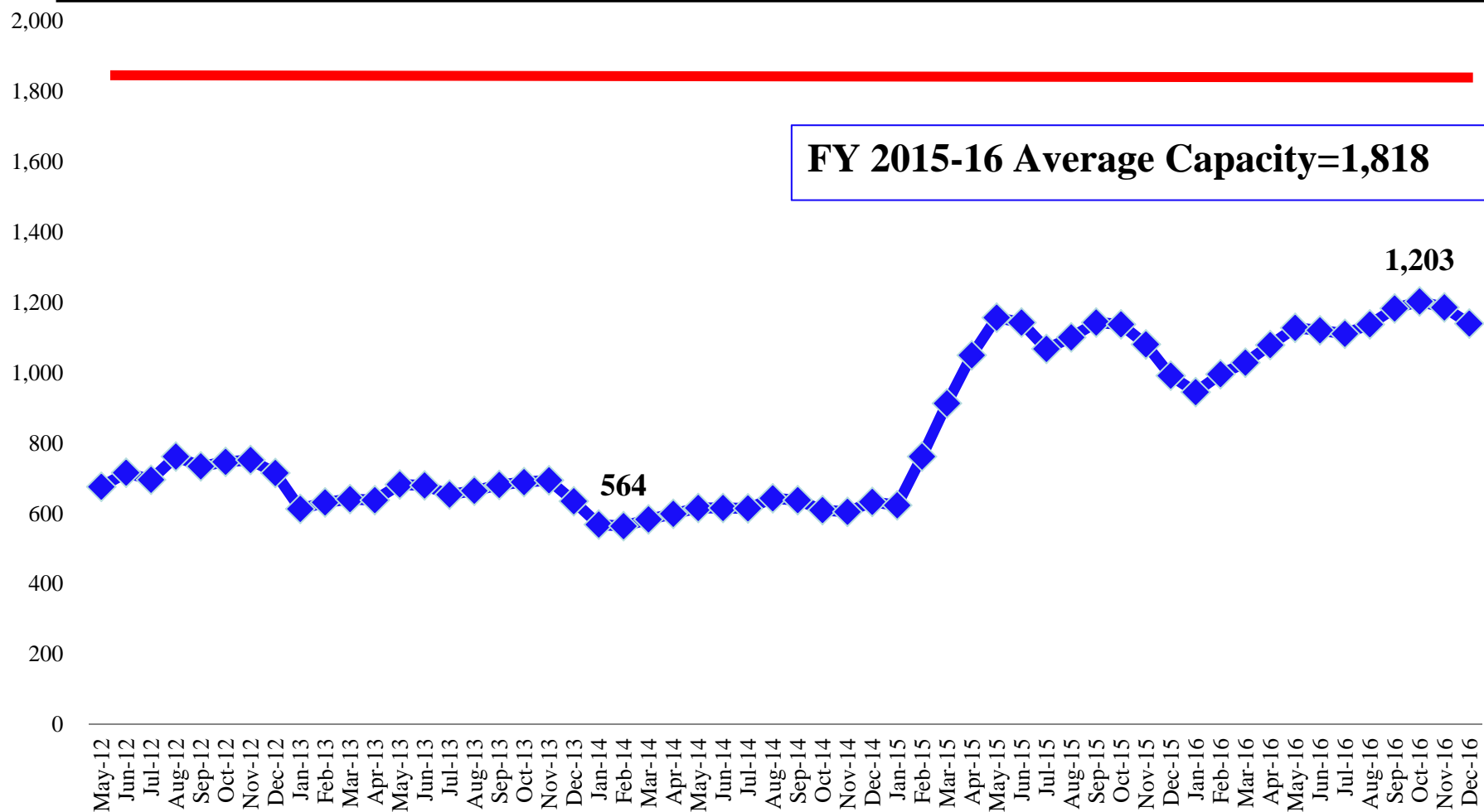
S.L. 2014-100, Section 16C.1 (Appropriations Act of 2014)

- Expanded the program to include **ALL** misdemeanants—October 1, 2014
- Expanded the program to include DWI offenders—January 1, 2015

S.L. 2015-241, Section 18A.11 (Appropriations Act of 2015)

- Transferred SMCP to General Fund support (\$22.3 million)

SMCP: Monthly Population



Source: NC Sheriffs' Association SMCP Monthly Status Reports

SMCP: Spending History

Program	FY 2011-12*	FY 2012-13	FY 2013-14	FY 2014-15	FY 2015-16
Average Population	4,988	8,292	7,566	9,387	12,824
Housing (\$40/day)	\$1,687,837	\$11,969,272	\$9,616,598	\$11,478,304	\$16,225,400
Medical (Actual)	\$74,321	\$193,677	\$269,879	\$384,593	\$720,783
Transportation (\$.55/mile)	\$25,829	\$343,850	\$149,355	\$199,984	\$290,524
TOTAL	\$1,787,987	\$12,506,799	\$10,035,832	\$12,062,881	\$17,236,707

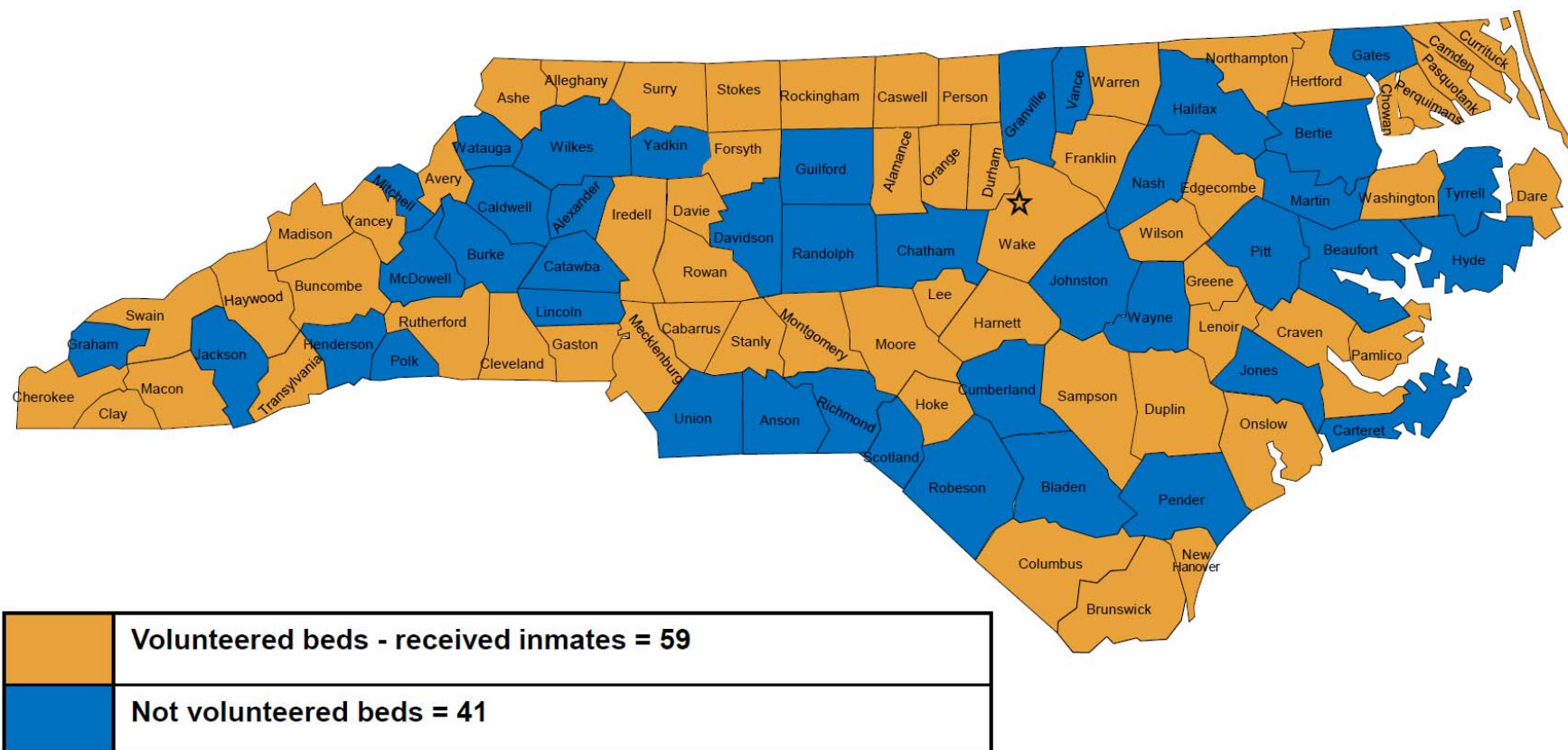
*Counties began receiving SMCP inmates January 1, 2012

Source: Division of Adult Correction, AOC, and NC Sheriffs' Association SMCP monthly and annual reports

SMCP: Administrative Costs

Administrative Costs	FY 2011-12	FY 2012-12	FY 2013-14	FY 2014-15	FY 2015-16
NC Sheriffs' Association <ul style="list-style-type: none"> 10% of revenue FY 2013-14: up to \$1 m 	\$1,886,024	\$3,096,794	\$1,000,000	\$1,000,000	\$1,000,000
DAC <ul style="list-style-type: none"> 1% of revenue 	\$188,602	\$309,679	\$341,949	\$225,000	\$225,000
Transfers	-	\$5,000,000 NR	\$13,450,000 NR \$1,00,000 R	0	0

SMCP: Sending and Receiving Counties



Source: NC Sheriffs' Association FY 2015-16 SMCP Annual Report

Safekeepers

G.S. 162-39 allows county inmates who are security risks to be housed in State prison

Major Reasons to transfer a prisoner to the Safekeeper program:

- Escape risk
 - Protection from other inmates
 - Female or 18 years or younger and jail cannot house them
- Violently aggressive behavior
- Medical or mental health treatment

FY 2015-16 Entries: 976

January 31, 2017 population: 221

Counties pay \$40 plus cost of “extraordinary medical care incurred”

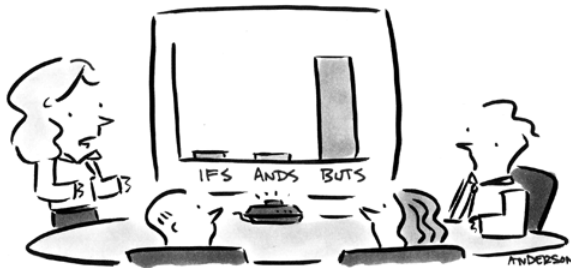
S.L 2015-241, Section 16C.12, Counties delinquent over 120 days have their SMCP funds withheld: \$143,029 from 6 counties; as of January 31, 2017: \$542,140



IV. Recent Budget Issues & Actions

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"It's a problem, but we're working on it."

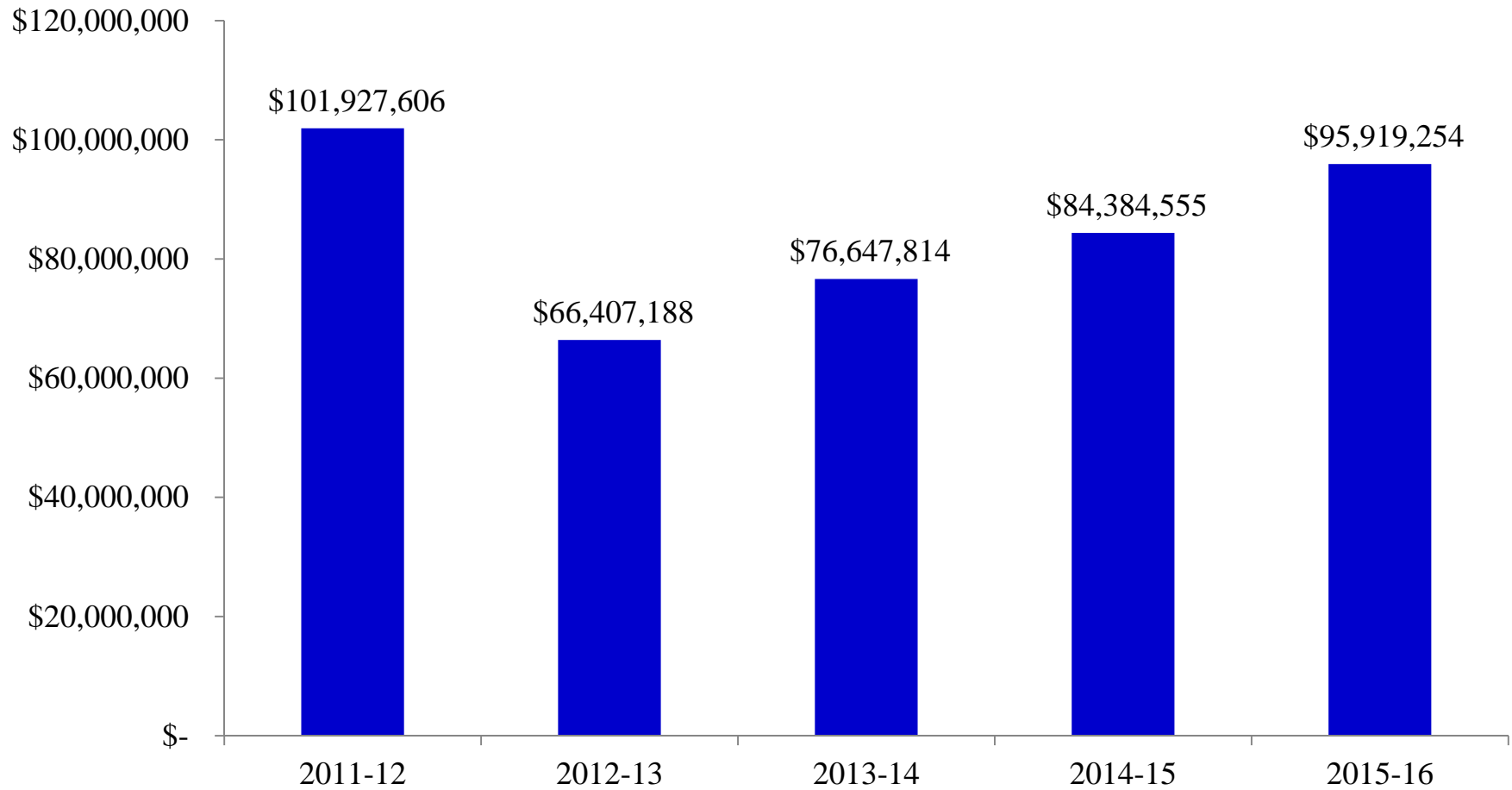


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FY 2015-17 Major Budget Items

Budget Item	Annualized Amount	FTE
Added Electronic Intrusion System at Harnett CI	(\$511,219)	(14.0)
Funded 72 Additional Central Prison Mental Health Beds	\$3,161,763	66.00
Established Mental Health Behavior Treatment Beds	\$5,619,247	152.0
Transferred SMCP to General Fund support	\$22,500,000	
Expanded Electronic Monitoring	\$700,000	
Funded Inmate Litter Collection and Road Cleanup	<u>FY 2016-17</u> \$9,040,00 NR	

Adult Correction Lapsed Salary



Note: FY 2013-14 includes \$3.3 million spent on other DPS agencies

Source: DAC, annual reports

Major Lapsed Salary Expenditures

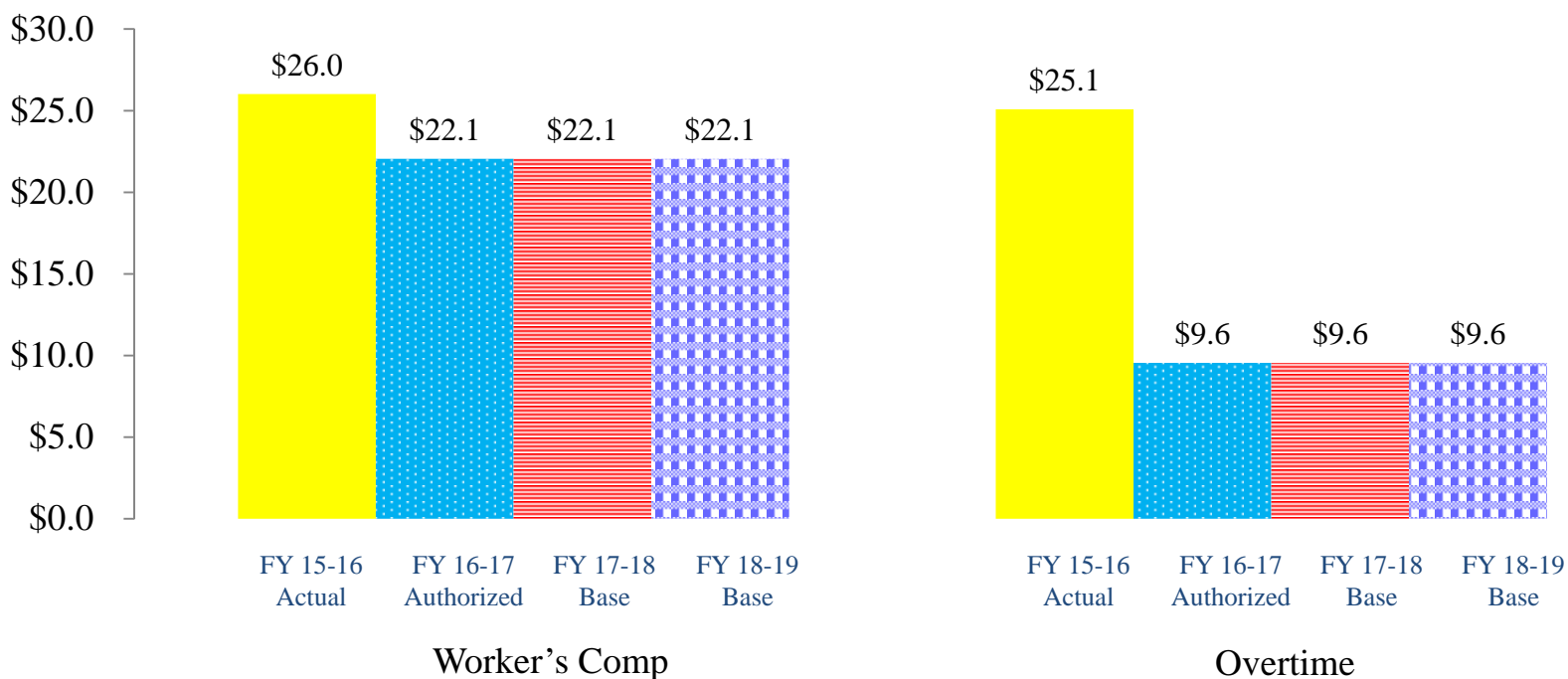
Item	FY 2014-15	FY 2015-16	Total
Temporary Nurses	\$17,431,567	\$17,017,872	\$34,449,439
Overtime	\$15,432,819	\$18,521,798	\$33,954,617
Prescription Drugs and Pharmacy Supplies	\$6,827,543	\$17,262,078	\$24,089,621
Workers Comp	\$11,137,279	\$9,451,906	\$20,589,185
Other Medical Providers	\$4,079,387	\$6,564,990	\$10,644,377
Temporaries	\$2,500,338	\$4,748,345	\$7,248,683
Total	\$57,408,933	\$73,566,989	\$130,975,922

Source: DAC, annual lapsed salary reports

Issues to Consider

Consistent Lapsed Salary Transfers to:

- Worker's Comp: FY 2017-18 Base Budget is \$3.9 million below FY 2015-16 Actual
- Overtime: FY 2017-18 Base Budget is \$15.5 million below FY 2015-16 Actual



Source: Recommended Base Budget (Worksheet I) 02/09/17

