## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2019

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## SENATE BILL 579 Judiciary Committee Substitute Adopted 6/26/19

April 4, 2019

Short Title: Prison Reform Act of 2019.

(Public)

Sponsors:

Referred to:

## 1 A BILL TO BE ENTITLED 2 AN ACT AUTHORIZING THE JOINT LEGISLATIVE PROGRAM EVALUATION 3 COMMITTEE TO DIRECT THE PROGRAM EVALUATION DIVISION TO STUDY 4 ALTERNATIVE ORGANIZATION AND MANAGEMENT STRUCTURES FOR THE DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE 5 6 DEPARTMENT OF PUBLIC SAFETY. 7 The General Assembly of North Carolina enacts: 8 **SECTION 1.** The Joint Legislative Program Evaluation Oversight Committee shall 9 include in the 2019-2020 Work Plan for the Program Evaluation Division of the General 10 Assembly a study of alternative organization and management structures for the Division of Adult Correction and Juvenile Justice of the Department of Public Safety. The Division, in 11 12 consultation with the Department of Public Safety, shall examine the following alternatives: Creation of the Department of Correction. - A transfer of the authority, 13 (1)powers, duties, and functions of the Division of Prisons, Post-Release 14 Supervision and Parole Commission, the Treatment for Effective Community 15 Supervision Program, and the Justice Reinvestment Council, of the Division 16 17 of Adult Correction and Juvenile Justice of the Department of Public Safety 18 into a new principal State department: the Department of Correction. Creation of the Department of Juvenile Justice. - A transfer of the authority, 19 (2)20 powers, duties, and functions of the Juvenile Justice Section in the Division of Adult Correction and Juvenile Justice, Teen Court, Youth Development 21 22 Centers, Juvenile Court Services, and Juvenile Crime Prevention Councils, 23 from the Division of Adult Correction and Juvenile Justice of the Department 24 of Public Safety into a new principal State department: the Department of 25 Juvenile Justice and Delinquency Prevention. Establishment of the Division of Correction. - A transfer of the authority, 26 (3) powers, duties, and functions of the Division of Prisons, Post-Release 27 Supervision and Parole Commission, the Treatment for Effective Community 28 Supervision Program, and the Justice Reinvestment Council from the Division 29 of Adult Correction and Juvenile Justice of the Department of Public Safety, 30 to establish a new Division of Correction which would be administratively 31 located in the Department of Public Safety. The Division would be an 32 33 independent agency under the direction and supervision of the Director, who would serve as chief executive officer of the Division and would be solely 34 responsible for all management functions. 35



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1 2 3 4 5 5 5 7 8 9 9 9	(4) Establishment of the Division of Juvenile Justice. – A transfer of the authority, powers, duties, and functions of the Division of Adult Correction and Juvenile Justice of the Department of Public Safety into a new Division of Juvenile Justice which shall be administratively located in the Department of Public Safety. The Division would be an independent agency under the direction and supervision of the Director, who shall serve as chief executive officer of the Division and shall be solely responsible for all management functions. The Department of Juvenile Justice and Delinquency Prevention would include the Juvenile Justice Section in the Division of Adult Correction and Juvenile Justice, Teen Court, Youth Development Centers, Juvenile Court Services,
1	and Juvenile Crime Prevention Councils.
2	<b>SECTION 2.</b> The study should include the following for each of the four specified
3 1	alternatives to the current organization and management structure for the Division of Adult
F Š	Correction and Juvenile Justice of the Department of Public Safety:
) 	(1) Organization. – The organizational structure of the new department or division, a summary of any central administrative office support provided by the Department of Public Safety, and a statement of the total personnel positions for management, administration, and programs.
) ) _	(2) Budget. – The proposed budget for fiscal year 2020-2021 for each new department or division including any proposed new positions, position reclassifications, or changes to salary structure of personnel that would be required for the transfer or reorganization.
3 4 5 7 8	(3) Considerations. – A written statement of all relevant considerations identified by the Department regarding each alternative plan for transfer or reorganization, a summary of why each option should and should not be adopted, and an explanation of how the proposed alternative organization and management structure could result in the most effective and efficient delivery of services and programs.
> ) ]	<ul> <li>(4) Implementation details. – A plan of implementation, proposed legislation required, and an implementation time line for each of the four alternatives.</li> <li>SECTION 3. The Division of Program Evaluation shall submit its findings and</li> </ul>
) } 	recommendations to the Joint Legislative Program Evaluation Oversight Committee and to the Joint Legislative Oversight Committee on Justice and Public Safety no later than May 1, 2020. <b>SECTION 4.</b> This act is effective when it becomes law.