

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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SENATE BILL 579
PROPOSED COMMITTEE SUBSTITUTE S579-CSTT-35 [v.8]
6/23/2019 7:12:39 PM

Short Title: Prison Reform Act of 2019.

(Public)

Sponsors:

Referred to:

April 4, 2019

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
5 DIVISION OF ADULT CORRECTION AND JUVENILE JUSTICE OF THE
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
11 Adult Correction and Juvenile Justice of the Department of Public Safety. The Division in
12 consultation with the Department of Public Safety, shall examine the following alternatives:

- 13 (1) Creation of the Department of Correction. – A transfer of the authority,
14 powers, duties, and functions of the Division of Prisons, Post-release
15 Supervision and Parole Commission, the Treatment for Effective Community
16 Supervision Program, and the Justice Reinvestment Council, of the Division
17 of Adult Correction and Juvenile Justice of the Department of Public Safety
18 into a new principal State department: the Department of Correction.
- 19 (2) Creation of the Department of Juvenile Justice. – A transfer of the authority,
20 powers, duties, and functions of the Juvenile Justice Section in the Division
21 of Adult Correction and Juvenile Justice, Teen Court, Youth Development
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.
- 26 (3) Establishment of the Division of Correction. – A transfer of the authority,
27 powers, duties, and functions of the Division of Prisons, Post-release
28 Supervision and Parole Commission, the Treatment for Effective Community
29 Supervision Program, and the Justice Reinvestment Council from the Division
30 of Adult Correction and Juvenile Justice of the Department of Public Safety,
31 to establish a new Division of Correction which would be administratively
32 located in the Department of Public Safety. The Division would be an
33 independent agency under the direction and supervision of the Director, who
34 would serve as chief executive officer of the Division and would be solely
35 responsible for all management functions.



- (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 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, and Juvenile Crime Prevention Councils.

SECTION 2. The study should include the following for each of the four specified alternatives to the current organization and management structure for the Division of Adult 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) 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.
- (4) Implementation Details. – A plan of implementation, proposed legislation required, and an implementation timeline for each of the four alternatives.

SECTION 3. The Division of Program Evaluation shall submit its findings and 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.

SECTION 4. This act is effective when it becomes law.