

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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SENATE BILL DRS45319-NI-101

Short Title: Capacity Restoration Pilot Program. (Public)

Sponsors: Senators Burgin and Sawrey (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE THE COMMUNITY-BASED CAPACITY RESTORATION PILOT
3 PROGRAM AND THE DETENTION CENTER CAPACITY RESTORATION PILOT
4 PROGRAM.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Part 6 of Article 5 of Chapter 122C of the General Statutes is amended
7 by adding a new section to read:

8 **"§ 122C-256. Capacity restoration pilot programs.**

9 (a) Community-Based Capacity Restoration Program. – The Department of Health and
10 Human Services (Department) may contract for three or more community-based capacity
11 restoration programs (CBCRP). CBCRPs may be county-based or regionally-based. If
12 regionally-based, a CBCRP shall align with the State-operated psychiatric hospital within closest
13 proximity. The Department may consult with one or more local management entities/managed
14 care organizations for the purposes of contracting for CBCRPs under this subsection.

15 (b) Detention Center Capacity Restoration Program. – The Department, in consultation
16 and with the consent of relevant sheriffs, may contract for up to three Detention Center Capacity
17 Restoration Programs (DCCRP). DCCRPs may be county-based or regionally-based, provided
18 however, that no DCCRP may be regionally-based without the express consent of the sheriff of
19 every county comprising that prospective DCCRP. A regionally-based DCCRP shall align with
20 the State-operated psychiatric hospital within closest proximity. The Department may consult
21 with one or more local management entities/managed care organizations for the purposes of
22 contracting for DCCRPs under this subsection.

23 (c) Judicial Discretion. – A court may order capacity restoration to be completed at a
24 CBCRP or DCCRP as an alternative to a State-operated psychiatric hospital for individuals
25 recommended for participation in CBCRP or DCCRP by a forensic evaluator."

26 **SECTION 2.** This act is effective when it becomes law.



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