

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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SENATE BILL 616

Short Title: Capacity Restoration Pilot Program. (Public)

Sponsors: Senators Burgin and Sawrey (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 26, 2025

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

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

