

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1989**

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**SENATE JOINT RESOLUTION 848**

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Sponsors: Senators Martin of Guilford; Johnson of Cabarrus, Marvin, Parnell, Royall, and Swain.

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Referred to: Rules.

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April 11, 1989

1 A JOINT RESOLUTION DIRECTING THE SPECIAL COMMITTEE ON PRISONS  
2 TO STUDY SUBSTANCE ABUSE EVALUATION TREATMENT AND  
3 COUNSELING WITHIN THE PRISON SYSTEM.

4 Be it resolved by the Senate, the House of Representatives concurring:

5 Section 1. The Special Committee on Prisons as continued by Resolution 8,  
6 Session Laws of 1987, shall study:

- 7 (1) The extent to which appropriate treatment and counseling programs  
8 exist within our prison system;
- 9 (2) The extent to which appropriate treatment programs and facilities exist  
10 outside the prison system (residential and nonresidential, for adults and  
11 adolescents);
- 12 (3) How much in additional fiscal resources would be necessary in order  
13 to have adequate programs and facilities inside and outside the State  
14 prison system;
- 15 (4) The impact – fiscal and otherwise – of requiring a person convicted of  
16 a criminal offense (felony or misdemeanor) to be evaluated to  
17 determine whether he or she is a drug abuser, if (1) the offense is one  
18 in which drugs were involved; or (2) information is presented, during  
19 investigation, prosecution or sentencing that would suggest the  
20 defendant is a drug abuser;

- 1           (5)    The impact, fiscal and otherwise, of requiring a person convicted as  
2           described in subdivision (4) of this section – if he or she receives an  
3           active sentence in our State system, or is placed on probation under the  
4           jurisdiction of the State system, and if it is determined through the  
5           evaluation that he is a drug abuser – to be subject to the following  
6           conditions: (1) while incarcerated (and continuing for a period of time  
7           following release, if appropriate), he or she must receive appropriate  
8           treatment and counseling; (2) if there is no active sentence, he or she  
9           shall be required to receive appropriate treatment and counseling as a  
10          condition of probation;
- 11          (6)    Whether conditions set out in subdivision (5) of this section would  
12          significantly increase the likelihood that the person will become and  
13          remain free of drug abuse; and
- 14          (7)    Other related factors and matters.
- 15    Sec. 2. This resolution is effective upon ratification.