



SENATE BILL 355: Support the Dept. of Adult Correction.

2025-2026 General Assembly

Committee:	Senate Pensions and Retirement and Aging. If favorable, re-refer to Rules and Operations of the Senate	Date:	April 30, 2025
Introduced by:	Sens. Daniel, Britt, B. Newton	Prepared by:	Jessica Boney* Staff Attorney
Analysis of:	Second Edition		

OVERVIEW: *Senate Bill 355 would modify certain laws related to the Department of Adult Correction (DAC), including the following related to retirement:*

- *Expand the definition of probation/parole officer in the Teachers' and State Employees' Retirement System to include full-time paid employees of the Department of Adult Correction's Office of Staff Development and Training who are certified as Probation/Parole Officers and work exclusively in a training role. The expansion allows these individuals to earn credit toward the State law enforcement special separation allowance for this service.*

CURRENT LAW AND BILL ANALYSIS:

Section 1.1 would modify certain laws in Chapter 115B of the General Statutes (Tuition and Fee Waivers) to create a new definition for a "probation officer" and provide that survivors of probation officers who have died in the line of duty shall be allowed to attend constituent institutions of The University of North Carolina and community colleges without the payment of tuition.

Section 1.2 would modify technical requirements for electronic monitoring and satellite-based monitoring. G.S. 15A-101.1 would be modified to change the definition of electronic monitoring to no longer require that the device has a battery life of at least 48 hours.

Section 2.1 would modify the qualification for the two experts in the field of behavior and treatment of sexual offenders who serve on the board of experts who are studying whether a defendant is a sexually violent predator. Under current law these experts are not allowed to be employed by the Division of Prisons of the Department of Adult Correction (the "Division"). The law would be modified so that these experts could not be employed full-time by the Division but are otherwise not prohibited so that they could be employed part-time.

Section 2.2 would extend the sunset on provisions concerning the training and authority of security guards providing certain security at a State prison facility from June 30, 2025 to June 30, 2027.

Section 3.1 would provide that the Secretary of DAC may pay for projects for repairs and renovations with funds available to DAC if the following conditions are met:

- The total project does not cost more than \$1 million and the project is one of the type listed in statute.
- DAC reports on the project to the Fiscal Research Division on a quarterly basis.

Kara McCraw
Director



* S 3 5 5 - S M B P - 3 3 E 1 - V - 3 *

Legislative Analysis
Division
919-733-2578

Senate Bill 355

Page 2

- Any funds from a General Fund appropriation that are contractually obligated for a project shall not revert at the end of the fiscal year but shall remain available to fund the completion of the project.

Section 3.2 would allow DAC to use up to approximately \$1.6 million from certain listed projects to finance capital facility costs of HVAC projects at State facilities.

Section 5.1 would modify G.S. 135-1 to make technical changes and to expand the definition of a "Probation/Parole Officer" to include "a full-time paid employee of the Department of Adult Correction's Office of Staff Development and Training who is certified as a Probation/Parole Officer and works exclusively in a training role." This expansion will allow these individuals to earn credit toward the State law enforcement special separation allowance for this service.

Sections 6.1 and 6.2 make technical changes.

Section 7.1 contains a severability clause.

EFFECTIVE DATE: Except as otherwise provided, this act would be effective when it becomes law.

*Robert Ryan, Staff Attorney in the Legislative Analysis Division, substantially contributed to this summary.