

By: Representative Moak

To: Penitentiary

HOUSE BILL NO. 149
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 99-20-5, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT ONLY OFFENDERS WHO HAVE BEEN CONVICTED OF NONVIOLENT
3 OFFENSES MAY PARTICIPATE IN A COMMUNITY SERVICE RESTITUTION
4 PROGRAM; TO DELETE THE PROVISION WHICH REQUIRES AN OFFENDER TO
5 HAVE HAD A VERIFIABLE RESIDENCE IN MISSISSIPPI BEFORE HE MAY BE
6 PLACED IN A COMMUNITY SERVICE RESTITUTION PROGRAM; AND FOR RELATED
7 PURPOSES.

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

9 SECTION 1. Section 99-20-5, Mississippi Code of 1972, is
10 amended as follows:

11 99-20-5. In order to qualify for participation in a
12 community service restitution program, the defendant must: (a)
13 be a first offender, (b) be convicted of a nonviolent * * *
14 offense that would constitute a felony * * * and (c) not have
15 drug, alcohol or emotional problems so serious that he or she
16 appears unlikely to be able to meet the obligations of the
17 community service sentence.

18 SECTION 2. This act shall take effect and be in force from
19 and after July 1, 1999.