

By: Howell

To: Juvenile Justice;
Appropriations

HOUSE BILL NO. 1273

1 AN ACT TO REENACT SECTION 43-21-317, MISSISSIPPI CODE OF
2 1972, WHICH ESTABLISHES THE JUVENILE DETENTION FUND; TO AMEND
3 REENACTED SECTION 43-21-317, MISSISSIPPI CODE OF 1972, TO CLOSE
4 THE JUVENILE DETENTION FUND AND TO TRANSFER THE REMAINING FUNDS TO
5 THE DIVISION OF YOUTH SERVICES FOR THE ADOLESCENT OFFENDERS
6 PROGRAM AND TO EXTEND THE REPEALER; TO AMEND SECTION 4, CHAPTER
7 546, LAWS OF 1995, AS AMENDED BY SECTION 3, CHAPTER 494, LAWS OF
8 1997, AS AMENDED BY SECTION 2, CHAPTER 379, LAWS OF 1998, AS
9 AMENDED BY SECTION 2, CHAPTER 554, LAWS OF 1999, TO EXTEND THE
10 REPEALER ON THE JUVENILE DETENTION FUND; AND FOR RELATED PURPOSES.

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

12 SECTION 1. Section 43-21-317, Mississippi Code of 1972, is
13 reenacted and amended as follows:

14 43-21-317. (1) There is established in the State Treasury a
15 fund to be known as the "Juvenile Detention Fund" which shall be
16 administered by the Department of Public Safety. Such fund shall
17 be used for the purposes established in this section. The
18 Department of Public Safety shall promulgate regulations for the
19 administration of the fund including applications for grants, the
20 awarding of grants and any necessary forms therefor.

21 (2) The fund shall consist of funds which shall be
22 appropriated by the Legislature in an amount equal to Three
23 Dollars and Fifty Cents (\$3.50) for each person in the total
24 population of the State of Mississippi. * * *

25 (3) The fund shall be used for the following purposes:

26 (a) To provide grants to local governmental units to
27 construct, renovate and maintain juvenile detention facilities.
28 Grants shall be awarded on a Three Dollars and Fifty Cents (\$3.50)
29 per capita basis based on the population of the local governmental
30 unit. Counties and municipalities are encouraged to enter into

31 interlocal agreements to receive grants.

32 (b) To reduce existing indebtedness related to juvenile
33 detention facilities of units of government with existing
34 facilities, proposed facilities or facilities under construction.

35 (4) Any grants made under the provisions of this section
36 shall be made within eighteen (18) months of the effective date of
37 this chapter.

38 (5) Effective July 1, 2000, the Juvenile Detention Fund
39 shall be abolished and all monies in the fund shall be transferred
40 to the Division of Youth Services for the Adolescent Offenders
41 Program created under Section 43-27-201(4).

42 SECTION 2. Section 4, Chapter 546, Laws of 1995, as amended
43 by Section 3, Chapter 494, Laws of 1997, as amended by Section 2,
44 Chapter 379, Laws of 1998, as amended by Section 2, Chapter 554,
45 Laws of 1999, is amended as follows:

46 Section 4. This act shall take effect and be in force from
47 and after its passage and shall stand repealed on July 1, 2001.

48 SECTION 3. This act shall take effect and be in force from
49 and after its passage and shall stand repealed on July 1, 2000.