

By: Howell

To: Juvenile Justice;
Appropriations

HOUSE BILL NO. 1273
(As Passed the House)

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 EXTEND
4 THE REPEALER ON THE DATE THE MONIES IN THE FUND WILL LAPSE INTO
5 THE GENERAL FUND; TO AMEND SECTION 4, CHAPTER 546, LAWS OF 1995,
6 AS AMENDED BY SECTION 3, CHAPTER 494, LAWS OF 1997, AS AMENDED BY
7 SECTION 2, CHAPTER 379, LAWS OF 1998, AS AMENDED BY SECTION 2,
8 CHAPTER 554, LAWS OF 1999, TO EXTEND THE REPEALER ON THE JUVENILE
9 DETENTION FUND; AND FOR RELATED PURPOSES.

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

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

13 43-21-317. (1) There is established in the State Treasury a
14 fund to be known as the "Juvenile Detention Fund" which shall be
15 administered by the Department of Public Safety. Such fund shall
16 be used for the purposes established in this section. The
17 Department of Public Safety shall promulgate regulations for the
18 administration of the fund including applications for grants, the
19 awarding of grants and any necessary forms therefor.

20 (2) The fund shall consist of funds which shall be
21 appropriated by the Legislature in an amount equal to Three
22 Dollars and Fifty Cents (\$3.50) for each person in the total
23 population of the State of Mississippi. Any interest that accrues
24 in the fund shall remain in the fund, and at the end of the fiscal
25 year any monies remaining in the fund shall not lapse into the
26 General Fund but shall remain in the fund until July 1, 2001, at
27 which time such remaining funds shall lapse into the General Fund.

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

29 (a) To provide grants to local governmental units to

30 construct, renovate and maintain juvenile detention facilities.
31 Grants shall be awarded on a Three Dollars and Fifty Cents (\$3.50)
32 per capita basis based on the population of the local governmental
33 unit. Counties and municipalities are encouraged to enter into
34 interlocal agreements to receive grants.

35 (b) To reduce existing indebtedness related to juvenile
36 detention facilities of units of government with existing
37 facilities, proposed facilities or facilities under construction.

38 (4) Any grants made under the provisions of this section
39 shall be made within eighteen (18) months of the effective date of
40 this chapter.

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

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

47 SECTION 3. This act shall take effect and be in force from
48 and after July 1, 2000.