

*****Adopted*****

AMENDMENT No. 1 PROPOSED TO

House Bill NO. 847

By Senator(s) Committee

58 Amend by striking all after the enacting clause and inserting
59 in lieu thereof the following:

60

61 SECTION 1. Section 41-7-73, Mississippi Code of 1972, is
62 amended as follows:

63 41-7-73. The term "state institution" or "state
64 institutions" as used in Sections 41-7-71 through 41-7-95 shall
65 include the following: Mississippi State Hospital at Whitfield,
66 Ellisville State School, East Mississippi State Hospital at
67 Meridian, Mississippi Children's Rehabilitation Center, North
68 Mississippi Regional Center, Hudspeth Regional Center, South
69 Mississippi Regional Center, * * * North Mississippi State
70 Hospital at Tupelo, South Mississippi State Hospital at Purvis,
71 the University of Mississippi Hospital, * * * Boswell Regional
72 Center, the Juvenile Rehabilitation Center at Brookhaven, the
73 Juvenile Rehabilitation Center in Harrison County, and the Central
74 Mississippi Residential Center at Newton.

75 SECTION 2. Section 41-17-1, Mississippi Code of 1972, is
76 amended as follows:

77 41-17-1. Mississippi State * * * Hospital at
78 Whitfield, * * * East Mississippi State Hospital at Meridian,
79 North Mississippi State Hospital at Tupelo, South Mississippi
80 State Hospital at Purvis, the Juvenile Rehabilitation Center in

81 Harrison County, and the Central Mississippi Residential Center at
82 Newton are established for the care and treatment of * * * persons
83 with mental illness, free of charge, except as otherwise provided.

84 SECTION 3. Section 41-17-3, Mississippi Code of 1972, is
85 amended as follows:

86 41-17-3. The treatment facility for persons with mental
87 illness established at Meridian by the Act of March 8, 1882, shall
88 continue to exist as a body politic and corporate, under the name
89 of the "East Mississippi State Hospital," with all the privileges
90 conferred and the duties enjoined by law. It may hold and use, as
91 required by law, all the property, real and personal, belonging or
92 which may be given to it for the purposes of its establishment.

93 SECTION 4. Section 41-17-11, Mississippi Code of 1972, is
94 amended as follows:

95 41-17-11. The directors of Mississippi State * * * Hospital
96 at Whitfield, * * * East Mississippi State Hospital at Meridian,
97 North Mississippi State Hospital at Tupelo, South Mississippi
98 State Hospital at Purvis, the Juvenile Rehabilitation Center in
99 Harrison County, and the Central Mississippi Residential Center at
100 Newton each are authorized to receive any monies that the United
101 States government may offer as federal aid in taking care of and
102 giving special attention to those persons who served with the
103 Armed Forces of the United States during time of war * * *, and
104 who are now in, or may hereafter be in any of those treatment
105 facilities. Each of those directors is * * * authorized to expend
106 that part of the money paid to him or his treatment facility as
107 aforesaid, according to his best judgment and the requirements of
108 the United States government under which the money is received.

109 SECTION 5. Section 41-19-103, Mississippi Code of 1972, is
110 amended as follows:

111 41-19-103. The Ellisville State School for persons with
112 mental retardation, established by Chapter 210 Laws of Mississippi
113 1920, is recognized as now existing and shall hereafter be known
114 under the name of Ellisville State School for the care and
115 treatment of * * * persons with mental retardation. The school

116 shall have the power to receive and hold property, real, personal
117 and mixed, as a body corporate. The school shall be under the
118 direction and control of the State Board of * * * Mental
119 Health * * *.

120 SECTION 6. The following shall be codified as Section
121 41-19-108, Mississippi Code of 1972:

122 41-19-108. With funds provided by the Legislature, by direct
123 appropriation or authorized bond issue, with federal matching
124 funds, or with any other available funds, the Bureau of Building,
125 Grounds and Real Property Management may construct and equip the
126 necessary residential and service buildings and other facilities
127 to care for the residents of Ellisville State School. The general
128 design of the school and all construction plans shall be approved
129 and recommended by the State Department of Mental Health.

130 SECTION 7. The following shall be codified as Section
131 41-19-112, Mississippi Code of 1972:

132 41-19-112. Ellisville State School shall be administered by
133 the State Board of Mental Health. Provisions relating to the
134 admission and care of residents at the school shall be promulgated
135 by the board.

136 SECTION 8. The following shall be codified as Section
137 41-19-114, Mississippi Code of 1972:

138 41-19-114. Persons admitted to Ellisville State School shall
139 be assessed support and maintenance costs in accordance with the
140 provisions of the state reimbursement laws as they apply to other
141 state institutions.

142 SECTION 9. The following shall be codified as Section
143 41-19-116, Mississippi Code of 1972:

144 41-19-116. Any person who (a) knowingly and unlawfully or
145 improperly causes a person to be adjudged mentally retarded, (b)
146 procures the escape of a legally committed resident or knowingly
147 conceals an escaped legally committed resident of the school, or
148 (c) unlawfully brings any firearm, deadly weapon or explosive into
149 the school or its grounds, or passes any thereof to a resident,
150 employee or officer of the school, is guilty of a misdemeanor and,

151 upon conviction, shall be punished by a fine of not less than
152 Fifty Dollars (\$50.00), nor more than Two Hundred Dollars
153 (\$200.00), imprisonment for not less than six (6) months, or both.

154 SECTION 10. The following shall be codified as Section
155 41-19-118, Mississippi Code of 1972:

156 41-19-118. The Ellisville State School is designated as a
157 state agency for carrying out the purposes of any act of the
158 Congress of the United States, now existing or at any time
159 hereafter enacted, pertaining to mental retardation.

160 SECTION 11. Section 41-19-121, Mississippi Code of 1972, is
161 amended as follows:

162 41-19-121. The Director of the Ellisville State School may
163 receive free lodging in his institution for himself and his
164 family, but not free board, nor free supplies from the
165 school. * * *

166 SECTION 12. Section 41-21-35, Mississippi Code of 1972, is
167 amended as follows:

168 41-21-35. The rule as to the legal settlement of paupers
169 shall apply in cases of * * * persons with mental illness or
170 mental retardation.

171 SECTION 13. Section 41-21-63, Mississippi Code of 1972, is
172 amended as follows:

173 41-21-63. (1) No person, whether a child or adult, shall be
174 committed to a public treatment facility except under the
175 provisions of Sections 41-21-61 through 41-21-107 or 43-21-611 or
176 43-21-315. However, nothing herein shall be construed to repeal,
177 alter or otherwise affect the provisions of Section 35-5-31 or to
178 affect or prevent the commitment of persons to the Veterans
179 Administration or other agency of the United States under the
180 provisions of and in the manner specified in those sections.

181 (2) The chancery court, or the chancellor in vacation shall
182 have jurisdiction under Sections 41-21-61 through 41-21-107 * * *.

183 (3) The circuit court shall have jurisdiction over persons
184 ordered evaluated under Sections 99-13-7, 99-13-9 and 99-13-11._
185 No person with unresolved criminal charges pending shall be

186 civilly committed under Sections 41-21-61 through 41-21-107.

187 SECTION 14. Section 41-21-73, Mississippi Code of 1972, is
188 amended as follows:

189 41-21-73. (1) The hearing shall be conducted before the
190 chancellor. Within a reasonable period of time before the
191 hearing, notice of same shall be provided the respondent and his
192 attorney which shall include: (a) notice of the date, time and
193 place of the hearing; (b) a clear statement of the purpose of the
194 hearing; (c) the possible consequences or outcome of the hearing;
195 (d) the facts which have been alleged in support of the need for
196 commitment; (e) the names, addresses and telephone numbers of the
197 examiner(s); and (f) other witnesses expected to testify.

198 (2) The respondent must be present at the hearing unless the
199 chancellor determines that the respondent is unable to attend and
200 makes that determination and the reasons therefor part of the
201 record. At the time of the hearing the respondent shall not be so
202 under the influence or suffering from the effects of drugs,
203 medication or other treatment so as to be hampered in
204 participating in the proceedings. The court, at the time of the
205 hearing, shall be presented a record of all drugs, medication or
206 other treatment which the respondent has received pending the
207 hearing, unless the court determines that such a record would be
208 impractical and documents the reasons for that determination.

209 (3) The respondent shall have the right to offer evidence,
210 to be confronted with the witnesses against him and to
211 cross-examine them and shall have the privilege against
212 self-incrimination. The rules of evidence applicable in other
213 judicial proceedings in this state shall be followed.

214 (4) If the court finds by clear and convincing evidence that
215 the proposed patient is a mentally ill or mentally retarded person
216 and, if after careful consideration of reasonable alternative
217 dispositions, including, but not limited to, dismissal of the
218 proceedings, the court finds that there is no suitable alternative
219 to judicial commitment, the court shall commit the patient for
220 treatment in the least restrictive treatment facility which can

221 meet the patient's treatment needs.

222 Alternatives to commitment to inpatient care may include, but
223 shall not be limited to: voluntary or court-ordered outpatient
224 commitment for treatment with specific reference to a treatment
225 regimen, day treatment in a hospital, night treatment in a
226 hospital or placement in the custody of a friend or relative
227 * * *.

228 For persons committed as mentally ill or mentally retarded,
229 the initial commitment shall not exceed three (3) months.

230 (5) No person shall be committed to a treatment facility
231 whose primary problems are the physical disabilities associated
232 with old age or birth defects of infancy.

233 (6) The court shall state the findings of fact and
234 conclusions of law which constitute the basis for the order of
235 commitment. The findings shall include a listing of less
236 restrictive alternatives considered by the court and the reasons
237 that each was found not suitable.

238 (7) A stenographic transcription shall be recorded by a
239 stenographer or electronic recording device and retained by the
240 court.

241 SECTION 15. Section 41-21-77, Mississippi Code of 1972, is
242 amended as follows:

243 41-21-77. If admission is ordered at a treatment facility,
244 the sheriff, his deputy or any other person appointed or
245 authorized by the court shall immediately deliver the respondent
246 to the director of the appropriate institution; * * *
247 however, * * * no person shall be so delivered or admitted until
248 the director of the admitting institution determines that
249 facilities and services are available. Persons who have been
250 ordered committed and are awaiting admission may be given any such
251 treatment in the facility by a licensed physician as is indicated
252 by standard medical practice. The clerk shall provide the
253 director of the admitting institution with a certified copy of the
254 court order, a certified copy of the physicians' and any
255 psychologist's certificate, a certified copy of the pre-evaluation

256 screening form, a certified copy of the affidavit, and any other
257 information available concerning the physical and mental condition
258 of the respondent; however, upon notification from the United
259 States Veterans Administration or other agency of the United
260 States government, that facilities are available and the
261 respondent is eligible for care and treatment therein, the court
262 may enter an order for delivery of the respondent to or retention
263 by the Veterans Administration or other agency of the United
264 States government, and, in such cases such chief officer to whom
265 the respondent is so delivered or by whom he is retained shall,
266 with respect to the respondent, be vested with the same powers as
267 the directors of * * * Mississippi State Hospital at
268 Whitfield, * * * East Mississippi State Hospital at Meridian,
269 North Mississippi State Hospital at Tupelo, South Mississippi
270 State Hospital at Purvis, and Central Mississippi Residential
271 Center at Newton, with respect to retention and discharge of the
272 respondent.

273 SECTION 16. Section 41-21-81, Mississippi Code of 1972, is
274 amended as follows:

275 41-21-81. If at any time within twenty (20) days after
276 admission of a patient to a treatment facility the director
277 determines that the patient is in need of continued
278 hospitalization, he shall give written notice of his findings,
279 together with his reasons for such findings, to the respondent,
280 the patient's attorney, the clerk of the admitting court and the
281 two (2) nearest relatives or guardian of the patient, if the
282 addresses of such relatives or guardian are known. The patient,
283 or any aggrieved relative or friend or guardian shall have sixty
284 (60) days from the date of such notice to request a hearing on the
285 question of the patient's commitment for further treatment. The
286 patient, or any aggrieved relative or guardian or friend, may
287 request a hearing by filing a written notice of request within
288 such sixty (60) days with the clerk of the county within which the
289 facility is located; * * * however, * * * the patient may request
290 such a hearing in writing to any member of the professional staff,

291 which shall be forwarded to the director and promptly filed with
292 the clerk of the county within which the facility is located and
293 provided further that if the patient is confined at * * *
294 Mississippi State Hospital at Whitfield, * * * the notice of
295 request shall be filed with the Chancery Clerk of the First
296 Judicial District of Hinds County, Mississippi. A copy of the
297 notice of request must be filed by the patient or on his behalf
298 with the director and the chancery clerk of the admitting court.
299 The notice of the need for continued hospitalization shall be
300 explained to the patient by a member of the professional staff and
301 the explanation documented in the clinical record. At the same
302 time the patient shall be advised of his right to request a
303 hearing and of his right to consult a lawyer prior to deciding
304 whether to request the hearing, and the fact that the patient has
305 been so advised shall be documented in the clinical record.

306 Hearings held under this section shall be in the chancery
307 court of the county where the facility is located; however, if the
308 patient is confined at Mississippi State Hospital at Whitfield,
309 the hearing shall be conducted by the Chancery Court of the First
310 Judicial District of Hinds County, Mississippi.

311 SECTION 17. Section 41-21-82, Mississippi Code of 1972, is
312 amended as follows:

313 41-21-82. Prior to the termination of the initial commitment
314 order, the director of the facility shall cause an impartial
315 evaluation of the patient to be made in order to assess the extent
316 to which the grounds for initial commitment persist, the patient
317 continues to be mentally ill, and alternatives to involuntary
318 commitment are available. If the results of this impartial
319 evaluation do not support the need for continued commitment, the
320 patient shall be discharged under Section 41-21-87 without further
321 hearing being required.

322 If the impartial evaluation determines that the patient
323 continues to be mentally ill and needs continued inpatient
324 treatment, the director shall file a written report with the
325 committing court setting forth in detail the results of this

326 evaluation and other facts indicating that the patient satisfies
327 the statutory requirement for continued commitment and the
328 findings of the examiner to support this conclusion. The court
329 shall order that the commitment be continued until the director
330 and treating professionals determine that the patient may be
331 discharged under Section 41-21-87 without further hearing being
332 required.

333 Nothing in this section shall preclude the patient, his
334 counsel or another person acting in his behalf from requesting a
335 hearing under Sections 41-21-81 or 41-21-99.

336 SECTION 18. Section 41-21-83, Mississippi Code of 1972, is
337 amended as follows:

338 41-21-83. If a hearing is requested as provided in Section
339 41-21-74, 41-21-81 or 41-21-99, the court shall not make a
340 determination of the need for continued commitment unless a
341 hearing is held and the court finds by clear and convincing
342 evidence that (a) the person continues to be mentally ill or
343 mentally retarded; and (b) involuntary commitment is necessary for
344 the protection of the patient or others; and (c) there is no
345 alternative to involuntary commitment. Hearings held under this
346 section shall be in the chancery court of the county where the
347 facility is located; however, if the patient is confined at
348 Mississippi State Hospital at Whitfield, the hearing shall be
349 conducted by the Chancery Court of the First Judicial District of
350 Hinds County, Mississippi.

351 The hearing shall be held within fourteen (14) days after
352 receipt by the court of the request for a hearing. The court may
353 continue the hearing for good cause shown. The clerk shall
354 ascertain whether the patient is represented by counsel, and, if
355 the patient is not represented, shall notify the chancellor who
356 shall appoint counsel for him if the chancellor determines that
357 the patient for any reason does not have the services of an
358 attorney; however, the patient may waive the appointment of
359 counsel subject to the approval of the court. Notice of the time
360 and place of the hearing shall be served at least seventy-two (72)

361 hours before the time of the hearing upon the patient, his
362 attorney, the director, and the person requesting the hearing, if
363 other than the patient, and any witnesses requested by the patient
364 or his attorney, or any witnesses the court may deem necessary or
365 desirable.

366 The patient must be present at the hearing unless the
367 chancellor determines that the patient is unable to attend and
368 makes that determination and the reasons therefor part of the
369 record.

370 The court shall put its findings and the reasons supporting
371 its findings in writing and shall have copies delivered to the
372 patient, his attorney, and the director of the treatment facility.
373 An appeal from the final commitment order by either party may be
374 had on the terms prescribed for appeals in civil cases; however,
375 such appeal shall be without supersedeas. The record on appeal
376 shall include the transcript of the commitment hearing.

377 SECTION 19. Section 41-21-87, Mississippi Code of 1972, is
378 amended as follows:

379 41-21-87. (1) The director of the treatment facility may
380 discharge any civilly committed patient upon filing his
381 certificate of discharge with the clerk of the committing court,
382 certifying that the patient, in his judgment, no longer poses a
383 substantial threat of physical harm to himself or others.

384 (2) The director of the treatment facility may return any
385 patient to the custody of the committing court upon providing
386 seven (7) days' notice and upon filing his certificate of same as
387 follows:

388 (a) When, in the judgment of the director, the patient
389 may be treated in a less restrictive environment; * * *
390 however, * * * treatment in such less restrictive environment
391 shall be implemented within seven (7) days after notification of
392 the court; or

393 (b) When, in the judgment of the director, adequate
394 facilities or treatment are not available at the treatment
395 facility.

396 (3) The director may transfer any civilly committed patient
397 from one (1) facility operated directly by the Department of
398 Mental Health to another as necessary for the welfare of that or
399 other patients. Upon receiving the director's certificate of
400 transfer, the court shall enter an order accordingly.

401 (4) Within twenty-four (24) hours prior to the release or
402 discharge of any civilly committed patient, other than a temporary
403 pass due to sickness or death in the patient's family, the
404 director shall give or cause to be given notice of such release or
405 discharge to one (1) member of the patient's immediate family,
406 provided the member of the patient's immediate family has signed
407 the consent to release form provided under subsection (5) and has
408 furnished in writing a current address and telephone number, if
409 applicable, to the director for such purpose. The notice to the
410 family member shall include the psychiatric diagnosis of any
411 chronic mental disorder incurred by the civilly committed patient
412 and any medications provided or prescribed to the patient for such
413 conditions.

414 (5) All providers of service, whether in a community mental
415 health/retardation center, region or state psychiatric hospital,
416 are authorized and directed to request a consent to release
417 information from all patients which will allow that entity to
418 involve the family in the patient's treatment. Such release form
419 shall be developed by the Department of Mental Health and provided
420 to all community mental health/retardation centers and state
421 facilities. All such facilities shall request such a release of
422 information upon the date of admission of the patient to the
423 facility or at least by the time the patient is discharged.

424 SECTION 20. Section 41-21-109, Mississippi Code of 1972, is
425 amended as follows:

426 41-21-109. (1) The purpose of this section is to provide
427 modern and efficient rehabilitation facilities for mentally ill or
428 mentally retarded juvenile offenders in Mississippi, who have been
429 committed for treatment by a court of competent jurisdiction
430 under Section 41-21-61 et seq. or transferred from another

431 Department of Mental Health facility under regulations established
432 by the State Board of Mental Health.

433 (2) The Department of Finance and Administration, acting
434 through the Bureau of Building, Grounds and Real Property
435 Management, using funds from bonds, monies appropriated by the
436 Legislature for such purposes, federal matching or other federal
437 funds, federal grants or other available funds from whatever
438 source, shall provide for by construction, lease, lease-purchase
439 or otherwise and equip the following juvenile rehabilitation
440 facilities under the jurisdiction and responsibility of the
441 Mississippi Department of Mental Health: Construction and
442 equipping of two (2) separate facilities each of which could serve
443 up to fifty (50) adolescents, and each of which will be located at
444 sites approved by the Department of Mental Health that would be
445 specifically designed to serve adolescents who have come into
446 contact with the judicial system after committing a crime and who
447 are mentally ill or mentally retarded to the extent that it is not
448 acceptable to house them with non-handicapped inmates and who meet
449 commitment criteria as defined by Section 41-21-61. One (1)
450 50-bed facility shall house mentally ill adolescent offenders.
451 The other shall house mentally retarded adolescent offenders.
452 These facilities shall be self-contained and offer a secure but
453 therapeutic environment allowing persons to be habilitated apart
454 from persons who are more vulnerable and who have disabilities
455 that are more disabling. The number of persons admitted to these
456 facilities shall not exceed the number of beds authorized under
457 Section 41-21-109 or the number of beds licensed or authorized by
458 the licensure and certification agency, whichever is less.

459 The handicapped juvenile offender rehabilitation facility
460 location shall be on property owned by the Department of Mental
461 Health, or its successor, at one or more sites selected by the
462 Department of Mental Health on land that is either donated to the
463 state or purchased by the state specifically for the location of
464 such facilities.

465 SECTION 21. Sections 41-5-55, 41-5-81, 41-17-5, 41-17-7,

466 41-17-9, 41-17-13, 41-19-105, 41-19-107, 41-19-109, 41-19-115,
467 41-19-117, 41-19-119, 41-21-43, 41-21-45, 41-45-1, 41-45-3,
468 41-45-5, 41-45-7, 41-45-9, 41-45-11, 41-45-13, 41-45-15, 41-45-17
469 and 41-45-19, Mississippi Code of 1972, which prohibit the
470 apprenticing of mental patients, provide certain criminal
471 penalties, provide certain visitation duties for directors of
472 mental hospitals, exempt resident mental hospital officers from
473 jury service, require a drug store to be kept at each mental
474 hospital, require separate accommodations at Whitfield for
475 alcoholics and drug addicts, provide for the plan of Ellisville
476 State School, require Ellisville's director to keep certain
477 records, authorize Ellisville's director to sell certain products
478 of the school, provide discharge procedures for Ellisville
479 patients, provide for habeas corpus proceedings for Ellisville
480 patients, authorize the receipt of gifts for the support of
481 Ellisville, require counties to temporarily provide for the
482 maintenance of indigent mentally retarded persons, prohibit
483 cohabitation with mentally retarded persons, and authorize the
484 sterilization of mentally ill and mentally retarded patients, are
485 repealed.

486 SECTION 22. This act shall take effect and be in force from
487 and after July 1, 2000.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 41-7-73, MISSISSIPPI CODE OF 1972, TO
2 UPDATE THE LIST OF STATE MENTAL INSTITUTIONS THAT MAY ASSESS AND
3 COLLECT CHARGES FOR PROVIDING CARE TO PATIENTS; TO AMEND SECTION
4 41-17-1, MISSISSIPPI CODE OF 1972, TO UPDATE THE LIST OF STATE
5 MENTAL INSTITUTIONS THAT PROVIDE TREATMENT OF PERSONS WITH MENTAL
6 ILLNESS; TO AMEND SECTIONS 41-17-3 AND 41-17-11, MISSISSIPPI CODE
7 OF 1972, TO CONFORM TO THE PRECEDING PROVISION; TO AMEND SECTION
8 41-19-103, MISSISSIPPI CODE OF 1972, TO UPDATE THE PROVISION
9 ESTABLISHING ELLISVILLE STATE SCHOOL; TO CREATE NEW SECTIONS
10 41-19-108, 41-19-112, 41-19-114, 41-19-116 AND 41-19-118,
11 MISSISSIPPI CODE OF 1972, AND TO AMEND SECTION 41-19-121,
12 MISSISSIPPI CODE OF 1972, TO CONFORM TO THE PRECEDING PROVISION;
13 TO AMEND SECTION 41-21-35, MISSISSIPPI CODE OF 1972, TO UPDATE
14 LANGUAGE IN THE PROVISION REGARDING THE LEGAL SETTLEMENT OF
15 PERSONS WITH MENTAL ILLNESS OR MENTAL RETARDATION; TO AMEND
16 SECTION 41-21-63, MISSISSIPPI CODE OF 1972, TO CLARIFY THAT THE
17 CIVIL COMMITMENT LAWS APPLY TO CHILDREN AND ADULTS; TO PROVIDE
18 THAT NO PERSON WITH UNRESOLVED CRIMINAL CHARGES PENDING SHALL BE
19 COMMITTED UNDER THE CIVIL COMMITMENT LAWS; TO AMEND SECTION

20 41-21-73, MISSISSIPPI CODE OF 1972, TO DELETE THE PROVISION OF
21 HOME HEALTH SERVICES FROM THE ALTERNATIVES TO COMMITMENT TO
22 INPATIENT CARE; TO AMEND SECTION 41-21-77, MISSISSIPPI CODE OF
23 1972, TO PROVIDE THAT WHEN A PERSON IS ORDERED COMMITTED, THE
24 DIRECTOR OF THE ADMITTING INSTITUTION SHALL BE PROVIDED WITH A
25 CERTIFIED COPY OF THE PRE-EVALUATION SCREENING FORM; TO AMEND
26 SECTIONS 41-21-81 AND 41-21-83, MISSISSIPPI CODE OF 1972, TO
27 SPECIFY THE COURTS IN WHICH HEARINGS WILL BE HELD ON THE QUESTION
28 OF A PATIENT'S COMMITMENT FOR FURTHER TREATMENT; TO AMEND SECTION
29 41-21-82, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT BEFORE THE
30 TERMINATION OF THE INITIAL COMMITMENT, IF THE TREATMENT FACILITY
31 DIRECTOR DETERMINES THAT A PATIENT CONTINUES TO BE MENTALLY ILL
32 AND NEEDS CONTINUED INPATIENT TREATMENT, THE COURT SHALL ORDER
33 THAT COMMITMENT BE CONTINUED AND TO CLARIFY CERTAIN PROVISIONS; TO
34 AMEND SECTION 41-21-109, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT
35 REHABILITATION FACILITIES FOR MENTALLY ILL OR MENTALLY RETARDED
36 JUVENILE OFFENDERS MAY ACCEPT PERSONS WHO HAVE BEEN TRANSFERRED
37 FROM ANOTHER DEPARTMENT OF MENTAL HEALTH FACILITY; TO REPEAL
38 SECTIONS 41-5-55, 41-5-81, 41-17-5, 41-17-7, 41-17-9, 41-17-13,
39 41-19-105, 41-19-107, 41-19-109, 41-19-115, 41-19-117, 41-19-119,
40 41-21-43, 41-21-45 AND 41-45-1 THROUGH 41-45-19, MISSISSIPPI CODE
41 OF 1972, WHICH PROHIBIT THE APPRENTICING OF MENTAL PATIENTS,
42 PROVIDE CERTAIN CRIMINAL PENALTIES, PROVIDE CERTAIN VISITATION
43 DUTIES FOR DIRECTORS OF MENTAL HOSPITALS, EXEMPT RESIDENT MENTAL
44 HOSPITAL OFFICERS FROM JURY SERVICE, REQUIRE A DRUG STORE TO BE
45 KEPT AT EACH MENTAL HOSPITAL, REQUIRE SEPARATE ACCOMMODATIONS AT
46 WHITFIELD FOR ALCOHOLICS AND DRUG ADDICTS, PROVIDE FOR THE PLAN OF
47 ELLISVILLE STATE SCHOOL, REQUIRE ELLISVILLE'S DIRECTOR TO KEEP
48 CERTAIN RECORDS, AUTHORIZE ELLISVILLE'S DIRECTOR TO SELL CERTAIN
49 PRODUCTS OF THE SCHOOL, PROVIDE DISCHARGE PROCEDURES FOR
50 ELLISVILLE PATIENTS, PROVIDE FOR HABEAS CORPUS PROCEEDINGS FOR
51 ELLISVILLE PATIENTS, AUTHORIZE THE RECEIPT OF GIFTS FOR THE
52 SUPPORT OF ELLISVILLE, REQUIRE COUNTIES TO TEMPORARILY PROVIDE FOR
53 THE MAINTENANCE OF INDIGENT MENTALLY RETARDED PERSONS, PROHIBIT
54 COHABITATION WITH MENTALLY RETARDED PERSONS, AND AUTHORIZE THE
55 STERILIZATION OF MENTALLY ILL AND MENTALLY RETARDED PATIENTS; AND
56 FOR RELATED PURPOSES.