

By: Senator(s) Smith (By Request)

To: Corrections;
Appropriations

SENATE BILL NO. 2867

1 AN ACT TO AMEND SECTION 47-5-1207, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE PRIVATE PRISON IN MARSHALL COUNTY TO HOUSE
3 ADDITIONAL STATE INMATES; AND FOR RELATED PURPOSES.

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

5 SECTION 1. Section 47-5-1207, Mississippi Code of 1972, is
6 amended as follows:

7 47-5-1207. (1) The State Prison Emergency Construction and
8 Management Board shall select a suitable site or sites for a
9 public or private facility not to exceed one thousand (1,000) beds
10 in any of the following counties: Lauderdale, Quitman, Perry and
11 Sharkey.

12 (2) The State Prison Emergency Construction and Management
13 Board may contract for the construction, lease, acquisition,
14 improvement, operation and management of a private correctional
15 facility in Marshall County or Wilkinson County for the private
16 incarceration of not more than one thousand (1,000) state inmates
17 at the facility. In addition to the one thousand (1,000) state
18 inmates, the Department of Corrections may contract for an
19 additional five hundred (500) state inmates to be housed at the
20 facility in Marshall County.

21 (3) The State Prison Emergency Construction and Management
22 Board may contract with any county industrial or economic
23 development authority or district for the construction, lease,
24 acquisition, improvement, operation and management of a private
25 correctional facility to be sited or constructed under Laws, 1994
26 First Extraordinary Session, Ch. 26.

27 (4) The State Prison Emergency Construction and Management
28 Board may contract for the construction, lease, acquisition,
29 improvement and operation of two (2) private restitution centers,
30 one of which may be in Bolivar County. The capacity of each
31 restitution center shall not exceed seventy-five (75) state
32 inmates.

33 (5) (a) The State Prison Emergency Construction and
34 Management Board may contract for the special needs facility and
35 services authorized in Sections 47-5-1101 through 47-5-1123.

36 (b) No later than September 15, 1994, the Joint
37 Legislative Committee on Performance Evaluation and Expenditure
38 Review shall determine the state medical cost per inmate day to
39 use as a basis for measuring the validity of ten percent (10%)
40 savings of the contractor cost.

41 (6) Each private contractor and private facility housing
42 state inmates must meet the requirements of Section 47-5-1211
43 through Section 47-5-1227.

44 (7) No additional emergency prisons shall be located in any
45 city and/or county, except upon the submission to the State Prison
46 Emergency Construction and Management Board, of a resolution
47 signed by a majority of the governing authorities of the city
48 and/or county, wherein the proposed prison site is to be located,
49 approving and/or requesting that a prison facility be located at
50 the proposed site.

51 SECTION 2. This act shall take effect and be in force from
52 and after July 1, 2001.