

By: Senator(s) Huggins, Hamilton

To: Corrections;
Appropriations

SENATE BILL NO. 2905

1 AN ACT TO AMEND SECTION 47-5-931, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE DEPARTMENT OF CORRECTIONS TO CONTRACT WITH
3 MONTGOMERY COUNTY FOR A REGIONAL JAIL FOR FEMALE OFFENDERS; TO
4 AMEND SECTION 47-5-933, MISSISSIPPI CODE OF 1972, TO ESTABLISH THE
5 REIMBURSEMENT RATE FOR HOUSING FEMALE OFFENDERS; AND FOR RELATED
6 PURPOSES.

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

8 SECTION 1. Section 47-5-931, Mississippi Code of 1972, is
9 amended as follows:

10 47-5-931. (1) The Department of Corrections, in its
11 discretion, may contract with the board of supervisors of one or
12 more counties and/or with a regional facility jointly operated by
13 two (2) or three (3) counties, to provide for housing, care and
14 control of not more than two hundred fifty (250) offenders who are
15 in the custody of the State of Mississippi. Any facility owned or
16 leased by a county or counties for this purpose shall be designed,
17 constructed, operated and maintained in accordance with American
18 Correctional Association standards, and shall comply with all
19 constitutional standards of the United States and the State of
20 Mississippi, and with all court orders that may now or hereinafter
21 be applicable to the facility. If the Department of Corrections
22 contracts with more than one (1) county to house state offenders
23 in county correctional facilities, excluding a regional facility,
24 then the first of such facilities shall be constructed in Sharkey
25 County and the second of such facilities shall be constructed in
26 Jefferson County.

27 (2) The Department of Corrections shall contract with the
28 boards of supervisors of the following counties to house state

29 inmates in regional facilities: (a) Marion and Walthall Counties;
30 (b) Carroll and Montgomery Counties; (c) Stone and Pearl River
31 Counties; (d) Winston and Choctaw Counties; (e) Kemper and Neshoba
32 Counties; (f) Holmes County and any contiguous county in which
33 there is located an unapproved jail; and (g) Bolivar County and
34 any contiguous county in which there is located an unapproved
35 jail. The Department of Corrections may contract with the boards
36 of supervisors of the following counties to house state inmates in
37 regional facilities: (a) Yazoo County and any contiguous county;
38 (b) Chickasaw County; and (c) George and Greene Counties. The
39 Department of Corrections shall contract with the board of
40 supervisors of Montgomery County for a facility to house not more
41 than Three Hundred (300) female offenders. The Department of
42 Corrections shall decide the order of priority of the counties
43 listed in this subsection with which it will contract for the
44 housing of state inmates. For the purposes of this subsection the
45 term "unapproved jail" means any jail that the local grand jury
46 determines should be condemned or has found to be of substandard
47 condition or in need of substantial repair or reconstruction.

48 SECTION 2. Section 47-5-933, Mississippi Code of 1972, is
49 amended as follows:

50 47-5-933. The Department of Corrections may contract for the
51 purposes set out in Section 47-5-931 for a period of not more than
52 twenty (20) years. The contract may provide that the Department
53 of Corrections pay a fee of up to Twenty-four Dollars and Ninety
54 Cents (\$24.90) per day for each male offender that is housed in
55 the facility. The contract may provide that the Department of
56 Corrections pay a fee not to exceed Twenty-eight Dollars and Fifty
57 Cents (\$28.50) per day for each female offender. The Department
58 of Corrections may include in the contract, as an inflation
59 factor, a three percent (3%) annual increase in the contract
60 price. The state shall retain responsibility for medical care for
61 state offenders to the extent that is required by law.

62 SECTION 3. This act shall take effect and be in force from
63 and after July 1, 2001.