

**\*\*\*Adopted\*\*\*  
AMENDMENT No. 1 PROPOSED TO**

**House Bill NO. 1333**

**By Senator(s) Committee**

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

59           SECTION 1. Section 41-7-73, Mississippi Code of 1972, is  
60 amended as follows:  
61           41-7-73. The term "state institution" or "state  
62 institutions" as used in Sections 41-7-71 through 41-7-95 shall  
63 include the following: Mississippi State Hospital at Whitfield,  
64 Ellisville State School, East Mississippi State Hospital at  
65 Meridian, Mississippi Children's Rehabilitation Center, North  
66 Mississippi Regional Center, Hudspeth Regional Center, South  
67 Mississippi Regional Center, North Mississippi State Hospital at  
68 Tupelo, South Mississippi State Hospital at Purvis, the University  
69 of Mississippi Hospital, \* \* \* Boswell Regional Center, the  
70 Juvenile Rehabilitation Center at Brookhaven, the Specialized  
71 Treatment Facility for the Emotionally Disturbed in Harrison  
72 County, and the Central Mississippi Residential Center at Newton.

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

75           41-17-1. Mississippi State \* \* \* Hospital at

76 Whitfield, \* \* \* East Mississippi State Hospital at Meridian,  
77 North Mississippi State Hospital at Tupelo, South Mississippi  
78 State Hospital at Purvis, the Specialized Treatment Facility for  
79 the Emotionally Disturbed in Harrison County, and the Central  
80 Mississippi Residential Center at Newton are established for the  
81 care and treatment of \* \* \* persons with mental illness, free of  
82 charge, except as otherwise provided.

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

85 41-17-3. The treatment facility for persons with mental  
86 illness established at Meridian by the Act of March 8, 1882, shall  
87 continue to exist as a body politic and corporate, under the name  
88 of the "East Mississippi State Hospital," with all the privileges  
89 conferred and the duties enjoined by law. It may hold and use, as  
90 required by law, all the property, real and personal, belonging or  
91 which may be given to it for the purposes of its establishment.

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

94 41-17-11. The directors of Mississippi State \* \* \* Hospital  
95 at Whitfield, \* \* \* East Mississippi State Hospital at Meridian,  
96 North Mississippi State Hospital at Tupelo, South Mississippi  
97 State Hospital at Purvis, the Specialized Treatment Facility for  
98 the Emotionally Disturbed in Harrison County, and the Central  
99 Mississippi Residential Center at Newton each are authorized to  
100 receive any monies that the United States government may offer as  
101 federal aid in taking care of and giving special attention to  
102 those persons who served with the armed forces of the United  
103 States during time of war \* \* \*, and who are now in, or may  
104 hereafter be in any of those treatment facilities. Each of those  
105 directors is \* \* \* authorized to expend that part of the money

106 paid to him or his treatment facility as aforesaid, according to  
107 his best judgment and the requirements of the United States  
108 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 Health.

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

121 41-19-108. With funds provided by the Legislature, by direct  
122 appropriation or authorized bond issue, with federal matching  
123 funds, or with any other available funds, the Bureau of Building,  
124 Grounds and Real Property Management may construct and equip the  
125 necessary residential and service buildings and other facilities  
126 to care for the residents of Ellisville State School. The general  
127 design of the school and all construction plans shall be approved  
128 and recommended by the State Department of Mental Health.

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

131 41-19-112. Ellisville State School shall be administered by  
132 the State Board of Mental Health. Provisions relating to the  
133 admission and care of residents at the school shall be promulgated  
134 by the board.

135 SECTION 8. The following shall be codified as Section

136 41-19-114, Mississippi Code of 1972:

137 41-19-114. Persons admitted to Ellisville State School shall  
138 be assessed support and maintenance costs in accordance with the  
139 provisions of the state reimbursement laws as they apply to other  
140 state institutions.

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

143 41-19-116. Any person who (a) knowingly and unlawfully or  
144 improperly causes a person to be adjudged mentally retarded, (b)  
145 procures the escape of a legally committed resident or knowingly  
146 conceals an escaped legally committed resident of the school, or  
147 (c) unlawfully brings any firearm, deadly weapon or explosive into  
148 the school or its grounds, or passes any thereof to a resident,  
149 employee or officer of the school, is guilty of a misdemeanor and,  
150 upon conviction, shall be punished by a fine of not less than  
151 Fifty Dollars (\$50.00), nor more than Two Hundred Dollars  
152 (\$200.00), imprisonment for not less than six (6) months, or both.

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

155 41-19-118. The Ellisville State School is designated as a  
156 state agency for carrying out the purposes of any act of the  
157 Congress of the United States, now existing or at any time  
158 hereafter enacted, pertaining to mental retardation.

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

161 41-19-121. The director of the Ellisville State School may  
162 receive free lodging in his institution for himself and his  
163 family, but not free board, nor free supplies from the school.

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

166 41-21-35. The rule as to the legal settlement of paupers  
167 shall apply in cases of persons with mental illness and mental  
168 retardation.

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

171 41-21-63. (1) No person, whether a child or adult, shall be  
172 committed to a public treatment facility except under the  
173 provisions of Sections 41-21-61 through 41-21-107 or 43-21-611 or  
174 43-21-315. However, nothing herein shall be construed to repeal,  
175 alter or otherwise affect the provisions of Section 35-5-31 or to  
176 affect or prevent the commitment of persons to the Veterans  
177 Administration or other agency of the United States under the  
178 provisions of and in the manner specified in those sections.

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

181 (3) The circuit court shall have jurisdiction over persons  
182 ordered evaluated under Sections 99-13-7, 99-13-9 and 99-13-11.\_  
183 No person with unresolved criminal charges pending shall be  
184 civilly committed under Section 41-21-61 through 41-21-107.

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

187 41-21-73. (1) The hearing shall be conducted before the  
188 chancellor. Within a reasonable period of time before the  
189 hearing, notice of same shall be provided the respondent and his  
190 attorney which shall include: (a) notice of the date, time and  
191 place of the hearing; (b) a clear statement of the purpose of the  
192 hearing; (c) the possible consequences or outcome of the hearing;  
193 (d) the facts which have been alleged in support of the need for  
194 commitment; (e) the names, addresses and telephone numbers of the  
195 examiner(s); and (f) other witnesses expected to testify.

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

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

212           (4) If the court finds by clear and convincing evidence that  
213 the proposed patient is a person with mental illness or mental  
214 retardation and, if after careful consideration of reasonable  
215 alternative dispositions, including, but not limited to, dismissal  
216 of the proceedings, the court finds that there is no suitable  
217 alternative to judicial commitment, the court shall commit the  
218 patient for treatment in the least restrictive treatment facility  
219 which can meet the patient's treatment needs.

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

225 \* \* \*.

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

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

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

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

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

241 41-21-77. If admission is ordered at a treatment facility,  
242 the sheriff, his deputy or any other person appointed or  
243 authorized by the court shall immediately deliver the respondent  
244 to the director of the appropriate institution; \* \* \*  
245 however, \* \* \* no person shall be so delivered or admitted until  
246 the director of the admitting institution determines that  
247 facilities and services are available. Persons who have been  
248 ordered committed and are awaiting admission may be given any such  
249 treatment \* \* \* by a licensed physician as is indicated by  
250 standard medical practice. The clerk shall provide the director  
251 of the admitting institution with a certified copy of the court  
252 order, a certified copy of the physicians' and any psychologist's  
253 certificate, a certified copy of the pre-evaluation screening  
254 form, a certified copy of the affidavit, and any other information  
255 available concerning the physical and mental condition of the

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

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

272 41-21-81. If at any time within twenty (20) days after  
273 admission of a patient to a treatment facility the director  
274 determines that the patient is in need of continued  
275 hospitalization, he shall give written notice of his findings,  
276 together with his reasons for such findings, to the respondent,  
277 the patient's attorney, the clerk of the admitting court and the  
278 two (2) nearest relatives or guardian of the patient, if the  
279 addresses of such relatives or guardian are known. The patient,  
280 or any aggrieved relative or friend or guardian shall have sixty  
281 (60) days from the date of such notice to request a hearing on the  
282 question of the patient's commitment for further treatment. The  
283 patient, or any aggrieved relative or guardian or friend, may  
284 request a hearing by filing a written notice of request within  
285 such sixty (60) days with the clerk of the county within which the



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

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

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

310 41-21-82. Prior to the termination of the initial commitment  
311 order, the director of the facility shall cause an impartial  
312 evaluation of the patient to be made in order to assess the extent  
313 to which the grounds for initial commitment persist, the patient  
314 continues to be mentally ill, and alternatives to involuntary  
315 commitment are available. If the results of this impartial

316 evaluation do not support the need for continued commitment, the  
317 patient shall be discharged under Section 41-21-87 without further  
318 hearing being required.

319 If the impartial evaluation determines that the patient  
320 continues to be mentally ill and needs continued inpatient  
321 treatment, the director shall file a written report with the  
322 committing court setting forth in detail the results of this  
323 evaluation and other facts indicating that the patient satisfies  
324 the statutory requirement for continued commitment and the  
325 findings of the examiner to support this conclusion. The court  
326 shall order that the commitment be continued until the director  
327 and treating professionals determine that the patient may be  
328 discharged under Section 41-21-87. If, after reviewing the  
329 director's report, the court finds that the patient continues to  
330 be mentally ill and that there is no alternative to involuntary  
331 commitment, the commitment may be continued.

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

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

337 41-21-83. If a hearing is requested as provided in Section  
338 41-21-74, 41-21-81 or 41-21-99, the court shall not make a  
339 determination of the need for continued commitment unless a  
340 hearing is held and the court finds by clear and convincing  
341 evidence that (a) the person continues to be mentally ill or  
342 mentally retarded; and (b) involuntary commitment is necessary for  
343 the protection of the patient or others; and (c) there is no  
344 alternative to involuntary commitment. Hearings held under this  
345 section shall be in the chancery court of the county where the

346 facility is located; however, if the patient is confined at  
347 Mississippi State Hospital at Whitfield, the hearing shall be  
348 conducted by the chancery court of the First Judicial District of  
349 Hinds County, Mississippi.

350         The hearing shall be held within fourteen (14) days after  
351 receipt by the court of the request for a hearing. The court may  
352 continue the hearing for good cause shown. The clerk shall  
353 ascertain whether the patient is represented by counsel, and, if  
354 the patient is not represented, shall notify the chancellor who  
355 shall appoint counsel for him if the chancellor determines that  
356 the patient for any reason does not have the services of an  
357 attorney; however, the patient may waive the appointment of  
358 counsel subject to the approval of the court. Notice of the time  
359 and place of the hearing shall be served at least seventy-two (72)  
360 hours before the time of the hearing upon the patient, his  
361 attorney, the director, and the person requesting the hearing, if  
362 other than the patient, and any witnesses requested by the patient  
363 or his attorney, or any witnesses the court may deem necessary or  
364 desirable.

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

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

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

378 41-21-87. (1) The director of the treatment facility may  
379 discharge any civilly committed patient upon filing his  
380 certificate of discharge with the clerk of the committing court,  
381 certifying that the patient, in his judgment, no longer poses a  
382 substantial threat of physical harm to himself or others.

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

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

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

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

400 (4) Within twenty-four (24) hours prior to the release or  
401 discharge of any civilly committed patient, other than a temporary  
402 pass due to sickness or death in the patient's family, the  
403 director shall give or cause to be given notice of such release or  
404 discharge to one (1) member of the patient's immediate family,  
405 provided the member of the patient's immediate family has signed

406 the consent to release form provided under subsection (5) and has  
407 furnished in writing a current address and telephone number, if  
408 applicable, to the director for such purpose. The notice to the  
409 family member shall include the psychiatric diagnosis of any  
410 chronic mental disorder incurred by the civilly committed patient  
411 and any medications provided or prescribed to the patient for such  
412 conditions.

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

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

425 41-21-109. (1) The purpose of this section is to provide  
426 modern and efficient rehabilitation facilities for mentally ill or  
427 mentally retarded juvenile offenders in Mississippi, who meet  
428 commitment criteria under Section 41-21-61 et seq. \* \* \*

429 (2) The Department of Finance and Administration, acting  
430 through the Bureau of Building, Grounds and Real Property  
431 Management, using funds from bonds, monies appropriated by the  
432 Legislature for such purposes, federal matching or other federal  
433 funds, federal grants or other available funds from whatever  
434 source, shall provide for by construction, lease, lease-purchase  
435 or otherwise and equip the following juvenile rehabilitation

436 facilities under the jurisdiction and responsibility of the  
437 Mississippi Department of Mental Health: Construction and  
438 equipping of two (2) separate facilities each of which could serve  
439 up to fifty (50) adolescents, and each of which will be located at  
440 sites approved by the Department of Mental Health that would be  
441 specifically designed to serve adolescents who have come into  
442 contact with the judicial system after committing a crime and who  
443 are mentally ill or mentally retarded to the extent that it is not  
444 acceptable to house them with non-handicapped inmates and who meet  
445 commitment criteria as defined by Section 41-21-61. One (1)  
446 50-bed facility shall house mentally ill adolescent offenders.  
447 The other shall house mentally retarded adolescent offenders.  
448 These facilities shall be self-contained and offer a secure but  
449 therapeutic environment allowing persons to be habilitated apart  
450 from persons who are more vulnerable and who have disabilities  
451 that are more disabling. The number of persons admitted to these  
452 facilities shall not exceed the number of beds authorized under  
453 Section 41-21-109 or the number of beds licensed or authorized by  
454 the licensure and certification agency, whichever is less.

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

461       SECTION 21. Sections 41-5-55, 41-5-81, 41-17-5, 41-17-7,  
462 41-17-9, 41-17-13, 41-19-105, 41-19-107, 41-19-109, 41-19-115,  
463 41-19-117, 41-19-119, 41-21-43, 41-21-45, 41-45-1, 41-45-3,  
464 41-45-5, 41-45-7, 41-45-9, 41-45-11, 41-45-13, 41-45-15, 41-45-17  
465 and 41-45-19, Mississippi Code of 1972, which prohibit the

466 apprenticeship of mental patients, provide certain criminal  
467 penalties, provide certain visitation duties for directors of  
468 mental hospitals, exempt resident mental hospital officers from  
469 jury service, require a drug store to be kept at each mental  
470 hospital, require separate accommodations at Whitfield for  
471 alcoholic and drug addicts, provide for the plan of Ellisville  
472 state school, require Ellisville's director to keep certain  
473 records, authorize Ellisville's director to sell certain products  
474 of the school, provide discharge procedures for Ellisville  
475 patients, provide for habeas corpus proceedings for Ellisville  
476 patients, authorize the receipt of gifts for the support of  
477 Ellisville, require counties to temporarily provide for the  
478 maintenance of indigent mentally retarded persons, prohibit  
479 cohabitation with mentally retarded persons, and authorize the  
480 sterilization of mentally ill and mentally retarded patients, are  
481 repealed.

482 SECTION 22. This act shall take effect and be in force from  
483 and after July 1, 2001.

**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 MENTALLY ILL AND MENTALLY RETARDED PERSONS; TO AMEND SECTION  
16 41-21-63, MISSISSIPPI CODE OF 1972, TO CLARIFY THAT THE CIVIL  
17 COMMITMENT LAWS APPLY TO CHILDREN AND ADULTS; TO PROVIDE THAT NO  
18 PERSON WITH UNRESOLVED CRIMINAL CHARGES PENDING SHALL BE COMMITTED

19 UNDER THE CIVIL COMMITMENT LAWS; TO AMEND SECTION 41-21-73,  
20 MISSISSIPPI CODE OF 1972, TO DELETE THE PROVISION OF HOME HEALTH  
21 SERVICES FROM THE ALTERNATIVES TO COMMITMENT TO INPATIENT CARE; TO  
22 AMEND SECTION 41-21-77, MISSISSIPPI CODE OF 1972, TO PROVIDE THAT  
23 WHEN A PERSON IS ORDERED COMMITTED, THE DIRECTOR OF THE ADMITTING  
24 INSTITUTION SHALL BE PROVIDED WITH A CERTIFIED COPY OF THE  
25 PRE-EVALUATION SCREENING FORM; TO AMEND SECTIONS 41-21-81 AND  
26 41-21-83, MISSISSIPPI CODE OF 1972, TO SPECIFY THE COURTS IN WHICH  
27 HEARINGS WILL BE HELD ON THE QUESTION OF A PATIENT'S COMMITMENT  
28 FOR FURTHER TREATMENT; TO AMEND SECTION 41-21-82, MISSISSIPPI CODE  
29 OF 1972, TO PROVIDE THAT BEFORE THE TERMINATION OF THE INITIAL  
30 COMMITMENT, IF THE TREATMENT FACILITY DIRECTOR DETERMINES THAT A  
31 PATIENT CONTINUES TO BE MENTALLY ILL AND NEEDS CONTINUED INPATIENT  
32 TREATMENT, THE COURT SHALL ORDER THAT COMMITMENT BE CONTINUED; TO  
33 AMEND SECTION 41-21-87, MISSISSIPPI CODE OF 1972, TO CLARIFY  
34 CERTAIN PROVISIONS; TO AMEND SECTION 41-21-109, MISSISSIPPI CODE  
35 OF 1972, TO PROVIDE THAT THE REHABILITATION FACILITIES FOR  
36 MENTALLY ILL OR MENTALLY RETARDED JUVENILE OFFENDERS ARE FOR  
37 PERSONS WHO MEET COMMITMENT CRITERIA UNDER THE CIVIL COMMITMENT  
38 LAWS; TO REPEAL SECTIONS 41-5-55, 41-5-81, 41-17-5, 41-17-7,  
39 41-17-9, 41-17-13, 41-19-105, 41-19-107, 41-19-109, 41-19-115,  
40 41-19-117, 41-19-119, 41-21-43, 41-21-45 AND 41-45-1 THROUGH  
41 41-45-19, MISSISSIPPI CODE OF 1972, WHICH PROHIBIT THE  
42 APPRENTICING OF MENTAL PATIENTS, PROVIDE CERTAIN CRIMINAL  
43 PENALTIES, PROVIDE CERTAIN VISITATION DUTIES FOR DIRECTORS OF  
44 MENTAL HOSPITALS, EXEMPT RESIDENT MENTAL HOSPITAL OFFICERS FROM  
45 JURY SERVICE, REQUIRE A DRUG STORE TO BE KEPT AT EACH MENTAL  
46 HOSPITAL, REQUIRE SEPARATE ACCOMMODATIONS AT WHITFIELD FOR  
47 ALCOHOLICS AND DRUG ADDICTS, PROVIDE FOR THE PLAN OF ELLISVILLE  
48 STATE SCHOOL, REQUIRE ELLISVILLE'S DIRECTOR TO KEEP CERTAIN  
49 RECORDS, AUTHORIZE ELLISVILLE'S DIRECTOR TO SELL CERTAIN PRODUCTS  
50 OF THE SCHOOL, PROVIDE DISCHARGE PROCEDURES FOR ELLISVILLE  
51 PATIENTS, PROVIDE FOR HABEAS CORPUS PROCEEDINGS FOR ELLISVILLE  
52 PATIENTS, AUTHORIZE THE RECEIPT OF GIFTS FOR THE SUPPORT OF  
53 ELLISVILLE, REQUIRE COUNTIES TO TEMPORARILY PROVIDE FOR THE  
54 MAINTENANCE OF INDIGENT MENTALLY RETARDED PERSONS, PROHIBIT  
55 COHABITATION WITH MENTALLY RETARDED PERSONS, AND AUTHORIZE THE  
56 STERILIZATION OF MENTALLY ILL AND MENTALLY RETARDED PATIENTS; AND  
57 FOR RELATED PURPOSES.