HOUSE BILL NO. 592
(As Passed the House)

AN ACT TO REENACT SECTION 47-7-49 WHICH REQUIRES CERTAIN
OFFENDERS TO PAY TO THE DEPARTMENT OF CORRECTIONS THIRTY DOLLARS
PER MONTH TO BE DEPOSITED IN THE COMMUNITY SERVICE REVOLVING FUND,
THE CRIME VICTIMS' COMPENSATION FUND AND THE TRAINING REVOLVING
FUND; TO AMEND REENACTED SECTION 47-7-49, MISSISSIPPI CODE OF
1972, TO EXTEND THE REPEALER; AND FOR RELATED PURPOSES.

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

SECTION 1. Section 47-7-49, Mississippi Code of 1972, is
reenacted and amended as follows:

47-7-49. (1) Any offender on probation, parole,
earned-release supervision, post-release supervision, earned
probation or any other offender under the field supervision of the
Community Corrections Division of the department shall pay to the
department the sum of Thirty Dollars ($30.00) per month by
certified check or money order unless a hardship waiver is
granted. A hardship waiver may be granted by the sentencing court
or the Department of Corrections. A hardship waiver may not be
granted for a period of time exceeding ninety (90) days. The
commissioner or his designee shall deposit Twenty-five Dollars
($25.00) of the payments received into a special fund in the State
Treasury, which is hereby created, to be known as the Community
Service Revolving Fund. Expenditures from this fund shall be made
for: (a) the establishment of restitution and satellite centers;
and (b) the establishment, administration and operation of the
department's Drug Identification Program and the intensive and
field supervision program. The Twenty-five Dollars ($25.00) may
be used for salaries and to purchase equipment, supplies and
vehicles to be used by the Community Corrections Division in the
performance of its duties. Expenditures for the purposes...
established in this section may be made from the fund upon 
requisition by the commissioner or his designee.

Of the remaining amount, Three Dollars ($3.00) of the 
payments shall be deposited in the Crime Victims' Compensation 
Fund created in Section 99-41-29, Two Dollars ($2.00) shall be 
deposited into the Training Revolving Fund created pursuant to 
Section 47-7-51. When a person is convicted of a felony in this 
state, in addition to any other sentence it may impose, the court 
may, in its discretion, order the offender to pay a state 
assessment not to exceed the greater of One Thousand Dollars 
($1,000.00) or the maximum fine that may be imposed for the 
offense, into the Crime Victims' Compensation Fund created 
pursuant to Section 99-41-29.

Any federal funds made available to the department for 
training or for training facilities, equipment or services shall 
be deposited in the Correctional Training Revolving Fund created 
in Section 47-7-51. The funds deposited in this account shall be 
used to support an expansion of the department's training program 
to include the renovation of facilities for training purposes, 
purchase of equipment and contracting of training services with 
community colleges in the state.

The offender shall make the initial payment thirty (30) days 
after being released. The monthly payments shall end once the 
offender has completed his term of parole or probation.

No offender shall be required to make this payment for a 
period of time longer than ten (10) years.

(2) The offender may be imprisoned until the payments are 
made if the offender is financially able to make the payments and 
the court in the county where the offender resides so finds, 
subject to the limitations hereinafter set out. The offender 
shall not be imprisoned if the offender is financially unable to 
make the payments and so states to the court in writing, under 
oath, and the court so finds.
(3) This section shall stand repealed from and after June 30, 2003.

SECTION 2. This act shall take effect and be in force from and after June 30, 2002.