

By: Representatives Davis, Flaggs, Hines

To: Juvenile Justice;
Appropriations

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 1366

1 AN ACT TO AMEND SECTION 2, CHAPTER 602, LAWS OF 2002, WHICH
2 CREATES A JUVENILE DETENTION FACILITIES TASK FORCE AND ESTABLISHES
3 ITS DUTIES, TO REESTABLISH THE TASK FORCE AND PROVIDE IT WITH
4 ADDITIONAL DUTIES RELATING TO THE IMPLEMENTATION OF THE UNIFORM
5 STANDARDS THAT HAVE BEEN ESTABLISHED BY THE TASK FORCE; TO EXPAND
6 THE MEMBERSHIP OF THE TASK FORCE; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 2 of Chapter 602, Laws of 2002, is
9 amended as follows:

10 Section 2. (1) There is established a Juvenile Detention
11 Facilities Task Force, the duties of which shall be to develop
12 uniform standards for juvenile detention facilities in the state.
13 The uniform standards shall address the following areas, at a
14 minimum:

- 15 (a) Operations of juvenile detention facilities;
- 16 (b) Programs and services provided by juvenile
17 detention facilities; and
- 18 (c) Training of juvenile detention facility staff.

19 The task force shall utilize the Standards for Juvenile
20 Detention Facilities, 3rd Edition, developed by the American
21 Correctional Association in cooperation with the Commission on
22 Accreditation for Corrections, as a guide for developing the
23 uniform standards.

24 (2) The Juvenile Detention Facilities Task Force established
25 by Section 2, Chapter 602, Laws of 2002, is reestablished on the
26 effective date of House Bill No. 1366, 2003 Regular Session. In
27 addition to the duties described in subsection (1) of this
28 section, the task force shall determine and recommend the
29 following:



30 (a) A state agency to administer and enforce the
31 uniform standards for juvenile detention facilities that have been
32 established by the task force;

33 (b) Appropriate sanctions for noncompliance with the
34 uniform standards to be imposed on juvenile detention facilities
35 by the administering agency that is selected by the task force;

36 (c) The composition and duties of an advisory board
37 that will advise the administering agency selected by the task
38 force on matters relating to juvenile detention facilities;

39 (d) The role of local government in administering
40 juvenile detention centers; and

41 (e) The amount of funding needed to staff and
42 facilitate the administering agency described in paragraph (a) of
43 this subsection in its duties relating to juvenile detention
44 centers, together with the sources and methods of providing that
45 funding.

46 (3) The task force shall consist of seventeen (17) members
47 as follows:

48 (a) Two (2) administrators of juvenile detention
49 centers, appointed by the Executive Director of the Division of
50 Public Safety Planning of the Department of Public Safety;

51 (b) One (1) representative of the Office of Youth
52 Services of the Department of Human Services;

53 (c) One (1) representative of the Division of Public
54 Safety Planning of the Department of Public Safety;

55 (d) One (1) representative of the State Department of
56 Health;

57 (e) One (1) representative of the Mississippi
58 Association of Supervisors;

59 (f) One (1) representative of education, appointed by
60 the State Superintendent of Public Education;

61 (g) One (1) county sheriff who is a representative of
62 the Mississippi Sheriff's Association;



63 (h) One (1) representative of a youth advocacy
64 organization or group, appointed by the Director of the Office of
65 Youth Services of the Department of Human Services;

66 (i) One (1) youth court judge who is a representative
67 of the Mississippi Council of Youth Court Judges;

68 (j) Two (2) members of the Juvenile Justice Committee
69 of the Mississippi House of Representatives, appointed by the
70 Speaker of the House;

71 (k) Two (2) members of the Juvenile Justice Committee
72 of the Mississippi Senate, appointed by the Lieutenant
73 Governor; * * *

74 (l) One (1) attorney who has experience in youth court
75 matters, appointed by the Executive Director of the Division of
76 Public Safety Planning of the Department of Public Safety; and

77 (m) Two (2) members from the faith-based community,
78 appointed by the Governor.

79 (4) At its first meeting, the task force shall elect a
80 chairman and vice chairman from its membership, and shall adopt
81 rules for transacting its business and keeping records. If
82 sufficient funds are available to the task force for that purpose,
83 members of the task force may receive a per diem in the amount
84 provided in Section 25-3-69 for each day engaged in the business
85 of the task force, and members of the task force other than the
86 legislative members may receive reimbursement for travel expenses
87 incurred while engaged in official business of the task force in
88 accordance with Section 25-3-41.

89 (5) Before November 1, 2003, the task force shall make a
90 report of its work and recommendations, and it shall submit a copy
91 of the report to the Legislature and the Governor.

92 (6) The task force shall be assigned to the Division of
93 Public Safety Planning of the Department of Public Safety for
94 administrative purposes only, and the Division of Public Safety
95 Planning shall designate staff to assist the task force. The task



96 force may solicit grants, donations and other funds, and may
97 accept and expend any funds that are made available to the task
98 force to carry out its purpose. However, no state general funds
99 may be used to pay any expenses of the task force.

100 (7) All agencies, departments, offices and institutions of
101 the state, including the state universities and the community and
102 junior colleges, shall cooperate with the task force with such
103 assistance as requested by the task force.

104 (8) After the presentation of its report to the Legislature
105 and the Governor, the task force shall be dissolved.

106 **SECTION 2.** This act shall take effect and be in force from
107 and after its passage.

