

By: Representatives Malone, Fleming

To: Corrections

HOUSE BILL NO. 781

1 AN ACT TO PROVIDE THAT CERTAIN GOVERNMENTAL AUTHORITIES AND
2 PRIVATE PRISONS MUST RECEIVE APPROVAL OF MISSISSIPPI PRISONS
3 INDUSTRIES CORPORATION BEFORE PROCURING GOODS OR SERVICES FROM ANY
4 ENTITY THAT EMPLOYS OR USES INMATES OF A CORRECTIONAL SYSTEM OF
5 ANOTHER STATE; TO AMEND SECTION 47-5-549, MISSISSIPPI CODE OF
6 1972, TO AUTHORIZE MISSISSIPPI PRISONS INDUSTRIES CORPORATION TO
7 GIVE APPROVAL FOR SUCH PROCUREMENT OF GOODS OR SERVICES; AND FOR
8 RELATED PURPOSES.

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

10 **SECTION 1.** No governing authority, as defined in Section
11 31-7-1, may procure goods or services from any entity that employs
12 or uses inmates of a correctional system of another state unless
13 Mississippi Prison Industries Corporation, created under the
14 Mississippi Prison Industries Act of 1990, approves or gives
15 consent to the procurement of such goods or services.

16 **SECTION 2.** No privately operated correctional facility, as
17 described in Section 47-4-1 et seq., may procure goods or services
18 from any entity that employs or uses inmates of a correctional
19 system of another state unless Mississippi Prison Industries
20 Corporation, created under the Mississippi Prison Industries Act
21 of 1990, approves or gives consent to the procurement of such
22 goods or services.

23 **SECTION 3.** No private correctional facility established by
24 the State Prison Emergency Construction and Management Board may
25 procure goods or services from any entity that employs or uses
26 inmates of a correctional system of another state unless
27 Mississippi Prison Industries Corporation, created under the
28 Mississippi Prison Industries Act of 1990, approves or gives
29 consent to the procurement of such goods or services.

30 **SECTION 4.** Section 47-5-549, Mississippi Code of 1972, is
31 amended as follows:

32 47-5-549. (1) Any service or item manufactured, processed,
33 grown or produced by the corporation from its prison industries
34 may be furnished or sold to any legislative, executive or judicial
35 branch of the state, any political subdivision or any governing
36 authority of the state, any other state, any school, college or
37 university of the state, any foreign government, any agency of the
38 federal government or to any private entity. The corporation
39 shall make reasonable efforts to purchase raw materials from
40 in-state vendors. The prices for industry-made products shall be
41 established by the board of directors of the corporation or its
42 designee.

43 (2) The corporation is authorized to provide approval or
44 consent for purchases made pursuant to Sections 1 and 2 of House
45 Bill _No. _____, 2004 Regular Session.

46 **SECTION 5.** This act shall take effect and be in force from
47 and after July 1, 2004.