

By: Senator(s) Huggins, Jordan

To: Corrections

SENATE BILL NO. 2602

1 AN ACT TO AMEND SECTION 47-5-20, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE COMMISSIONER OF CORRECTIONS TO TRANSFER EMPLOYEES TO  
3 ANY FACILITY OF THE DEPARTMENT OF CORRECTIONS; AND FOR RELATED  
4 PURPOSES.

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

6 **SECTION 1.** Section 47-5-20, Mississippi Code of 1972, is  
7 amended as follows:

8 47-5-20. The commissioner shall have the following powers  
9 and duties:

- 10 (a) To establish the general policy of the department;
- 11 (b) To approve proposals for the location of new  
12 facilities, for major renovation activities, and for the creation  
13 of new programs and divisions within the department as well as for  
14 the abolition of the same; provided, however, that the  
15 commissioner shall approve the location of no new facility unless  
16 the board of supervisors of the county or the governing  
17 authorities of the municipality in which the new facility is to be  
18 located shall have had the opportunity with at least sixty (60)  
19 days' prior notice to disapprove the location of the proposed  
20 facility. If either the board of supervisors or the governing  
21 authorities shall disapprove the facility, it shall not be located  
22 in that county or municipality. Said notice shall be made by  
23 certified mail, return receipt requested, to the members of the  
24 board or governing authorities and to the clerk thereof;

- 25 (c) Except as otherwise provided or required by law, to  
26 open bids and approve the sale of any products or manufactured  
27 goods by the department according to applicable provisions of law  
28 regarding bidding and sale of state property, and according to

29 rules and regulations established by the State Fiscal Management  
30 Board; \* \* \*

31 (d) To transfer, in his discretion, employees of the  
32 department to any other facility of the department; and

33 (e) To adopt administrative rules and regulations  
34 including, but not limited to, offender transfer procedures, award  
35 of administrative earned time, personnel procedures, transfer of  
36 employees between facilities and employment practices.

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