

***** Pending *****

COMMITTEE AMENDMENT NO 1 PROPOSED TO

Senate Bill No. 2602

BY: Committee

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

7 **SECTION 1.** Section 47-5-20, Mississippi Code of 1972, is
8 amended as follows:
9 47-5-20. The commissioner shall have the following powers
10 and duties:
11 (a) To establish the general policy of the department;
12 (b) To approve proposals for the location of new
13 facilities, for major renovation activities, and for the creation
14 of new programs and divisions within the department as well as for
15 the abolition of the same; provided, however, that the
16 commissioner shall approve the location of no new facility unless
17 the board of supervisors of the county or the governing
18 authorities of the municipality in which the new facility is to be
19 located shall have had the opportunity with at least sixty (60)
20 days' prior notice to disapprove the location of the proposed
21 facility. If either the board of supervisors or the governing
22 authorities shall disapprove the facility, it shall not be located
23 in that county or municipality. Said notice shall be made by
24 certified mail, return receipt requested, to the members of the
25 board or governing authorities and to the clerk thereof;

26 (c) Except as otherwise provided or required by law, to
27 open bids and approve the sale of any products or manufactured
28 goods by the department according to applicable provisions of law
29 regarding bidding and sale of state property, and according to
30 rules and regulations established by the State Fiscal Management
31 Board; * * *

32 (d) To transfer, in his discretion, any employee of the
33 department within the facility in which the employee is currently
34 employed; and

35 (e) To adopt administrative rules and regulations
36 including, but not limited to, offender transfer procedures, award
37 of administrative earned time, personnel procedures, transfer of
38 any employee within the facility in which the employee is
39 currently employed and employment practices.

40 This section shall stand repealed from and after July 1,
41 2005.

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

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 47-5-20, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE COMMISSIONER OF CORRECTIONS TO TRANSFER ANY EMPLOYEE
3 OF THE DEPARTMENT WITHIN THE FACILITY IN WHICH THE EMPLOYEE IS
4 CURRENTLY EMPLOYED; TO ADD A REPEAL DATE OF JULY 1, 2005, ON THIS
5 SECTION; AND FOR RELATED PURPOSES.