

Senate Amendments to House Bill No. 654

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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

8 **SECTION 1.** The following section shall be codified as
9 Section 47-7-4, Mississippi Code of 1972:

10 47-7-4. The commissioner and the medical director of the
11 department may place an offender who has served not less than one
12 (1) year of his sentence, except an offender convicted of a sex
13 crime, on conditional medical release. The commissioner shall not
14 place an offender on conditional medical release unless the
15 medical director of the department certifies to the commissioner
16 that (a) the offender is suffering from a significant permanent
17 physical medical condition with no possibility of recovery; (b)
18 that his further incarceration will serve no rehabilitative
19 purposes; and (c) that the state would incur unreasonable expenses
20 as a result of his continued incarceration. Any offender placed
21 on conditional medical release shall be supervised by the Division
22 of Community Corrections of the department for the remainder of
23 his sentence. An offender's conditional medical release may be
24 revoked and the offender returned and placed in actual custody of
25 the department if the offender violates an order or condition of
26 his conditional medical release.

27 **SECTION 2.** This act shall take effect and be in force from
28 and after July 1, 2004.

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

1 AN ACT TO CREATE SECTION 47-7-4, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE FOR THE CONDITIONAL MEDICAL RELEASE OF INMATES WITH A
3 PERMANENT PHYSICAL AND MEDICAL CONDITION WITH NO POSSIBILITY OF
4 RECOVERY; TO PROVIDE THAT THE DEPARTMENT OF CORRECTIONS SHALL

5 SUPERVISE INMATES PLACED ON MEDICAL RELEASE; TO PROVIDE THAT AN
6 INMATE'S MEDICAL RELEASE MAY BE REVOKED; AND FOR RELATED PURPOSES.

SS02\HB654A.1J

John O. Gilbert
Secretary of the Senate