

## Senate Amendments to House Bill No. 686

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:

9           **SECTION 1.** Section 47-5-138.1, Mississippi Code of 1972, is  
10 amended as follows:

11           47-5-138.1. (1) In addition to any other administrative  
12 reduction of sentence, an offender in trusty status as defined by  
13 the classification board of the Department of Corrections may be  
14 awarded a trusty time allowance of thirty (30) days' reduction of  
15 sentence for each thirty (30) days of participation during any  
16 calendar month in an approved program while in trusty status,  
17 including satisfactory participation in education or instructional  
18 programs, satisfactory participation in work projects and  
19 satisfactory participation in any special incentive program.

20           (2) An offender in trusty status shall not be eligible for a  
21 reduction of sentence under this section if:

22                   (a) The offender was sentenced to life imprisonment;

23                   (b) The offender was convicted as an habitual offender  
24 under Sections 99-19-81 through 99-19-87;

25                   (c) The offender was convicted of a sex crime;

26                   (d) The offender has not served the mandatory time  
27 required for parole eligibility, as prescribed under Section  
28 47-7-3, for a conviction of robbery or attempted robbery through  
29 the display of a deadly weapon, carjacking through the display of  
30 a deadly weapon or a drive-by shooting;

31                   (e) The offender was convicted of violating Section  
32 41-29-139(a) and sentenced under Section 41-29-139(b) or  
33 41-29-139(f); or

34                   (f) The offender was convicted of trafficking in  
35 controlled substances under Section 41-29-139.

36           **SECTION 2.** This act shall take effect and be in force from  
37 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 47-5-138.1, MISSISSIPPI CODE OF 1972,  
2 TO INCREASE THE REDUCTION OF SENTENCE THAT MAY BE AWARDED AS A  
3 TRUSTY TIME ALLOWANCE FOR A TRUSTY WHO PARTICIPATES DURING ANY  
4 CALENDAR MONTH IN AN APPROVED PROGRAM; TO PROVIDE THAT CERTAIN  
5 OFFENDERS WHO ARE IN TRUSTY STATUS SHALL NOT BE ELIGIBLE TO  
6 RECEIVE A TRUSTY TIME ALLOWANCE FOR A REDUCTION OF SENTENCE; AND  
7 FOR RELATED PURPOSES.

SS01\HB686A.J

John O. Gilbert  
Secretary of the Senate