

By: Representative Warren

To: Corrections

HOUSE BILL NO. 769

1 AN ACT TO AMEND SECTION 47-5-940, MISSISSIPPI CODE OF 1972,
2 WHICH AUTHORIZES THE DEPARTMENT OF CORRECTIONS TO CONTRACT WITH
3 THE BOLIVAR COUNTY REGIONAL FACILITY TO ESTABLISH AN ALCOHOL AND
4 DRUG TREATMENT CENTER; TO EXTEND THE DATE OF REPEAL ON THIS
5 SECTION FROM JANUARY 1, 2008, TO JANUARY 1, 2010; AND FOR RELATED
6 PURPOSES.

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

8 **SECTION 1.** Section 47-5-940, Mississippi Code of 1972, is
9 amended as follows:

10 47-5-940. (1) (a) The Department of Corrections may
11 contract with the Bolivar County Regional Facility for a five-year
12 pilot program dedicated to an intensive and comprehensive alcohol
13 and other drug treatment program for not more than two hundred
14 fifty (250) inmates. The Bolivar County Regional Facility shall
15 have the option of canceling the contract for the drug treatment
16 program after giving the Department of Corrections thirty (30)
17 days' notice of its intent to cancel. The program shall be a
18 prison-based treatment program designed to reduce substance abuse
19 by inmates, correct dysfunctional thinking and behavioral
20 patterns, and prepare inmates to make a successful and crime-free
21 readjustment to the community.

22 (b) The Department of Corrections shall reimburse the
23 Bolivar County Regional Facility at the per diem rate allowed
24 under Section 47-5-933.

25 (2) (a) An inmate who is within eighteen (18) months of his
26 earned release date or parole date may be placed in the program.

27 (b) The Department of Corrections shall remove any
28 inmate within seventy-two (72) hours after being notified by the

29 Bolivar County Regional Facility that the inmate is violent or
30 refuses to participate in the drug treatment program.

31 (3) The program shall consist, but is not limited to, the
32 following components:

33 (a) An assessment and placement component using a
34 recidivism needs assessment of the inmates;

35 (b) An intensive and comprehensive treatment and
36 rehabilitation component which addresses the specific drug or
37 alcohol problem of the inmate that shall include relapse
38 prevention strategies, anger management strategies and regimented
39 discipline strategies;

40 (c) An aftercare post-release component that has a
41 specific transition plan for each inmate that addresses specific
42 post-release needs such as employment, housing, medical care,
43 relapse prevention and treatment and requires personnel to assist
44 the inmate with such needs and assists in finding community-based
45 programs for the inmate, and the plan shall require the inmate to
46 be tracked in at least thirty-day intervals to measure compliance
47 with his or her established transition plan; and

48 (d) A monitoring assessment of recidivism containing
49 post-release history of substance abuse, breaches of trust,
50 arrests, convictions, employment, community functioning, and
51 marital and family interaction.

52 (4) The department shall file a report annually on the
53 program with specific data on recidivism of inmates including the
54 data required in subsection (3)(d).

55 (5) The program authorized under this section may be renewed
56 if it meets performance requirements as may be determined by the
57 Legislature.

58 (6) This section shall repeal on January 1, 2010.

59 **SECTION 2.** This act shall take effect and be in force from
60 and after July 1, 2007.