

REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER AND MADAM PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 985: Correctional regional facility; authorize Department of Corrections to contract with Washington, Hinds and Alcorn Counties for.

We, therefore, respectfully submit the following report and recommendation:

1. That the Senate recede from its Amendment No. 1.
2. That the House and Senate adopt the following amendment:

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

12 **SECTION 1.** Section 47-5-931, Mississippi Code of 1972, is
13 amended as follows:
14 47-5-931. (1) The Department of Corrections, in its
15 discretion, may contract with the board of supervisors of one or
16 more counties and/or with a regional facility * * * operated by
17 one (1) or more counties, to provide for housing, care and control
18 of not more than three hundred (300) offenders who are in the
19 custody of the State of Mississippi. Any facility owned or leased
20 by a county or counties for this purpose shall be designed,
21 constructed, operated and maintained in accordance with American
22 Correctional Association standards, and shall comply with all
23 constitutional standards of the United States and the State of
24 Mississippi, and with all court orders that may now or hereinafter
25 be applicable to the facility. If the Department of Corrections
26 contracts with more than one (1) county to house state offenders
27 in county correctional facilities, excluding a regional facility,
28 then the first of such facilities shall be constructed in Sharkey
29 County and the second of such facilities shall be constructed in
30 Jefferson County.

31 (2) The Department of Corrections shall contract with the
32 boards of supervisors of the following counties to house state

33 inmates in regional facilities: (a) Marion and Walthall Counties;
34 (b) Carroll and Montgomery Counties; (c) Stone and Pearl River
35 Counties; (d) Winston and Choctaw Counties; (e) Kemper and Neshoba
36 Counties; (f) Holmes County and any contiguous county in which
37 there is located an unapproved jail; and (g) Bolivar County and
38 any contiguous county in which there is located an unapproved
39 jail. The Department of Corrections may contract with the boards
40 of supervisors of the following counties to house state inmates in
41 regional facilities: (a) Yazoo County * * *, (b) Chickasaw
42 County, (c) George and Greene Counties, (d) Washington County, (e)
43 Hinds County, and (f) Alcorn County. The Department of
44 Corrections shall decide the order of priority of the counties
45 listed in this subsection with which it will contract for the
46 housing of state inmates. For the purposes of this subsection the
47 term "unapproved jail" means any jail that the local grand jury
48 determines should be condemned or has found to be of substandard
49 condition or in need of substantial repair or reconstruction.

50 (3) In addition to the number of offenders authorized to be
51 housed under subsection (1) of this section, the Department of
52 Corrections may contract with the Kemper and Neshoba regional
53 facility to provide for housing, care and control of not more than
54 seventy-five (75) female offenders who are in the custody of the
55 State of Mississippi.

56 **SECTION 2.** Section 47-5-933, Mississippi Code of 1972, is
57 amended as follows:

58 47-5-933. The Department of Corrections may contract for the
59 purposes set out in Section 47-5-931 for a period of not more than
60 twenty (20) years. The contract may provide that the Department
61 of Corrections pay a fee of up to Twenty-nine Dollars and
62 Seventy-four Cents (\$29.74) per day for each offender that is
63 housed in the facility. The Department of Corrections may include
64 in the contract, as an inflation factor, a three percent (3%)

65 annual increase in the contract price. The state shall retain
66 responsibility for medical care for state offenders to the extent
67 that is required by law.

68 **SECTION 3.** This act shall take effect and be in force from
69 and after July 1, 2007.

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

1 AN ACT TO AMEND SECTION 47-5-931, MISSISSIPPI CODE OF 1972,
2 TO AUTHORIZE THE DEPARTMENT OF CORRECTIONS TO CONTRACT WITH THE
3 BOARDS OF SUPERVISORS OF WASHINGTON, HINDS AND ALCORN COUNTIES TO
4 HOUSE STATE INMATES IN A REGIONAL FACILITY; TO PROVIDE THAT THE
5 DEPARTMENT OF CORRECTIONS MAY CONTRACT WITH THE KEMPER/NESHOBA
6 REGIONAL CORRECTIONAL FACILITY TO HOUSE FEMALE OFFENDERS; TO AMEND
7 SECTION 47-5-933, MISSISSIPPI CODE OF 1972, TO INCREASE THE AMOUNT
8 FROM \$24.90 TO \$29.74 THAT THE DEPARTMENT OF CORRECTIONS PAYS TO
9 REGIONAL FACILITIES FOR THE HOUSING OF STATE OFFENDERS; AND FOR
10 RELATED PURPOSES.

CONFEREES FOR THE HOUSE

X (SIGNED)
Malone

X (SIGNED)
Ward

X (SIGNED)
Vince

CONFEREES FOR THE SENATE

X (SIGNED)
Doxey

(NOT SIGNED)
Gordon

X (SIGNED)
Jackson (32nd)