

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2585**

**BY: Committee**

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

6           **SECTION 1.** Section 47-7-5, Mississippi Code of 1972, is  
7 amended as follows:  
8           47-7-5. (1) The State Parole Board, created under former  
9 Section 47-7-5, is hereby created, continued and reconstituted and  
10 shall be composed of five (5) members. The Governor shall appoint  
11 the members with the advice and consent of the Senate. All terms  
12 shall be at the will and pleasure of the Governor. Any vacancy  
13 shall be filled by the Governor, with the advice and consent of  
14 the Senate. The Governor shall appoint a chairperson of the  
15 board.  
16           (2) Any person who is appointed to serve on the board shall  
17 possess at least a bachelor's degree or a high school diploma and  
18 four (4) years' work experience. Each member shall devote his or  
19 her full time to the duties of his or her office and shall not  
20 engage in any other business or profession or hold any other  
21 public office. A member shall not receive compensation or per  
22 diem in addition to his or her salary as prohibited under Section  
23 25-3-38. Each member shall keep such hours and workdays as  
24 required of full-time state employees under Section 25-1-98.

25 Individuals shall be appointed to serve on the board without  
26 reference to their political affiliations. Each board member,  
27 including the chairperson, may be reimbursed for actual and  
28 necessary expenses as authorized by Section 25-3-41.

29 (3) The board shall have exclusive responsibility for the  
30 granting of parole as provided by Sections 47-7-3 and 47-7-17 and  
31 shall have exclusive authority for revocation of the same. The  
32 board shall have exclusive responsibility for investigating  
33 clemency recommendations upon request of the Governor.

34 (4) The board, its members and staff, shall be immune from  
35 civil liability for any official acts taken in good faith and in  
36 exercise of the board's legitimate governmental authority.

37 (5) The budget of the board shall be funded through a  
38 separate line item within the general appropriation bill for the  
39 support and maintenance of the department. Employees of the  
40 department which are employed by or assigned to the board shall  
41 work under the guidance and supervision of the board. There shall  
42 be an executive secretary to the board who shall be responsible  
43 for all administrative and general accounting duties related to  
44 the board. The executive secretary shall keep and preserve all  
45 records and papers pertaining to the board.

46 (6) The board shall have no authority or responsibility for  
47 supervision of offenders granted a release for any reason,  
48 including, but not limited to, probation, parole or executive  
49 clemency or other offenders requiring the same through interstate  
50 compact agreements. The supervision shall be provided exclusively  
51 by the staff of the Division of Community Corrections of the  
52 department.

53 (7) (a) The Parole Board is authorized to select and place  
54 offenders in an electronic monitoring program under the conditions  
55 and criteria imposed by the Parole Board. The conditions,  
56 restrictions and requirements of Section 47-7-17 and Sections

57 47-5-1001 through 47-5-1015 shall apply to the Parole Board and  
58 any offender placed in an electronic monitoring program by the  
59 Parole Board.

60 (b) Any offender placed in an electronic monitoring  
61 program under this subsection shall pay the program fee provided  
62 in Section 47-5-1013. The program fees shall be deposited in the  
63 special fund created in Section 47-5-1007.

64 (c) The department shall have absolute immunity from  
65 liability for any injury resulting from a determination by the  
66 Parole Board that an offender be placed in an electronic  
67 monitoring program.

68 (8) (a) The Parole Board shall maintain a central registry  
69 of paroled inmates. The Parole Board shall place the following  
70 information on the registry: name, address, photograph, crime for  
71 which paroled, the date of the end of parole or flat-time date and  
72 other information deemed necessary. The Parole Board shall  
73 immediately remove information on a parolee at the end of his or  
74 her parole or flat-time date.

75 (b) When a person is placed on parole, the Parole Board  
76 shall inform the parolee of the duty to report to the parole  
77 officer any change in address ten (10) days before changing  
78 address.

79 (c) The Parole Board shall utilize an Internet Web site  
80 or other electronic means to release or publish the information.

81 (d) Records maintained on the registry shall be open to  
82 law enforcement agencies and the public and shall be available no  
83 later than July 1, 2003.

84 (9) This section shall stand repealed on July 1, 2008.

85 **SECTION 2.** This act shall take effect and be in force from  
86 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 47-7-5, MISSISSIPPI CODE OF 1972,  
2 WHICH CREATES THE STATE PAROLE BOARD AND PRESCRIBES ITS DUTIES AND  
3 REQUIRES THE BOARD TO MAINTAIN A CENTRAL REGISTRY OF PAROLED  
4 INMATES; AND FOR RELATED PURPOSES.