

**No Action
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 405

BY: Committee

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

5 **SECTION 1.** Section 47-5-940, Mississippi Code of 1972, is
6 amended as follows:
7 47-5-940. (1) (a) The Department of Corrections may
8 contract with the Bolivar County Regional Facility for a five-year
9 pilot program dedicated to an intensive and comprehensive alcohol
10 and other drug treatment program for not more than two hundred
11 fifty (250) inmates. The Bolivar County Regional Facility shall
12 have the option of canceling the contract for the drug treatment
13 program after giving the Department of Corrections thirty (30)
14 days' notice of its intent to cancel. The program shall be a
15 prison-based treatment program designed to reduce substance abuse
16 by inmates, correct dysfunctional thinking and behavioral
17 patterns, and prepare inmates to make a successful and crime-free
18 readjustment to the community.
19 (b) The Department of Corrections shall reimburse the
20 Bolivar County Regional Facility at the per diem rate allowed
21 under Section 47-5-933.
22 (2) (a) An inmate who is within eighteen (18) months of his
23 earned release date or parole date may be placed in the program.

24 (b) The Department of Corrections shall remove any
25 inmate within seventy-two (72) hours after being notified by the
26 Bolivar County Regional Facility that the inmate is violent or
27 refuses to participate in the drug treatment program.

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

30 (a) An assessment and placement component using a
31 recidivism needs assessment of the inmates;

32 (b) An intensive and comprehensive treatment and
33 rehabilitation component which addresses the specific drug or
34 alcohol problem of the inmate. This component shall include
35 relapse prevention strategies, anger management strategies and
36 regimented discipline strategies.

37 (c) An aftercare post-release component that has a
38 specific transition plan for each inmate. The transition plan
39 must address specific post-release needs such as employment,
40 housing, medical care, relapse prevention and treatment. The plan
41 shall require personnel to assist the inmate with these needs and
42 to assist in finding community-based programs for the inmate. The
43 plan shall require the inmate to be tracked in at least thirty-day
44 intervals to measure compliance with his established transition
45 plan.

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

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

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

56 (6) This section shall repeal on July 3, 2009.

57 **SECTION 2.** This act shall take effect and be in force from
58 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 47-5-940, MISSISSIPPI CODE OF 1972,
2 TO EXTEND THE REPEALER ON THE ALCOHOL AND DRUG TREATMENT PROGRAM
3 AT THE BOLIVAR COUNTY REGIONAL FACILITY; AND FOR RELATED PURPOSES.