

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

House Bill No. 766

BY: Committee

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

5 **SECTION 1.** Section 99-37-19, Mississippi Code of 1972, is
6 amended as follows:
7 99-37-19. The boards of supervisors of the several counties
8 and the governing authorities of municipalities are hereby
9 authorized to cooperate with the Department of Corrections in the
10 establishment of restitution centers. Such centers may house both
11 probationers referred by the circuit courts as well as inmates
12 transferred from other facilities of the Department of Corrections
13 as provided in Section 47-5-110. In order to qualify for
14 placement in a restitution center, an offender must: (a) be
15 convicted of a nonviolent offense that constitutes a felony, (b)
16 not be convicted of a sex crime, and (c) not have drug, alcohol,
17 emotional or physical problems so serious that the offender
18 appears unlikely to meet obligations of the restitution program.
19 Such centers shall be operated by the Department of Corrections.
20 County or municipal property may be utilized with the approval of
21 the board of supervisors or municipal governing authority for the
22 construction, renovation and maintenance of facilities owned by
23 the state or a local political subdivision. Such facility may be

24 leased to the Department of Corrections for a period of time for
25 use as a restitution center.

26 It is the intent of this section that county and local
27 governments contribute only to the establishment, renovation and
28 maintenance of the physical plant of a restitution center and that
29 the Department of Corrections support the operation of, and have
30 sole jurisdiction over and responsibility for offenders in, such
31 restitution program.

32 This section shall stand repealed on July 1, 2011.

33 **SECTION 2.** This act shall take effect and be in force from
34 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 99-37-19, MISSISSIPPI CODE OF 1972,
2 BY EXTENDING THE REPEALER ON THE ESTABLISHMENT OF RESTITUTION
3 CENTERS; AND FOR RELATED PURPOSES.