

By: Representative Dickson

To: Corrections

## HOUSE BILL NO. 385

1 AN ACT TO REQUIRE THE DEPARTMENT OF CORRECTIONS TO CONDUCT  
2 ONE OR MORE PILOT PROGRAMS BANNING SMOKING AT STATE CORRECTIONAL  
3 FACILITIES; TO PROVIDE THAT PARTICIPANTS IN THE PILOT PROGRAMS  
4 SHALL BE VOLUNTEERS; TO PROVIDE THAT THE DEPARTMENT OF CORRECTIONS  
5 SHALL PAY THE EXPENSES FOR ADMINISTERING SUCH PROGRAMS; TO REQUIRE  
6 THE DEPARTMENT TO REPORT TO THE LEGISLATIVE CORRECTION COMMITTEES  
7 ON THE STATUS OF THE PROGRAMS; AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** (1) The Department of Corrections shall conduct  
10 one or more pilot programs banning smoking both inside buildings  
11 and on the grounds of state correctional facilities and shall  
12 administer smoking cessation programs for staff and inmates.

13 (2) As used in this section, "tobacco products" means  
14 cigars, cigarettes, snuff, loose tobacco or similar goods made  
15 with any part of the tobacco plant that are prepared or used for  
16 smoking, chewing, dipping or other personal use.

17 (3) The pilot smoking cessation programs shall be available  
18 to inmates and staff on a volunteer basis, and no person shall be  
19 compelled or coerced to participate.

20 (4) The smoking cessation program shall include instructions  
21 and education that will help inmates and staff cease the use of  
22 tobacco products and remain smoke free.

23 (5) The cost of administering the pilot smoking cessation  
24 program shall be paid from existing funds available to the  
25 Department of Corrections.

26 (6) The Department of Corrections may use services,  
27 personnel and resources donated by nongovernmental agencies and  
28 organizations to implement this program.



29           (7) The Department of Corrections shall report to both the  
30 House and Senate Corrections Committees on or before January 15,  
31 2012, on the progress and status of the pilot programs.

32           **SECTION 2.** This act shall take effect and be in force from  
33 and after July 1, 2011.

