

By: Representative Gipson

To: Judiciary B

HOUSE BILL NO. 805

1 AN ACT TO AMEND SECTION 99-19-81, MISSISSIPPI CODE OF 1972,  
2 TO AUTHORIZE REDUCTION OF SENTENCE FOR HABITUAL OFFENDERS WHEN THE  
3 DISTRICT ATTORNEY AND APPLICABLE CIRCUIT COURT AGREE TO SUCH  
4 REDUCTION; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 99-19-81, Mississippi Code of 1972, is  
7 amended as follows:

8 99-19-81. Every person convicted in this state of a felony  
9 who shall have been convicted twice previously of any felony or  
10 federal crime upon charges separately brought and arising out of  
11 separate incidents at different times and who shall have been  
12 sentenced to separate terms of one (1) year or more in any state  
13 and/or federal penal institution, whether in this state or  
14 elsewhere, shall be sentenced to the maximum term of imprisonment  
15 prescribed for such felony, and such sentence shall not be reduced  
16 or suspended \* \* \*, unless the district attorney and the circuit  
17 court with jurisdiction over such person agree to a sentence that  
18 is less than the maximum term of imprisonment, but the person  
19 shall \* \* \* not be eligible for parole or probation.



20           **SECTION 2.** This act shall take effect and be in force from  
21 and after July 1, 2018.

