

By: Representative Kinkade

To: Corrections

HOUSE BILL NO. 1172

1 AN ACT TO AMEND SECTION 47-7-3.1, MISSISSIPPI CODE OF 1972,
 2 TO PROVIDE THAT THE REQUIREMENT OF THE DEPARTMENT OF CORRECTIONS
 3 TO DEVELOP A CASE PLAN FOR ALL PAROLE ELIGIBLE INMATES SHALL ONLY
 4 BE APPLICABLE TO THOSE CONVICTED AFTER JULY 1, 2014; TO REMOVE
 5 CERTAIN TIME FRAMES CONCERNING THE DEPARTMENT IN THE DEVELOPMENT
 6 OF SUCH CASE PLANS; TO PROVIDE THAT THE DEPARTMENT SHALL, BY RULES
 7 AND REGULATIONS, ESTABLISH A METHOD DETERMINING AN INMATE'S
 8 COMPLIANCE WITH HIS OR HER CASE PLAN; TO REMOVE THE REQUIREMENT
 9 THAT A CASEWORKER MEET WITH AN INMATE EVERY EIGHT WEEKS FROM THE
 10 DATE THE INMATE RECEIVES HIS OR HER CASE PLAN; TO REMOVE THE
 11 REQUIREMENT THAT EVERY FOUR MONTHS THE DEPARTMENT ELECTRONICALLY
 12 SUBMIT A PROGRESS REPORT ON EACH PAROLE-ELIGIBLE INMATE'S CASE
 13 PLAN TO THE PAROLE BOARD; AND FOR RELATED PURPOSES.

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

15 **SECTION 1.** Section 47-7-3.1, Mississippi Code of 1972, is
 16 amended as follows:

17 47-7-3.1. (1) In consultation with the Parole Board, the
 18 department shall develop a case plan for all parole eligible
 19 inmates who are convicted after July 1, 2014, to guide an inmate's
 20 rehabilitation while in the department's custody and to reduce the
 21 likelihood of recidivism after release.

22 (2) * * * The department shall complete a case plan on all
 23 inmates which shall include, but not limited to:



24 (a) Programming and treatment requirements based on the
25 results of a risk and needs assessment;

26 (b) Any programming or treatment requirements contained
27 in the sentencing order; and

28 (c) General behavior requirements in accordance with
29 the rules and policies of the department.

30 (3) The department shall provide the inmate with a written
31 copy of the case plan and the inmate's caseworker shall explain
32 the conditions set forth in the case plan.

33 (a) * * * The caseworker shall notify the inmate of
34 their parole eligibility date as calculated in accordance with
35 Section 47-7-3(3);

36 (b) At the time a parole-eligible inmate receives the
37 case plan, the department shall send the case plan to the Parole
38 Board for approval.

39 (4) The department shall ensure that the case plan is
40 achievable prior to inmate's parole eligibility date.

41 (5) * * * The department shall, by rules and regulations,
42 establish a method of determining the inmate's compliance with the
43 case plan. The board shall be notified if the inmate fails to
44 maintain compliance with the approved case plan.

45 (6) * * * The board may meet to review an inmate's case plan
46 and may provide written input to the caseworker on the inmate's
47 progress toward completion of the case plan.



48 (7) The Parole Board shall provide semiannually to the
49 Oversight Task Force the number of parole hearings held, the
50 number of prisoners released to parole without a hearing and the
51 number of parolees released after a hearing.

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

