

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 874

BY: Committee

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

7 **SECTION 1.** Section 19-25-73, Mississippi Code of 1972, is
8 amended as follows:

9 19-25-73. (1) In respect to the feeding of prisoners by the
10 sheriff's office, the board of supervisors is authorized to choose
11 one (1) of the following methods:

12 (a) It shall only contract with a local caterer or
13 restaurant owner to bring in food for the prisoners, and the
14 contract shall be awarded after taking bids as provided by law for
15 other county contracts.



16 (b) The sheriff shall purchase, in the name of the
17 county, all necessary food and related supplies to be used for
18 feeding prisoners only in the county jail. All purchases of such
19 food and supplies shall be invoiced to the county and placed on
20 the claims docket of the board of supervisors for disposition in
21 the same manner as all other claims against the county. All wages
22 and other compensation for services rendered to the sheriff in
23 connection with the feeding of prisoners shall be submitted to and
24 approved by the board of supervisors as other wages or
25 compensation paid to employees of the sheriff. The total
26 expenditure for such purpose under this method shall not
27 exceed * * * Fifteen Dollars (\$15.00) per day per prisoner, except
28 as provided in subsection (3) of this section. All payments and
29 reimbursements from any source for the keeping of prisoners shall
30 be received and paid into the general fund of the county.

31 (c) The board of supervisors may negotiate a contract
32 with the board of trustees of the local public community hospital
33 to bring in food for the prisoners.

34 (2) The board of supervisors may authorize the sheriff to
35 maintain a bank account entitled "jail food allowance account"
36 into which shall be deposited all receipts for feeding and keeping
37 prisoners in the county jail, including payments from the board of
38 supervisors at the rate * * * not to exceed Fifteen Dollars
39 (\$15.00) per prisoner per day and all such receipts from
40 municipalities, the United States and any other jurisdictions



41 required to pay the cost of feeding or keeping prisoners contained
42 in the jail. He shall maintain a receipts journal and a
43 disbursements journal, in a form to be prescribed by the State
44 Department of Audit, which will provide the information necessary
45 to determine the actual cost of feeding the prisoners, which shall
46 not exceed * * * Fifteen Dollars (\$15.00) per prisoner per day,
47 except as provided in subsection (3) of this section. All costs
48 and expenses for such feeding shall be paid from the jail food
49 allowance account and supported by properly itemized invoices.
50 Any funds accumulating in the jail food allowance account in
51 excess of the monthly average expenditures, plus ten percent (10%)
52 for contingencies, shall be paid into the county general fund at
53 least once each calendar quarter.

54 (3) In the event that prisoners are housed in the county
55 jail by any political subdivision of the state, the county may
56 charge the political subdivision for housing, feeding and
57 otherwise caring for such prisoners an amount not to exceed the
58 payments provided under * * * state law for the keeping in the
59 county jail of persons committed, sentenced or otherwise placed
60 under the custody of the Department of Corrections. Nothing in
61 this section shall be construed to affect payments by the
62 Department of Corrections set by * * * state law for the keeping
63 in the county jail of persons committed, sentenced or otherwise
64 placed under the custody of the Department of Corrections.



65 **SECTION 2.** This act shall take effect and be in force from
66 and after July 1, 2019.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 19-25-73, MISSISSIPPI CODE OF 1972,
2 TO INCREASE FROM \$6.00 TO \$15.00 PER DAY PER PRISONER THAT COUNTY
3 SHERIFFS MAY EXPEND UPON FEEDING PRISONERS HOUSED WITHIN COUNTY
4 JAILS WHENEVER SUCH SHERIFFS PURCHASE FOOD, IN THE NAME OF THE
5 COUNTY, FOR THE PRISONERS; AND FOR RELATED PURPOSES.

