

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

House Bill No. 1024

BY: Committee

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

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

9 99-19-81. Every person convicted in this state of a felony
10 who shall have been convicted twice previously of any felony or
11 federal crime upon charges separately brought and arising out of
12 separate incidents at different times and who shall have been
13 sentenced to separate terms of one (1) year or more in any state
14 and/or federal penal institution, whether in this state or
15 elsewhere, within fifteen (15) years shall be sentenced to the
16 maximum term of imprisonment prescribed for such felony unless the



17 court provides an explanation in its sentencing order setting
18 forth the cause for deviating from the maximum sentence, and such
19 sentence shall not be reduced or suspended nor shall such person
20 be eligible for * * * probation.

21 For purposes of this section, fifteen (15) years shall be
22 counted:

23 (a) From the date of the conviction for the crime, if
24 the person was not incarcerated for the crime; or

25 (b) From the date that the person was physically
26 released from incarceration for the crime, if the person was
27 incarcerated for the crime.

28 **SECTION 2.** Section 99-19-83, Mississippi Code of 1972, is
29 amended as follows:

30 99-19-83. Every person convicted in this state of a felony
31 that is defined as a crime of violence in Section 97-3-2 who shall
32 have been convicted twice previously of any felony or federal
33 crime upon charges separately brought and arising out of separate
34 incidents at different times and who shall have been sentenced to
35 and served separate terms of one (1) year or more, whether served
36 concurrently or not, in any state and/or federal penal
37 institution, whether in this state or elsewhere, and where any one
38 (1) of such felonies shall have been a crime of violence, as
39 defined by Section 97-3-2, shall be sentenced to life
40 imprisonment, and such sentence shall not be reduced or suspended
41 nor shall such person be eligible for * * * probation * * *.



42 **SECTION 3.** This act shall take effect and be in force from
43 and after July 1, 2020, and shall stand repealed from and after
44 June 30, 2020.

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

1 AN ACT TO AMEND SECTION 99-19-81, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE A TIME PERIOD FOR QUALIFICATION OF CERTAIN HABITUAL
3 OFFENDERS; TO AMEND SECTION 99-19-83, MISSISSIPPI CODE OF 1972, TO
4 REVISE PROVISIONS THAT REGULATE HABITUAL OFFENDERS AND TO REMOVE
5 RESTRICTIONS FOR REDUCTION OF PAROLE; AND FOR RELATED PURPOSES.

