

By: Representatives Hood, Horan

To: Judiciary B

## HOUSE BILL NO. 1397

1 AN ACT TO AMEND SECTION 47-7-37.1, MISSISSIPPI CODE OF 1972,  
2 TO PROVIDE THAT PROBATION, POST-RELEASE SUPERVISION OR SUSPENSION  
3 OF SENTENCE MAY BE REVOKED PRIOR TO ITS COMMENCEMENT IF A NEW  
4 FELONY CRIME IS COMMITTED, BY AN INDIVIDUAL, PRIOR TO ITS  
5 COMMENCEMENT; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 47-7-37.1, Mississippi Code of 1972, is  
8 amended as follows:

9 47-7-37.1. Notwithstanding any other provision of law to the  
10 contrary, if a court finds by a preponderance of the evidence,  
11 that a probationer or a person under post-release supervision has  
12 committed a felony or absconded, the court may revoke his or her  
13 probation and impose any or all of the sentence. For purposes of  
14 this section, "absconding from supervision" means the failure of a  
15 probationer to report to his supervising officer for six (6) or  
16 more consecutive months.

17 The probation, post-release supervision or suspension of  
18 sentence may also be revoked of anyone who is sentenced to  
19 probation, post-release supervision or suspension of sentence, and



20 he or she commits a new felony crime before his or her probation,  
21 post-release supervision or suspension of sentence has commenced,  
22 the same as if it had already commenced.

23       **SECTION 2.** This act shall take effect and be in force from  
24 and after July 1, 2025.

