

**Adopted  
AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2242**

**BY: Committee**

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

10       **SECTION 1.** Section 47-5-401, Mississippi Code of 1972, is  
11 amended as follows:

12       47-5-401. (1) There is hereby authorized, in each county of  
13 the state, a public service work program for state inmates in  
14 custody of the county. Such a program may be established at the  
15 option of the county in accordance with the provisions of Sections  
16 47-5-401 through 47-5-421. The department shall also recommend  
17 rules and regulations concerning the participation of state  
18 inmates in the program.



19           (2) An inmate shall not be eligible to participate in a work  
20 program established in accordance with the provisions of Sections  
21 47-5-401 through 47-5-421 if he has been convicted of any crime of  
22 violence, including, but not limited to, murder, aggravated  
23 assault, rape, robbery or armed robbery.

24           (3) The inmates participating in the work program  
25 established in accordance with the provisions of Sections 47-5-401  
26 through 47-5-421 are restricted to the performance of public  
27 service work for counties, municipalities, the state or nonprofit  
28 charitable organizations, as defined by Section 501(c)(3) of the  
29 Internal Revenue Code of 1986, except that the Department of  
30 Corrections must approve all requests by nonprofit charitable  
31 organizations to use offenders to perform any public service work.  
32 Upon request of the Board of Trustees of State Institutions of  
33 Higher Learning, or the board of trustees of a county school  
34 district, municipal school district or junior college district,  
35 the inmates may be permitted to perform work for such boards.

36           (4) (a) In addition to any programs established by  
37 authority of subsections (1) through (3) of this section, the  
38 Mississippi Department of Corrections shall establish an inmate  
39 work program under which eligible inmates shall perform services  
40 for the Mississippi Department of Transportation. The Mississippi  
41 Department of Corrections shall adopt rules necessary to implement  
42 the purposes of this act, including those necessary to define  
43 eligibility for participation in the program. Inmate compensation



44 for the program shall be no less than the prevailing wage for the  
45 position and shall under no circumstances pay less than the  
46 federal minimum wage. Any offender who participates in the  
47 program established under the Mississippi Department of  
48 Corrections and the Mississippi Department of Transportation shall  
49 maintain an account through a local financial institution and  
50 shall provide a copy of a check stub to the commissioner or his  
51 designee.

52 (b) Any offender who is a work participant for the  
53 program established under the Mississippi Department of  
54 Corrections and the Mississippi Department of Transportation shall  
55 be required to pay his or her wages for the following purposes:

56 (i) To pay support of dependents or to the  
57 Mississippi Department of Human Services on behalf of dependents  
58 as may be ordered by a judge of competent jurisdiction, as well as  
59 court-ordered fees and costs included in a child support order.  
60 The Mississippi Department of Human Services shall be authorized  
61 to administratively modify the existing child support order  
62 against the participant to account for the participant's income  
63 under the program.

64 (ii) To pay twenty percent (20%) toward any  
65 support of dependents or to the Mississippi Department of Human  
66 Services on behalf of dependents as may be ordered by a judge of  
67 competent jurisdiction as well as fines, restitution, or costs as



68 ordered by the court to include any fines and fees associated with  
69 obtaining a valid driver's license upon release.

70 (iii) To save fifty percent (50%) of the  
71 offender's wages in the account required under paragraph (b) of  
72 this subsection. Monies under this subparagraph shall be made  
73 available to the offender upon parole or release.

74 (iv) To pay up to twenty percent (20%) of the  
75 offender's wages to the facility for administrative expenses to  
76 include transportation costs.

77 (v) The offender shall have access to the  
78 remaining ten percent (10%) of the monies in her account to  
79 purchase incidental expenses.

80 (c) Any monies remaining under paragraph (b) of this  
81 subsection after all mandatory deductions are paid, shall be  
82 deposited in the inmate's account established under this  
83 subsection. Any monies remaining under this subsection, upon the  
84 release of the inmate, shall be released to the inmate upon her  
85 release.

86 (d) The work program required under this section with  
87 the Mississippi Department of Transportation shall be established  
88 in each Mississippi Department of Transportation District. The  
89 Mississippi Department of Corrections may work with MAGCOR in  
90 implementing this program.

91 **SECTION 2.** Section 47-5-547, Mississippi Code of 1972, is  
92 amended as follows:



47-5-547. (1) Except as otherwise specifically provided by law, any training program or auxiliary program associated with any existing prison industry shall be transferred to the corporation. The corporation is empowered and authorized to establish in participation with any community or junior college or state institution of higher learning, any training or auxiliary program for existing prison industries or for any industries which the corporation might create. Such community or junior college or state institution of higher learning shall provide assistance in business planning, marketing and analysis of existing or projected industries. These industrial services shall be contracted with any appropriate community or junior college or state institution of higher learning when these industries are developed at other correction sites.

(2) The Mississippi Department of Corrections may assign the management and oversight of the work release program established by Section 1 of this act to the prison industries corporation (MAGCOR) if it determines that this will be conducive to providing effective job training for state inmates.

**SECTION 3.** This act shall take effect and be in force from and after July 1, 2025, and shall stand repealed on June 30, 2025.

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

AN ACT TO AMEND SECTION 47-5-401, MISSISSIPPI CODE OF 1972,  
TO ESTABLISH AN INMATE WORK PROGRAM WHERE STATE INMATES CAN WORK



3 FOR THE MISSISSIPPI DEPARTMENT OF TRANSPORTATION; TO EMPOWER THE  
4 MISSISSIPPI DEPARTMENT OF CORRECTIONS TO ESTABLISH ELIGIBILITY  
5 STANDARDS; TO REQUIRE WORK PARTICIPANTS TO UTILIZE THEIR WAGES FOR  
6 CERTAIN PURPOSES; TO AMEND SECTION 47-5-547, MISSISSIPPI CODE OF  
7 1972, TO AUTHORIZE THE DEPARTMENT OF CORRECTIONS TO WORK WITH  
8 MAGCOR IN IMPLEMENTING THIS PROGRAM; AND FOR RELATED PURPOSES.

