

By: Dedeaux

To: Penitentiary

## HOUSE BILL NO. 440

1 AN ACT TO AMEND SECTION 47-1-19, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE COUNTIES AND MUNICIPALITIES TO USE COUNTY OR MUNICIPAL  
3 PROPERTY OR EQUIPMENT AND TO PROVIDE OFFENDERS FOR PUBLIC SERVICE  
4 WORK FOR CERTAIN NONPROFIT CHARITABLE ORGANIZATIONS; AND FOR  
5 RELATED PURPOSES.

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

7 SECTION 1. Section 47-1-19, Mississippi Code of 1972, is  
8 amended as follows:

9 47-1-19. (1) It shall be unlawful for any county offender  
10 or offenders to be leased or hired to any individual or  
11 corporation for any purpose whatsoever. Nor shall they be worked  
12 under any contractor; but in working them on county farms, or on  
13 the public roads or on any other work, which work must be of an  
14 exclusively public character, they shall be under exclusive  
15 official control and management.

16 (2) (a) It is lawful for a county or municipality to  
17 authorize the use of county or municipal property or equipment and  
18 to provide offenders for public service work for nonprofit  
19 charitable organizations as defined under Section 501(c)(3) of the  
20 Internal Revenue Code if that nonprofit charitable organization  
21 provides food to charities.

22 (b) The offenders participating in the public service  
23 work under paragraph (a) shall remain under the exclusive control  
24 and management of the county or municipality.

25 (c) An offender performing public service work under  
26 this subsection shall be entitled to earned credits as provided  
27 under this chapter.

28           SECTION 2. This act shall take effect and be in force from  
29 and after July 1, 2000.