

By: Senator(s) Huggins, Jordan

To: Corrections

SENATE BILL NO. 2602

1 AN ACT TO AMEND SECTION 47-5-20, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE COMMISSIONER OF CORRECTIONS TO TRANSFER EMPLOYEES TO
3 ANY FACILITY OF THE DEPARTMENT OF CORRECTIONS; AND FOR RELATED
4 PURPOSES.

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

6 **SECTION 1.** Section 47-5-20, Mississippi Code of 1972, is
7 amended as follows:

8 47-5-20. The commissioner shall have the following powers
9 and duties:

- 10 (a) To establish the general policy of the department;
- 11 (b) To approve proposals for the location of new
12 facilities, for major renovation activities, and for the creation
13 of new programs and divisions within the department as well as for
14 the abolition of the same; provided, however, that the
15 commissioner shall approve the location of no new facility unless
16 the board of supervisors of the county or the governing
17 authorities of the municipality in which the new facility is to be
18 located shall have had the opportunity with at least sixty (60)
19 days' prior notice to disapprove the location of the proposed
20 facility. If either the board of supervisors or the governing
21 authorities shall disapprove the facility, it shall not be located
22 in that county or municipality. Said notice shall be made by
23 certified mail, return receipt requested, to the members of the
24 board or governing authorities and to the clerk thereof;

- 25 (c) Except as otherwise provided or required by law, to
26 open bids and approve the sale of any products or manufactured
27 goods by the department according to applicable provisions of law
28 regarding bidding and sale of state property, and according to

29 rules and regulations established by the State Fiscal Management
30 Board; * * *

31 (d) To transfer, in his discretion, employees of the
32 department to any other facility of the department; and

33 (e) To adopt administrative rules and regulations
34 including, but not limited to, offender transfer procedures, award
35 of administrative earned time, personnel procedures, transfer of
36 employees between facilities and employment practices.

37 **SECTION 2.** This act shall take effect and be in force from
38 and after its passage.