

By: Representatives Dedeaux, Bailey, Clarke,
Hudson, Moss, Robinson (63rd)

To: Corrections; County
Affairs

HOUSE BILL NO. 831

1 AN ACT TO AMEND SECTION 47-5-937, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT COUNTY OR REGIONAL FACILITIES' CONTRACTS FOR LEGAL
3 SERVICES MAY NOT EXCEED THE TERM OF OFFICE OF THE BOARD OF
4 SUPERVISORS SITTING AT THE TIME THE CONTRACT IS ADOPTED; TO
5 PROVIDE THAT THE WARDEN MAY EMPLOY LEGAL COUNSEL TO REPRESENT A
6 FACILITY; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 47-5-937, Mississippi Code of 1972, is
9 amended as follows:

10 47-5-937. Sections 47-5-931 through 47-5-941 shall be full
11 and complete authority for the exercise of all powers and
12 authority granted herein and no requirements or restrictions of
13 law which would otherwise be applicable to acts of the
14 county * * * or the Department of Corrections shall be applicable
15 except as expressly provided herein. The warden is expressly
16 authorized to employ counsel to represent the facility to be paid
17 a salary within the range allowed for a legal assistant to a
18 district attorney with the employment to continue for a period of
19 time not to exceed the term of the board of supervisors sitting at
20 the time the contract is approved. The county or counties shall
21 pay this cost and other costs incurred in the operation of the
22 facility from the proceeds of the funds derived from the financing
23 of the project and the housing of offenders.

24 **SECTION 2.** This act shall take effect and be in force from
25 and after October 1 2005.