

By: Representative Holland

To: Public Health and Human Services; County Affairs

HOUSE BILL NO. 1261

1 AN ACT TO REQUIRE THE DEPARTMENT OF HUMAN SERVICES TO
2 REIMBURSE COUNTIES FOR THE COSTS OF HOUSING PERSONS WHO ARE
3 INCARCERATED IN THE COUNTY JAIL BASED ON ACTION TAKEN BY THE
4 DEPARTMENT OF HUMAN SERVICES, AT THE MAXIMUM RATE PAID TO COUNTIES
5 BY THE DEPARTMENT OF CORRECTIONS FOR HOUSING STATE INMATES IN
6 COUNTY JAILS; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Upon vouchers submitted by the board of
9 supervisors of any county housing persons in the county jail who
10 are incarcerated on the basis of action taken by the Department of
11 Human Services, the department shall pay to the county, out of any
12 available funds, the maximum daily rate paid to counties under
13 Section 47-5-901 for housing state inmates in county jails. The
14 department shall make the payment to the county for each day that
15 the person is confined in the county jail beginning with the fifth
16 day following the date that the person is incarcerated and
17 terminating on the date that the person is released or otherwise
18 removed from the custody of the county jail. In addition, the
19 department shall pay to the county the actual cost of providing
20 medical care to those persons unless the Executive Director of
21 Human Services finds that the costs are unreasonable. The funds
22 received by the county under this section shall be placed in the
23 county general fund and shall be expended only for the housing of
24 those persons in the county jail.

25 **SECTION 2.** This act shall take effect and be in force from
26 and after July 1, 2005.