

By: Representative Mims

To: Corrections

HOUSE BILL NO. 1358

1 AN ACT TO AMEND SECTION 47-5-931, MISSISSIPPI CODE OF 1972,
2 TO ALLOW THE DEPARTMENT OF CORRECTIONS TO HOUSE STATE INMATES IN
3 AN ADAMS COUNTY FACILITY; TO AUTHORIZE THE DEPARTMENT TO CONTRACT
4 WITH ADAMS AND CHICKASAW COUNTIES FOR A REGIONAL CORRECTIONAL
5 FACILITY THAT WILL HOUSE MALE AND FEMALE OFFENDERS; AND FOR
6 RELATED PURPOSES.

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

8 **SECTION 1.** Section 47-5-931, Mississippi Code of 1972, is
9 amended as follows:

10 47-5-931. (1) The Department of Corrections, in its
11 discretion, may contract with the board of supervisors of one or
12 more counties and/or with a regional facility jointly operated by
13 two (2) or three (3) counties, to provide for housing, care and
14 control of not more than three hundred (300) offenders who are in
15 the custody of the State of Mississippi. Any facility owned or
16 leased by a county or counties for this purpose shall be designed,
17 constructed, operated and maintained in accordance with American
18 Correctional Association standards, and shall comply with all
19 constitutional standards of the United States and the State of
20 Mississippi, and with all court orders that may now or hereinafter
21 be applicable to the facility. If the Department of Corrections
22 contracts with more than one (1) county to house state offenders
23 in county correctional facilities, excluding a regional facility,
24 then the first of such facilities shall be constructed in Sharkey
25 County and the second of such facilities shall be constructed in
26 Jefferson County.

27 (2) The Department of Corrections shall contract with the
28 boards of supervisors of the following counties to house state
29 inmates in regional facilities: (a) Marion and Walthall Counties;

30 (b) Carroll and Montgomery Counties; (c) Stone and Pearl River
31 Counties; (d) Winston and Choctaw Counties; (e) Kemper and Neshoba
32 Counties; (f) Holmes County and any contiguous county in which
33 there is located an unapproved jail; and (g) Bolivar County and
34 any contiguous county in which there is located an unapproved
35 jail. The Department of Corrections may contract with the boards
36 of supervisors of the following counties to house state inmates in
37 regional facilities: (a) Yazoo County and any contiguous county,
38 (b) Chickasaw County * * * (c) George and Greene Counties; and (d)
39 Adams County. The Department of Corrections shall decide the
40 order of priority of the counties listed in this subsection with
41 which it will contract for the housing of state inmates. For the
42 purposes of this subsection the term "unapproved jail" means any
43 jail that the local grand jury determines should be condemned or
44 has found to be of substandard condition or in need of substantial
45 repair or reconstruction.

46 (3) The Department of Corrections, in its discretion, may
47 contract with the boards of supervisors of Adams and Chickasaw
48 counties for a regional correctional facility or facilities to
49 provide housing, care and control of not more than seven hundred
50 and fifty (750) male and female offenders who are in the custody
51 of the State of Mississippi. Any facility owned or leased by
52 Adams and Chickasaw counties for this purpose shall be designed,
53 constructed, operated and maintained in accordance with American
54 Correctional Association standards, and shall comply with all
55 constitutional standards of the United States and the State of
56 Mississippi, and with all court orders that may now or hereinafter
57 be applicable to the facility.

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