

By: Representatives Holland (By Request),  
Hines

To: Public Health and Human  
Services

HOUSE BILL NO. 471

1 AN ACT TO AMEND SECTION 43-27-10, MISSISSIPPI CODE OF 1972,  
2 TO SPECIFICALLY AUTHORIZE THE DEPARTMENT OF HUMAN SERVICES TO  
3 DEVELOP REGIONAL AND COMMUNITY-BASED JUVENILE TREATMENT PROGRAMS  
4 AND FACILITIES; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 43-27-10, Mississippi Code of 1972, is  
7 amended as follows:

8 43-27-10. (1) The Mississippi Department of Human Services  
9 shall exercise executive and administrative supervision over all  
10 state-owned facilities used for the detention, training, care,  
11 treatment and aftercare supervision of delinquent children  
12 properly committed to or confined in said facilities by a court on  
13 account of such delinquency; provided, however, such executive and  
14 administrative supervision under state-owned facilities shall not  
15 extend to any institutions and facilities for which executive and  
16 administrative supervision has been provided otherwise by law  
17 through other agencies.

18 (2) Such facilities shall include, but not be limited  
19 to, \* \* \* the Oakley Training School created by Chapter 205, Laws  
20 of 1942, and those facilities authorized by Laws, 1994, ch. 652.

21 (3) The department shall have the power as a corporate body  
22 to receive, hold and use personal, real and mixed property donated  
23 to them or property acquired under Section 43-27-35, and shall  
24 have such other corporate authority as shall now or hereafter be  
25 necessary for the operation of any such facility. The department  
26 shall be responsible for the planning, development and  
27 coordination of a statewide, comprehensive youth services program



28 designed to train and rehabilitate children in order to prevent,  
29 control and retard juvenile delinquency.

30       (4) The department is authorized to develop and implement  
31 diversified public, private, or contractual programs and  
32 facilities to promote, enhance, provide and assure the  
33 opportunities for the successful care, training and treatment of  
34 delinquent children properly committed to or confined in any  
35 facility under its control. Such programs and facilities may  
36 include, but not be limited to, training schools, foster homes,  
37 halfway houses, forestry camps, regional assessment,  
38 classification and diagnostic centers, detention centers, group  
39 homes, regional and community-based juvenile intensive residential  
40 treatment facilities, specialized and therapeutic programs and  
41 facilities, and other state and local community-based programs and  
42 facilities.

43       (5) The department is authorized to acquire whatever hazard,  
44 casualty or workers' compensation insurance is necessary for any  
45 property, real or personal, owned, leased or rented by the  
46 department or for any employees or personnel hired by the  
47 department and may acquire professional liability insurance on all  
48 employees as deemed necessary and proper by the department. All  
49 premiums due and payable on account thereof shall be paid out of  
50 the funds of the department.

51       **SECTION 2.** This act shall take effect and be in force from  
52 and after July 1, 2009.

