

SECOND REGULAR SESSION

SENATE BILL NO. 654

91ST GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROHRBACH.

Pre-filed December 1, 2001, and 1,000 copies ordered printed.

TERRY L. SPIELER, Secretary.

2496S.011

AN ACT

To amend chapter 221, RSMo, by adding thereto one new section relating to the operation of private correctional facilities or jails.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 221, RSMo, is amended by adding thereto one new section to be known as section 221.232, to read as follows:

221.232. 1. No private person, corporation, partnership, business, association or other entity shall operate or manage any correctional facility or jail within this state. Neither the state nor any political subdivision shall contract with any private entity for the keeping of any person within a correctional facility or jail. As used in this section, the term "correctional facility or jail" means any secure building, camp, farm or other facility used to house persons in the custody of any law enforcement agency or the department of corrections.

2. This section shall not prohibit the state or any political subdivision from executing any contract for the keeping of persons in facilities managed or operated by private entities for specific programs authorized by law.

3. The provisions of this section shall not apply to the division of youth services.

4. This section shall not apply to any privately operated correctional facility which was in operation before January 1, 2002, and which is accredited by a nationally recognized correctional association

or to a facility operated by an organization recognized as religious pursuant to section 501(d) of the Internal Revenue Code and that does not detain any person without said person's written consent.

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