

By: Senator(s) Gordon

To: Fees, Salaries and Administration

SENATE BILL NO. 2102
(As Passed the Senate)

1 AN ACT TO AMEND SECTION 25-1-85, MISSISSIPPI CODE OF 1972, TO
2 REVISE THE NUMBER OF MOTOR VEHICLES THAT DEPARTMENTS, AGENCIES OR
3 INSTITUTIONS ARE ALLOWED TO PURCHASE AND OPERATE; TO DELETE THE
4 PROVISION REQUIRING DEPARTMENTS, AGENCIES OR INSTITUTIONS TO
5 PURCHASE FUEL-EFFICIENT VEHICLES; TO AMEND SECTION 25-1-77,
6 MISSISSIPPI CODE OF 1972, IN CONFORMITY THERETO; AND FOR RELATED
7 PURPOSES.

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

9 SECTION 1. Section 25-1-85, Mississippi Code of 1972, is
10 amended as follows:

11 25-1-85. The following state departments, agencies or
12 institutions are hereby allowed to purchase, own and operate, in
13 strict accordance with the provisions hereof, motor vehicles not
14 to exceed the following numbers:

15	Office of the Attorney General	
16	<u>Passenger Automobiles</u>	<u>7</u>
17	<u>Trucks</u>	<u>5</u>
18	Agriculture and Commerce	
19	<u>Passenger Automobiles</u>	<u>12</u>
20	<u>Trucks</u>	<u>82</u>
21	<u>Vans</u>	<u>31</u>
22	Department of Economic and Community Development	
23	<u>Passenger Automobiles</u>	<u>10</u>
24	<u>Trucks</u>	<u>1</u>
25	<u>Vans</u>	<u>5</u>
26	Experiment Stations	
27	<u>Passenger Automobiles</u>	<u>7</u>
28	<u>Trucks</u>	<u>173</u>
29	<u>Vans</u>	<u>11</u>

30	Extension Service	
31	<u>Passenger Automobiles</u>	<u>1</u>
32	<u>Trucks</u>	<u>5</u>
33	<u>Vans</u>	<u>3</u>
34	Forestry Commission	
35	<u>Passenger Automobiles</u>	<u>23</u>
36	<u>Trucks</u>	<u>508</u>
37	<u>Vans</u>	<u>12</u>
38	<u>Buses</u>	<u>1</u>
39	Department of Transportation	
40	<u>Passenger Automobiles</u>	<u>118</u>
41	<u>Trucks</u>	<u>893</u>
42	<u>Road Working Trucks</u>	<u>1,214</u>
43	<u>Vans</u>	<u>83</u>
44	Military Department	
45	<u>Passenger Automobiles</u>	<u>5</u>
46	<u>Trucks</u>	<u>23</u>
47	<u>Vans</u>	<u>13</u>
48	<u>Buses</u>	<u>5</u>
49	Department of Corrections	
50	<u>Passenger Automobiles</u>	<u>106</u>
51	<u>Trucks</u>	<u>215</u>
52	<u>Vans</u>	<u>198</u>
53	<u>Buses</u>	<u>45</u>
54	<u>Ambulances</u>	<u>8</u>
55	* * *	
56	Mississippi Department of Public Safety	
57	<u>Passenger Automobiles</u>	<u>689</u>
58	<u>Trucks</u>	<u>46</u>
59	<u>Vans</u>	<u>14</u>
60	Division of Plant Industry	
61	<u>Passenger Automobiles</u>	<u>12</u>
62	<u>Trucks</u>	<u>21</u>
63	<u>Vans</u>	<u>1</u>

64	State Board of Mental Health	
65	<u>Passenger Automobiles</u>	<u>2</u>
66	East Mississippi State Hospital	
67	<u>Passenger Automobiles</u>	<u>7</u>
68	<u>Trucks</u>	<u>18</u>
69	<u>Vans</u>	<u>25</u>
70	<u>Buses</u>	<u>1</u>
71	Mississippi State Hospital	
72	<u>Passenger Automobiles</u>	<u>8</u>
73	<u>Trucks</u>	<u>62</u>
74	<u>Vans</u>	<u>24</u>
75	<u>Buses</u>	<u>5</u>
76	<u>Ambulances</u>	<u>3</u>
77	* * *	
78	Soil and Water Conservation Commission	
79	<u>Passenger Automobiles</u>	<u>2</u>
80	<u>Trucks</u>	<u>6</u>
81	<u>Vans</u>	<u>1</u>
82	Ellisville State School	
83	<u>Trucks</u>	<u>23</u>
84	<u>Vans</u>	<u>31</u>
85	<u>Buses</u>	<u>6</u>
86	<u>Ambulances</u>	<u>1</u>
87	North Mississippi Retardation Center	
88	<u>Passenger Automobiles</u>	<u>7</u>
89	<u>Trucks</u>	<u>21</u>
90	<u>Vans</u>	<u>37</u>
91	<u>Buses</u>	<u>3</u>
92	South Mississippi Retardation Center	
93	<u>Passenger Automobiles</u>	<u>4</u>
94	<u>Trucks</u>	<u>19</u>
95	<u>Vans</u>	<u>40</u>
96	<u>Buses</u>	<u>6</u>
97	Board of Health	

98	<u>Passenger Automobiles</u>	<u>2</u>
99	<u>Trucks</u>	<u>7</u>
100	<u>Vans</u>	<u>7</u>
101	State Oil and Gas Board	
102	<u>Passenger Automobiles</u>	<u>3</u>
103	<u>Trucks</u>	<u>9</u>
104	* * *	
105	Wildlife, Fisheries and Parks	
106	<u>Passenger Automobiles</u>	<u>60</u>
107	<u>Trucks</u>	<u>650</u>
108	<u>Vans</u>	<u>50</u>
109	Surplus Property Procurement Commission	
110	<u>Trucks</u>	<u>5</u>
111	State Tax Commission	
112	<u>Passenger Automobiles</u>	<u>32</u>
113	<u>Trucks</u>	<u>10</u>
114	<u>Vans</u>	<u>2</u>
115	Mississippi Gaming Commission	
116	<u>Passenger Automobiles</u>	<u>52</u>
117	<u>Trucks</u>	<u>8</u>
118	<u>Vans</u>	<u>1</u>
119	Department of Environmental Quality	
120	<u>Passenger Automobiles</u>	<u>5</u>
121	<u>Trucks</u>	<u>97</u>
122	<u>Vans</u>	<u>67</u>
123	Pearl River Valley Water Supply District	
124	<u>Passenger Automobiles</u>	<u>7</u>
125	<u>Trucks</u>	<u>35</u>
126	Pearl River Basin Development District	
127	<u>Passenger Automobiles</u>	<u>2</u>
128	<u>Trucks</u>	<u>4</u>
129	<u>Vans</u>	<u>1</u>
130	Pat Harrison Waterway District	
131	<u>Trucks</u>	<u>45</u>

132	<u>Vans</u>	<u>3</u>
133	Department of Transportation -	
134	Office of State Aid Road Construction	
135	<u>Passenger Automobiles</u>	<u>10</u>
136	Tennessee-Tombigbee Waterway Development Authority	
137	<u>Passenger Automobiles</u>	<u>1</u>
138	Fair Commission	
139	<u>Passenger Automobiles</u>	<u>1</u>
140	<u>Trucks</u>	<u>6</u>
141	State Civil Defense Office (including	
142	communications vehicle)	
143	<u>Passenger Automobiles</u>	<u>3</u>
144	<u>Trucks</u>	<u>1</u>
145	<u>Vans</u>	<u>10</u>
146	<u>Buses</u>	<u>1</u>
147	Bureau of Narcotics	
148	<u>Passenger Automobiles</u>	<u>116</u>
149	<u>Trucks</u>	<u>46</u>
150	<u>Vans</u>	<u>7</u>
151	<u>Motorcycles</u>	<u>1</u>
152	Mississippi State Port Authority at Gulfport	
153	<u>Passenger Automobiles</u>	<u>2</u>
154	<u>Trucks</u>	<u>16</u>
155	<u>Vans</u>	<u>2</u>
156	Tombigbee Water Supply District	
157	<u>Passenger Automobiles</u>	<u>1</u>
158	<u>Trucks</u>	<u>12</u>
159	<u>Vans</u>	<u>1</u>
160	Board of Pharmacy	
161	<u>Passenger Automobiles</u>	<u>4</u>
162	Yellow Creek State Inland Port Authority	
163	<u>Passenger Automobiles</u>	<u>1</u>
164	<u>Trucks</u>	<u>4</u>

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166	Department of Archives and History	
167	<u>Passenger Automobiles</u>	<u>2</u>
168	<u>Trucks</u>	<u>9</u>
169	<u>Vans</u>	<u>4</u>
170	State Fire Fighters Academy	
171	<u>Trucks</u>	<u>15</u>
172	<u>Buses</u>	<u>1</u>
173	* * *	
174	Office of <u>General Services</u>	
175	<u>Passenger Automobiles</u>	<u>5</u>
176	<u>Trucks</u>	<u>16</u>
177	<u>Vans</u>	<u>7</u>
178	State Veterans Affairs Board	
179	<u>Passenger Automobiles</u>	<u>1</u>
180	<u>Trucks</u>	<u>4</u>
181	<u>Vans</u>	<u>4</u>
182	<u>Buses</u>	<u>3</u>
183	Employment Security Commission	
184	<u>Trucks</u>	<u>1</u>
185	<u>Vans</u>	<u>3</u>
186	* * *	
187	Mississippi Board of Nursing	
188	<u>Passenger Automobiles</u>	<u>5</u>
189	* * *	
190	State Board of Medical Licensure	
191	<u>Passenger Automobiles</u>	<u>3</u>
192	<u>Vans</u>	<u>1</u>
193	Mississippi Public Employees' Retirement System	
194	<u>Passenger Automobiles</u>	<u>3</u>
195	Mississippi Public Service Commission	
196	<u>Passenger Automobiles</u>	<u>50</u>
197	<u>Vans</u>	<u>1</u>
198	<u>Buses</u>	<u>1</u>
199	Department of Human Services	

200	<u>Passenger Automobiles</u>	<u>13</u>
201	<u>Trucks</u>	<u>16</u>
202	<u>Vans</u>	<u>14</u>
203	<u>Buses</u>	<u>1</u>
204	Department of Rehabilitation Services	
205	<u>Passenger Automobiles</u>	<u>6</u>
206	<u>Trucks</u>	<u>65</u>
207	<u>Vans</u>	<u>72</u>
208	<u>Buses</u>	<u>1</u>
209	Real Estate Commission	
210	<u>Passenger Automobiles</u>	<u>1</u>
211	<u>Trucks</u>	<u>1</u>
212	Mississippi Library Commission	
213	<u>Passenger Automobiles</u>	<u>5</u>
214	Boswell Regional Center	
215	<u>Passenger Automobiles</u>	<u>3</u>
216	<u>Trucks</u>	<u>17</u>
217	<u>Vans</u>	<u>35</u>
218	<u>Buses</u>	<u>2</u>
219	Hudspeth Regional Center	
220	<u>Passenger Automobiles</u>	<u>3</u>
221	<u>Trucks</u>	<u>12</u>
222	<u>Vans</u>	<u>29</u>
223	<u>Buses</u>	<u>4</u>
224	North Mississippi State Hospital	
225	<u>Passenger Automobiles</u>	<u>1</u>
226	South Mississippi State Hospital	
227	<u>Passenger Automobiles</u>	<u>1</u>
228	Motor Vehicle Commission	
229	<u>Passenger Automobiles</u>	<u>1</u>
230	Office of the State Auditor	
231	<u>Passenger Automobiles</u>	<u>20</u>
232	Division of Medicaid, Office of the Governor	
233	<u>Passenger Automobiles</u>	<u>1</u>

234	<u>Vans</u>	<u>2</u>
235	Department of Marine Resources	
236	<u>Passenger Automobiles</u>	<u>6</u>
237	<u>Trucks</u>	<u>12</u>
238	<u>Vans</u>	<u>10</u>
239	Central Mississippi Residential Center	
240	<u>Trucks</u>	<u>2</u>
241	Juvenile Rehabilitation Center	
242	<u>Passenger Automobiles</u>	<u>1</u>
243	Department of Education	
244	<u>Passenger Automobiles</u>	<u>3</u>
245	<u>Trucks</u>	<u>6</u>
246	<u>Vans</u>	<u>12</u>
247	<u>Buses</u>	<u>18</u>
248	<u>Grand Gulf Military Monument Commission</u>	
249	<u>Trucks</u>	<u>3</u>
250	<u>Department of Insurance</u>	
251	<u>Passenger Automobiles</u>	<u>15</u>
252	<u>Trucks</u>	<u>10</u>
253	<u>Magnolia State Enterprises</u>	
254	<u>Passenger Automobiles</u>	<u>4</u>
255	<u>Trucks</u>	<u>1</u>
256	<u>Vans</u>	<u>4</u>
257	<u>Information Technology Services</u>	
258	<u>Vans</u>	<u>3</u>
259	<u>Mississippi Industries for the Blind</u>	
260	<u>Passenger Automobiles</u>	<u>2</u>
261	<u>Trucks</u>	<u>10</u>
262	<u>Vans</u>	<u>1</u>
263	<u>Memorial Stadium</u>	
264	<u>Trucks</u>	<u>1</u>
265	<u>Forest and Wildlife Research - MSU</u>	
266	<u>Passenger Automobiles</u>	<u>4</u>
267	<u>Trucks</u>	<u>69</u>

268	<u>Vans</u>	<u>10</u>
269	<u>Vocational Education</u>	
270	<u>Trucks</u>	<u>48</u>
271	<u>Vans</u>	<u>21</u>
272	<u>ETV</u>	
273	<u>Passenger Automobiles</u>	<u>1</u>
274	<u>Trucks</u>	<u>12</u>
275	<u>Vans</u>	<u>19</u>
276	<u>University Press</u>	
277	<u>Trucks</u>	<u>2</u>
278	<u>DECD Yellow Creek</u>	
279	<u>Passenger Automobiles</u>	<u>2</u>
280	<u>Trucks</u>	<u>52</u>
281	<u>Vans</u>	<u>8</u>
282	<u>Ambulances</u>	<u>2</u>
283	<u>Animal Health Board</u>	
284	<u>Trucks</u>	<u>22</u>
285	<u>Mississippi Veterinary Diagnostic Lab</u>	
286	<u>Trucks</u>	<u>2</u>
287	<u>Vans</u>	<u>1</u>
288	<u>Gulf Coast Research Lab - USM</u>	
289	<u>Passenger Automobiles</u>	<u>2</u>
290	<u>Trucks</u>	<u>22</u>
291	<u>Vans</u>	<u>5</u>
292	<u>Buses</u>	<u>1</u>
293	<u>Chemical Laboratory - MSU</u>	
294	<u>Trucks</u>	<u>2</u>
295	<u>Vans</u>	<u>1</u>
296	<u>School for Math and Science</u>	
297	<u>Trucks</u>	<u>1</u>
298	<u>Vans</u>	<u>1</u>
299	<u>Buses</u>	<u>5</u>
300	<u>Crimestoppers Advisory Council</u>	
301	<u>Trucks</u>	<u>1</u>

302 Except as provided in Sections 25-1-77 through 25-1-93, no
303 state department, institution or agency shall purchase, operate or
304 maintain any motor vehicle out of any funds available for the use
305 of such department, institution or agency, unless same has been or
306 may be donated.

307 * * *

308 Prior to January 1, 1996, the Department of Finance and
309 Administration, Office of Purchasing and Travel, in cooperation
310 with the Office of the Auditor, Property Control Division, shall
311 prepare an inventory of vehicles owned by all state departments,
312 agencies or institutions. The inventory shall include, but is not
313 limited to, the name of the agency or institution and the quantity
314 and primary use of vehicles in each of the following categories:
315 subcompact, compact sedan, mid-size sedan, full-size sedan,
316 utility vehicle, carryall vehicle, compact pick-up, mid-size
317 pick-up, one-half ton pick-up, three-quarter ton pick-up, one ton
318 pick-up, passenger van, cargo van, bus, other. This inventory
319 shall be used by the 1996 Legislature to determine the need for
320 limitations on the quantities of vehicles in each category for
321 each entity.

322 Nothing in Sections 25-1-77 through 25-1-93 shall be
323 construed to prohibit agencies, departments and institutions from
324 purchasing and operating motor vehicles when used exclusively to
325 transport patients, prisoners, students, faculty or staff of state
326 institutions, blind and sighted employees essential to operate
327 blind training programs or material, products and client-trainees
328 in the sheltered workshop program, or bookmobiles. The
329 superintendents of the Columbia Training School and Oakley
330 Training School and the Commissioner of Corrections, or staff
331 members designated by them, may use such motor vehicles for other
332 official functions and operations of those institutions at their
333 discretion. Motor vehicles used for any other purposes shall
334 be * * * subject to the restrictions set forth in the aforesaid
335 sections.

336 In addition to the motor vehicles authorized to be owned and
337 operated by the Mississippi Department of Public Safety, said
338 department is also authorized to receive, own and operate special
339 purpose motor vehicles to be used solely in investigations.

340 Of the motor vehicles authorized to be owned and operated by
341 the Mississippi Highway Safety Patrol, no more than twenty-one
342 (21) vehicles may be kept for use by administrative personnel of
343 the patrol whose principal duties are performed at the Highway
344 Safety Patrol Headquarters Building and the Drivers' License
345 Examining Station in Hinds County to commute to and from the
346 residence of said personnel to the office at which such duties are
347 regularly performed.

348 Of the motor vehicles authorized to be owned and operated by
349 the Mississippi Department of Transportation, not more than five
350 (5) vehicles may be kept for use by administrative personnel of
351 the department to commute between their residences and the offices
352 at which their duties are regularly performed. The executive
353 director of the department is authorized to allow additional
354 department personnel to commute to and from their residences in
355 department vehicles due to the nature of their job and for the
356 safety of the traveling public.

357 Of the motor vehicles authorized to be owned and operated by
358 the State Tax Commission, no more than four (4) vehicles may be
359 kept for use by administrative personnel whose principal duties
360 are performed at State Tax Commission offices in Hinds County to
361 commute to and from the residence of said personnel to the office
362 at which such duties are regularly performed.

363 The provisions of Chapter 226, Laws of 1964, remain in force
364 and are not affected by this section.

365 Any state officer, employee or board member who violates any
366 of the foregoing provisions of Sections 25-1-77 through 25-1-85
367 shall be liable on his or her official bond for the total amount
368 of the purchase price of the motor vehicle, plus the total amount
369 of funds expended in violation of said sections for the operating

370 costs of such vehicle.

371 SECTION 2. Section 25-1-77, Mississippi Code of 1972, is
372 amended as follows:

373 25-1-77. No state department, institution or agency shall
374 purchase any motor vehicle, regardless of the source of funds from
375 which the motor vehicle is to be purchased, except under authority
376 granted in Section 25-1-85.

377 SECTION 3. This act shall take effect and be in force from
378 and after July 1, 1999.