

By: Gordon

To: Fees, Salaries and
Administration;
Appropriations

SENATE BILL NO. 2506
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 25-1-85, MISSISSIPPI CODE OF 1972, TO
2 INCREASE THE NUMBER OF VEHICLES OF THE CAPITOL POLICE, OFFICE OF
3 ATTORNEY GENERAL, STATE BOARD OF MENTAL HEALTH, UNIVERSITY OF
4 SOUTHERN MISSISSIPPI, DEPARTMENT OF HUMAN SERVICES, BOARD OF
5 HEALTH, MISSISSIPPI BUREAU OF NARCOTICS, STATE SOIL AND WATER
6 CONSERVATION COMMISSION, OFFICE OF THE STATE FIRE MARSHAL AND THE
7 LIQUIFIED COMPRESSED GAS DIVISION IN THE DEPARTMENT OF INSURANCE,
8 DEPARTMENT OF MARINE RESOURCES, STATE BOARD OF MEDICAL LICENSURE,
9 AND MISSISSIPPI PUBLIC EMPLOYEES RETIREMENT SYSTEM; TO DELETE
10 PURCHASE RESTRICTIONS AS TO FEATURES AND OPTIONS ON NEW PASSENGER
11 VEHICLES; AND FOR RELATED PURPOSES.

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

13 SECTION 1. Section 25-1-85, Mississippi Code of 1972, is
14 amended as follows:[BD1]

15 25-1-85. The following state departments, agencies or
16 institutions are hereby allowed to purchase, own and operate, in
17 strict accordance with the provisions hereof, passenger vehicles
18 not to exceed the following numbers:

19	Office of the Attorney General.....	<u>15</u>
20	Agriculture and Commerce.....	23
21	Department of Economic and Community Development.....	14
22	Experiment Stations.....	16
23	Extension Service.....	1
24	Forestry Commission.....	48
25	Department of Transportation.....	115
26	Military Department.....	5
27	Department of Corrections.....	13
28	Parole Board.....	2
29	Mississippi Department of Public Safety.....	600
30	Division of Plant Industry.....	23

31	State Board of Mental Health.....	<u>4</u>
32	East Mississippi State Hospital.....	1
33	Mississippi State Hospital.....	2
34	Alcoholic Beverage Control Division of the	
35	Mississippi State Tax Commission.....	30
36	Soil and Water Conservation Commission.....	<u>5</u>
37	Ellisville State School.....	1
38	North Mississippi Retardation Center.....	1
39	South Mississippi Retardation Center.....	1
40	Board of Health.....	<u>13</u>
41	State Oil and Gas Board.....	3
42	Each institution of higher learning, for police	
43	<u>purposes, except that the University of</u>	
44	<u>Southern Mississippi may have 6 and any</u>	
45	<u>other institution with</u> more than 6,000	
46	students may have 4.....	2
47	Wildlife, Fisheries and Parks.....	60
48	Surplus Property Procurement Commission.....	4
49	State Tax Commission-station wagons.....	2
50	State Tax Commission-automobiles.....	6
51	Mississippi Gaming Commission.....	60
52	Department of Environmental Quality.....	12
53	Pearl River Valley Water Supply District.....	7
54	Pearl River Basin Development District.....	2
55	Pat Harrison Waterway District.....	1
56	Department of Transportation -	
57	Office of State Aid Road Construction.....	10
58	Tennessee-Tombigbee Waterway Development Authority.....	2
59	Fair Commission.....	1
60	State Civil Defense Office (including	
61	communications vehicle).....	4
62	Bureau of Narcotics.....	<u>167</u>
63	Mississippi State Port Authority at Gulfport.....	6

64	Tombigbee Water Supply District.....	3
65	Board of Pharmacy.....	4
66	Yellow Creek State Inland Port Authority.....	1
67	Boat and Water Safety Commission.....	2
68	Department of Archives and History.....	2
69	State Fire Fighters Academy (station wagon).....	1
70	Office of Capitol Facilities - Capitol Police.....	<u>5</u>
71	Office of Building, Grounds and Real Property.....	1
72	State Veterans Affairs Board.....	15
73	Employment Security Commission.....	1
74	Forest Product Utilization Lab.....	1
75	Mississippi Board of Nursing.....	3
76	Certified Development Company of Mississippi, Inc.....	1
77	State Board of Medical Licensure.....	<u>5</u>
78	Mississippi Public Employees' Retirement System.....	<u>4</u>
79	Mississippi Public Service Commission.....	42
80	Department of Human Services.....	<u>3</u>
81	Department of Rehabilitation Services.....	4
82	Real Estate Commission.....	2
83	Mississippi Library Commission - station wagons.....	5
84	Boswell Regional Center.....	1
85	Hudspeth Regional Center.....	1
86	North Mississippi State Hospital.....	1
87	South Mississippi State Hospital.....	1
88	Motor Vehicle Commission.....	1
89	Office of the State Auditor.....	20
90	Division of Medicaid, Office of the Governor.....	3
91	Department of Marine Resources.....	<u>10</u>
92	Central Mississippi Residential Center.....	1
93	Juvenile Rehabilitation Center.....	1
94	Department of Education.....	1
95	<u>Office of the State Fire Marshal.....</u>	<u>15</u>
96	<u>Liquified Compressed Gas Division of the</u>	

97 Department of Insurance.....10

98 Except as provided in Sections 25-1-77 through 25-1-93, no
99 state department, institution or agency shall purchase, operate or
100 maintain any passenger vehicle out of any funds available for the
101 use of such department, institution or agency, unless same has
102 been or may be donated.

103 * * *

104 For purposes of this section, "passenger vehicle" shall be
105 defined as a vehicle which is designed to transport four (4) or
106 more persons and/or provides adequate seating for at least four
107 (4) persons. The terms "luxury vehicle," "full-size vehicle,"
108 "utility vehicle" and "carryall vehicle" shall be as defined by
109 the industry.

110 * * *

111 Nothing in Sections 25-1-77 through 25-1-93 shall be
112 construed to prohibit agencies, departments and institutions from
113 purchasing and operating passenger vehicles when used exclusively
114 to transport patients, prisoners, students, faculty or staff of
115 state institutions, blind and sighted employees essential to
116 operate blind training programs or material, products and
117 client-trainees in the sheltered workshop program, or bookmobiles.

118 The superintendents of the Columbia Training School and Oakley
119 Training School and the Commissioner of Corrections, or staff
120 members designated by them, may use such passenger vehicles for
121 other official functions and operations of those institutions at
122 their discretion. Passenger vehicles or similar vehicles used for
123 any other purposes shall be considered as automobiles and subject
124 to the restrictions set forth in the aforesaid sections.

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

129 Of the motor vehicles authorized to be owned and operated by

130 the Mississippi Highway Safety Patrol, no more than twenty-one
131 (21) vehicles may be kept for use by administrative personnel of
132 the patrol whose principal duties are performed at the Highway
133 Safety Patrol Headquarters Building and the Drivers' License
134 Examining Station in Hinds County to commute to and from the
135 residence of said personnel to the office at which such duties are
136 regularly performed.

137 Of the motor vehicles authorized to be owned and operated by
138 the Mississippi Department of Transportation, not more than five
139 (5) vehicles may be kept for use by administrative personnel of
140 the department to commute between their residences and the offices
141 at which their duties are regularly performed. The executive
142 director of the department is authorized to allow additional
143 department personnel to commute to and from their residences in
144 department vehicles due to the nature of their job and for the
145 safety of the traveling public.

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

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

154 Any state officer, employee or board member who violates any
155 of the foregoing provisions of Sections 25-1-77 through 25-1-85
156 shall be liable on his or her official bond for the total amount
157 of the purchase price of the passenger vehicle, plus the total
158 amount of funds expended in violation of said sections for the
159 operating costs of such vehicle.

160 SECTION 2. This act shall take effect and be in force from
161 and after its passage.