

By: Gordon

To: Fees, Salaries and  
Administration;  
Appropriations

SENATE BILL NO. 2867

1 AN ACT TO AMEND SECTION 25-1-85, MISSISSIPPI CODE OF 1972, TO  
2 INCREASE THE AUTHORIZED NUMBER OF PASSENGER VEHICLES FOR USE BY  
3 CERTAIN STATE AGENCIES, AND TO REMOVE CERTAIN PURCHASE  
4 RESTRICTIONS AS TO THE FEATURES AND OPTIONS ON NEW PASSENGER  
5 VEHICLES FOR STATE AGENCIES; AND FOR RELATED PURPOSES.

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

7 SECTION 1. Section 25-1-85, Mississippi Code of 1972, is  
8 amended as follows:[MS1]

9 25-1-85. The following state departments, agencies or  
10 institutions are hereby allowed to purchase, own and operate, in  
11 strict accordance with the provisions hereof, passenger vehicles  
12 not to exceed the following numbers:

13	Office of the Attorney General.....	10
14	Agriculture and Commerce.....	23
15	Department of Economic and Community Development.....	14
16	Experiment Stations.....	16
17	Extension Service.....	1
18	Forestry Commission.....	48
19	Department of Transportation.....	115
20	Military Department.....	5
21	Department of Corrections.....	13
22	Parole Board.....	2
23	Mississippi Department of Public Safety.....	600
24	Division of Plant Industry.....	23
25	State Board of Mental Health.....	2
26	East Mississippi State Hospital.....	1
27	Mississippi State Hospital.....	2

28	Alcoholic Beverage Control Division of the	
29	Mississippi State Tax Commission.....	30
30	Soil and Water Conservation Commission.....	3
31	Ellisville State School.....	1
32	North Mississippi Retardation Center.....	1
33	South Mississippi Retardation Center.....	1
34	Board of Health.....	10
35	State Oil and Gas Board.....	3
36	Each institution of higher learning, for police	
37	purposes, provided each institution with	
38	more than 6,000 students may have 4.....	2
39	Wildlife, Fisheries and Parks.....	60
40	Surplus Property Procurement Commission.....	4
41	State Tax Commission-station wagons.....	2
42	State Tax Commission-automobiles.....	6
43	Mississippi Gaming Commission.....	60
44	Department of Environmental Quality.....	12
45	Pearl River Valley Water Supply District.....	7
46	Pearl River Basin Development District.....	2
47	Pat Harrison Waterway District.....	1
48	Department of Transportation -	
49	Office of State Aid Road Construction.....	10
50	Tennessee-Tombigbee Waterway Development Authority.....	2
51	Fair Commission.....	1
52	State Civil Defense Office (including	
53	communications vehicle).....	4
54	Bureau of Narcotics.....	120
55	Mississippi State Port Authority at Gulfport.....	6
56	Tombigbee Water Supply District.....	3
57	Board of Pharmacy.....	4
58	Yellow Creek State Inland Port Authority.....	1
59	Boat and Water Safety Commission.....	2
60	Department of Archives and History.....	2

61 State Fire Fighters Academy (station wagon.....1

62 Office of Capitol Facilities - Capitol Police.....5

63 Office of Building, Grounds and Real Property.....1

64 State Veterans Affairs Board.....15

65 Employment Security Commission.....1

66 Forest Product Utilization Lab.....1

67 Mississippi Board of Nursing.....3

68 Certified Development Company of Mississippi, Inc.....1

69 State Board of Medical Licensure.....4

70 Mississippi Public Employees' Retirement System.....3

71 Mississippi Public Service Commission.....42

72 Department of Human Services.....2

73 Department of Rehabilitation Services.....4

74 Real Estate Commission.....2

75 Mississippi Library Commission - station wagons.....5

76 Boswell Regional Center.....1

77 Hudspeth Regional Center.....1

78 North Mississippi State Hospital.....1

79 South Mississippi State Hospital.....1

80 Motor Vehicle Commission.....1

81 Office of the State Auditor.....20

82 Division of Medicaid, Office of the Governor.....3

83 Department of Marine Resources.....3

84 Central Mississippi Residential Center.....1

85 Juvenile Rehabilitation Center.....1

86 Department of Education.....1

87 Except as provided in Sections 25-1-77 through 25-1-93, no

88 state department, institution or agency shall purchase, operate or

89 maintain any passenger vehicle out of any funds available for the

90 use of such department, institution or agency, unless same has

91 been or may be donated.

92 \* \* \*

93 For purposes of this section, passenger vehicle shall be

94 defined as a vehicle which is designed to transport four (4) or  
95 more persons and/or provides adequate seating for at least four  
96 (4) persons. The terms "luxury vehicle," "full-size vehicle,"  
97 "utility vehicle" and "carryall vehicle" shall be as defined by  
98 the industry.

99 \* \* \*

100 Nothing in Sections 25-1-77 through 25-1-93 shall be  
101 construed to prohibit agencies, departments and institutions from  
102 purchasing and operating passenger vehicles when used exclusively  
103 to transport patients, prisoners, students, faculty or staff of  
104 state institutions, blind and sighted employees essential to  
105 operate blind training programs or material, products and  
106 client-trainees in the sheltered workshop program, or bookmobiles.

107 The superintendents of the Columbia Training School and Oakley  
108 Training School and the Commissioner of Corrections, or staff  
109 members designated by them, may use such passenger vehicles for  
110 other official functions and operations of those institutions at  
111 their discretion. Passenger vehicles or similar vehicles used for  
112 any other purposes shall be considered as automobiles and subject  
113 to the restrictions set forth in the aforesaid sections.

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

118 Of the motor vehicles authorized to be owned and operated by  
119 the Mississippi Highway Safety Patrol, no more than twenty-one  
120 (21) vehicles may be kept for use by administrative personnel of  
121 the patrol whose principal duties are performed at the Highway  
122 Safety Patrol Headquarters Building and the Drivers' License  
123 Examining Station in Hinds County to commute to and from the  
124 residence of said personnel to the office at which such duties are  
125 regularly performed.

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

127 the Mississippi Department of Transportation, not more than five  
128 (5) vehicles may be kept for use by administrative personnel of  
129 the department to commute between their residences and the offices  
130 at which their duties are regularly performed. The executive  
131 director of the department is authorized to allow additional  
132 department personnel to commute to and from their residences in  
133 department vehicles due to the nature of their job and for the  
134 safety of the traveling public.

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

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

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

149 SECTION 2. This act shall take effect and be in force from  
150 and after July 1, 2000.