

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 2778**

**By Representative(s) Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

19 SECTION 1. Section 25-1-77, Mississippi Code of 1972, is  
20 amended as follows:

21 25-1-77. (1) No state department, institution or agency  
22 shall purchase any motor vehicle, regardless of the source of  
23 funds from which the motor vehicle is to be purchased, except  
24 under authority granted by the Department of Finance and  
25 Administration. The Department of Finance and Administration  
26 shall promulgate rules and regulations governing the purchase of  
27 any motor vehicle by a state department, institution or agency  
28 with regard to the appropriateness of the vehicle to its intended  
29 use. The Department of Finance and Administration shall not grant  
30 authority to purchase a motor vehicle which is not the most  
31 appropriate vehicle type for its intended use unless specifically  
32 approved by the Legislature.

33 (2) It is not the intent of the Legislature for the  
34 Department of Finance and Administration to determine the  
35 sufficient number of motor vehicles needed by each state

36 department, institution or agency, but to regulate the purchase so  
37 that the vehicle is the most appropriate type for its intended  
38 use. Further, it is the intent of the Legislature that any motor  
39 vehicle purchased shall be made with due concern for economical  
40 and efficient use, but shall also meet the needs of the  
41 department, institution or agency. The department, institution or  
42 agency shall maintain proper documentation signed by the executive  
43 director which provides the intended use of the vehicle and the  
44 basis for choosing the vehicle. Such documentation shall show  
45 that the department, institution or agency made reasonable efforts  
46 to purchase a vehicle that is economical and appropriate for its  
47 intended use. All such documentation shall be maintained and made  
48 available for review by the State Auditor and any other reviewing  
49 agency.

50 (3) The State Auditor shall make on-site visits and conduct  
51 audits necessary to ensure the intent of this section. On or  
52 before July 1 of each year, the State Auditor shall prepare and  
53 deliver to the Senate and House Fees, Salaries and Administration  
54 Committees and the Joint Legislative Budget Committee a report  
55 containing any irregularities that he finds concerning purchases  
56 of state-owned vehicles.

57 SECTION 2. Section 25-1-85, Mississippi Code of 1972, which  
58 provides the number of passenger vehicles which may be purchased,  
59 owned and operated by state departments, agencies or institutions,  
60 is hereby repealed.

61 SECTION 3. The Department of Finance and Administration  
62 shall prepare and report to the House and Senate Appropriations  
63 Committees by December 15, 2001, a study to determine which  
64 state-owned vehicles meet or exceed a cost benefit break even  
65 point based on information provided by the Fuel Access System

66 utilized by state agencies. This study shall include but not be  
67 limited to determining each vehicle's annual mileage as  
68 electronically submitted under the Fuel Access System and whether  
69 the current break even point of ownership of a state vehicle is  
70 appropriate. The Department of Finance and Administration shall  
71 determine what the adequate break even point is for certain usage.

72 SECTION 4. This act shall take effect and be in force from  
73 and after its passage.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 25-1-77, MISSISSIPPI CODE OF 1972, TO  
2 PROVIDE THAT THE DEPARTMENT OF FINANCE AND ADMINISTRATION SHALL  
3 PROMULGATE RULES AND REGULATIONS GOVERNING THE PURCHASE OF ANY  
4 STATE-OWNED MOTOR VEHICLE WITH REGARD TO THE APPROPRIATENESS OF  
5 THE VEHICLE TO ITS INTENDED USE; TO PROVIDE THAT THE DEPARTMENT OF  
6 FINANCE AND ADMINISTRATION SHALL NOT GRANT AUTHORITY TO PURCHASE A  
7 MOTOR VEHICLE WHICH IS NOT THE APPROPRIATE VEHICLE TYPE FOR ITS  
8 INTENDED USE UNLESS SPECIFICALLY APPROVED BY THE LEGISLATURE; TO  
9 DECLARE THE INTENT OF THE LEGISLATURE; TO REQUIRE THE STATE  
10 AUDITOR TO MAKE ON-SITE VISITS AND CONDUCT AUDITS NECESSARY TO  
11 ENSURE THE INTENT OF THIS ACT; TO REPEAL SECTION 25-1-85,  
12 MISSISSIPPI CODE OF 1972, WHICH PROVIDES THE NUMBER OF PASSENGER  
13 VEHICLES WHICH MAY BE PURCHASED, OWNED AND OPERATED BY STATE  
14 DEPARTMENTS, AGENCIES OR INSTITUTIONS; TO PROVIDE THAT THE  
15 DEPARTMENT OF FINANCE AND ADMINISTRATION SHALL REPORT THE FINDINGS  
16 OF A STUDY WHICH DETERMINES WHETHER STATE-OWNED VEHICLES ARE COST  
17 EFFICIENT; AND FOR RELATED PURPOSES.