

By: Representatives Miles, Ward, Montgomery
(15th), Scott (17th), Markham

To: Ways and Means

HOUSE BILL NO. 236

1 AN ACT TO PROVIDE THAT WHEN THE MISSISSIPPI DEVELOPMENT
2 AUTHORITY PROVIDES AT LEAST FIFTY PERCENT OF THE FUNDS FOR CERTAIN
3 PROJECTS WITH A TOTAL PROJECT COST OF \$100,000.00 OR LESS AND
4 WHICH ARE DESIGNED TO PROMOTE ECONOMIC DEVELOPMENT IN THE STATE,
5 THEN ANY ENTITY RECEIVING FUNDS FOR THE PROJECT SHALL GIVE A
6 PREFERENCE TO MISSISSIPPI BUSINESSES IN CONTRACTS AND PURCHASES
7 FOR GOODS AND SERVICES RELATED TO THE PROJECT; AND FOR RELATED
8 PURPOSES.

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

10 **SECTION 1.** The following words and phrases shall have the
11 meanings ascribed in this section unless the context clearly
12 indicates otherwise:

13 (a) "Entity" means a county, municipality, planning and
14 development district, economic development authority or other
15 similar organization.

16 (b) "Funds" means funds derived from any source,
17 including, but not limited to, state funds, community development
18 block grant funds, other federal funds and funds received from
19 private sources, which are administered by the Mississippi
20 Development Authority and are provided to an entity by any method
21 for a project described in this act.

22 (c) "Mississippi business" means a corporation,
23 individual, partnership, association, organization or other entity
24 that is (i) domiciled in Mississippi, (ii) subject to Mississippi
25 income tax laws, (iii) subject to Mississippi sales tax laws, and
26 (iv) has one or more employees who are domiciled in Mississippi
27 and subject to Mississippi income tax laws.

28 **SECTION 2.** Whenever the Mississippi Development Authority
29 provides at least fifty percent (50%) of the funds for a project
30 with a total project cost of One Hundred Thousand Dollars



31 (\$100,000.00) or less and which is designed to promote economic
32 development in the state, then any entity receiving funds for the
33 project shall give a preference to Mississippi businesses in all
34 contracts and purchases for goods and services related to the
35 project. In order to be eligible for the preference, a
36 Mississippi business must satisfy all requirements necessary to
37 provide goods or services to an entity for the project. The
38 Mississippi Development Authority may establish a formula for
39 granting the preference required in this section which must
40 improve the competitiveness of a Mississippi business's proposal
41 to provide goods or services by at least five percent (5%) when
42 compared to such a proposal from a business that is not a
43 Mississippi business. The Mississippi Development Authority may
44 adopt rules and regulations necessary to implement and administer
45 the provisions of this section.

46 **SECTION 3.** This act shall take effect and be in force from
47 and after July 1, 2002.

