

By: Representative Stevens

To: Appropriations

COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1412

1 AN ACT TO PROVIDE THAT THE LEGISLATURE SHALL EXERCISE  
2 EXCLUSIVE MANAGEMENT AND CONTROL OVER THE NEW STATE CAPITOL AND  
3 ITS GROUNDS; TO PROVIDE THAT THE LEGISLATURE SHALL HAVE  
4 JURISDICTION TO ENFORCE THE STATE LAWS IN THE CAPITOL AND ON ITS  
5 GROUNDS; TO AUTHORIZE THE LEGISLATURE TO ENTER INTO CONTRACTS FOR  
6 MAINTENANCE, SECURITY AND OTHER SERVICES NECESSARY FOR THE CARE OF  
7 THE NEW STATE CAPITOL AND ITS GROUNDS; TO AMEND SECTION 29-5-9,  
8 MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE LEGISLATURE TO EMPLOY  
9 AN ELEVATOR OPERATOR AND AN ARCHITECTURAL HISTORIAN FOR THE  
10 CAPITOL; TO AMEND SECTION 29-5-12, MISSISSIPPI CODE OF 1972, TO  
11 REQUIRE THE LEGISLATURE TO PROVIDE FOR THE CARE AND LANDSCAPING OF  
12 THE CAPITOL GROUNDS; TO AMEND SECTIONS 29-5-61 THROUGH 29-5-71,  
13 MISSISSIPPI CODE OF 1972, TO PROVIDE THAT THE LEGISLATURE SHALL BE  
14 RESPONSIBLE FOR THE SUPERVISION OF PARKING ON THE CAPITOL GROUNDS;  
15 TO AMEND SECTIONS 5-1-83, 29-5-2, 29-5-57, 29-5-59, 29-5-77  
16 THROUGH 29-5-91, 29-5-95 AND 31-11-27, MISSISSIPPI CODE OF 1972,  
17 IN CONFORMITY THEREFOR; AND FOR RELATED PURPOSES.

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

19 **SECTION 1.** (1) The Legislature shall exercise exclusive  
20 management and control over the New State Capitol and its  
21 appurtenant grounds and shall provide for the general supervision  
22 and care of the New State Capitol and its grounds.

23 (2) The Legislature shall be responsible for the assignment  
24 of all office space in the New State Capitol.

25 (3) The Legislature shall have jurisdiction the enforcement  
26 of all laws of the State of Mississippi in the New State Capitol  
27 and on its appurtenant grounds. Through persons appointed by the  
28 Legislature, or through the Department of Public Safety at the  
29 request of the Speaker of the House of Representatives or the  
30 Lieutenant Governor, arrests may be made for any violation of any  
31 law of the State of Mississippi in the New State Capitol or on its  
32 grounds. The Legislature may provide for the enforcement of  
33 Sections 29-5-59 through 29-5-65, 29-5-69 through 29-5-75 and  
34 29-5-81 through 29-5-95.



35           When, in the opinion of the Speaker of the House of  
36 Representatives or the Lieutenant Governor, it is readily apparent  
37 that an emergency exists where the persons appointed by the  
38 Legislature are unable to control a situation or to enforce the  
39 laws, the Speaker of the House of Representatives or the  
40 Lieutenant Governor may call upon the Department of Public Safety,  
41 which shall have the power to arrest and detain persons for  
42 violations of state laws occurring in the New State Capitol or on  
43 its grounds.

44           (4) The Legislature may enter into contracts for building  
45 maintenance, cleaning, security, printing of parking insignia,  
46 posting of traffic signs and for such other services as may be  
47 necessary in the general supervision and care of the New State  
48 Capitol and its grounds.

49           **SECTION 2.** Section 29-5-2, Mississippi Code of 1972, is  
50 amended as follows:

51           29-5-2. The duties of the Department of Finance and  
52 Administration shall be as follows:

53           (a) (i) To exercise general supervision and care over  
54 and keep in good condition the following state property located in  
55 the City of Jackson: \* \* \* the Woolfolk State Office Building,  
56 the Carroll Gartin Justice Building, the Walter Sillers Office  
57 Building, the War Veterans' Memorial Building, the Charlotte  
58 Capers Building, the William F. Winter Archives and History  
59 Building, the Ike Sanford Veterans Affairs Building, the Old State  
60 Capitol \* \* \*, the Governor's Mansion, the Heber Ladner Building,  
61 the Burroughs Building, the Robert E. Lee Office Building, the  
62 Robert E. Lee Parking Garage, the Manship House Restoration and  
63 Visitor Center, the State Records Center, the 301 Lamar Street  
64 Building, and all other properties acquired in the same  
65 transaction at the time of the purchase of the Robert E. Lee Hotel  
66 property from the First Federal Savings and Loan Association of  
67 Jackson, Mississippi, which properties are more particularly



68 described in a warranty deed heretofore executed and delivered on  
69 April 22, 1969, and filed for record in the office of the Chancery  
70 Clerk of the First Judicial District of Hinds County, Mississippi,  
71 located in Jackson, Mississippi, on April 25, 1969, at 9:00 a.m.,  
72 and recorded in Deed Book No. 1822, page 136 et seq., and the  
73 Central High Building and 101 Capitol Centre.

74 (ii) To exercise general supervision and care over  
75 and keep in good condition the Dr. Eldon Langston Bolton Building  
76 located in Biloxi, Mississippi.

77 (iii) To exercise general supervision and care  
78 over and keep in good condition the State Service Center, located  
79 at the intersection of State Highway 49 and John Merl Tatum  
80 Industrial Drive in Hattiesburg, Mississippi.

81 (b) To assign suitable office space for the various  
82 state departments, officers and employees who are provided with an  
83 office in any of the buildings under the jurisdiction or control  
84 of the Department of Finance and Administration. \* \* \*

85 (c) To approve or disapprove with the concurrence of  
86 the Public Procurement Review Board, any lease or rental  
87 agreements by any state agency or department, including any state  
88 agency financed entirely by federal and special funds, for space  
89 outside the buildings under the jurisdiction of the Department of  
90 Finance and Administration. In no event shall any employee,  
91 officer, department, federally funded agency or bureau of the  
92 state be authorized to enter a lease or rental agreement without  
93 prior approval of the Department of Finance and Administration and  
94 the Public Procurement Review Board.

95 The Department of Finance and Administration is authorized to  
96 use architects, engineers, building inspectors and other personnel  
97 for the purpose of making inspections as may be deemed necessary  
98 in carrying out its duties and maintaining the facilities.

99 (d) To acquire by lease, lease-purchase agreement, or  
100 otherwise, as provided in Section 27-104-107, and to assign



101 through the Office of General Services, by lease or sublease  
102 agreement from the office, and with the concurrence of the Public  
103 Procurement Review Board, to any state agency or department,  
104 including any state agency financed entirely by federal and  
105 special funds, appropriate office space in the buildings acquired.

106 **SECTION 3.** Section 29-5-9, Mississippi Code of 1972, is  
107 amended as follows:

108 29-5-9. \* \* \*

109 \* \* \* The Legislature, acting through its appointed entity  
110 or person(s) having responsibility for the hiring of joint  
111 legislative employees, may employ and compensate a  
112 receptionist \* \* \* and any assistants deemed necessary for such  
113 receptionist, an elevator operator and an architectural historian  
114 for the New State Capitol. Compensation for such joint  
115 legislative employees shall be paid out of funds appropriated for  
116 joint legislative operations.

117 The receptionist shall operate an information desk, furnish  
118 information to visitors; maintain a registration book for  
119 visitors; distribute literature furnished by state agencies,  
120 historical societies, pilgrimage clubs, private individuals or  
121 organizations engaged in the manufacturing of products from  
122 Mississippi resources; and conduct tours of the building. All  
123 agencies of the State of Mississippi and others having literature  
124 for distribution shall supply the New State Capitol \* \* \*  
125 receptionist with copies of such literature for distribution.

126 The architectural historian shall monitor the interior,  
127 including furnishings, and exterior condition of the new State  
128 Capitol and make recommendations to the Legislature with regard to  
129 the long-term care and preservation of the building. In this  
130 capacity, the architectural historian shall work closely with the  
131 Department of Archives and History, and the department shall  
132 assist the historian in the execution of her duties.



133           **SECTION 4.** Section 29-5-12, Mississippi Code of 1972, is  
134 amended as follows:

135           29-5-12. The Legislature shall provide for reasonable  
136 landscaping and care, including the maintenance of a water  
137 sprinkling system, for the New State Capitol grounds.

138           **SECTION 5.** Section 29-5-57, Mississippi Code of 1972, is  
139 amended as follows:

140           29-5-57. It shall be the duty of the Department of Finance  
141 and Administration to supervise and regulate the parking of motor  
142 vehicles at the facilities named in Section 29-5-2 except for the  
143 New State Capitol, the State Board of Health Building and the  
144 Governor's Mansion. The department shall make all necessary  
145 regulations to ensure that parking space shall be available for  
146 state officers and employees whose official duties require their  
147 presence at such facilities and for business visitors, authorized  
148 members of the press, tourists and other visitors who are in need  
149 of parking space at any such building \* \* \*.

150           **SECTION 6.** Section 29-5-59, Mississippi Code of 1972, is  
151 amended as follows:

152           29-5-59. Except as otherwise provided in Section 29-5-61,  
153 all parking \* \* \* spaces adjacent to the south side of the New  
154 Capitol Building between the east side of the south entrance to  
155 the first floor and the east walkway, or President Street  
156 entrance, shall be reserved for use of the Governor. In addition,  
157 a parking space adjacent to the south side of the New State  
158 Capitol, east of the south entrance to the first floor and in the  
159 southernmost corner of that space under the portico, shall be  
160 reserved for the Governor.

161           **SECTION 7.** Section 29-5-61, Mississippi Code of 1972, is  
162 amended as follows:

163           29-5-61. The Legislature shall provide for the supervision  
164 and regulation of the parking of motor vehicles on the grounds of  
165 the New State Capitol. The Legislature may designate a number it



166 deems appropriate of parking spaces adjacent to the north side of  
167 the New State Capitol \* \* \* for the use of tourists, visitors and  
168 those having temporary business to transact in the New State  
169 Capitol. All parking spaces adjacent to the north side of the New  
170 State Capitol \* \* \* shall be and are \* \* \* reserved for use by the  
171 Lieutenant Governor, the Speaker of the House of Representatives,  
172 the President Pro Tempore of the Senate, officers of the Senate  
173 and House of Representatives, and visitors, tourists and those  
174 persons having temporary business to transact in the New State  
175 Capitol \* \* \*. In addition, a parking space adjacent to the south  
176 side of the New State Capitol, east of the south entrance to the  
177 first floor and in the northernmost corner of that space under the  
178 portico, shall be reserved for use of the Lieutenant Governor; and  
179 a parking space adjacent to the south side of the New State  
180 Capitol, west of the south entrance to the first floor and in the  
181 southernmost corner of that space under the portico, shall be  
182 reserved for the Speaker of the House of Representatives.  
183 The \* \* \* parking spaces reserved for the named officials shall be  
184 plainly marked with suitable signs or markers, designating which  
185 space is reserved for such individual or officer. The spaces  
186 reserved for use in parking for visitors, tourists and those  
187 having temporary business to transact in said New State  
188 Capitol \* \* \* shall be plainly marked with suitable signs or  
189 markers showing that they are reserved for visitors and with the  
190 notation thereon "two-hour limit." The Legislature shall provide  
191 suitable signs and markers to indicate those parking spaces which  
192 shall be available for the convenience of tourists, visitors, and  
193 those having temporary business to transact in the New State  
194 Capitol.

195 **SECTION 8.** Section 29-5-63, Mississippi Code of 1972, is  
196 amended as follows:

197 29-5-63. All parking spaces on the north side of the New  
198 State Capitol \* \* \*, other than those adjacent to the north side



199 of said building, \* \* \* shall be and are \* \* \* reserved for use of  
200 state officers, state employees and authorized members of the  
201 press whose official duties require their presence in the New  
202 State Capitol \* \* \*.

203 Parking spaces not otherwise specifically designated may be  
204 made available to other state officers and employees not domiciled  
205 in the New State Capitol \* \* \*, in the discretion of the  
206 Legislature under such regulations as may be prescribed therefor.

207 **SECTION 9.** Section 29-5-65, Mississippi Code of 1972, is  
208 amended as follows:

209 29-5-65. \* \* \* The Legislature shall designate and reserve  
210 sufficient parking spaces around the New State Capitol \* \* \* to  
211 accommodate the members of the Legislature. The spaces \* \* \*  
212 shall be identified and marked with the name of each member of the  
213 Legislature, and that space \* \* \* shall be reserved for the  
214 exclusive use of the that legislator. The Legislature shall  
215 reserve and allocate, among those spaces, an individual parking  
216 space for use of any member of the Legislature who is physically  
217 handicapped, so as to make his or her entrance to and exit from  
218 the New State Capitol \* \* \* as convenient as is reasonably  
219 possible.

220 **SECTION 10.** Section 29-5-67, Mississippi Code of 1972, is  
221 amended as follows:

222 29-5-67. (1) The Department of Finance and Administration  
223 is directed to have prepared or to secure suitable insignia for  
224 placing on automobiles so as to properly designate the automobiles  
225 as belonging to or used by state officers and employees and  
226 denoting in which building the officer or employee is  
227 located \* \* \* or such other identification as will aid in the  
228 enforcement of Sections 29-5-57 through \* \* \* 29-5-77. Such  
229 insignia or other identification shall be issued once each year to  
230 all state officers or state employees entitled thereto.



231       (2) \* \* \* The \* \* \* Legislature shall furnish its membership  
232 and staff with distinctive insignia of appropriate design for  
233 their personal automobiles, the expense to be paid out of the  
234 contingent fund of each house.

235       **SECTION 11.** Section 29-5-69, Mississippi Code of 1972, is  
236 amended as follows:

237       29-5-69. \* \* \* All parking spaces adjacent to the New State  
238 Capitol grounds on the west side of President Street, the south  
239 side of High Street, the north side of Mississippi Street, and the  
240 east side of West Street, shall be reserved for the use of  
241 legislative employees. The Legislature shall place signs to that  
242 effect on the described streets \* \* \*.

243       All legislative employees \* \* \* shall be provided with  
244 distinctive stickers by the Legislature which shall be placed in a  
245 prominent place on the rear of the automobile owned and regularly  
246 used by that employee.

247       Any person without a sticker on his automobile who parks in  
248 any space reserved in the first paragraph of this section shall be  
249 guilty of a misdemeanor and \* \* \* upon conviction, shall be fined  
250 not to exceed Twenty-five Dollars (\$25.00).

251       Any person who is not a legislative employee and who has on  
252 his automobile a Capitol parking sticker or any legislative  
253 employee who gives his parking sticker to another person to use on  
254 such person's car, shall be guilty of a misdemeanor and \* \* \* upon  
255 conviction, shall be fined One Hundred Dollars (\$100.00).

256       The security officers employed by the Legislature shall have  
257 the authority and are directed to enforce the provisions of this  
258 section.

259       **SECTION 12.** Section 29-5-71, Mississippi Code of 1972, is  
260 amended as follows:

261       29-5-71. (1) The Department of Finance and Administration  
262 is \* \* \* directed to erect suitable signs or markers to indicate





263 the parking spaces reserved in conformity with Sections 29-5-57,  
264 29-5-67(1), 29-5-75 and 29-5-77.

265 (2) The Legislature shall provide for the erection of  
266 suitable signs or markers to indicate the parking spaces reserved  
267 on the grounds of the New State Capitol.

268 (3) The \* \* \* Department of Transportation is \* \* \* directed  
269 to cooperate with the Department of Finance and Administration and  
270 the Legislature in the painting or marking of \* \* \* parking spaces  
271 as \* \* \* prescribed by the Department of Finance and  
272 Administration and the Legislature.

273 **SECTION 13.** Section 29-5-77, Mississippi Code of 1972, is  
274 amended as follows:

275 29-5-77. The \* \* \* Department of Finance and Administration  
276 shall have jurisdiction relative to the enforcement of all laws of  
277 the State of Mississippi on the properties set forth in Section  
278 29-5-2 and the Court of Appeals Building. The department is  
279 authorized and directed through any person or persons appointed by  
280 the Department of Finance and Administration or through the  
281 Department of Public Safety when requested by the Department of  
282 Finance and Administration, to make arrests for any violation of  
283 any law of the State of Mississippi on such grounds of or within  
284 such properties. The Department of Finance and Administration is  
285 hereby empowered and directed to enforce the provisions of  
286 Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75, 29-5-77, and 29-5-81  
287 through 29-5-93, and to prescribe such rules and regulations as  
288 are necessary therefor.

289 When in the opinion of the Governor or, in his absence, the  
290 Lieutenant Governor, it is readily apparent that an emergency  
291 exists which the persons appointed by the Department of Finance  
292 and Administration are unable to control in the accomplishment of  
293 the provisions of Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75,  
294 29-5-77, and 29-5-81 through 29-5-93 in regard to law enforcement,  
295 then the Governor, or in his absence, the Lieutenant Governor, may



296 call upon the Department of Public Safety, members of which shall  
297 have power to arrest and detain any persons violating the  
298 provisions of the aforesaid sections, until such person can be  
299 brought before the proper authorities for trial.

300 **SECTION 14.** Section 29-5-79, Mississippi Code of 1972, is  
301 amended as follows:

302 29-5-79. \* \* \* The Speaker of the House of Representatives  
303 and the Lieutenant Governor may make such regulations as they may  
304 deem necessary for preserving the peace and securing the New State  
305 Capitol from defacement, and for the protection of the property  
306 therein. The Lieutenant Governor or the Speaker of the House of  
307 Representatives may request the assistance of the \* \* \* Department  
308 of Public Safety in order to preserve the peace at the New State  
309 Capitol and secure the New State Capitol from defacement, and for  
310 the protection of the property therein.

311 \* \* \*

312 **SECTION 15.** Section 29-5-81, Mississippi Code of 1972, is  
313 amended as follows:

314 29-5-81. (1) Grounds of public buildings over which the  
315 Department of Finance and Administration has jurisdiction shall  
316 comprise the following:

317 (a) In the City of Jackson, Mississippi:

318 \* \* \*

319 Governor's Mansion: Bounded on the north by Amite Street, on  
320 the west by North West Street, on the south by Capitol Street and  
321 on the east by North Congress Street;

322 Woolfolk State Office Building: Bounded on the north by High  
323 Street, on the west by Lamar Street, on the south by Hamilton  
324 Street and on the east by North West Street;

325 Old State Capitol and War Veterans' Memorial Building  
326 Complex: Bounded on the north by Amite Street, on the west by  
327 North State Street and South State Street, on the south by Pearl



328 Street and on the east by property of the Gulf, Mobile and Ohio  
329 Railroad Company;

330 Carroll Gartin Justice Building and Walter Sillers Office  
331 Building Complex: Bounded on the north by George Street, on the  
332 west by North West Street, on the south by High Street and on the  
333 east by North President Street;

334 Heber Ladner Building: Bounded on the north by Mississippi  
335 Street, on the west by North Congress Street, on the south by the  
336 property of Galloway Methodist Church used as a parking lot and on  
337 the east by the property on which the Mississippi Farm Bureau  
338 Federation Building stands;

339 State Board of Health Building: Bounded on the north by  
340 Stadium Drive, on the west by the property of Mississippi Hospital  
341 and Medical Service, on the southwest by property on which is  
342 located a Standard Oil service station, on the southeast by  
343 property leased by the Mississippi Federation of Women's Clubs and  
344 on the east by North State Street;

345 Robert E. Lee Building and other properties acquired in the  
346 same transaction: Particularly described in warranty deed  
347 executed and delivered on April 22, 1969, and filed for record in  
348 the Office of the Chancery Clerk of the First Judicial District of  
349 Hinds County, Mississippi, located in Jackson, Mississippi, on  
350 April 25, 1969, at 9:00 a.m., and recorded in deed book No. 1822,  
351 page 136, et seq.;

352 Charlotte Capers Building: Bounded on the north by the Old  
353 Capitol Building, on the west by South State Street, on the south  
354 by Pearl Street, and on the east by the Illinois Central Railroad  
355 tracks;

356 William F. Winter Archives and History Building: Bounded on  
357 the north by Mississippi Street; on the west by North Street, on  
358 the south by Amite Street, and on the east by Jefferson Street.

359 Mayfair Building: Bounded on the north by George Street, on  
360 the west by Northwest Street, on the south by Walter Sillers



361 Office Building complex, and on the east by North President  
362 Street;

363 Court of Appeals Building: Bounded on the west by North  
364 State Street, on the north by George Street, on the east by North  
365 Street, and on the south by the building designated as 654 North  
366 State Street, including the parking area east of and adjacent to  
367 the 654 North State Street Building;

368 Central High Building;

369 101 Capitol Centre: Located at 101 West Capitol Street,  
370 Jackson, Mississippi.

371 (b) The Dr. Eldon Langston Bolton Building: Located in  
372 the City of Biloxi, Mississippi.

373 (c) The State Service Center: Located at the  
374 intersection of State Highway 49 and John Merl Tatum Industrial  
375 Drive in the City of Hattiesburg, Mississippi.

376 (2) The Legislature shall have jurisdiction over the New  
377 State Capitol, which is bounded on the north by High Street, on  
378 the west by North West Street, on the south by Mississippi Street,  
379 and on the east by North President Street.

380 **SECTION 16.** Section 29-5-83, Mississippi Code of 1972, is  
381 amended as follows:

382 29-5-83. Public travel in and occupancy of the grounds \* \* \*  
383 described in Section 29-5-81 shall be restricted to the roads,  
384 walks and places prepared for that purpose by paving or otherwise.  
385 It is forbidden to occupy the roads, walks or places in such  
386 grounds in such manner as to obstruct or hinder their proper use.

387 **SECTION 17.** Section 29-5-85, Mississippi Code of 1972, is  
388 amended as follows:

389 29-5-85. It is forbidden to offer or expose any article for  
390 sale in or on the grounds described in Section 29-5-81, except as  
391 may be permitted by the Department of Finance and Administration  
392 or the Legislature, as the case may be; to display any sign,



393 placard, or other form of advertisement therein; or to solicit  
394 fares, alms, subscriptions, or contributions therein.

395 **SECTION 18.** Section 29-5-87, Mississippi Code of 1972, is  
396 amended as follows:

397 29-5-87. It is forbidden to step or climb upon, remove, or  
398 in any way injure any statue, seat, wall, fountain, or other  
399 erection or architectural feature, or any tree, shrub, plant, or  
400 turf in or on the grounds described in Section 29-5-81.

401 **SECTION 19.** Section 29-5-89, Mississippi Code of 1972, is  
402 amended as follows:

403 29-5-89. It is forbidden to discharge any firearm, firework  
404 or explosive, set fire to any combustible, make any harangue or  
405 oration, or utter loud, threatening or abusive language in or on  
406 the grounds described in Section 29-5-81.

407 **SECTION 20.** Section 29-5-91, Mississippi Code of 1972, is  
408 amended as follows:

409 29-5-91. It is forbidden to parade, stand, or move in  
410 processions or assemblages in or on the grounds described in  
411 Section 29-5-81, or to display therein any flag, banner, or device  
412 designed or adapted to bring into public notice any party,  
413 organization, or movement, except as \* \* \* provided in Section  
414 29-5-95.

415 **SECTION 21.** Section 29-5-95, Mississippi Code of 1972, is  
416 amended as follows:

417 29-5-95. On certain occasions of state interest, the  
418 Legislature may suspend so much of the prohibitions contained in  
419 Sections 29-5-83 through 29-5-91 as would prevent the use of the  
420 roads and walks of the Capitol grounds by processions or  
421 assemblages, and the use upon them of suitable decorations, music,  
422 addresses or ceremonies, provided that responsible officers shall  
423 have been appointed and arrangements determined which are  
424 adequate \* \* \* for the maintenance of suitable order and decorum



425 in the proceedings, and for guarding the properties and grounds  
426 from injury.

427 **SECTION 22.** Section 5-1-83, Mississippi Code of 1972, is  
428 amended as follows:

429 5-1-83. The Legislature may make such alterations and  
430 provide such furnishings for the post-office room as in its  
431 judgment may seem proper, to fit it for the convenience and  
432 necessary requirements of Sections 5-1-79 and 5-1-81.

433 **SECTION 23.** Section 31-11-27, Mississippi Code of 1972, is  
434 amended as follows:

435 31-11-27. (1) (a) The Department of Finance and  
436 Administration shall conduct a detailed study of the building and  
437 other capital needs at each state institution and at each junior  
438 college immediately prior to September first in each year. This  
439 study shall include, but shall not be limited to, the following  
440 matters: (i) an inventory of every state building and other  
441 capital facility which is the property of the State of  
442 Mississippi; (ii) the location, date of construction or  
443 acquisition, the purpose for which used, outstanding indebtedness  
444 against such facility, if any, and cost of repairs for the  
445 preceding fiscal year; (iii) an examination of the condition of  
446 the building or other facility; (iv) an estimate of the cost of  
447 repairs required to place the facility in good condition; (v) an  
448 estimate of the cost of major renovations, if contemplated; and  
449 (vi) a determination of the new building and other facility needs  
450 of each institution with such needs classified under immediate or  
451 long range requirements.

452 (b) All state agencies, departments and institutions  
453 are hereby authorized and directed to cooperate with the  
454 Department of Finance and Administration in carrying out the  
455 provisions of this section.

456 (c) The Department of Finance and Administration shall  
457 submit a detailed report to the Legislative Budget Office on or



458 before September first of each year. Such report shall be in such  
459 detail and in such form as may be prescribed by the Legislative  
460 Budget Office.

461 (d) The architect or building inspector of the  
462 Department of Finance and Administration shall make a biennial  
463 inspection of the \* \* \* Old Capitol, Woolfolk State Office  
464 Building, War Memorial Building, the Governor's Mansion, and all  
465 other buildings under jurisdiction of the Department of Finance  
466 and Administration for structural or other physical needs or  
467 defects of such buildings, and he shall further inquire of the  
468 department or its representatives regarding the condition of the  
469 buildings. He shall make a written report of his finding to the  
470 Department of Finance and Administration, Governor, Lieutenant  
471 Governor and Speaker of the House of Representatives. The report  
472 shall also make recommendations for repairs and list, by number,  
473 the priority which should be given to making necessary repairs.

474 (2) (a) In addition to any report required in subsection  
475 (1) of this section, the Department of Finance and Administration  
476 shall prepare and submit an annual report to the Legislative  
477 Budget Office, the House Public Buildings, Grounds and Lands  
478 Committee and the Senate Public Property Committee describing the  
479 proposed capital improvements projects for state agencies,  
480 departments and institutions for the upcoming five-year period.  
481 The Department of Finance and Administration shall not be required  
482 to include in the report any project costing less than One Million  
483 Dollars (\$1,000,000.00). The department shall submit the report  
484 before September 1 of each year. The report shall include at  
485 least the following information:

486 (i) A prioritized list of the projects proposed  
487 for the five-year period, with each project ranked on the basis of  
488 need;



489 (ii) A prioritized list of the projects proposed  
490 for the next regular legislative session, with each project ranked  
491 on the basis of need;

492 (iii) A prioritized list of the projects requested  
493 by each state agency, department or institution;

494 (iv) A detailed explanation of criteria used by  
495 the Department of Finance and Administration to rank projects for  
496 purposes of any list it prepares under this paragraph (a);

497 (v) A detailed statement of justification for each  
498 project;

499 (vi) The approximate cost for each project,  
500 including, but not limited to, itemized estimates of costs for  
501 preplanning, constructing, furnishing and equipping a project, and  
502 costs for property acquisition;

503 (vii) The estimated beginning date and completion  
504 date for each project;

505 (viii) Whether a project, as proposed, is a  
506 complete project or a phase or part of a project;

507 (ix) How a project will affect the operating  
508 budget of the applicable agency, department or institution for the  
509 upcoming five-year period, regarding such items as additional  
510 personnel requirements, utility costs, maintenance costs, security  
511 costs, etc.;

512 (x) The proposed method of financing each project  
513 and the effect such financing will have on the state budget,  
514 including an estimate of any required debt service for the  
515 project, and an estimate of any federal funds or other funds that  
516 the agency, department or institution may have access to because  
517 of the project; and

518 (xi) A list of the projects requested by each  
519 agency, department or institution for the five-year period, with  
520 each project ranked by the appropriate agency, department or  
521 institution on the basis of need.





522                   (b) To enable the Department of Finance and  
523 Administration to prepare the report required in this subsection  
524 (2), it may require all state agencies, departments and  
525 institutions to file a capital improvements projects request with  
526 such information and in such form and in such detail as the  
527 department may deem necessary and advisable. Such request shall  
528 be filed with the Department of Finance and Administration no  
529 later than August 1 of each year.

530                   **SECTION 24.** This act shall take effect and be in force from  
531 and after July 1, 2004.

