

By: Representative Stringer

To: Fees and Salaries of  
Public Officers

HOUSE BILL NO. 1452

1 AN ACT TO REQUIRE OFFICERS AND EMPLOYEES OF STATE AGENCIES TO  
2 WHOM HAVE BEEN ISSUED OR ASSIGNED CELLULAR TELEPHONES TO FILE  
3 MONTHLY REPORTS WITH THE DEPARTMENT OF AUDIT DETAILING THE USE OF  
4 SUCH TELEPHONES AND TO REIMBURSE THE STATE FOR PERSONAL CALLS; AND  
5 FOR RELATED PURPOSES.

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

7 **SECTION 1.** (1) Every officer and employee of every state  
8 agency, department, institution or other instrumentality of the  
9 state to whom has been assigned, issued or made available the use  
10 of a cellular telephone, the cost of which is paid through the use  
11 of public funds, shall complete a monthly written report detailing  
12 all calls made from and received by such telephone, listing the  
13 duration and time of each call and identifying all calls that are  
14 of a personal nature not directly related to performance of the  
15 official duties and responsibilities of such officer or employee.  
16 The report shall be kept on file in the office of the executive  
17 head of the agency, department, institution or other  
18 instrumentality and a copy of the report shall be filed with the  
19 Department of Audit. The form of the report shall be prepared by  
20 the Department of Audit and made available to all state agencies,  
21 departments, institutions and other instrumentalities of the  
22 state.

23 (2) Any officer or employee who uses for personal calls a  
24 cellular telephone that has been assigned, issued or made  
25 available to him shall reimburse the state, not less frequently  
26 than monthly, for all personal calls made or received on that  
27 telephone. The amount of reimbursement shall be based upon the  
28 proportion that the number of minutes of personal calls as a



29 percentage of all calls bears to the total monthly charge for  
30 service on that telephone.

31 (3) The Department of Audit, not less frequently than  
32 annually, shall review the records and reports required to be  
33 filed and maintained under this section to determine if a  
34 violation of this section has occurred. A violation of this  
35 section shall constitute good cause for dismissal of a violator  
36 from his office or employment.

37 **SECTION 2.** This act shall take effect and be in force from  
38 and after July 1, 2003.

