

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

**AMENDMENT No. 1 PROPOSED TO**

**House Bill NO. 1452**

**By Senator(s) Committee**

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

10        SECTION 1. (1) No officer or employee of any state agency,  
11 any county, any municipality or any other political subdivision of  
12 the state, or any instrumentality thereof, to whom has been  
13 assigned, issued or made available the use of a cellular  
14 telephone, the cost of which is paid through the use of public  
15 funds, shall use such phone for personal use.

16        (2) A state agency, county, municipality or other political  
17 subdivision of the state, or any instrumentality thereof, shall  
18 not reimburse any officer or employee for use of his or her  
19 personal cellular telephone.

20        (3) Every state agency, county, municipality and other  
21 political subdivision of the state that, at the expense of the  
22 governmental entity, assigns, issues or makes available to any of  
23 its officers or employees a cellular telephone shall obtain  
24 detailed call billing for every cellular account. A list of  
25 approved vendors for the delivery of cellular telephone services  
26 shall be developed for state agencies and political subdivisions  
27 of the state by the Mississippi Department of Information  
28 Technology Services. The department may exercise the option of  
29 selecting one (1) vendor to provide the services, or if it deems

30 such to be most advantageous to the state, it may select multiple  
31 vendors. If it chooses to use multiple vendors, the department  
32 may select vendors on the basis of lowest and best bid proposals,  
33 or it may establish a state contract per minute price and allow  
34 any vendor who agrees to provide service at the contract price to  
35 be added to the list of vendors. A state agency or political  
36 subdivision may not contract for cellular telephone services with  
37 any vendor unless the vendor appears on a list approved by the  
38 department.

39 **SECTION 2.** This act shall take effect and be in force from  
40 and after October 1, 2003, and shall stand repealed from and after  
41 September 30, 2003.

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

1 AN ACT TO PROHIBIT ANY OFFICER OR EMPLOYEE OF ANY STATE  
2 AGENCY, COUNTY, MUNICIPALITY OR ANY OTHER POLITICAL SUBDIVISION OF  
3 THE STATE WHO HAS BEEN ASSIGNED OR ISSUED A CELLULAR TELEPHONE  
4 PAID FOR BY PUBLIC FUNDS FROM USING SUCH TELEPHONE FOR PERSONAL  
5 PURPOSES; TO PROHIBIT SUCH EMPLOYEES FROM BEING REIMBURSED FOR USE  
6 OF THEIR PERSONAL CELLULAR TELEPHONES; TO REQUIRE GOVERNMENTAL  
7 ENTITIES TO SELECT CELLULAR TELEPHONE VENDORS FROM A STATE  
8 APPROVED LIST; AND FOR RELATED PURPOSES.