

By: Representative Warren

To: Appropriations

HOUSE BILL NO. 204  
(As Passed the House)

1 AN ACT TO AMEND SECTION 31-7-38, MISSISSIPPI CODE OF 1972, TO  
2 EXTEND THE DATE OF REPEAL ON THE SECTION OF LAW THAT ESTABLISHES  
3 GROUP PURCHASE PROGRAMS BY CERTAIN PUBLIC HOSPITALS; AND FOR  
4 RELATED PURPOSES.

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

6 **SECTION 1.** Section 31-7-38, Mississippi Code of 1972, is  
7 amended as follows:

8 31-7-38. The board of trustees or governing board of any  
9 hospital or regional mental health center owned or owned and  
10 operated separately or jointly by the State of Mississippi or any  
11 of its branches, agencies, departments or subdivisions, or by one  
12 or more counties, cities, towns, supervisors districts or election  
13 districts, or combinations thereof, may authorize by resolution  
14 the organization and operation of, or the participation in, a  
15 group purchasing program with other hospitals or regional mental  
16 health centers, for the purchase of supplies, commodities and  
17 equipment when it appears to the board of trustees or governing  
18 board that such a group purchasing program could or would affect  
19 economy or efficiency in their operations. Purchases by hospitals  
20 or regional mental health centers participating in group  
21 purchasing programs of supplies, commodities and equipment through  
22 such programs shall be exempt from the provisions of Sections  
23 31-7-9, 31-7-10, 31-7-11, 31-7-12 and 31-7-13. The Mississippi  
24 Department of Mental Health shall develop and submit to the  
25 Chairmen of the Senate and House Appropriations Committees a  
26 report analyzing the savings and economic benefits of the group  
27 purchasing program authorized under this section for state  
28 hospitals or regional mental health centers compared to the

29 purchasing procedures authorized prior to passage of Laws, 2001,  
30 Chapter 473. This section shall stand repealed on July 1, 2010.

31 **SECTION 2.** This act shall take effect and be in force from  
32 and after July 1, 2005.