

By: Representative Warren

To: Appropriations

HOUSE BILL NO. 309

1 AN ACT TO AMEND SECTION 31-9-5, MISSISSIPPI CODE OF 1972, TO
2 EXTEND THE DATE OF REPEAL ON THE SECTION OF LAW THAT AUTHORIZES
3 AND EMPOWERS A STATE AGENCY, WITH THE APPROVAL OF THE OFFICE OF
4 GENERAL SERVICES, TO DONATE GOODS OR SERVICES TO THE AMERICAN RED
5 CROSS; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** Section 31-9-5, Mississippi Code of 1972, is
8 amended as follows:

9 31-9-5. (1) The Office of General Services with the
10 approval of the Public Procurement Review Board shall negotiate
11 and contract with any appropriate agency or commission of the
12 United States government or of the State of Mississippi for the
13 purpose of purchasing or otherwise securing surplus material or
14 property in bulk lots or quantities, and for the purpose of
15 assisting all agencies, departments, institutions and
16 instrumentalities of the State of Mississippi, the boards of
17 supervisors of the various counties, and the governing authorities
18 of the various municipalities, drainage districts and other taxing
19 units in purchasing, leasing or otherwise securing surplus
20 material or property. After ascertaining the needs of the various
21 state departments and institutions, counties, municipalities,
22 drainage districts and other taxing units, the Office of General
23 Services may enter into contracts with the governing authorities
24 of such governmental entities as will enable them to carry out the
25 provisions of this section.

26 (2) The Office of General Services also may acquire state or
27 federal government surplus property for nonprofit and tax exempt
28 health and educational institutions, Boy Scouts, Girl Scouts, Camp

29 Fire Girls, military academies, volunteer fire departments,
30 nonprofit cooperative water associations, Boys Clubs of America
31 and Girls Clubs of America; however, deliveries to these
32 institutions shall be made only after they have established their
33 eligibility by meeting the requirements of the federal government,
34 have requested the Office of General Services to act for them in
35 acquiring government surplus property, and have agreed to comply
36 with both the state and federal laws pertaining to acquisition and
37 utilization of the property.

38 (3) Any state agency, with the approval of the Office of
39 General Services, is authorized and empowered, in the discretion
40 of the governing board or authority of the state agency, to donate
41 goods or services for the support of any local chapter of the
42 American Red Cross. This subsection (3) shall stand repealed from
43 and after July 1, 2007.

44 (4) The Office of General Services may do all other things
45 which may be necessary to effectuate the purposes of this section.

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