

By: Senator(s) Thames

To: Fees, Salaries and Administration; Corrections

SENATE BILL NO. 2633

1 AN ACT TO AMEND SECTION 47-5-105, MISSISSIPPI CODE OF 1972,  
2 TO DELETE THE REQUIREMENT THAT CERTAIN CONTRACTS ISSUED BY THE  
3 DEPARTMENT OF CORRECTIONS ARE SUBJECT TO REVIEW BY THE PUBLIC  
4 PROCUREMENT REVIEW BOARD; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 47-5-105, Mississippi Code of 1972, is  
7 amended as follows:

8 47-5-105. The award of all contracts except for personal and  
9 professional services in excess of One Hundred Thousand Dollars  
10 (\$100,000.00) \* \* \* shall be approved by the Public Procurement  
11 Review Board and shall be entered on the minutes of such board  
12 before any funds shall be expended therefor. Provided further,  
13 that the entrance of the award of contracts on the minutes of the  
14 Public Procurement Review Board shall contain a detailed  
15 accounting of all bids entered showing clearly the lowest bid and  
16 best bid that was awarded in each and every case and, if the bid  
17 accepted is not the lowest, then the reasons and justification for  
18 not accepting the lowest bid shall be spread on the minutes. A  
19 true copy of the minutes of each meeting of such Public  
20 Procurement Review Board shall be sent monthly to the Governor,  
21 members of the Legislative Budget Office and Chairmen of the  
22 Corrections Committee of the Senate and Penitentiary Committee of  
23 the House of Representatives. The award of all contracts related  
24 to personal and professional services in excess of One Hundred  
25 Thousand Dollars (\$100,000.00) entered into by the commissioner  
26 shall be approved by the Personal Service Contract Review Board as  
27 defined in Section 25-9-120 and shall be entered on the minutes of  
28 such board before any funds shall be expended therefor. Further,

29 all technology-related contracts in excess of One Hundred Thousand  
30 Dollars (\$100,000.00) entered into by the commissioner shall be  
31 approved by the Information Technology Services Board as defined  
32 by Section 25-53-5 and shall be entered on the minutes of such  
33 board before any funds shall be expended therefor.

34         **SECTION 2.** This act shall take effect and be in force from  
35 and after July 1, 2007.