

By: Senator(s) Jackson (32nd)

To: Public Property

SENATE BILL NO. 2657

1 AN ACT TO AMEND SECTIONS 29-5-2, 29-5-77 AND 29-5-81,
 2 MISSISSIPPI CODE OF 1972, TO GRANT THE DEPARTMENT OF FINANCE AND
 3 ADMINISTRATION THE AUTHORITY TO ENFORCE LAWS ON, AND EXERCISE
 4 GENERAL SUPERVISION AND CARE OVER, ANY PROPERTY PURCHASED,
 5 CONSTRUCTED OR OTHERWISE ACQUIRED BY THE STATE OF MISSISSIPPI FOR
 6 CONDUCTING STATE BUSINESS AND NOT SPECIFICALLY UNDER THE
 7 SUPERVISION AND CARE BY ANY OTHER STATE ENTITY; AND FOR RELATED
 8 PURPOSES.

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

10 **SECTION 1.** Section 29-5-2, Mississippi Code of 1972, is
 11 amended as follows:

12 29-5-2. The duties of the Department of Finance and
 13 Administration shall be as follows:

14 (a) (i) To exercise general supervision and care over
 15 and keep in good condition the following state property located in
 16 the City of Jackson: the New State Capitol Building, the Woolfolk
 17 State Office Building, the Carroll Gartin Justice Building, the
 18 Walter Sillers Office Building, the War Veterans' Memorial
 19 Building, the Charlotte Capers Building, the William F. Winter
 20 Archives and History Building, the Ike Sanford Veterans Affairs
 21 Building, the Old State Capitol Building, the Governor's Mansion,
 22 the Heber Ladner Building, the Burroughs Building, the Robert E.
 23 Lee Office Building, the Robert E. Lee Parking Garage, the Manship
 24 House Restoration and Visitor Center, the State Records Center,
 25 the Robert G. Clark, Jr. Building, and all other properties
 26 acquired in the same transaction at the time of the purchase of
 27 the Robert E. Lee Hotel property from the First Federal Savings
 28 and Loan Association of Jackson, Mississippi, which properties are
 29 more particularly described in a warranty deed heretofore executed
 30 and delivered on April 22, 1969, and filed for record in the

31 Office of the Chancery Clerk of the First Judicial District of
32 Hinds County, Mississippi, located in Jackson, Mississippi, on
33 April 25, 1969, at 9:00 a.m., and recorded in Deed Book No. 1822,
34 page 136 et seq., and the Central High Building and 101 Capitol
35 Centre.

36 (ii) To exercise general supervision and care over
37 and keep in good condition the Dr. Eldon Langston Bolton Building
38 located in Biloxi, Mississippi.

39 (iii) To exercise general supervision and care
40 over and keep in good condition the State Service Center, located
41 at the intersection of State Highway 49 and John Merl Tatum
42 Industrial Drive in Hattiesburg, Mississippi.

43 (iv) To exercise general supervision and care over
44 and keep in good condition any property purchased, constructed or
45 otherwise acquired by the State of Mississippi for conducting
46 state business and not specifically under the supervision and care
47 by any other state entity, but which is reasonably assumed the
48 department would be responsible for such, as approved by the
49 Public Procurement Review Board.

50 (b) To assign suitable office space for the various
51 state departments, officers and employees who are provided with an
52 office in any of the buildings under the jurisdiction or control
53 of the Department of Finance and Administration. However, the
54 assignment of space in the New Capitol Building shall be
55 designated by duly passed resolution of the combined Senate Rules
56 Committee and the House Management Committee, meeting as a joint
57 committee, approved by the Lieutenant Governor and Speaker of the
58 House of Representatives. A majority vote of the members of the
59 Senate Rules Committee and a majority vote of the members of the
60 House Management Committee shall be required on all actions taken,
61 resolutions or reports adopted, and all other matters considered
62 by the full combined committee on occasions when the Senate Rules

63 Committee and the House Management Committee shall meet as a full
64 combined committee.

65 (c) To approve or disapprove with the concurrence of
66 the Public Procurement Review Board, any lease or rental
67 agreements by any state agency or department, including any state
68 agency financed entirely by federal and special funds, for space
69 outside the buildings under the jurisdiction of the Department of
70 Finance and Administration, including space necessary for parking
71 to be used by state employees who work in the Woolfolk Building,
72 the Carroll Gartin Justice Building or the Walter Sillers Office
73 Building. In no event shall any employee, officer, department,
74 federally funded agency or bureau of the state be authorized to
75 enter a lease or rental agreement without prior approval of the
76 Department of Finance and Administration and the Public
77 Procurement Review Board.

78 The Department of Finance and Administration is authorized to
79 use architects, engineers, building inspectors and other personnel
80 for the purpose of making inspections as may be deemed necessary
81 in carrying out its duties and maintaining the facilities.

82 The provisions of this paragraph (c) shall stand repealed on
83 July 1, 2010.

84 (d) To acquire by lease, lease-purchase agreement, or
85 otherwise, as provided in Section 27-104-107, and to assign
86 through the Office of General Services, by lease or sublease
87 agreement from the office, and with the concurrence of the Public
88 Procurement Review Board, to any state agency or department,
89 including any state agency financed entirely by federal and
90 special funds, appropriate office space in the buildings acquired.

91 **SECTION 2.** Section 29-5-77, Mississippi Code of 1972, is
92 amended as follows:

93 29-5-77. (1) The Department of Finance and Administration
94 shall have jurisdiction relative to the enforcement of all laws of
95 the State of Mississippi on the properties set forth in Section

96 29-5-2, the Court of Appeals Building, the Mississippi Department
97 of Transportation Building and the Public Employees' Retirement
98 System Building, and any property purchased, constructed or
99 otherwise acquired by the State of Mississippi for conducting
100 state business and not specifically under the supervision and care
101 by any other state entity, but which is reasonably assumed the
102 department would be responsible for such, as approved by the
103 Public Procurement Review Board. The Department of Finance and
104 Administration shall, through any person or persons appointed by
105 the Department of Finance and Administration, or through the
106 Department of Public Safety when requested by the Department of
107 Finance and Administration, make arrests for any violation of any
108 law of the State of Mississippi on those grounds of or within
109 those properties. The Department of Finance and Administration
110 shall enforce the provisions of Sections 29-5-57 through 29-5-67,
111 29-5-71 through 29-5-77, and 29-5-81 through 29-5-95, and
112 prescribe such rules and regulations as are necessary therefor.

113 (2) When in the opinion of the Governor or, in his absence,
114 the Lieutenant Governor, it is readily apparent that an emergency
115 exists that the persons appointed by the Department of Finance and
116 Administration are unable to control in the accomplishment of the
117 provisions of Sections 29-5-57 through 29-5-67, 29-5-71 through
118 29-5-77, and 29-5-81 through 29-5-95 in regard to law enforcement,
119 then the Governor or, in his absence, the Lieutenant Governor, may
120 call upon the Department of Public Safety, members of which shall
121 have power to arrest and detain any persons violating the
122 provisions of those sections of law, until the person can be
123 brought before the proper authorities for trial.

124 (3) Subject to the approval of the Board of Trustees of
125 State Institutions of Higher Learning, the Board of Trustees and
126 the Department of Finance and Administration shall be authorized
127 to enter into a contract for the Department of Finance and
128 Administration to supply the security personnel with jurisdiction

129 to enforce all laws of the State of Mississippi on the property of
130 the Board of Trustees located at the corner of Ridgewood Road and
131 Lakeland Drive in the City of Jackson.

132 (4) The Department of Finance and Administration and the
133 Department of Agriculture are authorized to enter into a contract
134 for the Department of Finance and Administration to have
135 jurisdiction and enforce all laws of the State of Mississippi on
136 the property of the Department of Agriculture located at 121 North
137 Jefferson Street and the new Farmer's Market Building located at
138 the corner of High and Jefferson Streets in the City of Jackson,
139 Hinds County, Mississippi. It is the intent of the Legislature
140 that the Department of Finance and Administration will not post
141 any security personnel at such buildings, but will provide regular
142 vehicle patrols and responses to security system alarms.

143 (5) The Department of Finance and Administration and the
144 State Tax Commission are authorized to enter into a contract for
145 the Department of Finance and Administration to supply the
146 security personnel with jurisdiction to enforce all laws of the
147 State of Mississippi at the Alcoholic Beverage Control facility
148 and the State Tax Commission main office.

149 **SECTION 3.** Section 29-5-81, Mississippi Code of 1972, is
150 amended as follows:

151 29-5-81. Grounds of public buildings over which the
152 Department of Finance and Administration has jurisdiction shall
153 comprise the following:

154 (a) In the City of Jackson, Mississippi:

155 (i) New State Capitol: Bounded on the north by
156 High Street, on the west by North West Street, on the south by
157 Mississippi Street, and on the east by North President Street;

158 (ii) Governor's Mansion: Bounded on the north by
159 Amite Street, on the west by North West Street, on the south by
160 Capitol Street and on the east by North Congress Street;

161 (iii) Woolfolk State Office Building: Bounded on
162 the north by High Street, on the west by Lamar Street, on the
163 south by Hamilton Street and on the east by North West Street;

164 (iv) Old State Capitol and War Veterans' Memorial
165 Building Complex: Bounded on the north by Amite Street, on the
166 west by North State Street and South State Street, on the south by
167 Pearl Street and on the east by property of the Gulf, Mobile and
168 Ohio Railroad Company;

169 (v) Carroll Gartin Justice Building and Walter
170 Sillers Office Building Complex: Bounded on the north by George
171 Street, on the west by North West Street, on the south by High
172 Street and on the east by North President Street;

173 (vi) Heber Ladner Building: Bounded on the north
174 by Mississippi Street, on the west by North Congress Street, on
175 the south by the property of Galloway Methodist Church used as a
176 parking lot and on the east by the property on which the
177 Mississippi Farm Bureau Federation Building stands;

178 (vii) State Board of Health Building: Bounded on
179 the north by Stadium Drive, on the west by the property of
180 Mississippi Hospital and Medical Service, on the southwest by
181 property on which is located a Standard Oil service station, on
182 the southeast by property leased by the Mississippi Federation of
183 Women's Clubs and on the east by North State Street;

184 (viii) Robert E. Lee Building and other properties
185 acquired in the same transaction: Particularly described in
186 warranty deed executed and delivered on April 22, 1969, and filed
187 for record in the Office of the Chancery Clerk of the First
188 Judicial District of Hinds County, Mississippi, located in
189 Jackson, Mississippi, on April 25, 1969, at 9:00 a.m., and
190 recorded in Deed Book No. 1822, Page 136 et seq.;

191 (ix) Charlotte Capers Building: Bounded on the
192 north by the Old Capitol Building, on the west by South State

193 Street, on the south by Pearl Street, and on the east by the
194 Illinois Central Railroad tracks;

195 (x) William F. Winter Archives and History
196 Building: Bounded on the north by Mississippi Street, on the west
197 by North Street, on the south by Amite Street, and on the east by
198 Jefferson Street;

199 (xi) Mayfair Building: Bounded on the north by
200 George Street, on the west by Northwest Street, on the south by
201 Walter Sillers Office Building complex, and on the east by North
202 President Street;

203 (xii) Court of Appeals Building: Bounded on the
204 west by North State Street, on the north by George Street, on the
205 east by North Street, and on the south by the building designated
206 as 654 North State Street, including the parking area east of and
207 adjacent to the 654 North State Street Building;

208 (xiii) Central High Building;

209 (xiv) 101 Capitol Centre: Located at 101 West
210 Capitol Street, Jackson, Mississippi;

211 (xv) Robert G. Clark, Jr. Building: Located at
212 301 North Lamar Street, Jackson, Mississippi.

213 (b) The Dr. Eldon Langston Bolton Building: Located in
214 the City of Biloxi, Mississippi.

215 (c) The State Service Center: Located at the
216 intersection of U.S. Highway 49 and John Merl Tatum Industrial
217 Drive in the City of Hattiesburg, Mississippi.

218 (d) Any property purchased, constructed or otherwise
219 acquired by the State of Mississippi for conducting state business
220 and not specifically under the supervision and care by any other
221 state entity, but which is reasonably assumed the department would
222 be responsible for such, as approved by the Public Procurement
223 Review Board.

224 **SECTION 4.** This act shall take effect and be in force from
225 and after its passage.