

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.