

By: Representative Weathersby

To: Public Property

HOUSE BILL NO. 917
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 29-5-2, MISSISSIPPI CODE OF 1972, TO
2 PLACE THE MISSISSIPPI WORKERS' COMPENSATION COMMISSION OFFICE
3 BUILDING UNDER THE SUPERVISION AND CARE OF THE DEPARTMENT OF
4 FINANCE AND ADMINISTRATION; AND FOR RELATED PURPOSES.

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

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

8 29-5-2. The duties of the Department of Finance and
9 Administration shall be as follows:

10 (a) (i) To exercise general supervision and care over
11 and keep in good condition the following state property located in
12 the City of Jackson: the New State Capitol Building, the Woolfolk
13 State Office Building and Parking Garage, the Carroll Gartin
14 Justice Building, the Walter Sillers Office Building and Parking
15 Garage, the War Veterans' Memorial Building, the Charlotte Capers
16 Building, the William F. Winter Archives and History Building, the
17 Mississippi Museum Complex, the Gulf, Mobile and Ohio Train Depot
18 (GM&O Depot), the Old State Capitol Building, the Governor's
19 Mansion, the Heber Ladner Building, the Robert E. Lee Office



20 Building, the Robert E. Lee Parking Garage, the former Naval
21 Reserve Center, 515 East Amite Street, 620 North Street, 660 North
22 Street, 700 North State Street, 350 High Street, 401 North Lamar
23 Street, 455 North Lamar Street, the State Records Center, the
24 Robert G. Clark, Jr. Building, the Mississippi State Fairgrounds
25 Complex, the former Central High Building, the Mississippi
26 Workers' Compensation Commission Office Building, as well as all
27 state-owned or leased buildings situated on seat of government
28 property.

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

32 (iii) To exercise general supervision and care
33 over and keep in good condition the State Service Center, located
34 at the intersection of U.S. Highway 49 and John Merl Tatum
35 Industrial Drive in Hattiesburg, Mississippi.

36 (iv) To exercise general supervision and care over
37 and keep in good condition any property purchased, constructed or
38 otherwise acquired by the State of Mississippi for conducting
39 state business and not specifically under the supervision and care
40 by any other state entity, but which is reasonably assumed the
41 department would be responsible for such, as approved by the
42 Public Procurement Review Board, including, but not limited to:



- 43 1. The National Aeronautics and Space
44 Administration (NASA) Shared Services Center and Lockheed Martin
45 Building at Stennis Space Center;
- 46 2. The Mississippi Sports Hall of Fame;
- 47 3. The Mississippi Crafts Center;
- 48 4. The Mississippi Children's Museum; and
- 49 5. The Mississippi Arts and Entertainment
50 Center.

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

66 (c) To approve or disapprove with the concurrence of
67 the Public Procurement Review Board, any lease or rental



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

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

83 This section is not intended to apply to locations for which
84 the Department of Finance and Administration has decided to
85 solicit proposals in accordance with subsection (e) of this
86 section.

87 (d) To acquire by lease, lease-purchase agreement, or
88 otherwise, as provided in Section 27-104-107, and to assign
89 through the Office of General Services, by lease or sublease
90 agreement from the office, and with the concurrence of the Public
91 Procurement Review Board, to any state agency or department,



92 including any state agency financed entirely by federal and
93 special funds, appropriate office space in the buildings acquired.

94 (e) To solicit and approve or disapprove,
95 notwithstanding any rule of law to the contrary, and with the
96 concurrence of the Public Procurement Review Board, any lease, use
97 or rental agreement for a charge or other consideration for space
98 not exceeding three thousand (3,000) square feet in any individual
99 building listed in subsection (a) of this section, with a private
100 entry who will provide food and/or catering services for state
101 employees, visitors and the general public.

102 The department shall select the entity using a competitive
103 process which shall be publicly advertised. In addition to
104 satisfying any other requirements for the Public Procurement
105 Review Board's approval, the department must demonstrate that any
106 agreement entered into under this section will neither result in a
107 net cost to the state, nor impair or impede the function of state
108 agencies at such location.

109 **SECTION 2.** This act shall take effect and be in force from
110 and after July 1, 2023.

