

By: Senator(s) DeBar

To: Accountability,
Efficiency, Transparency

SENATE BILL NO. 2827

1 AN ACT TO AMEND SECTION 61-13-5, MISSISSIPPI CODE OF 1972, TO
2 AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO PURCHASE
3 AIRCRAFT FROM THE LOWEST AND BEST BIDDER WITHOUT PUBLISHING OR
4 POSTING ADVERTISEMENT FOR BIDS, PROVIDED AT LEAST TWO COMPETITIVE
5 BIDS HAVE BEEN SOLICITED; TO DELETE THE REQUIREMENT THAT THE
6 PURCHASE BE IN COMPLIANCE WITH SECTIONS 31-7-1 THROUGH 31-7-21;
7 AND FOR RELATED PURPOSES.

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

9 **SECTION 1.** Section 61-13-5, Mississippi Code of 1972, is
10 amended as follows:

11 61-13-5. The purchase of aircraft to be used for the purpose
12 in this chapter * * * may be made from the lowest and best bidder
13 without publishing or posting advertisement for bids, provided at
14 least two (2) competitive bids have been solicited. The
15 Department of Finance and Administration is hereby exempt from the
16 requirements of Section 27-104-7(2)(f) when procuring aircraft
17 maintenance, parts, equipment and/or services. It shall be the
18 responsibility of the Executive Director of the Department of
19 Finance and Administration to ensure commercially reasonable
20 practices, including competitive pricing and superb industry



21 maintenance standards. The selection process of maintenance
22 facility shall consider: their capability and experience, the
23 scope of work, the cost, and the length of time the aircraft will
24 be out of service. The process undertaken by the Department of
25 Finance and Administration for procurement of the maintenance
26 facility shall be reported to the Public Procurement Review Board.

27 **SECTION 2.** This act shall take effect and be in force from
28 and after its passage.

