

By: Compretta

To: Appropriations

HOUSE BILL NO. 732

1 AN ACT TO AMEND SECTION 31-7-9, MISSISSIPPI CODE OF 1972, TO  
2 INCLUDE THE OFFICE OF THE ATTORNEY GENERAL ALONG WITH THE BUREAU  
3 OF NARCOTICS AND THE DEPARTMENT OF PUBLIC SAFETY IN THE AGENCIES  
4 FOR WHICH THE DEPARTMENT OF FINANCE AND ADMINISTRATION MAY ADOPT  
5 REGULATIONS GOVERNING THE PURCHASE OF SPECIAL UNMARKED VEHICLES;  
6 AND FOR RELATED PURPOSES.

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

8 SECTION 1. Section 31-7-9, Mississippi Code of 1972, is  
9 amended as follows:[JWB1]

10 31-7-9. (1) The Department of Finance and Administration  
11 shall adopt purchasing regulations governing the purchase by any  
12 agency of any commodity or commodities and establishing standards  
13 and specifications for a commodity or commodities and the maximum  
14 fair prices of a commodity or commodities, subject to the approval  
15 of the Public Procurement Review Board. It shall have the power  
16 to amend, add to or eliminate purchasing regulations. The  
17 adoption of, amendment, addition to or elimination of purchasing  
18 regulations shall be based upon a determination by the Department  
19 of Finance and Administration with the approval of the Public  
20 Procurement Review Board, that such action is reasonable and  
21 practicable and advantageous to promote efficiency and economy in  
22 the purchase of commodities by the agencies of the state. Upon  
23 the adoption of any purchasing regulation, or an amendment,

24 addition or elimination therein, copies of same shall be furnished  
25 to the State Auditor and to all agencies affected thereby.  
26 Thereafter, and except as otherwise may be provided in subsection  
27 (2) of this section, no agency of the state shall purchase any  
28 commodities covered by existing purchasing regulations unless such  
29 commodities be in conformity with the standards and specifications  
30 set forth in the purchasing regulations and unless the price  
31 thereof does not exceed the maximum fair price established by such  
32 purchasing regulations. The Department of Finance and  
33 Administration shall furnish to any county or municipality or  
34 other local public agency of the state requesting same, copies of  
35 purchasing regulations adopted by the Department of Finance and  
36 Administration and any amendments, changes or eliminations of same  
37 that may be made from time to time.

38 (2) The Department of Finance and Administration shall  
39 adopt, subject to the approval of the Public Procurement Review  
40 Board, purchasing regulations governing the purchase of unmarked  
41 vehicles to be used by the Bureau of Narcotics, the Department of  
42 Public Safety and the Office of the Attorney General in official  
43 investigations pursuant to Section 25-1-87. Such regulations  
44 shall ensure that purchases of such vehicles shall be at a fair  
45 price and shall take into consideration the peculiar needs of the  
46 Bureau of Narcotics, the Department of Public Safety and the  
47 Office of the Attorney General in undercover operations.

48 SECTION 2. This act shall take effect and be in force from  
49 and after its passage.