

By: Senator(s) Burton

To: Fees, Salaries and Administration

SENATE BILL NO. 2785

1 AN ACT TO AMEND SECTION 31-7-9, MISSISSIPPI CODE OF 1972, TO  
2 AUTHORIZE THE OFFICE OF PURCHASING AND TRAVEL, DEPARTMENT OF  
3 FINANCE AND ADMINISTRATION, TO ADOPT PURCHASING REGULATIONS  
4 GOVERNING THE USE OF CREDIT CARDS, PROCUREMENT CARDS AND  
5 PURCHASING CLUB MEMBERSHIP CARDS TO BE USED BY STATE AGENCIES AND  
6 GOVERNING AUTHORITIES OF COUNTIES AND MUNICIPALITIES; AND FOR  
7 RELATED PURPOSES.

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

9 **SECTION 1.** Section 31-7-9, Mississippi Code of 1972, is  
10 amended as follows:

11 31-7-9. (1) (a) The Office of Purchasing and Travel shall  
12 adopt purchasing regulations governing the purchase by any agency  
13 of any commodity or commodities and establishing standards and  
14 specifications for a commodity or commodities and the maximum fair  
15 prices of a commodity or commodities, subject to the approval of  
16 the Public Procurement Review Board. It shall have the power to  
17 amend, add to or eliminate purchasing regulations. The adoption  
18 of, amendment, addition to or elimination of purchasing  
19 regulations shall be based upon a determination by the Office of  
20 Purchasing and Travel with the approval of the Public Procurement  
21 Review Board, that such action is reasonable and practicable and  
22 advantageous to promote efficiency and economy in the purchase of  
23 commodities by the agencies of the state. Upon the adoption of  
24 any purchasing regulation, or an amendment, addition or  
25 elimination therein, copies of same shall be furnished to the  
26 State Auditor and to all agencies affected thereby. Thereafter,  
27 and except as otherwise may be provided in subsection (2) of this  
28 section, no agency of the state shall purchase any commodities  
29 covered by existing purchasing regulations unless such commodities



30 be in conformity with the standards and specifications set forth  
31 in the purchasing regulations and unless the price thereof does  
32 not exceed the maximum fair price established by such purchasing  
33 regulations. The said Office of Purchasing and Travel shall  
34 furnish to any county or municipality or other local public agency  
35 of the state requesting same, copies of purchasing regulations  
36 adopted by the Office of Purchasing and Travel and any amendments,  
37 changes or eliminations of same that may be made from time to  
38 time.

39 (b) The Office of Purchasing and Travel may adopt  
40 purchasing regulations governing the use of credit cards,  
41 procurement cards and purchasing club membership cards to be used  
42 by state agencies and governing authorities of counties and  
43 municipalities. Use of the cards shall be in strict compliance  
44 with the regulations promulgated by the office. Any amounts due  
45 on the cards shall incur interest charges as set forth in Section  
46 31-7-305 and shall not be considered debt.

47 (2) The Office of Purchasing and Travel shall adopt, subject  
48 to the approval of the Public Procurement Review Board, purchasing  
49 regulations governing the purchase of unmarked vehicles to be used  
50 by the Bureau of Narcotics and Department of Public Safety in  
51 official investigations pursuant to Section 25-1-87. Such  
52 regulations shall ensure that purchases of such vehicles shall be  
53 at a fair price and shall take into consideration the peculiar  
54 needs of the Bureau of Narcotics and Department of Public Safety  
55 in undercover operations.

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

