

By: Representative Robinson (84th)

To: Public Buildings,
Grounds and Lands

HOUSE BILL NO. 550

1 AN ACT TO PROVIDE THAT THE LEGISLATURE SHALL EXERCISE
 2 EXCLUSIVE MANAGEMENT AND CONTROL OVER THE NEW STATE CAPITOL AND
 3 ITS GROUNDS; TO PROVIDE THAT THE LEGISLATURE SHALL HAVE
 4 JURISDICTION TO ENFORCE THE STATE LAWS IN THE CAPITOL AND ON ITS
 5 GROUNDS; TO AUTHORIZE THE LEGISLATURE TO ENTER INTO CONTRACTS FOR
 6 MAINTENANCE, SECURITY AND OTHER SERVICES NECESSARY FOR THE CARE OF
 7 THE NEW STATE CAPITOL AND ITS GROUNDS; TO AMEND SECTION 29-5-9,
 8 MISSISSIPPI CODE OF 1972, TO AUTHORIZE THE LEGISLATURE TO EMPLOY
 9 AN ELEVATOR OPERATOR FOR THE CAPITOL; TO AMEND SECTION 29-5-12,
 10 MISSISSIPPI CODE OF 1972, TO REQUIRE THE LEGISLATURE TO PROVIDE
 11 FOR THE CARE AND LANDSCAPING OF THE CAPITOL GROUNDS; TO AMEND
 12 SECTIONS 29-5-61 THROUGH 29-5-71, MISSISSIPPI CODE OF 1972, TO
 13 PROVIDE THAT THE LEGISLATURE SHALL BE RESPONSIBLE FOR THE
 14 SUPERVISION OF PARKING ON THE CAPITOL GROUNDS; TO AMEND SECTIONS
 15 5-1-83, 29-5-2, 29-5-57, 29-5-59, 29-5-77 THROUGH 29-5-91, 29-5-95
 16 AND 31-11-27, MISSISSIPPI CODE OF 1972, IN CONFORMITY THEREFOR;
 17 AND FOR RELATED PURPOSES.

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

19 **SECTION 1.** (1) The Legislature shall exercise exclusive
 20 management and control over the New State Capitol and its
 21 appurtenant grounds. Acting through the House Management
 22 Committee and the Senate Rules Committee, the Legislature shall
 23 provide for the general supervision and care of the New State
 24 Capitol and its grounds. A majority vote of the members of the
 25 House Management Committee and a majority vote of the members of
 26 the Senate Rules Committee shall be required on all managerial
 27 decisions that affect the facilities or joint operations of the
 28 New State Capitol and its grounds.

29 (2) The Legislature shall be responsible for the assignment
 30 of office space in the New State Capitol, which action shall be by
 31 duly passed resolution of the combined Senate Rules Committee and
 32 the House Management Committee, meeting as a joint committee, and
 33 approved by the Lieutenant Governor and Speaker of the House of
 34 Representatives. A majority vote of the members of the Senate



35 Rules Committee and a majority vote of the members of the House
36 Management Committee shall be required on all actions taken,
37 resolutions or reports adopted, and all other matters considered
38 by the full combined committee on occasions when the Senate Rules
39 Committee and the House Management Committee shall meet as a full
40 combined committee.

41 (3) The Legislature shall have jurisdiction relative to the
42 enforcement of all laws of the State of Mississippi in the New
43 State Capitol and on its appurtenant grounds. Through persons
44 appointed by the House Management Committee and Senate Rules
45 Committee acting jointly, or through the Department of Public
46 Safety at the request of the Speaker of the House of
47 Representatives or the Lieutenant Governor, arrests may be made
48 for any violation of any law of the State of Mississippi in the
49 New State Capitol or on its grounds. The Legislature may provide
50 for the enforcement of Sections 29-5-59 through 29-5-65, 29-5-69
51 through 29-5-75 and 29-5-81 through 29-5-95.

52 When, in the opinion of the Speaker of the House of
53 Representatives or the Lieutenant Governor, it is readily apparent
54 that an emergency exists where the persons appointed by the
55 Legislature are unable to control a situation or to enforce the
56 laws, the Speaker of the House of Representatives or the
57 Lieutenant Governor may call upon the Department of Public Safety,
58 which shall have the power to arrest and detain persons for
59 violations of state laws occurring in the New State Capitol or on
60 its grounds.

61 (4) The Legislature may enter into contracts for building
62 maintenance, cleaning, security, printing of parking insignia,
63 posting of traffic signs and for such other services necessary in
64 the general supervision and care of the New State Capitol and its
65 grounds.

66 **SECTION 2.** Section 29-5-2, Mississippi Code of 1972, is
67 amended as follows:



68 29-5-2. The duties of the Department of Finance and
69 Administration shall be as follows:

70 (a) (i) To exercise general supervision and care over
71 and keep in good condition the following state property located in
72 the City of Jackson: * * * the Woolfolk State Office Building,
73 the Carroll Gartin Justice Building, the Walter Sillers Office
74 Building, the War Veterans' Memorial Building, the Charlotte
75 Capers Building, the William F. Winter Archives and History
76 Building, the Ike Sanford Veterans Affairs Building, the Old State
77 Capitol * * *, the Governor's Mansion, the Heber Ladner Building,
78 the Burroughs Building, the Robert E. Lee Office Building, the
79 Robert E. Lee Parking Garage, the Manship House Restoration and
80 Visitor Center, the State Records Center, the 301 Lamar Street
81 Building, and all other properties acquired in the same
82 transaction at the time of the purchase of the Robert E. Lee Hotel
83 property from the First Federal Savings and Loan Association of
84 Jackson, Mississippi, which properties are more particularly
85 described in a warranty deed heretofore executed and delivered on
86 April 22, 1969, and filed for record in the office of the Chancery
87 Clerk of the First Judicial District of Hinds County, Mississippi,
88 located in Jackson, Mississippi, on April 25, 1969, at 9:00 a.m.,
89 and recorded in Deed Book No. 1822, page 136 et seq., and the
90 Central High Building and 101 Capitol Centre.

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

94 (iii) To exercise general supervision and care
95 over and keep in good condition the State Service Center, located
96 at the intersection of State Highway 49 and John Merl Tatum
97 Industrial Drive in Hattiesburg, Mississippi.

98 (b) To assign suitable office space for the various
99 state departments, officers and employees who are provided with an
100 office in any of the buildings under the jurisdiction or control



101 of the Department of Finance and Administration. * * *

102 (c) To approve or disapprove with the concurrence of
103 the Public Procurement Review Board, any lease or rental
104 agreements by any state agency or department, including any state
105 agency financed entirely by federal and special funds, for space
106 outside the buildings under the jurisdiction of the Department of
107 Finance and Administration. In no event shall any employee,
108 officer, department, federally funded agency or bureau of the
109 state be authorized to enter a lease or rental agreement without
110 prior approval of the Department of Finance and Administration and
111 the Public Procurement Review Board.

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

116 (d) To acquire by lease, lease-purchase agreement, or
117 otherwise, as provided in Section 27-104-107, and to assign
118 through the Office of General Services, by lease or sublease
119 agreement from the office, and with the concurrence of the Public
120 Procurement Review Board, to any state agency or department,
121 including any state agency financed entirely by federal and
122 special funds, appropriate office space in the buildings acquired.

123 **SECTION 3.** Section 29-5-9, Mississippi Code of 1972, is
124 amended as follows:

125 29-5-9. * * *

126 * * * The Senate Rules Committee and the House Management
127 Committee (or any successors having responsibility for the hiring
128 of legislative employees), acting jointly, may employ and
129 compensate a receptionist and an elevator operator for the New
130 State Capitol * * * and any assistants deemed necessary for such
131 receptionist. Compensation for the elevator operator and for the
132 receptionist and any assistants shall be paid out of funds
133 appropriated for joint legislative operations.



134 The receptionist shall operate an information desk, furnish
135 information to visitors; maintain a registration book for
136 visitors; distribute literature furnished by state agencies,
137 historical societies, pilgrimage clubs, private individuals or
138 organizations engaged in the manufacturing of products from
139 Mississippi resources; and conduct tours of the building. All
140 agencies of the State of Mississippi and others having literature
141 for distribution shall supply the New State Capitol * * *
142 receptionist with copies of such literature for distribution.

143 **SECTION 4.** Section 29-5-12, Mississippi Code of 1972, is
144 amended as follows:

145 29-5-12. The Legislature shall provide for reasonable
146 landscaping and care, including the maintenance of a water
147 sprinkling system, for the New State Capitol grounds.

148 **SECTION 5.** Section 29-5-57, Mississippi Code of 1972, is
149 amended as follows:

150 29-5-57. It shall be the duty of the Department of Finance
151 and Administration to supervise and regulate the parking of motor
152 vehicles at the facilities named in Section 29-5-2 except for the
153 New State Capitol, the State Board of Health Building and the
154 Governor's Mansion. The department shall make all necessary
155 regulations to ensure that parking space shall be available for
156 state officers and employees whose official duties require their
157 presence at such facilities and for business visitors, authorized
158 members of the press, tourists and other visitors who are in need
159 of parking space at any such building * * *.

160 **SECTION 6.** Section 29-5-59, Mississippi Code of 1972, is
161 amended as follows:

162 29-5-59. Except as otherwise provided in Section 29-5-61,
163 all parking * * * spaces adjacent to the south side of the New
164 Capitol Building between the east side of the south entrance to
165 the first floor and the east walkway, or President Street
166 entrance, shall be reserved for use of the Governor. In addition,



167 a parking space adjacent to the south side of the New State
168 Capitol, east of the south entrance to the first floor and in the
169 southernmost corner of that space under the portico, shall be
170 reserved for the Governor.

171 **SECTION 7.** Section 29-5-61, Mississippi Code of 1972, is
172 amended as follows:

173 29-5-61. The Legislature, acting through the combined Senate
174 Rules Committee and the House Management Committee meeting as a
175 joint committee, shall provide for the supervision and regulation
176 of the parking of motor vehicles on the grounds of the New State
177 Capitol. The Legislature may designate a number it deems
178 appropriate of parking spaces adjacent to the north side of the
179 New State Capitol * * * for the use of tourists, visitors and
180 those having temporary business to transact in the New State
181 Capitol. All parking spaces adjacent to the north side of the New
182 State Capitol * * * shall be and are * * * reserved for use by the
183 Lieutenant Governor, the Speaker of the House of Representatives,
184 the President Pro Tempore of the Senate, officers of the Senate
185 and House of Representatives, and visitors, tourists and those
186 persons having temporary business to transact in the New State
187 Capitol * * *. In addition, a parking space adjacent to the south
188 side of the New State Capitol, east of the south entrance to the
189 first floor and in the northernmost corner of that space under the
190 portico, shall be reserved for use of the Lieutenant Governor; and
191 a parking space adjacent to the south side of the New State
192 Capitol, west of the south entrance to the first floor and in the
193 southernmost corner of that space under the portico, shall be
194 reserved for the Speaker of the House of Representatives.

195 The * * * parking spaces reserved for the named officials shall be
196 plainly marked with suitable signs or markers, designating which
197 space is reserved for such individual or officer. The spaces
198 reserved for use in parking for visitors, tourists and those
199 having temporary business to transact in said New State



200 Capitol * * * shall be plainly marked with suitable signs or
201 markers showing that they are reserved for visitors and with the
202 notation thereon "two-hour limit." The Legislature shall provide
203 suitable signs and markers to indicate those parking spaces which
204 shall be available for the convenience of tourists, visitors, and
205 those having temporary business to transact in the New State
206 Capitol.

207 **SECTION 8.** Section 29-5-63, Mississippi Code of 1972, is
208 amended as follows:

209 29-5-63. All parking spaces on the north side of the New
210 State Capitol * * *, other than those adjacent to the north side
211 of said building, * * * shall be and are * * * reserved for use of
212 state officers, state employees and authorized members of the
213 press whose official duties require their presence in the New
214 State Capitol * * *.

215 Parking spaces not otherwise specifically designated may be
216 made available to other state officers and employees not domiciled
217 in the New State Capitol * * *, in the discretion of the
218 Legislature, acting through the combined Senate Rules Committee
219 and the House Management Committee meeting as a joint committee,
220 and under such regulations as may be prescribed therefor.

221 **SECTION 9.** Section 29-5-65, Mississippi Code of 1972, is
222 amended as follows:

223 29-5-65. * * * The Legislature, acting through the combined
224 Senate Rules Committee and the House Management Committee meeting
225 as a joint committee, shall designate and reserve sufficient
226 parking spaces around the New State Capitol * * * to accommodate
227 the members of the Legislature. The spaces * * * shall be
228 identified and marked with the name of each member of the
229 Legislature, and that space * * * shall be reserved for the
230 exclusive use of the that legislator. The Legislature shall
231 reserve and allocate, among those spaces, an individual parking
232 space for use of any member of the Legislature who is physically



233 handicapped, so as to make his or her entrance to and exit from
234 the New State Capitol * * * as convenient as is reasonably
235 possible.

236 **SECTION 10.** Section 29-5-67, Mississippi Code of 1972, is
237 amended as follows:

238 29-5-67. (1) The Department of Finance and Administration
239 is directed to have prepared or to secure suitable insignia for
240 placing on automobiles so as to properly designate the automobiles
241 as belonging to or used by state officers and employees and
242 denoting in which building the officer or employee is
243 located * * * or such other identification as will aid in the
244 enforcement of Sections 29-5-57 through * * * 29-5-77. Such
245 insignia or other identification shall be issued once each year to
246 all state officers or state employees entitled thereto.

247 (2) * * * The * * * Legislature, acting through the combined
248 Senate Rules Committee and the House Management Committee meeting
249 as a joint committee, shall furnish its membership and staff with
250 distinctive insignia of appropriate design for their personal
251 automobiles, the expense to be paid out of the contingent fund of
252 each house.

253 **SECTION 11.** Section 29-5-69, Mississippi Code of 1972, is
254 amended as follows:

255 29-5-69. * * * All parking spaces adjacent to the New State
256 Capitol grounds on the west side of President Street, the south
257 side of High Street, the north side of Mississippi Street, and the
258 east side of West Street, shall be reserved for the use of
259 legislative employees. The Legislature, acting through the
260 combined Senate Rules Committee and the House Management Committee
261 meeting as a joint committee, shall place signs to that effect on
262 the described streets * * *.

263 All legislative employees * * * shall be provided with
264 distinctive stickers by the Legislature which shall be placed in a



265 prominent place on the rear of the automobile owned and regularly
266 used by that employee.

267 Any person without a sticker on his automobile who parks in
268 any space reserved in the first paragraph of this section shall be
269 guilty of a misdemeanor and * * * upon conviction, shall be fined
270 not to exceed Twenty-five Dollars (\$25.00).

271 Any person who is not a legislative employee and who has on
272 his automobile a Capitol parking sticker or any legislative
273 employee who gives his parking sticker to another person to use on
274 such person's car, shall be guilty of a misdemeanor and * * * upon
275 conviction, shall be fined One Hundred Dollars (\$100.00).

276 The security officers employed by the Legislature shall have
277 the authority and are directed to enforce the provisions of this
278 section.

279 **SECTION 12.** Section 29-5-71, Mississippi Code of 1972, is
280 amended as follows:

281 29-5-71. (1) The Department of Finance and Administration
282 is * * * directed to erect suitable signs or markers to indicate
283 the parking spaces reserved in conformity with Sections 29-5-57,
284 29-5-67(1), 29-5-75 and 29-5-77.

285 (2) The Legislature, acting through the combined Senate
286 Rules Committee and the House Management Committee meeting as a
287 joint committee, shall provide for the erection of suitable signs
288 or markers to indicate the parking spaces reserved on the grounds
289 of the New State Capitol.

290 (3) The * * * Department of Transportation is * * * directed
291 to cooperate with the Department of Finance and Administration and
292 the Legislature in the painting or marking of * * * parking spaces
293 as * * * prescribed by the Department of Finance and
294 Administration and the Legislature.

295 **SECTION 13.** Section 29-5-77, Mississippi Code of 1972, is
296 amended as follows:



297 29-5-77. The * * * Department of Finance and Administration
298 shall have jurisdiction relative to the enforcement of all laws of
299 the State of Mississippi on the properties set forth in Section
300 29-5-2 and the Court of Appeals Building. The department is
301 authorized and directed through any person or persons appointed by
302 the Department of Finance and Administration or through the
303 Department of Public Safety when requested by the Department of
304 Finance and Administration, to make arrests for any violation of
305 any law of the State of Mississippi on such grounds of or within
306 such properties. The Department of Finance and Administration is
307 hereby empowered and directed to enforce the provisions of
308 Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75, 29-5-77, and 29-5-81
309 through 29-5-93, and to prescribe such rules and regulations as
310 are necessary therefor.

311 When in the opinion of the Governor or, in his absence, the
312 Lieutenant Governor, it is readily apparent that an emergency
313 exists which the persons appointed by the Department of Finance
314 and Administration are unable to control in the accomplishment of
315 the provisions of Sections 29-5-57, 29-5-67, 29-5-71, 29-5-75,
316 29-5-77, and 29-5-81 through 29-5-93 in regard to law enforcement,
317 then the Governor, or in his absence, the Lieutenant Governor, may
318 call upon the Department of Public Safety, members of which shall
319 have power to arrest and detain any persons violating the
320 provisions of the aforesaid sections, until such person can be
321 brought before the proper authorities for trial.

322 **SECTION 14.** Section 29-5-79, Mississippi Code of 1972, is
323 amended as follows:

324 29-5-79. * * * The Speaker of the House of Representatives
325 and the Lieutenant Governor may make such regulations as they may
326 deem necessary for preserving the peace and securing the New State
327 Capitol from defacement, and for the protection of the property
328 therein. The Lieutenant Governor or the Speaker of the House of
329 Representatives may request the assistance of the * * * Department



330 of Public Safety in order to preserve the peace at the New State
331 Capitol and secure the New State Capitol from defacement, and for
332 the protection of the property therein.

333 * * *

334 **SECTION 15.** Section 29-5-81, Mississippi Code of 1972, is
335 amended as follows:

336 29-5-81. (1) Grounds of public buildings over which the
337 Department of Finance and Administration has jurisdiction shall
338 comprise the following:

339 (a) In the City of Jackson, Mississippi:

340 * * *

341 Governor's Mansion: Bounded on the north by Amite Street, on
342 the west by North West Street, on the south by Capitol Street and
343 on the east by North Congress Street;

344 Woolfolk State Office Building: Bounded on the north by High
345 Street, on the west by Lamar Street, on the south by Hamilton
346 Street and on the east by North West Street;

347 Old State Capitol and War Veterans' Memorial Building
348 Complex: Bounded on the north by Amite Street, on the west by
349 North State Street and South State Street, on the south by Pearl
350 Street and on the east by property of the Gulf, Mobile and Ohio
351 Railroad Company;

352 Carroll Gartin Justice Building and Walter Sillers Office
353 Building Complex: Bounded on the north by George Street, on the
354 west by North West Street, on the south by High Street and on the
355 east by North President Street;

356 Heber Ladner Building: Bounded on the north by Mississippi
357 Street, on the west by North Congress Street, on the south by the
358 property of Galloway Methodist Church used as a parking lot and on
359 the east by the property on which the Mississippi Farm Bureau
360 Federation Building stands;

361 State Board of Health Building: Bounded on the north by
362 Stadium Drive, on the west by the property of Mississippi Hospital



363 and Medical Service, on the southwest by property on which is
364 located a Standard Oil service station, on the southeast by
365 property leased by the Mississippi Federation of Women's Clubs and
366 on the east by North State Street;

367 Robert E. Lee Building and other properties acquired in the
368 same transaction: Particularly described in warranty deed
369 executed and delivered on April 22, 1969, and filed for record in
370 the Office of the Chancery Clerk of the First Judicial District of
371 Hinds County, Mississippi, located in Jackson, Mississippi, on
372 April 25, 1969, at 9:00 a.m., and recorded in deed book No. 1822,
373 page 136, et seq.;

374 Charlotte Capers Building: Bounded on the north by the Old
375 Capitol Building, on the west by South State Street, on the south
376 by Pearl Street, and on the east by the Illinois Central Railroad
377 tracks;

378 William F. Winter Archives and History Building: Bounded on
379 the north by Mississippi Street; on the west by North Street, on
380 the south by Amite Street, and on the east by Jefferson Street.

381 Mayfair Building: Bounded on the north by George Street, on
382 the west by Northwest Street, on the south by Walter Sillers
383 Office Building complex, and on the east by North President
384 Street;

385 Court of Appeals Building: Bounded on the west by North
386 State Street, on the north by George Street, on the east by North
387 Street, and on the south by the building designated as 654 North
388 State Street, including the parking area east of and adjacent to
389 the 654 North State Street Building;

390 Central High Building;

391 101 Capitol Centre: Located at 101 West Capitol Street,
392 Jackson, Mississippi.

393 (b) The Dr. Eldon Langston Bolton Building: Located in
394 the City of Biloxi, Mississippi.



395 (c) The State Service Center: Located at the
396 intersection of State Highway 49 and John Merl Tatum Industrial
397 Drive in the City of Hattiesburg, Mississippi.

398 (2) The Legislature shall have jurisdiction over the New
399 State Capitol, which is bounded on the north by High Street, on
400 the west by North West Street, on the south by Mississippi Street,
401 and on the east by North President Street.

402 **SECTION 16.** Section 29-5-83, Mississippi Code of 1972, is
403 amended as follows:

404 29-5-83. Public travel in and occupancy of the grounds * * *
405 described in Section 29-5-81 shall be restricted to the roads,
406 walks and places prepared for that purpose by paving or otherwise.
407 It is forbidden to occupy the roads, walks or places in such
408 grounds in such manner as to obstruct or hinder their proper use.

409 **SECTION 17.** Section 29-5-85, Mississippi Code of 1972, is
410 amended as follows:

411 29-5-85. It is forbidden to offer or expose any article for
412 sale in or on the grounds described in Section 29-5-81, except as
413 may be permitted by the Department of Finance and Administration
414 or the Legislature as the case may be; to display any sign,
415 placard, or other form of advertisement therein; or to solicit
416 fares, alms, subscriptions, or contributions therein.

417 **SECTION 18.** Section 29-5-87, Mississippi Code of 1972, is
418 amended as follows:

419 29-5-87. It is forbidden to step or climb upon, remove, or
420 in any way injure any statue, seat, wall, fountain, or other
421 erection or architectural feature, or any tree, shrub, plant, or
422 turf in or on the grounds described in Section 29-5-81.

423 **SECTION 19.** Section 29-5-89, Mississippi Code of 1972, is
424 amended as follows:

425 29-5-89. It is forbidden to discharge any firearm, firework
426 or explosive, set fire to any combustible, make any harangue or



427 oration, or utter loud, threatening or abusive language in or on
428 the grounds described in Section 29-5-81.

429 **SECTION 20.** Section 29-5-91, Mississippi Code of 1972, is
430 amended as follows:

431 29-5-91. It is forbidden to parade, stand, or move in
432 processions or assemblages in or on the grounds described in
433 Section 29-5-81, or to display therein any flag, banner, or device
434 designed or adapted to bring into public notice any party,
435 organization, or movement, except as * * * provided in Section
436 29-5-95.

437 **SECTION 21.** Section 29-5-95, Mississippi Code of 1972, is
438 amended as follows:

439 29-5-95. On certain occasions of state interest, the
440 Legislature may suspend so much of the prohibitions contained in
441 Sections 29-5-83 through 29-5-91 as would prevent the use of the
442 roads and walks of the Capitol grounds by processions or
443 assemblages, and the use upon them of suitable decorations, music,
444 addresses or ceremonies, provided that responsible officers shall
445 have been appointed and arrangements determined which are
446 adequate * * * for the maintenance of suitable order and decorum
447 in the proceedings, and for guarding the properties and grounds
448 from injury.

449 **SECTION 22.** Section 5-1-83, Mississippi Code of 1972, is
450 amended as follows:

451 5-1-83. The Legislature may make such alterations and
452 provide such furnishings for the post-office room as in its
453 judgment may seem proper, to fit it for the convenience and
454 necessary requirements of Sections 5-1-79 and 5-1-81.

455 **SECTION 23.** Section 31-11-27, Mississippi Code of 1972, is
456 amended as follows:

457 31-11-27. (1) (a) The Department of Finance and
458 Administration shall conduct a detailed study of the building and
459 other capital needs at each state institution and at each junior



460 college immediately prior to September first in each year. This
461 study shall include, but shall not be limited to, the following
462 matters: (i) an inventory of every state building and other
463 capital facility which is the property of the State of
464 Mississippi; (ii) the location, date of construction or
465 acquisition, the purpose for which used, outstanding indebtedness
466 against such facility, if any, and cost of repairs for the
467 preceding fiscal year; (iii) an examination of the condition of
468 the building or other facility; (iv) an estimate of the cost of
469 repairs required to place the facility in good condition; (v) an
470 estimate of the cost of major renovations, if contemplated; and
471 (vi) a determination of the new building and other facility needs
472 of each institution with such needs classified under immediate or
473 long range requirements.

474 (b) All state agencies, departments and institutions
475 are hereby authorized and directed to cooperate with the
476 Department of Finance and Administration in carrying out the
477 provisions of this section.

478 (c) The Department of Finance and Administration shall
479 submit a detailed report to the Legislative Budget Office on or
480 before September first of each year. Such report shall be in such
481 detail and in such form as may be prescribed by the Legislative
482 Budget Office.

483 (d) The architect or building inspector of the
484 Department of Finance and Administration shall make a biennial
485 inspection of the * * * Old Capitol, Woolfolk State Office
486 Building, War Memorial Building, the Governor's Mansion, and all
487 other buildings under jurisdiction of the Department of Finance
488 and Administration for structural or other physical needs or
489 defects of such buildings, and he shall further inquire of the
490 department or its representatives regarding the condition of the
491 buildings. He shall make a written report of his finding to the
492 Department of Finance and Administration, Governor, Lieutenant



493 Governor and Speaker of the House of Representatives. The report
494 shall also make recommendations for repairs and list, by number,
495 the priority which should be given to making necessary repairs.

496 (2) (a) In addition to any report required in subsection
497 (1) of this section, the Department of Finance and Administration
498 shall prepare and submit an annual report to the Legislative
499 Budget Office, the House Public Buildings, Grounds and Lands
500 Committee and the Senate Public Property Committee describing the
501 proposed capital improvements projects for state agencies,
502 departments and institutions for the upcoming five-year period.
503 The Department of Finance and Administration shall not be required
504 to include in the report any project costing less than One Million
505 Dollars (\$1,000,000.00). The department shall submit the report
506 before September 1 of each year. The report shall include at
507 least the following information:

508 (i) A prioritized list of the projects proposed
509 for the five-year period, with each project ranked on the basis of
510 need;

511 (ii) A prioritized list of the projects proposed
512 for the next regular legislative session, with each project ranked
513 on the basis of need;

514 (iii) A prioritized list of the projects requested
515 by each state agency, department or institution;

516 (iv) A detailed explanation of criteria used by
517 the Department of Finance and Administration to rank projects for
518 purposes of any list it prepares under this paragraph (a);

519 (v) A detailed statement of justification for each
520 project;

521 (vi) The approximate cost for each project,
522 including, but not limited to, itemized estimates of costs for
523 preplanning, constructing, furnishing and equipping a project, and
524 costs for property acquisition;



525 (vii) The estimated beginning date and completion
526 date for each project;

527 (viii) Whether a project, as proposed, is a
528 complete project or a phase or part of a project;

529 (ix) How a project will affect the operating
530 budget of the applicable agency, department or institution for the
531 upcoming five-year period, regarding such items as additional
532 personnel requirements, utility costs, maintenance costs, security
533 costs, etc.;

534 (x) The proposed method of financing each project
535 and the effect such financing will have on the state budget,
536 including an estimate of any required debt service for the
537 project, and an estimate of any federal funds or other funds that
538 the agency, department or institution may have access to because
539 of the project; and

540 (xi) A list of the projects requested by each
541 agency, department or institution for the five-year period, with
542 each project ranked by the appropriate agency, department or
543 institution on the basis of need.

544 (b) To enable the Department of Finance and
545 Administration to prepare the report required in this subsection
546 (2), it may require all state agencies, departments and
547 institutions to file a capital improvements projects request with
548 such information and in such form and in such detail as the
549 department may deem necessary and advisable. Such request shall
550 be filed with the Department of Finance and Administration no
551 later than August 1 of each year.

552 **SECTION 24.** This act shall take effect and be in force from
553 and after July 1, 2003.

