

EMERGENCY PURCHASES

The law makes provision for those purchases which because of their nature, must deviate from normal procedure. A bona fide operating emergency is defined as any circumstances caused by fire, flood, explosion, storm, earthquake, epidemic, riot, insurrection or caused by any inherent defect due to defective construction, or when the immediate preservation of order or of public health is necessary by reason of unforeseen emergency, or when the restoration of a condition of usefulness of any public building appears advisable, or in the case of a public utility when there is a failure of any machine or other thing used and useful in the generation production or distribution of electricity and water. If impending damage to facilities is apparent, then an emergency status may be declared by the Superintendent of Schools or the designee. Never may an emergency be declared because of failure to plan ahead.

The board designates the superintendent to determine if an emergency exists in regard to the purchase of any commodities or repair contracts so that the purchase thereof by competitive bidding shall not apply subject to the requirements of the law regarding presentation to the board of documentation of the emergency purchase or repair.

The board must approve all emergency purchases, after the fact, and a record of all such purchases must be maintained for audit purposes.

Jackson Public School District, Jackson, Mississippi
LEGAL REF.: Section 31-7-13, 37-7-1; Mississippi Code of 1972
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November 25, 1991
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April 4, 2017