

By: Representatives Bounds, Dortch, Paden,
Foster, McCarty

To: Rules

HOUSE BILL NO. 1800

1 AN ACT MAKING AN APPROPRIATION FROM THE MISSISSIPPI ELECTRIC
2 COOPERATIVES BROADBAND COVID-19 GRANT PROGRAM FUND AND THE
3 COVID-19 BROADBAND PROVIDER GRANT PROGRAM FUND TO THE MISSISSIPPI
4 DEPARTMENT OF FINANCE AND ADMINISTRATION FOR PURPOSES OF THE
5 MISSISSIPPI ELECTRIC COOPERATIVES BROADBAND COVID-19 GRANT PROGRAM
6 AND THE COVID-19 BROADBAND PROVIDER GRANT PROGRAM; AND FOR RELATED
7 PURPOSES.

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

9 **SECTION 1.** (1) The following sum, or so much of it as may
10 be necessary, is appropriated out of any money in the Mississippi
11 Electric Cooperatives Broadband COVID-19 Grant Program Fund to the
12 Mississippi Department of Finance and Administration for the
13 purposes of the Mississippi Electric Cooperatives Broadband
14 COVID-19 Grant Program, for the period beginning upon July 1,
15 2020, and ending December 30, 2020, or to such later date as may
16 be specified in the guidelines, guidance rules, regulations and/or
17 other criteria of the United States Department of the Treasury
18 regarding the use of monies from the Coronavirus Relief Fund
19 established by the Coronavirus Aid, Relief, and Economic Security



20 Act, but not to a date later than June 30,
21 2021.....\$ 65,000,000.00.

22 (2) The following sum, or so much of it as may be necessary,
23 is appropriated out of any money in the COVID-19 Broadband
24 Provider Grant Program Fund to the Mississippi Department of
25 Finance and Administration for the purposes of the COVID-19
26 Broadband Provider Grant Program, for the period beginning upon
27 July 1, 2020, and ending December 30, 2020, or to such later date
28 as may be specified in the guidelines, guidance, rules,
29 regulations and/or other criteria of the United States Department
30 of the Treasury regarding the use of monies from the Coronavirus
31 Relief Fund established by the Coronavirus Aid, Relief, and
32 Economic Security Act, but not to a date later than June 30,
33 2021.....\$ 10,000,000.00.

34 **SECTION 2.** The Mississippi Department of Finance and
35 Administration shall not disburse any funds appropriated under
36 this act to any recipient without first: (a) making an
37 individualized determination that the reimbursement sought is, in
38 the Mississippi Department of Finance and Administration's
39 independent judgment, for necessary expenditures incurred due to
40 the public health emergency with respect to COVID-19 as provided
41 under Section 601(d) of the federal Social Security Act as added
42 by Section 5001 of the federal Coronavirus Aid, Relief, and
43 Economic Security (CARES) Act and its implementing guidelines,
44 guidance, rules, regulations and/or other criteria, as may be



45 amended or supplemented from time to time, by the United States
46 Department of the Treasury; and (b) determining that the recipient
47 has not received and will not receive reimbursement for the
48 expense in question from any source of funds, including insurance
49 proceeds, other than those funds provided under Section 601 of the
50 federal Social Security Act as added by Section 5001 of the CARES
51 Act. In addition, the Mississippi Department of Finance and
52 Administration shall ensure that all funds appropriated under this
53 act are disbursed in compliance with the Single Audit Act (31 USC
54 Sections 7501-7507) and the related provisions of the Uniform
55 Guidance, 2 CFR Section 200.303 regarding internal controls,
56 Sections 200.330 through 200.332 regarding subrecipient monitoring
57 and management, and subpart F regarding audit requirements.

58 **SECTION 3.** (1) As a condition of receiving and expending
59 the funds appropriated to the Mississippi Department of Finance
60 and Administration under this act, the Mississippi Department of
61 Finance and Administration shall certify that each expenditure of
62 the funds appropriated to the Mississippi Department of Finance
63 and Administration under this act is in compliance with the
64 guidelines, guidance, rules, regulations and/or other criteria, as
65 may be amended from time to time, of the United States Department
66 of the Treasury regarding the use of monies from the Coronavirus
67 Relief Fund established by the CARES Act.

68 (2) If the Office of Inspector General of the United States
69 Department of the Treasury, or the Office of Inspector General of



70 any other federal agency having oversight over the use of monies
71 from the Coronavirus Relief Fund established by the CARES Act (a)
72 determines that the Mississippi Department of Finance and
73 Administration has expended or otherwise used any of the funds
74 appropriated to the Mississippi Department of Finance and
75 Administration under this act for any purpose that is not in
76 compliance with the guidelines, guidance, rules, regulations
77 and/or other criteria, as may be amended from time to time, of the
78 United States Department of the Treasury regarding the use of
79 monies from the Coronavirus Relief Fund established by the CARES
80 Act, and (b) the State of Mississippi is required to repay the
81 federal government for any of those funds that the Office of the
82 Inspector General determined were expended or otherwise used
83 improperly by the Mississippi Department of Finance and
84 Administration, then the Mississippi Department of Finance and
85 Administration that expended or otherwise used those funds
86 improperly shall be required to pay the amount of those funds to
87 the State of Mississippi for repayment to the federal government.

88 **SECTION 4.** This act shall take effect and be in force from
89 and after July 1, 2020.

