

By: Representatives Read, Miles, Evans
(45th), Creekmore IV

To: Rules

HOUSE BILL NO. 1812

1 AN ACT MAKING AN APPROPRIATION TO THE WIRELESS COMMUNICATION
2 COMMISSION FOR THE PURPOSE OF MAKING CRITICAL UPGRADES TO THE
3 MISSISSIPPI WIRELESS INFORMATION NETWORK FOR COMMUNICATION NEEDS
4 DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY; AND FOR RELATED
5 PURPOSES.

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

7 **SECTION 1.** The following sum, or so much of it as may be
8 necessary, is appropriated out of any money to the credit of the
9 Budget Contingency Fund to the Wireless Communication Commission
10 for the purpose described in this section, for the period
11 beginning upon passage of this act and ending December 30, 2020
12\$ 10,000,000.00.

13 The funds appropriated under this section are for the purpose
14 of making critical upgrades to the Mississippi Wireless
15 Information Network (MSWIN) that provides emergency responders the
16 reliable communication needed with hospitals emergency rooms in
17 connection with the Coronavirus Disease 2019 (COVID-19) pandemic
18 as allowed under Section 5001 of the Coronavirus Aid, Relief, and
19 Economic Security (CARES) Act or any guidance or regulation issued



20 by the United States Department of the Treasury in conformity
21 therewith.

22 **SECTION 2.** (1) As used in this section and Section 3 of
23 this act, the term "agency" means the Wireless Communication
24 Commission.

25 (2) The agency shall not disburse any funds appropriated
26 under this act to any recipient without first: (a) making an
27 individualized determination that the reimbursement sought is, in
28 the agency's independent judgment, for necessary expenditures
29 incurred due to the public health emergency with respect to
30 COVID-19 as provided under Section 601(d) of the federal Social
31 Security Act as added by Section 5001 of the federal Coronavirus
32 Aid, Relief, and Economic Security (CARES) Act and its
33 implementing guidelines, guidance, rules, regulations and/or other
34 criteria, as may be amended or supplemented from time to time, by
35 the United States Department of the Treasury; and (b) determining
36 that the recipient has not received and will not receive
37 reimbursement for the expense in question from any source of
38 funds, including insurance proceeds, other than those funds
39 provided under Section 601 of the federal Social Security Act as
40 added by Section 5001 of the CARES Act. In addition, the agency
41 shall ensure that all funds appropriated under this act are
42 disbursed in compliance with the Single Audit Act (31 USC Sections
43 7501-7507) and the related provisions of the Uniform Guidance, 2
44 CFR Section 200.303 regarding internal controls, Sections 200.330



45 through 200.332 regarding subrecipient monitoring and management,
46 and subpart F regarding audit requirements.

47 **SECTION 3.** (1) As a condition of receiving and expending
48 the funds appropriated to the agency under this act, the agency
49 shall certify to the Department of Finance and Administration that
50 each expenditure of the funds appropriated to the agency under
51 this act is in compliance with the guidelines, guidance, rules,
52 regulations and/or other criteria, as may be amended from time to
53 time, of the United States Department of the Treasury regarding
54 the use of monies from the Coronavirus Relief Fund established by
55 the CARES Act.

56 (2) If the Office of Inspector General of the United States
57 Department of the Treasury, or the Office of Inspector General of
58 any other federal agency having oversight over the use of monies
59 from the Coronavirus Relief Fund established by the CARES Act (a)
60 determines that the agency or recipient has expended or otherwise
61 used any of the funds appropriated to the agency under this act
62 for any purpose that is not in compliance with the guidelines,
63 guidance, rules, regulations and/or other criteria, as may be
64 amended from time to time, of the United States Department of the
65 Treasury regarding the use of monies from the Coronavirus Relief
66 Fund established by the CARES Act, and (b) the State of
67 Mississippi is required to repay the federal government for any of
68 those funds that the Office of the Inspector General determined
69 were expended or otherwise used improperly by the agency or



70 recipient, then the agency or recipient that expended or otherwise
71 used those funds improperly shall be required to pay the amount of
72 those funds to the State of Mississippi for repayment to the
73 federal government.

74 **SECTION 4.** The money appropriated by this act shall be paid
75 by the State Treasurer out of any money in the Budget Contingency
76 Fund not otherwise appropriated, upon warrants issued by the State
77 Fiscal Officer; and the State Fiscal Officer shall issue his or
78 her warrants upon requisitions signed by the proper person,
79 officer or officers in the manner provided by law.

80 **SECTION 5.** This act shall take effect and be in force from
81 and after its passage.

