

By: Senator(s) Hopson, Barnett, Blackmon, Blackwell, Blount, Boyd, Branning, Bryan, Butler, Carter, Caughman, Chassaniol, Chism, DeBar, DeLano, England, Fillingane, Frazier, Harkins, Hill, Horhn, Jackson (11th), Jackson (32nd), Johnson, Jordan, Kirby, McCaughn, McDaniel, McLendon, McMahan, Michel, Moran, Norwood, Parker, Parks, Polk, Seymour, Simmons (12th), Simmons (13th), Sojourner, Sparks, Suber, Tate, Thomas, Thompson, Turner-Ford, Whaley, Wiggins, Witherspoon, Younger

To: Appropriations

SENATE BILL NO. 3059

1 AN ACT MAKING AN APPROPRIATION FROM THE BUDGET CONTINGENCY
2 FUND TO THE VETERANS' AFFAIRS BOARD TO DEFRAY ELIGIBLE COVID-19
3 EXPENSES FOR FISCAL YEAR 2021; AND FOR RELATED PURPOSES.

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

5 **SECTION 1.** The following sum, or so much thereof as may be
6 necessary, is appropriated out of any money to the credit of the
7 Budget Contingency Fund and allocated in a manner as determined by
8 the Treasurer's Office to defray the expenses of the Veterans'
9 Affairs Board, for the period beginning upon passage of this act
10 and ending December 30, 2020.....\$ 10,000,000.00.

11 This additional appropriation is made for the purpose of
12 defraying expenses and in connection with the Coronavirus Disease
13 2019 (COVID-19) as allowed under Section 5001 of the Coronavirus
14 Aid, Relief, and Economic Security (CARES) Act or any guidance or
15 regulation issued by the United States Department of the Treasury
16 in conformity therewith.



17 **SECTION 2.** (1) As used in this section and Section 3 of
18 this act, the term "agency" means the Veterans' Affairs Board.

19 (2) The agency shall not disburse any funds appropriated
20 under this act to any recipient without first: (a) making an
21 individualized determination that the reimbursement sought is, in
22 the agency's independent judgment, for necessary expenditures
23 incurred due to the public health emergency with respect to COVID-
24 19 as provided under Section 601(d) of the federal Social Security
25 Act as added by Section 5001 of the federal Coronavirus Aid,
26 Relief, and Economic Security (CARES) Act and its implementing
27 guidelines, guidance, rules, regulations and/or other criteria, as
28 may be amended or supplemented from time to time, by the United
29 States Department of the Treasury; and (b) determining that the
30 recipient has not received and will not receive reimbursement for
31 the expense in question from any source of funds, including
32 insurance proceeds, other than those funds provided under Section
33 601 of the federal Social Security Act as added by Section 5001 of
34 the CARES Act. In addition, the agency shall ensure that all
35 funds appropriated under this act are disbursed in compliance with
36 the Single Audit Act (31 USC Sections 7501-7507) and the related
37 provisions of the Uniform Guidance, 2 CFR Section 200.303
38 regarding internal controls, Sections 200.330 through 200.332
39 regarding subrecipient monitoring and management, and subpart F
40 regarding audit requirements.



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

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



66 those funds to the State of Mississippi for repayment to the
67 federal government.

68 **SECTION 4.** The money appropriated by this act shall be paid
69 by the State Treasurer out of any money in the Budget Contingency
70 Fund not otherwise appropriated, upon warrants issued by the State
71 Fiscal Officer; and the State Fiscal Officer shall issue his or
72 her warrants upon requisitions signed by the proper person,
73 officer or officers in the manner provided by law.

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

