

By: Senator(s) Bryan

To: Appropriations

COMMITTEE SUBSTITUTE
FOR
SENATE BILL NO. 3063

1 AN ACT TO AMEND SECTION 2, CHAPTER 104, LAWS OF 2020, TO
2 AUTHORIZE THE MISSISSIPPI DEVELOPMENT AUTHORITY TO PROVIDE FUNDS
3 TO AMBULATORY SURGICAL CENTERS CERTIFIED BY THE STATE DEPARTMENT
4 OF HEALTH, TO ALLOW GROUND AMBULANCES TO SEEK REIMBURSEMENT FOR
5 ANY ELIGIBLE EXPENDITURE AS DEFINED BY THE ACT, TO REVISE
6 ADMINISTRATIVE EXPENSES FOR THE COMMUNITY FOUNDATIONS, TO CLARIFY
7 THE DEFINITION OF THE TERM "NONPROFIT ENTITY," TO INCREASE THE
8 AMOUNT AWARDED TO FOOD PANTRIES AFTER A CERTAIN DATE, AND TO
9 REQUIRE THE MISSISSIPPI DEVELOPMENT AUTHORITY TO REALLOCATE
10 UNDISBURSED FUNDS ON A CERTAIN DATE TO CHILD CARE FACILITIES; TO
11 AMEND SECTION 7, CHAPTER 104, LAWS OF 2020, TO REVISE THE
12 APPROPRIATION OF THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF
13 HIGHER LEARNING; AND FOR RELATED PURPOSES.

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

15 **SECTION 1.** Section 2, Chapter 104, Laws of 2020, is amended
16 as follows:

17 Section 2. The funds appropriated under Section 1 of this
18 act shall be expended by the Mississippi Development Authority for
19 the following purposes:

20 (a) Providing funds to the ambulatory surgical centers
21 licensed or certified by the State Department of Health for
22 purchasing personal protective equipment (PPE) and providing for
23 COVID-19 testing for their staff for protection against COVID-19



24 from current patients and to have sufficient PPE and testing in
25 preparation for the expected new cases during the continuation of
26 the current COVID-19 public health emergency later this year, in
27 amounts not exceeding Four Thousand Dollars (\$4,000.00) per
28 surgery center.....\$ 300,000.00.

29 (b) Providing funds to the assisted living facilities
30 licensed by the State Department of Health for purchasing personal
31 protective equipment (PPE) and providing for COVID-19 testing for
32 their staff for protection against COVID-19 from current patients
33 and to have sufficient PPE and testing in preparation for the
34 expected new cases during the continuation of the current COVID-19
35 public health emergency later this year, in amounts not exceeding
36 Four Thousand Dollars (\$4,000.00) per facility.....\$ 452,000.00.

37 (c) Providing funds to the Alzheimer's/dementia care
38 units licensed by the State Department of Health for purchasing
39 personal protective equipment (PPE) and providing for COVID-19
40 testing for their staff for protection against COVID-19 from
41 current patients and to have sufficient PPE and testing in
42 preparation for the expected new cases during the continuation of
43 the current COVID-19 public health emergency later this year, in
44 amounts not exceeding Four Thousand Dollars (\$4,000.00)
45 per unit.....\$ 88,000.00.

46 (d) Providing funds to the fourteen (14) providers of
47 intermediate care facilities for individuals with intellectual
48 disabilities licensed by the State Department of Health for



49 purchasing personal protective equipment (PPE) and providing for
50 COVID-19 testing for their staff for protection against COVID-19
51 from current patients and to have sufficient PPE and testing in
52 preparation for the expected new cases during the continuation of
53 the current COVID-19 public health emergency later this year, in
54 amounts not exceeding Ten Thousand Dollars (\$10,000.00) per
55 facility.....\$ 140,000.00.

56 (e) Providing funds to the permitted ground ambulances
57 licensed or permitted by the State Department of Health for * * *
58 any eligible expenditure, in amounts not exceeding Five Thousand
59 Dollars (\$5,000.00) per ambulance.....\$ 3,110,000.00.

60 For the purposes of this paragraph (e), the term "eligible
61 expenditures" shall have the meaning as defined in paragraph (j)
62 of this section.

63 (f) Providing funds to the nursing home facilities
64 licensed by the State Department of Health for purchasing personal
65 protective equipment (PPE) and providing for COVID-19 testing for
66 their staff for protection against COVID-19 from current patients
67 and to have sufficient PPE and testing in preparation for the
68 expected new cases during the continuation of the current COVID-19
69 public health emergency later this year, in amounts not exceeding
70 Ten Thousand Dollars (\$10,000.00) per facility.....\$ 2,110,000.00.

71 (g) Providing funds to the Mississippi Organ Recovery
72 Agency (MORA) for purchasing personal protective equipment (PPE)
73 and providing for COVID-19 testing for their staff for protection



74 against COVID-19 from current patients and to have sufficient PPE
75 and testing in preparation for the expected new cases during the
76 continuation of the current COVID-19 public health emergency later
77 this year.....\$ 100,000.00.

78 (h) Providing funds to independent dentists licensed by
79 the Board of Dental Examiners who are not employed by a hospital
80 for purchasing personal protective equipment (PPE) and providing
81 for COVID-19 testing for themselves and their office staff, for
82 protection against COVID-19 from current patients, and to have
83 sufficient PPE and testing in preparation for the expected new
84 cases during the continuation of the current COVID-19 public
85 health emergency later this year, in amounts not exceeding Four
86 Thousand Dollars (\$4,000.00) per dentist.....\$ 5,632,000.00.

87 For the purposes of this paragraph (h), "independent dentist"
88 means a licensed dentist who actively provides care to patients,
89 owns a share of his or her practice, has key decision-making
90 rights for his or her practice, and is not employed by a hospital
91 or an organization associated with a hospital.

92 For the purposes of this paragraph (h), no practice group of
93 dentists shall receive more than Forty Thousand Dollars
94 (\$40,000.00) in total reimbursement.

95 (i) Providing funds to independent physicians licensed
96 by the State Board of Medical Licensure who are not employed by a
97 hospital, nurse practitioners licensed by the Mississippi Board of
98 Nursing who are not employed by a hospital and who have an



99 independent practice, and independent optometrists licensed by the
100 State Board of Optometry for purchasing personal protective
101 equipment (PPE) and providing for COVID-19 testing for themselves
102 and their office staff, for protection against COVID-19 from
103 current patients, and to have sufficient PPE and testing in
104 preparation for the expected new cases during the continuation of
105 the current COVID-19 public health emergency later this year, in
106 amounts not exceeding Two Thousand Five Hundred Dollars
107 (\$2,500.00) per physician, nurse practitioner or
108 optometrist.....\$ 7,125,000.00.

109 Not more than two thousand eight hundred fifty (2,850)
110 persons may receive funds under this paragraph (i).

111 For the purposes of this paragraph (i), "independent
112 physician" means a licensed physician, including allopaths,
113 osteopaths and podiatrists, who actively provides care to
114 patients, owns a share of his or her practice, has key
115 decision-making rights for his or her practice, and is not
116 employed by a hospital or an organization associated with a
117 hospital; and "independent optometrist" means a licensed
118 optometrist who actively provides care to patients, owns a share
119 of his or her practice, has key decision-making rights for his or
120 her practice, and is not employed by a hospital or an organization
121 associated with a hospital.



122 For the purposes of this paragraph (i), no practice group of
123 physicians shall receive more than Twenty-five Thousand Dollars
124 (\$25,000.00) in total reimbursement.

125 (j) Providing funds to community foundations for the
126 purposes of making grants to nonprofit entities to reimburse those
127 entities for eligible expenditures incurred by the entities, in
128 amounts not exceeding Four Thousand Dollars (\$4,000.00)
129 per entity for awards made before November 15, 2020 and, in the
130 discretion of each community foundation and upon such terms as it
131 deems advisable, in amounts not exceeding a total compensation
132 under this paragraph (j) of Twelve Thousand Dollars (\$12,000.00)
133 per entity for awards made on or after
134 November 15, 2020.....\$ 4,000,000.00.

135 The authority shall distribute to the community foundations a
136 pro rata share of the funds authorized under this paragraph (j)
137 based on the population served by the foundation. The community
138 foundations may retain not more than one percent (1%) of the
139 amount received from the authority under this paragraph (j) for
140 administrative expenses. Moreover, each individual community
141 foundation may retain an additional amount not to exceed Twelve
142 Thousand Dollars (\$12,000.00) of the amount received from the
143 authority under this paragraph (j) for administrative expenses.

144 For the purposes of this paragraph (j):

145 (i) "Community foundations" means the CREATE
146 Foundation, the Community Foundation of Northwest Mississippi, the



147 Community Foundation of Washington County, the Community
148 Foundation for Mississippi, the Community Foundation of East
149 Mississippi, the Greater Pinebelt Community Foundation and the
150 Gulf Coast Community Foundation;

151 (ii) "Nonprofit entity" means an entity that
152 provides services to the public and in which no part of the
153 assets, income or profit is distributed to or enures to the
154 benefit of its members, directors or officers, including, but not
155 limited to, volunteer fire departments, rural community
156 development organizations, and civic clubs, including Civitan
157 clubs, Rotary clubs, Exchange clubs, Kiwanis clubs, Boys and Girls
158 clubs and Lions clubs; and

159 (iii) "Eligible expenditure" means a cost incurred
160 that is reimbursable from funds received by the State of
161 Mississippi from the Coronavirus Relief Fund established by the
162 federal Coronavirus Aid, Relief and Economic Security (CARES) Act
163 under the guidance and guidelines of the United States Department
164 of the Treasury regarding the use of those funds.

165 (k) Providing funds to community foundations for the
166 purpose of reimbursing food pantries for eligible expenditures
167 incurred by the pantries, in amounts not exceeding Four Thousand
168 Dollars (\$4,000.00) per pantry for awards made before November 15,
169 2020, and in amounts not exceeding a total compensation under this
170 paragraph (k) of Twelve Thousand Dollars (\$12,000.00) per pantry
171 for awards made on or after November 15, 2020.....\$ 4,000,000.00.



172 The community foundations, in their discretion, may reimburse
173 a food pantry directly from the funds provided under this
174 paragraph (k) or may reimburse entities acting on behalf of a food
175 pantry or providing a service to a food pantry. The community
176 foundations may retain not more than one percent (1%) of the
177 amount received from the authority under this paragraph (k) for
178 administrative expenses. Moreover, each individual community
179 foundation may retain an additional amount not to exceed Five
180 Thousand Dollars (\$5,000.00) of the amount received from the
181 authority under this paragraph (k) for administrative expenses.

182 For the purposes of this paragraph (k), the terms "community
183 foundations" and "eligible expenditures" shall have the meanings
184 as defined in paragraph (j) of this section.

185 (l) Providing funds to the North Mississippi Education
186 Consortium to be distributed to child care facilities throughout
187 the state on an equitable basis for reimbursing the facilities for
188 eligible expenditures incurred by the facilities or for providing
189 personal protective equipment (PPE).....\$ 3,000,000.00.

190 For the purposes of this paragraph (l), "child care facility"
191 means any facility as defined by Section 43-20-5(a), Mississippi
192 Code of 1972.

193 (m) For expenses of the authority in administering the
194 funds expended under * * * this section.....\$ 150,000.00.

195 **SECTION 2.** Section 7, Chapter 104, Laws of 2020, is amended
196 as follows:



197 Section 7. The funds appropriated under Section 6 of this
198 act shall be expended by the Board of Trustees of State
199 Institutions of Higher Learning for the following purposes:

200 (a) Providing funds * * * to the Mississippi
201 Development Authority for the purpose authorized in paragraph (l)
202 of Section (1) of this act.....\$ * * * 900,000.00.

203 Out of the funds appropriated in this paragraph (a), the
204 North Mississippi Education Consortium may retain an amount not
205 more than Ninety Thousand Dollars (\$90,000.00) for reasonable
206 administrative expenses of the child care facility program.

207 (b) Providing funds to the Mississippi Development
208 Authority for the purpose authorized in paragraph (k) of Section
209 (1) of this act.....\$ 900,000.00.

210 (* * * c) Providing funds to the Office of Physician
211 Workforce for five (5) hospitals to start or expand their
212 physician residency programs to address the dire shortage of
213 physicians in the state, especially primary care physicians, which
214 limits the ability of the state to properly address patient needs
215 and the disproportionate effects on the minority communities
216 during the continuation of the current COVID-19 public health
217 emergency, in order for the state to be better prepared to take
218 care of existing COVID-19 patients and the expected additional
219 patients during the continuation of the current COVID-19 public
220 health emergency later this year.....\$ 4,418,000.00.



221 **SECTION 3.** This act shall take effect and be in force from
222 and after its passage.

