

By: Representative Mims

To: Appropriations

HOUSE BILL NO. 766

1 AN ACT MAKING AN APPROPRIATION TO THE STATE DEPARTMENT OF
2 HEALTH FOR THE PURPOSE OF FUNDING THE COVID-19 MISSISSIPPI LOCAL
3 PROVIDER INNOVATION GRANT PROGRAM FOR THE FISCAL YEAR 2023.

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

5 **SECTION 1.** The following sum, or so much of it as may be
6 necessary, is appropriated out of any money in the Coronavirus
7 State Fiscal Recovery Fund not otherwise appropriated, to the
8 State Department of Health for the purpose of funding the COVID-19
9 Mississippi Local Provider Innovation Grant Program established
10 under House Bill No. 769, 2022 Regular Session, for the fiscal
11 year beginning July 1, 2022, and ending June 30, 2023.....
12\$ 55,000,000.00.

13 **SECTION 2.** (1) As used in this section and Section 3 of
14 this act, the term "department" means the State Department of
15 Health.

16 (2) The department shall not disburse any funds appropriated
17 under this act to any recipient without first: (a) making an
18 individualized determination that the reimbursement sought is, in



19 the department's independent judgment, for necessary expenditures
20 eligible under Section 602 of the federal Social Security Act as
21 added by Section 9901 of the federal American Rescue Plan Act of
22 2021 (ARPA) and its implementing guidelines, guidance, rules,
23 regulations and/or other criteria, as may be amended or
24 supplemented from time to time, by the United States Department of
25 the Treasury; and (b) determining that the recipient has not
26 received and will not receive reimbursement for the expense in
27 question from any source of funds, including insurance proceeds,
28 other than those funds provided under Section 602 of the federal
29 Social Security Act as added by Section 9901 of ARPA. In
30 addition, the department shall ensure that all funds appropriated
31 under this act are disbursed in compliance with the Single Audit
32 Act (31 USC Sections 7501-7507) and the related provisions of the
33 Uniform Guidance, 2 CFR Section 200.303 regarding internal
34 controls, Sections 200.330 through 200.332 regarding sub-recipient
35 monitoring and management, and subpart F regarding audit
36 requirements.

37 **SECTION 3.** (1) As a condition of receiving and expending
38 the funds appropriated to the department under this act, the
39 department shall certify to the Department of Finance and
40 Administration that each expenditure of the funds appropriated to
41 the department under this act complies with the guidelines,
42 guidance, rules, regulations and/or other criteria, as may be
43 amended from time to time, of the United States Department of the



44 Treasury regarding the use of monies from the Coronavirus State
45 Fiscal Recovery Fund established by the American Rescue Plan Act
46 of 2021.

47 (2) If the Office of Inspector General of the United States
48 Department of the Treasury, or the Office of Inspector General of
49 any other federal agency having oversight over the use of monies
50 from the Coronavirus State Fiscal Recovery Fund established by the
51 American Rescue Plan Act of 2021 (a) determines that the
52 department or recipient has expended or otherwise used any of the
53 funds appropriated to the department under this act for any
54 purpose that is not in compliance with the guidelines, guidance,
55 rules, regulations and/or other criteria, as may be amended from
56 time to time, of the United States Department of the Treasury
57 regarding the use of monies from the Coronavirus State Fiscal
58 Recovery Fund established by the American Rescue Plan Act of 2021,
59 and (b) the State of Mississippi is required to repay the federal
60 government for any of those funds that the Office of the Inspector
61 General determined were expended or otherwise used improperly by
62 the department or recipient, then the department or recipient that
63 expended or otherwise used those funds improperly shall be
64 required to pay the amount of those funds to the State of
65 Mississippi for repayment to the federal government.

66 **SECTION 4.** The money appropriated by this act shall be paid
67 by the State Treasurer out of any money in the Coronavirus State
68 Fiscal Recovery Fund not otherwise appropriated, upon warrants



69 issued by the State Fiscal Officer; and the State Fiscal Officer
70 shall issue his or her warrants upon requisitions signed by the
71 proper person, officer or officers in the manner provided by law.

72 **SECTION 5.** This act shall take effect and be in force from
73 and after July 1, 2022.

