AN ACT MAKING AN APPROPRIATION TO THE BOARD OF TRUSTEES OF STATE INSTITUTIONS OF HIGHER LEARNING FOR THE PURPOSE OF PROVIDING FUNDING FOR THE NURSING EDUCATION INCENTIVE PROGRAM CREATED IN HOUSE BILL NO. 1005, 2022 REGULAR SESSION, FOR THE FISCAL YEAR 2023.

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

SECTION 1. The following sum, or so much of it as may be necessary, is appropriated out of any money in the Coronavirus State Fiscal Recovery Fund not otherwise appropriated, to the Board of Trustees of State Institutions of Higher Learning for the purpose of providing funding for the Nursing Education Incentive Program created in House Bill No. 1005, 2022 Regular Session, for the fiscal year beginning July 1, 2022, and ending June 30, 2023.

$10,000,000.00.

SECTION 2. (1) As used in this section and Section 3 of this act, the term "board" means the Board of Trustees of State Institutions of Higher Learning.

(2) The board shall not disburse any funds appropriated under this act to any recipient without first: (a) making an
individualized determination that the reimbursement sought is, in
the board's independent judgment, for necessary expenditures
eligible under Section 602 of the federal Social Security Act as
added by Section 9901 of the federal American Rescue Plan Act of
2021 (ARPA) and its implementing guidelines, guidance, rules,
regulations and/or other criteria, as may be amended or
supplemented from time to time, by the United States Department of
the Treasury; and (b) determining that the recipient has not
received and will not receive reimbursement for the expense in
question from any source of funds, including insurance proceeds,
other than those funds provided under Section 602 of the federal
Social Security Act as added by Section 9901 of ARPA. In
addition, the board shall ensure that all funds appropriated under
this act are disbursed in compliance with the Single Audit Act (31
USC Sections 7501-7507) and the related provisions of the Uniform
Guidance, 2 CFR Section 200.303 regarding internal controls,
Sections 200.330 through 200.332 regarding sub-recipient
monitoring and management, and subpart F regarding audit
requirements.

SECTION 3. (1) As a condition of receiving and expending
the funds appropriated to the board under this act, the board
shall certify to the Department of Finance and Administration that
each expenditure of the funds appropriated to the board under this
act complies with the guidelines, guidance, rules, regulations
and/or other criteria, as may be amended from time to time, of the
United States Department of the Treasury regarding the use of monies from the Coronavirus State Fiscal Recovery Fund established by ARPA.

(2) If the Office of Inspector General of the United States Department of the Treasury, or the Office of Inspector General of any other federal agency having oversight over the use of monies from the Coronavirus State Fiscal Recovery Fund established by ARPA (a) determines that the board or recipient has expended or otherwise used any of the funds appropriated to the board under this act for any purpose that is not in compliance with the guidelines, guidance, rules, regulations and/or other criteria, as may be amended from time to time, of the United States Department of the Treasury regarding the use of monies from the Coronavirus State Fiscal Recovery Fund established by ARPA, and (b) the State of Mississippi is required to repay the federal government for any of those funds that the Office of the Inspector General determined were expended or otherwise used improperly by the board or recipient, then the board or recipient that expended or otherwise used those funds improperly shall be required to pay the amount of those funds to the State of Mississippi for repayment to the federal government.

SECTION 4. The money appropriated by this act shall be paid by the State Treasurer out of any money in the Coronavirus State Fiscal Recovery Fund not otherwise appropriated, upon warrants issued by the State Fiscal Officer.
shall issue his or her warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.

SECTION 5. This act shall take effect and be in force from and after July 1, 2022, and shall stand repealed on June 30, 2022.