

By: Representatives Porter, Cockerham

To: Appropriations

HOUSE BILL NO. 1652

1 AN ACT MAKING AN APPROPRIATION TO THE CITY OF MAGNOLIA,
2 MISSISSIPPI, FOR THE PURPOSE OF REPAIR AND RENOVATIONS FOR WATER,
3 DRAINAGE AND SEWER INFRASTRUCTURE WITHIN THE CITY FOR THE FISCAL
4 YEAR 2023.

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

6 **SECTION 1.** The following sum, or so much of it as may be
7 necessary, is appropriated out of any money in the Coronavirus
8 State Fiscal Recovery Fund not otherwise appropriated, to the City
9 of Magnolia, Mississippi, for the purpose of repair and
10 renovations of water, drainage and sewer infrastructure for the
11 fiscal year beginning July 1, 2022, and ending June 30,
12 2023.....\$6,530,000.00.

13 **SECTION 2.** (1) As used in this act, the term "city" means
14 the City of Magnolia, Mississippi.

15 (2) The city shall not disburse any funds appropriated under
16 this act to any recipient without first: (a) making an
17 individualized determination that the reimbursement sought is, in
18 the city's independent judgment, for necessary expenditures
19 eligible under Section 602 of the federal Social Security Act as



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

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



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

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



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

