

By: Representatives Read, Arnold, Stamps

To: Appropriations

HOUSE BILL NO. 1665
(As Passed the House)

1 AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF FINANCE
2 AND ADMINISTRATION - BUREAU OF BUILDING, GROUNDS AND REAL PROPERTY
3 MANAGEMENT FOR THE PURPOSE OF FUNDING CONSTRUCTION AND/OR REPAIR
4 AND RENOVATION PROJECTS AT STATE AGENCIES, STATE INSTITUTIONS OF
5 HIGHER LEARNING AND COMMUNITY COLLEGES FOR THE FISCAL YEAR 2023.

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

7 **SECTION 1.** The following sum, or so much of it as may be
8 necessary, is appropriated out of any money in the Coronavirus
9 State Fiscal Recovery Fund not otherwise appropriated, to the
10 Department of Finance and Administration - Bureau of Building,
11 Grounds and Real Property Management for the purpose of funding
12 construction and/or repair and renovation projects for the
13 agencies, institutions and colleges as provided in Section 2 of
14 this act, for the fiscal year beginning July 1, 2022, and ending
15 June 30, 2023.....

16\$ 95,000.000.00.

17 **SECTION 2.** The funds appropriated by Section 1 of this act
18 shall be expended by the Department of Finance and Administration
19 - Bureau of Building, Grounds and Real Property Management for



20 construction and/or repair and renovation projects at the
21 following agencies, institutions and colleges:

- 22 (a) Department of Corrections.....\$ 25,000,000.00.
- 23 (b) Department of Mental Health.....\$ 25,000,000.00.
- 24 (c) State institutions of higher learning.....
25\$ 12,500,000.00.
- 26 (d) Public community and junior colleges.....
27\$ 12,500,000.00.
- 28 (e) Department of Wildlife, Fisheries and Parks - parks
29\$ 20,000,000.00.
- 30 TOTAL.....\$ 95,000,000.00.

31 **SECTION 3.** (1) As used in this section and Section 4 of
32 this act, the term "department" means the Department of Finance
33 and Administration.

34 (2) The department shall not disburse any funds appropriated
35 under this act to any recipient without first: (a) making an
36 individualized determination that the reimbursement sought is, in
37 the department's independent judgment, for necessary expenditures
38 eligible under Section 602 of the federal Social Security Act as
39 added by Section 9901 of the federal American Rescue Plan Act of
40 2021 (ARPA) and its implementing guidelines, guidance, rules,
41 regulations and/or other criteria, as may be amended or
42 supplemented from time to time, by the United States Department of
43 the Treasury; and (b) determining that the recipient has not
44 received and will not receive reimbursement for the expense in



45 question from any source of funds, including insurance proceeds,
46 other than those funds provided under Section 602 of the federal
47 Social Security Act as added by Section 9901 of ARPA. In
48 addition, the department shall ensure that all funds appropriated
49 under this act are disbursed in compliance with the Single Audit
50 Act (31 USC Sections 7501-7507) and the related provisions of the
51 Uniform Guidance, 2 CFR Section 200.303 regarding internal
52 controls, Sections 200.330 through 200.332 regarding sub-recipient
53 monitoring and management, and subpart F regarding audit
54 requirements.

55 **SECTION 4.** (1) As a condition of receiving and expending
56 the funds appropriated to the department under this act, the
57 department shall certify to the Department of Finance and
58 Administration that each expenditure of the funds appropriated to
59 the department under this act complies with the guidelines,
60 guidance, rules, regulations and/or other criteria, as may be
61 amended from time to time, of the United States Department of the
62 Treasury regarding the use of monies from the Coronavirus State
63 Fiscal Recovery Fund established by ARPA.

64 (2) If the Office of Inspector General of the United States
65 Department of the Treasury, or the Office of Inspector General of
66 any other federal agency having oversight over the use of monies
67 from the Coronavirus State Fiscal Recovery Fund established by
68 ARPA (a) determines that the department or recipient has expended
69 or otherwise used any of the funds appropriated to the department



70 under this act for any purpose that is not in compliance with the
71 guidelines, guidance, rules, regulations and/or other criteria, as
72 may be amended from time to time, of the United States Department
73 of the Treasury regarding the use of monies from the Coronavirus
74 State Fiscal Recovery Fund established by ARPA, and (b) the State
75 of Mississippi is required to repay the federal government for any
76 of those funds that the Office of the Inspector General determined
77 were expended or otherwise used improperly by the department or
78 recipient, then the department or recipient that expended or
79 otherwise used those funds improperly shall be required to pay the
80 amount of those funds to the State of Mississippi for repayment to
81 the federal government.

82 **SECTION 5.** The money appropriated by this act shall be paid
83 by the State Treasurer out of any money in the Coronavirus State
84 Fiscal Recovery Fund not otherwise appropriated, upon warrants
85 issued by the State Fiscal Officer; and the State Fiscal Officer
86 shall issue his or her warrants upon requisitions signed by the
87 proper person, officer or officers in the manner provided by law.

88 **SECTION 6.** This act shall take effect and be in force from
89 and after July 1, 2022, and shall stand repealed on June 30, 2022.

