

By: Senator(s) Hopson

To: Appropriations

SENATE BILL NO. 3055

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION OF CAPITAL EXPENSE
 2 FUNDS, AND SPECIAL FUNDS TO DEFRAY THE EXPENSES OF THE OFFICE OF
 3 THE ATTORNEY GENERAL FOR FISCAL YEAR 2022 AND FISCAL YEAR 2023;
 4 THE DEPARTMENT OF FINANCE AND ADMINISTRATION FOR FISCAL YEAR 2022;
 5 THE WIRELESS COMMUNICATION COMMISSION FOR FISCAL YEAR 2022; THE
 6 JOINT REAPPORTIONMENT COMMITTEE FOR FISCAL YEAR 2022; THE STATE
 7 DEPARTMENT OF HEALTH FOR FISCAL YEAR 2022; THE INSTITUTIONS OF
 8 HIGHER LEARNING - OFFICE OF STUDENT FINANCIAL AID FOR FISCAL YEAR
 9 2022; THE GOVERNOR'S OFFICE - DIVISION OF MEDICAID FOR FISCAL YEAR
 10 2022; AND FOR RELATED PURPOSES.

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

12 **SECTION 1.** In addition to all other sums herein
 13 appropriated, the following sum, or so much thereof as may be
 14 necessary, is appropriated out of any money to the credit of the
 15 Capital Expense Fund, and allocated in a manner as determined by
 16 the Treasurer's Office, to defray the expenses of paying for
 17 certain outside legal assistance, expert witness fees, court fees,
 18 judgments and settlement agreements incurred by the Office of the
 19 Attorney General for the period beginning July 1, 2021, and ending
 20 June 30, 2022\$ 1,408,068.00.

21 Of the funds appropriated in this section, the following
22 amounts are provided:



23 (a) Olivia Y., et al v. Phil Bryant, as Governor of the
24 State of Mississippi and the Department of Human Services, United
25 States District Court for the Southern District of Mississippi,
26 Jackson Division, Cause No.3:03cv251(L)(N)\$ 400,000.00.

27 (b) Settlement between the United States Environmental
28 Protection Agency and State of Mississippi; Chemfax Inc.,
29 Superfund Site, Gulfport, Harrison County, Mississippi, Site/Spill
30 ID Number: 04JF, CERCLA ID Number: MSD008154486, Settlement
31 Agreement for the Recovery of Response Costs, Docket No.
32 CERCLA-04-2014-3756\$ 21,452.00.

33 (c) Pickett v. Mississippi Board of Animal Health,
34 2:18-cv-00214-KS-JCG (S.D. Miss.)\$ 211,616.00.

35 (d) IHS Pharmacy v. Mississippi Department of Corrections,
36 Hinds County Circuit Court, Cause No. 17-572.....\$ 625,000.00.

37 (e) Tyler Edmonds v. State of Mississippi, Circuit Court of
38 Oktibbeha County, Mississippi, Cause No. 2009-0457-CV.....
39\$ 50,000.00.

40 (f) Curtis Flowers v. State of Mississippi, Circuit Court of
41 Montgomery County, Mississippi, Case No. 1:20-CV-00150.....
42\$ 50,000.00.

43 (g) Harvill Payne Richardson, Circuit Court of Harrison
44 County, Mississippi, Cause No. A2402-2020-87 \$ 50,000.00.

45 **SECTION 2.** In addition to all other sums herein
46 appropriated, the following sum, or so much thereof as may be
47 necessary, is appropriated out of any money to the credit of the



48 Capital Expense Fund, and allocated in a manner as determined by
49 the Treasurer's Office, to defray the expenses of paying for
50 certain outside legal assistance, expert witness fees, court fees,
51 judgments and settlement agreements incurred by the Office of the
52 Attorney General for the period beginning upon passage of this
53 act, and ending December 31, 2022\$ 675,000.00.

54 Of the funds appropriated in this section, the following
55 amounts are provided:

56 (a) Amos et al. v. Taylor et al. 20-cv-00007-DMB-JMV (N.D.
57 Miss); Lang, et al. v. Cain, et al., 4:20-cv-030-DMB RP (N.D.
58 Miss); Brittany Waddell, et al. v. Taylor, et al., Civil Action
59 No. 3:20-CV-340-TSL-RHW (S.D. Miss.)\$ 300,000.00.

60 (b) Jackson Women's Health Organization et al v. Dobbs et
61 al., 3:18-cv-00171-CWR-FKB (S.D. Miss)\$ 100,000.00.

62 (c) United States v. State of Mississippi,
63 3:16-cv-622-CWR-FKB (S.D. Miss)\$ 200,000.00.

64 (d) Special Master as Required by Order of the Federal Court
65 regarding United States v. State of Mississippi
66 3:16-cv-00622-CWR-FKS (S.D. Miss)\$ 75,000.00.

67 **SECTION 3.** In addition to all other sums herein
68 appropriated, the following sum, or so much thereof as may be
69 necessary, is appropriated out of Coronavirus State Local Recovery
70 Fund to the credit of the Department of Finance and Administration
71 and allocated in a manner as determined by the Treasurer's Office
72 to defray the expenses of the Department of Finance and



73 Administration for the period beginning July 1, 2021, and ending
74 June 30, 2022\$ 8,046,958.00.

75 This additional appropriation is for the purpose of providing
76 Coronavirus State Local Recovery Funds to nonentitlement units of
77 local government in accordance with the provisions applicable to
78 the Coronavirus Local Fiscal Recovery Fund in Section 9901 of the
79 American Rescue Plan Act of 2021 (Public Law No. 117-2) and any
80 applicable federal guidelines.

81 **SECTION 4.** In addition to all other sums herein
82 appropriated, the following sum, or so much thereof as may be
83 necessary, is appropriated out of any money to the credit of the
84 Capital Expense Fund, and allocated in a manner as determined by
85 the Treasurer's Office, to defray the expenses, of the Wireless
86 Communication Commission for the period beginning July 1, 2021,
87 and ending June 30, 2022\$ 606,242.00.

88 This additional appropriation is made for the purpose of
89 defraying expenses of contractual obligations for system
90 maintenance.

91 **SECTION 5.** In addition to all other sums herein
92 appropriated, the following sum, or so much thereof as may be
93 necessary, is appropriated out of any money to the credit of the
94 Capital Expense Fund, and allocated in a manner as determined by
95 the Treasurer's Office to defray the expenses of the Joint
96 Reapportionment Committee for the period beginning July 1, 2021,
97 and ending June 30, 2022\$ 25,000.00.



98 This additional appropriation is for the purpose of defraying
99 agency operational expenses for legal services.

100 **SECTION 6.** In addition to all other sums herein
101 appropriated, the following sum, or so much thereof as may be
102 necessary, is hereby appropriated out of any money in the Capital
103 Expense Fund not otherwise appropriated, to the State Department
104 of Health for the purpose of providing reimbursable grants as
105 described in this section, for the period beginning July 1, 2021,
106 and ending June 30, 2022 \$ 9,852,684.00.

107 The funds appropriated under this section shall be expended
108 by the State Department of Health as a reimbursable grant to
109 entities up to the difference between the 2021 and 2022 Victims of
110 Crime Act (VOCA) grants awarded by the Department. In determining
111 reimbursable expenses, the State Department of Health shall use
112 allowable costs for VOCA funds as defined by the Office for
113 Victims of Crime.

114 **SECTION 7.** It is the intention of the Legislature that the
115 entities receiving funding under Section 6 of this act for
116 allowable expenses under Medicaid, Federal Child Welfare Funds,
117 and other federal programs establish the process of billing
118 expenses under these programs due to the uncertain sustainability
119 of VOCA funds.

120 **SECTION 8.** In addition to all other sums herein
121 appropriated, the following sum, or so much thereof as may be
122 necessary, is appropriated out of any money to the credit of the



123 Institutions of Higher Learning - Office of Student Financial Aid
124 and allocated in a manner as determined by the Treasurer's Office
125 to defray the expenses of the Institutions of Higher Learning -
126 Office of Student Financial Aid for the period beginning July 1,
127 2021, and ending June 30, 2022 \$ 3,500,000.00.

128 This additional appropriation is made for the purpose of
129 administering a summer grant program using funds awarded through
130 the second Governor's Emergency Educational Relief Fund.

131 **SECTION 9.** In addition to all other sums herein
132 appropriated, the following sum, or so much thereof as may be
133 necessary, is appropriated out of any money to the credit of the
134 Governor's Office - Division of Medicaid and allocated in a manner
135 as determined by the Treasurer's Office to defray the expenses of
136 the Governor's Office - Division of Medicaid for the period
137 beginning July 1, 2021, and ending June 30, 2022.....
138\$ 466,786,240.00.

139 This additional appropriation is for the purpose of providing
140 additional federal matching funds for mandated Medicaid medical
141 services.

142 **SECTION 10.** This act shall take effect and be in force from
143 and after passage.

