

By: Senator(s) Hopson

To: Appropriations

SENATE BILL NO. 3055
(As Sent to Governor)

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; THE STATE VETERANS AFFAIRS BOARD FOR FISCAL YEAR 2022; THE
11 STATE DEPARTMENT OF HEALTH FOR FISCAL YEAR 2022 AND FISCAL YEAR
12 2023; THE MISSISSIPPI EMERGENCY MANAGEMENT AGENCY FOR FISCAL YEAR
13 2022; AND FOR RELATED PURPOSES.

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

15 **SECTION 1.** In addition to all other sums herein
16 appropriated, the following sum, or so much thereof as may be
17 necessary, is appropriated out of any money to the credit of the
18 Capital Expense Fund, and allocated in a manner as determined by
19 the Treasurer's Office, to defray the expenses of paying for
20 certain outside legal assistance, expert witness fees, court fees,
21 judgments and settlement agreements incurred by the Office of the
22 Attorney General for the period beginning July 1, 2021, and ending
23 June 30, 2022.....\$ 1,188,068.00.



24 Of the funds appropriated in this section, the following
25 amounts are provided:

26 (a) Settlement between the United States Environmental
27 Protection Agency and the State of Mississippi; Chemfax Inc.,
28 Superfund Site, Gulfport, Harrison County, Mississippi, Site/Spill
29 ID Number: 04JF, CERCLA ID Number: MSD008154486, Settlement
30 Agreement for the Recovery of Response Costs, Docket No.

31 CERCLA-04-2014-3756.....\$ 21,452.00.

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

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

36 (d) Tyler Edmonds v. State of Mississippi, Circuit Court of
37 Oktibbeha County, Mississippi, Cause No. 2009-0457-CV.....
38\$ 35,000.00.

39 (e) Curtis Flowers v. State of Mississippi, Circuit Court of
40 Montgomery County, Mississippi, Cause No. 1:20-cv-00150.....
41\$ 50,000.00.

42 (f) Harvill Payne Richardson v. State of Mississippi,
43 Circuit Court of Harrison County, Mississippi, Second Judicial
44 District, Cause No. A2402-2020-87.....\$ 50,000.00.

45 (g) Eddie Lee Howard v. State of Mississippi, Circuit Court
46 of Lowndes County, Mississippi, Cause No. 2021-0026-CV1C.....
47\$ 50,000.00.



48 (h) Eddie Lee Howard v. State of Mississippi, Circuit Court
49 of Lowndes County, Mississippi, Cause No. 2021-0026-CV1C
50 (statutory attorney's fees).....\$ 25,000.00.

51 (i) Carl Lee Jordan v. State of Mississippi, Cause No.
52 A2401-2020-160; Circuit Court of Harrison County, Mississippi.....
53\$ 50,000.00.

54 (j) Carl Lee Jordan v. State of Mississippi, Cause No.
55 A2401-2020-160; Circuit Court of Harrison County, Mississippi -
56 statutory attorney's fees.....\$ 15,000.00.

57 (k) William Ervin Edwards v. State of Mississippi, Cause
58 45C11:21-CV-00081-JA; Circuit Court of Madison County, Mississippi
59\$ 50,000.00.

60 (l) William Ervin Edwards v. State of Mississippi, Cause
61 45C11:21-CV-00081-JA; Circuit Court of Madison County, Mississippi
62 - statutory attorney's fees.....\$ 5,000.00.

63 **SECTION 2.** In addition to all other sums herein
64 appropriated, the following sum, or so much thereof as may be
65 necessary, is appropriated out of any money to the credit of the
66 Capital Expense Fund, and allocated in a manner as determined by
67 the Treasurer's Office, to defray the expenses of paying for
68 certain outside legal assistance, expert witness fees, court fees,
69 judgments and settlement agreements incurred by the Office of the
70 Attorney General for the period beginning upon passage of this act
71 and ending June 30, 2023.....\$ 1,750,000.00.



72 Of the funds appropriated in this section, the following
73 amounts are provided:

74 (a) Olivia Y., et al. v. Phil Bryant, as Governor of the
75 State of Mississippi and the Department of Human Services, United
76 States District Court for the Southern District of Mississippi,
77 Jackson Division, Cause No.3:03cv251(L) (N).....\$ 200,000.00.

78 (b) Amos et al. v. Taylor et al. 20-cv-00007-DMB-JMV (N.D.
79 Miss); Lang, et al. v. Cain, et al., 4:20-cv-030-DMB RP (N.D.
80 Miss); Brittany Waddell, et al. v. Taylor, et al., Civil Action
81 No. 3:20-cv-340-TSL-RHW (S.D. Miss.); Alexander, et al. v. Hall,
82 et al., No. 4:30-CV-21-SA-JMV.....\$ 500,000.00.

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

85 (d) United States v. State of Mississippi,
86 3:16-cv-622-CWR-FKB (S.D. Miss).....\$ 200,000.00.

87 (e) Monitor as Required by Order of the Federal Court
88 regarding United States v. State of Mississippi
89 3:16-cv-00622-CWR-FKB (S.D. Miss).....\$ 300,000.00.

90 (f) Flowers v. Evans, et al.
91 4:21-CV-NBB-JMV.....\$ 225,000.00.

92 (g) IRS v. State Agencies.....\$ 225,000.00.

93 **SECTION 3.** In addition to all other sums herein
94 appropriated, the following sum, or so much thereof as may be
95 necessary, is appropriated out of Coronavirus Local Fiscal
96 Recovery Fund to the credit of the Department of Finance and



97 Administration and allocated in a manner as determined by the
98 Treasurer's Office to defray the expenses of the Department of
99 Finance and Administration for the period beginning July 1, 2021,
100 and ending June 30, 2022.....\$ 8,046,958.00.

101 This additional appropriation is for the purpose of providing
102 Coronavirus Local Fiscal Recovery Funds to nonentitlement units of
103 local government in accordance with the provisions applicable to
104 the Coronavirus Local Fiscal Recovery Fund in Section 9901 of the
105 American Rescue Plan Act of 2021 (Public Law No. 117-2) and any
106 applicable federal guidelines.

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

114 This additional appropriation is made for the purpose of
115 defraying expenses of contractual obligations for system
116 maintenance.

117 **SECTION 5.** In addition to all other sums herein
118 appropriated, the following sum, or so much thereof as may be
119 necessary, is appropriated out of any money to the credit of the
120 Capital Expense Fund, and allocated in a manner as determined by
121 the Treasurer's Office to defray the expenses of the Joint



122 Reapportionment Committee for the period beginning July 1, 2021,
123 and ending June 30, 2022.....\$ 15,000.00.

124 This additional appropriation is for the purpose of defraying
125 agency operational expenses for legal services.

126 **SECTION 6.** In addition to all other sums herein
127 appropriated, the following sum, or so much thereof as may be
128 necessary, is appropriated out of any money to the credit of the
129 Institutions of Higher Learning - Office of Student Financial Aid
130 and allocated in a manner as determined by the Treasurer's Office
131 to defray the expenses of the Institutions of Higher Learning -
132 Office of Student Financial Aid for the period beginning July 1,
133 2021, and ending June 30, 2022.....\$ 3,500,000.00.

134 This additional appropriation is made for the purpose of
135 administering a summer grant program using funds awarded through
136 the second Governor's Emergency Educational Relief Fund (GEER II).

137 **SECTION 7.** In addition to all other sums herein
138 appropriated, the following sum, or so much thereof as may be
139 necessary, is appropriated out of any money to the credit of the
140 Governor's Office - Division of Medicaid and allocated in a manner
141 as determined by the Treasurer's Office to defray the expenses of
142 the Governor's Office - Division of Medicaid for the period
143 beginning July 1, 2021, and ending June 30, 2022.....
144\$ 466,786,240.00.



145 This additional appropriation is for the purpose of providing
146 additional federal matching funds for mandated Medicaid medical
147 services.

148 **SECTION 8.** In addition to all other sums herein
149 appropriated, the following sum, or so much thereof as may be
150 necessary, is appropriated out of any money to the credit of the
151 Capital Expense Fund, and allocated in a manner as determined by
152 the Treasurer's Office, to defray the expenses of the State
153 Veterans Affairs Board for the period beginning July 1, 2021, and
154 ending June 30, 2022.....\$ 103,113.00.

155 This additional appropriation is for the purpose of paying an
156 ACA penalty.

157 **SECTION 9.** In addition to all other sums herein
158 appropriated, the following sum, or so much thereof as may be
159 necessary, is appropriated out of any money to the credit of the
160 Capital Expense Fund, and allocated in a manner as determined by
161 the Treasurer's Office, to defray the expenses of the State
162 Department of Health for the period beginning July 1, 2021, and
163 ending December 31, 2022.....\$ 865,000.00.

164 This additional appropriation is for the purpose of legal
165 expenses.

166 **SECTION 10.** In addition to all other sums herein
167 appropriated, the following sum, or so much thereof as may be
168 necessary, is appropriated out of any money to the credit of the
169 Capital Expense Fund, and allocated in a manner as determined by



170 the Treasurer's Office, to defray the expenses of the Mississippi
171 Emergency Management Agency for the fiscal year beginning July 1,
172 2021, and ending June 30, 2022.....\$ 4,576,323.00.

173 This additional appropriation is for the purpose of providing
174 funding to the Disaster Trust Fund.

175 **SECTION 11.** This act shall take effect and be in force from
176 and after its passage.

