

By: Senator(s) Hopson, Polk, Butler (36th),
DeBar, Frazier, Michel, Parks, Williams,
Blount

To: Appropriations

SENATE BILL NO. 3059

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION FROM THE "COVID-19
2 DESTINATION MARKETING ORGANIZATION GRANT PROGRAM FUND" TO THE
3 DEPARTMENT OF FINANCE FOR THE PURPOSE OF ADMINISTERING THE "COVID-
4 19 DESTINATION MARKETING ORGANIZATION GRANT PROGRAM" TO PROVIDE
5 GRANTS TO DESTINATION MARKETING ORGANIZATIONS THAT SUPPORT THE
6 TOURISM INDUSTRY WHICH WAS NEGATIVELY IMPACTED BY THE COVID-19
7 PANDEMIC AS ALLOWABLE UNDER THE AMERICAN RESCUE PLAN ACT; AND FOR
8 RELATED PURPOSES.

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

10 **SECTION 1.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money to the credit
12 of the "COVID-19 Destination Marketing Organization Grant Program
13 Fund" to the Department of Finance and Administration for the
14 purposes described in this section, for the period beginning on
15 July 1, 2021, and ending June 30, 2022.....\$ 30,000,000.00.

16 This additional appropriation is for the purpose of
17 administering the "COVID-19 Destination Marketing Organization
18 Grant Program" established in Senate Bill No. 2849, 2022 Regular
19 Session. This program provides grants to Destination Marketing
20 Organizations that support the tourism industry which was
21 negatively impacted by the COVID-19 pandemic as allowable under



22 Section 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
23 guidance or regulation issued by the United States Department of
24 the Treasury in conformity therewith.

25 **SECTION 2.** It is the intention of the Legislature that no
26 funds appropriated under this act shall be used to pay employee
27 premium payments.

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

31 (2) The department shall not disburse any funds appropriated
32 under this act to any recipient without first: (a) making an
33 individualized determination that the reimbursement sought is, in
34 the department's independent judgment, for necessary expenditures
35 eligible under Section 602 of the federal Social Security Act as
36 added by Section 9901 of the federal American Rescue Plan Act of
37 2021 (ARPA) and its implementing guidelines, guidance, rules,
38 regulations and/or other criteria, as may be amended or
39 supplemented from time to time, by the United States Department of
40 the Treasury; and (b) determining that the recipient has not
41 received and will not receive reimbursement for the expense in
42 question from any source of funds, including insurance proceeds,
43 other than those funds provided under Section 602 of the federal
44 Social Security Act as added by Section 9901 of ARPA. In
45 addition, the department shall ensure that all funds appropriated
46 under this act are disbursed in compliance with the Single Audit



47 Act (31 USC Sections 7501-7507) and the related provisions of the
48 Uniform Guidance, 2 CFR Section 200.303 regarding internal
49 controls, Sections 200.330 through 200.332 regarding sub-recipient
50 monitoring and management, and subpart F regarding audit
51 requirements.

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

61 (2) If the Office of Inspector General of the United States
62 Department of the Treasury, or the Office of Inspector General of
63 any other federal agency having oversight over the use of monies
64 from the Coronavirus State Fiscal Recovery Fund established by
65 ARPA (a) determines that the department or recipient has expended
66 or otherwise used any of the funds appropriated to the department
67 under this act for any purpose that is not in compliance with the
68 guidelines, guidance, rules, regulations and/or other criteria, as
69 may be amended from time to time, of the United States Department
70 of the Treasury regarding the use of monies from the Coronavirus
71 State Fiscal Recovery Fund established by ARPA, and (b) the State



72 of Mississippi is required to repay the federal government for any
73 of those funds that the Office of the Inspector General determined
74 were expended or otherwise used improperly by the department or
75 recipient, then the department or recipient that expended or
76 otherwise used those funds improperly shall be required to pay the
77 amount of those funds to the State of Mississippi for repayment to
78 the federal government.

79 **SECTION 5.** The money herein appropriated shall be paid by
80 the State Treasurer out of any money in the State Treasury to the
81 credit of the proper fund or funds as set forth in this act, the
82 State Fiscal Officer may issue warrants up to one-third (1/3) of
83 the funds which shall be paid upon the passage of this act and the
84 remaining balance shall be paid upon the receipt of the
85 Coronavirus State Fiscal Recovery Funds from the federal
86 government; and the State Fiscal Officer shall issue his warrants
87 upon requisitions signed by the proper person, officer or
88 officers, in the manner provided by law.

89 **SECTION 6.** This act shall take effect and be in force from
90 and after its passage.

