

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

To: Appropriations

SENATE BILL NO. 3061

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION FROM THE
2 CORONAVIRUS STATE FISCAL RECOVERY FUND TO THE DEPARTMENT OF PUBLIC
3 SAFETY FOR THE PURPOSE OF PROVIDING DEATH BENEFITS TO THE
4 BENEFICIARIES OF LAW ENFORCEMENT OFFICERS AND FIREFIGHTERS THAT
5 HAVE DIED IN THE LINE OF DUTY DUE TO THE CORONAVIRUS.

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

7 **SECTION 1.** The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the
9 Coronavirus State Fiscal Recovery Fund not otherwise appropriated,
10 to the Department of Public Safety for the purpose described in
11 this section, for the period beginning July 1, 2021, and ending
12 June 30, 2022.....\$ 7,500,000.00.

13 This additional appropriation is for the purpose of paying
14 one-time death benefit payment of One Hundred Thousand Dollars
15 (\$100,000.00) in the same manner that the department provides
16 benefits under Section 45-2-1. This death benefit shall be paid
17 to the beneficiaries of law enforcement officers or firefighters,
18 including volunteer firefighters, when employed by an employer; it
19 does not include employees of independent contractors.



20 **SECTION 2.** Whenever used in this act, the following terms
21 beneficiary, law enforcement officer, firefighter, and employer
22 shall be defined as the same term set out in Section 45-2-1.

23 **SECTION 3.** (1) As used in this section and Section 4 of
24 this act, the term "department" means the Department of Public
25 Safety.

26 (2) The department shall not disburse any funds appropriated
27 under this act to any recipient without first: (a) making an
28 individualized determination that the reimbursement sought is, in
29 the department's independent judgment, for necessary expenditures
30 eligible under Section 602 of the federal Social Security Act as
31 added by Section 9901 of the federal American Rescue Plan Act of
32 2021 (ARPA) and its implementing guidelines, guidance, rules,
33 regulations and/or other criteria, as may be amended or
34 supplemented from time to time, by the United States Department of
35 the Treasury; and (b) determining that the recipient has not
36 received and will not receive reimbursement for the expense in
37 question from any source of funds, including insurance proceeds,
38 other than those funds provided under Section 602 of the federal
39 Social Security Act as added by Section 9901 of ARPA. In
40 addition, the department shall ensure that all funds appropriated
41 under this act are disbursed in compliance with the Single Audit
42 Act (31 USC Sections 7501-7507) and the related provisions of the
43 Uniform Guidance, 2 CFR Section 200.303 regarding internal
44 controls, Sections 200.330 through 200.332 regarding sub-recipient



45 monitoring and management, and subpart F regarding audit
46 requirements.

47 **SECTION 4.** (1) As a condition of receiving and expending
48 the funds appropriated to the department under this act, the
49 department shall certify to the Department of Finance and
50 Administration that each expenditure of the funds appropriated to
51 the department under this act complies with the guidelines,
52 guidance, rules, regulations and/or other criteria, as may be
53 amended from time to time, of the United States Department of the
54 Treasury regarding the use of monies from the Coronavirus State
55 Fiscal Recovery Fund established by ARPA.

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



70 department or recipient, then the department or recipient that
71 expended or otherwise used those funds improperly shall be
72 required to pay the amount of those funds to the State of
73 Mississippi for repayment to the federal government.

74 **SECTION 5.** The money herein appropriated shall be paid by
75 the State Treasurer out of any money in the State Treasury to the
76 credit of the proper fund or funds as set forth in this act, upon
77 warrants issued by the State Fiscal Officer, and the State Fiscal
78 Officer shall issue his warrants upon requisitions signed by the
79 proper person, officer or officers, in the manner provided by law.

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

