

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

To: Appropriations

SENATE BILL NO. 3064

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION FROM THE
2 "MISSISSIPPI ASSOCIATION OF INDEPENDENT COLLEGES AND UNIVERSITIES
3 (MAICU) GRANT PROGRAM FUND" TO THE DEPARTMENT OF FINANCE FOR THE
4 PURPOSE OF ADMINISTERING THE "MISSISSIPPI ASSOCIATION OF
5 INDEPENDENT COLLEGES AND UNIVERSITIES (MAICU) INFRASTRUCTURE GRANT
6 PROGRAM ACT OF 2022" WHICH PROVIDES REIMBURSABLE GRANTS TO
7 INDEPENDENT COLLEGES AND UNIVERSITIES FOR ALLOWABLE CAPITAL
8 PROJECTS UNDER THE AMERICAN RESCUE PLAN ACT; AND FOR RELATED
9 PURPOSES.

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

11 **SECTION 1.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money to the credit
13 of the "Mississippi Association of Independent Colleges and
14 Universities (MAICU) Grant Program Fund" to the Department of
15 Finance and Administration for the purposes described in this
16 section, for the period beginning on July 1, 2021, and ending June
17 30, 2022\$ 10,200,000.00.

18 This additional appropriation is for the purpose of
19 administering the "Mississippi Association of Independent Colleges
20 and Universities (MAICU) Infrastructure Grant Program Act of 2022"
21 established in Senate Bill No. 2724, 2022 Regular Session. This



22 program provides reimbursable grants to independent colleges and
23 universities for drinking water, wastewater, stormwater, and other
24 capital projects that are allowable under Section 9901 of the
25 American Rescue Plan Act of 2021 (ARPA) or any guidance or
26 regulation issued by the United States Department of the Treasury
27 in conformity therewith.

28 **SECTION 2.** For the purposes of this act, unless the context
29 requires "independent colleges and universities," shall mean:
30 Belhaven University, Blue Mountain College, Millsaps College,
31 Mississippi College, Rust College, Tougaloo College, and William
32 Carey University.

33 **SECTION 3.** Of the funds appropriated under the provisions of
34 Section 1 of this act, an amount not to exceed Two Hundred
35 Thousand Dollars (\$200,000.00) or so much thereof, shall be
36 provided to the Department of Finance and Administration for
37 administering the MAICU Infrastructure Grant Program Act of 2022.

38 **SECTION 4.** It is the intention of the Legislature that no
39 funds appropriated under this act shall be used to pay employee
40 premium payments.

41 **SECTION 5.** (1) As used in this section and Section 6 of
42 this act, the term "department" means the Department of Finance
43 and Administration.

44 (2) The department shall not disburse any funds appropriated
45 under this act to any recipient without first: (a) making an
46 individualized determination that the reimbursement sought is, in



47 the department's independent judgment, for necessary expenditures
48 eligible under Section 602 of the federal Social Security Act as
49 added by Section 9901 of the federal American Rescue Plan Act of
50 2021 (ARPA) and its implementing guidelines, guidance, rules,
51 regulations and/or other criteria, as may be amended or
52 supplemented from time to time, by the United States Department of
53 the Treasury; and (b) determining that the recipient has not
54 received and will not receive reimbursement for the expense in
55 question from any source of funds, including insurance proceeds,
56 other than those funds provided under Section 602 of the federal
57 Social Security Act as added by Section 9901 of ARPA. In
58 addition, the department shall ensure that all funds appropriated
59 under this act are disbursed in compliance with the Single Audit
60 Act (31 USC Sections 7501-7507) and the related provisions of the
61 Uniform Guidance, 2 CFR Section 200.303 regarding internal
62 controls, Sections 200.330 through 200.332 regarding sub-recipient
63 monitoring and management, and subpart F regarding audit
64 requirements.

65 **SECTION 6.** (1) As a condition of receiving and expending
66 the funds granted to each entity listed in Section 2 under this
67 act, each entity shall certify to the Department of Finance and
68 Administration that each expenditure of the funds appropriated to
69 the department and granted to them under this act complies with
70 the guidelines, guidance, rules, regulations and/or other
71 criteria, as may be amended from time to time, of the United



72 States Department of the Treasury regarding the use of monies from
73 the Coronavirus State Fiscal Recovery Fund established by ARPA.

74 (2) If the Office of Inspector General of the United States
75 Department of the Treasury, or the Office of Inspector General of
76 any other federal agency having oversight over the use of monies
77 from the Coronavirus State Fiscal Recovery Fund established by
78 ARPA (a) determines that the department or recipient has expended
79 or otherwise used any of the funds appropriated to the department
80 under this act for any purpose that is not in compliance with the
81 guidelines, guidance, rules, regulations and/or other criteria, as
82 may be amended from time to time, of the United States Department
83 of the Treasury regarding the use of monies from the Coronavirus
84 State Fiscal Recovery Fund established by ARPA, and (b) the State
85 of Mississippi is required to repay the federal government for any
86 of those funds that the Office of the Inspector General determined
87 were expended or otherwise used improperly by the department or
88 recipient, then the department or recipient that expended or
89 otherwise used those funds improperly shall be required to pay the
90 amount of those funds to the State of Mississippi for repayment to
91 the federal government.

92 **SECTION 7.** The money appropriated by this act shall be paid
93 by the State Treasurer out of any money in the Coronavirus State
94 Fiscal Recovery Fund not otherwise appropriated, upon warrants
95 issued by the State Fiscal Officer; and the State Fiscal Officer



96 shall issue his or her warrants upon requisitions signed by the
97 proper person, officer or officers in the manner provided by law.

98 **SECTION 8.** This act shall take effect and be in force from
99 and after its passage.

