

Senate Amendments to House Bill No. 1522

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

7 **SECTION 1.** The following sum, or so much of it as may be
8 necessary, is appropriated out of any money in the Coronavirus
9 State Fiscal Recovery Fund not otherwise appropriated, to the
10 Mississippi Community College Board for the purpose of providing
11 funding for the Community and Junior College Nursing Supplemental
12 Funding Program established in House Bill No. 1006, 2022 Regular
13 Session, for the fiscal year beginning July 1, 2022, and ending
14 June 30, 2023.....\$ 0.00.

15 **SECTION 2.** (1) As used in this section and Section 3 of
16 this act, the term "board" means the Mississippi Community College
17 Board.

18 (2) The board shall not disburse any funds appropriated
19 under this act to any recipient without first: (a) making an
20 individualized determination that the reimbursement sought is, in
21 the board's independent judgment, for necessary expenditures
22 eligible under Section 602 of the federal Social Security Act as
23 added by Section 9901 of the federal American Rescue Plan Act of

24 2021 (ARPA) and its implementing guidelines, guidance, rules,
25 regulations and/or other criteria, as may be amended or
26 supplemented from time to time, by the United States Department of
27 the Treasury; and (b) determining that the recipient has not
28 received and will not receive reimbursement for the expense in
29 question from any source of funds, including insurance proceeds,
30 other than those funds provided under Section 602 of the federal
31 Social Security Act as added by Section 9901 of ARPA. In
32 addition, the board shall ensure that all funds appropriated under
33 this act are disbursed in compliance with the Single Audit Act (31
34 USC Sections 7501-7507) and the related provisions of the Uniform
35 Guidance, 2 CFR Section 200.303 regarding internal controls,
36 Sections 200.330 through 200.332 regarding sub-recipient
37 monitoring and management, and subpart F regarding audit
38 requirements.

39 **SECTION 3.** (1) As a condition of receiving and expending
40 the funds appropriated to the board under this act, the board
41 shall certify to the Department of Finance and Administration that
42 each expenditure of the funds appropriated to the board under this
43 act complies with the guidelines, guidance, rules, regulations
44 and/or other criteria, as may be amended from time to time, of the
45 United States Department of the Treasury regarding the use of
46 monies from the Coronavirus State Fiscal Recovery Fund established
47 by ARPA.

48 (2) If the Office of Inspector General of the United States
49 Department of the Treasury, or the Office of Inspector General of

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

66 **SECTION 4.** The money appropriated by this act shall be paid
67 by the State Treasurer out of any money in the Coronavirus State
68 Fiscal Recovery Fund not otherwise appropriated, upon warrants
69 issued by the State Fiscal Officer; and the State Fiscal Officer
70 shall issue his or her warrants upon requisitions signed by the
71 proper person, officer or officers in the manner provided by law.

72 **SECTION 5.** This act shall take effect and be in force from
73 and after July 1, 2022, and shall stand repealed on June 30, 2022.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION TO THE MISSISSIPPI COMMUNITY
2 COLLEGE BOARD FOR THE PURPOSE OF PROVIDING FUNDING FOR THE
3 COMMUNITY AND JUNIOR COLLEGE NURSING SUPPLEMENTAL FUNDING PROGRAM
4 ESTABLISHED IN HOUSE BILL NO. 1006, 2022 REGULAR SESSION, FOR THE
5 FISCAL YEAR 2023.

SS26\HB1522A.1J

Eugene S. Clarke
Secretary of the Senate