

Senate Amendments to House Bill No. 1542

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:

8 **SECTION 1.** The following sum, or so much of it as may be
9 necessary, is appropriated out of any money in the Mississippi Law
10 Enforcement and Fire Fighters Premium Pay Fund not otherwise
11 appropriated, to the Department of Public Safety for the purpose
12 of providing funds to law enforcement officers and fire fighters
13 as premium pay for their heightened risk during the ongoing
14 federal COVID-19 public health emergency, and reimbursing counties
15 and municipalities that have already paid premium pay to their law
16 enforcement officers and firefighters as provided in House Bill
17 No. 1427, 2022 Regular Session, for the period beginning July 1,
18 2021, and ending June 30, 2022.....\$ 15,000,000.00.

19 **SECTION 2.** (1) As used in this section and Section 3 of
20 this act, the term "department" means the Department of Public
21 Safety.

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

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

43 **SECTION 3.** (1) As a condition of receiving and expending
44 the funds appropriated to the department under this act, the
45 department shall certify to the Department of Finance and
46 Administration that each expenditure of the funds appropriated to
47 the department under this act complies with the guidelines,
48 guidance, rules, regulations and/or other criteria, as may be
49 amended from time to time, of the United States Department of the

50 Treasury regarding the use of monies from the Coronavirus State
51 Fiscal Recovery Fund established by ARPA.

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

70 **SECTION 4.** The money appropriated by this act shall be paid
71 by the State Treasurer out of any money in the Mississippi Law
72 Enforcement and Fire Fighters Premium Pay Fund not otherwise
73 appropriated, upon warrants issued by the State Fiscal Officer;
74 and the State Fiscal Officer shall issue his or her warrants upon

75 requisitions signed by the proper person, officer or officers in
76 the manner provided by law.

77 **SECTION 5.** This act shall take effect and be in force from
78 and after July 1, 2022, and shall stand repealed on June 29, 2022.

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

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION TO THE DEPARTMENT
2 OF PUBLIC SAFETY FOR THE PURPOSE OF PROVIDING FUNDS TO LAW
3 ENFORCEMENT OFFICERS AND FIREFIGHTERS AS PREMIUM PAY FOR THEIR
4 HEIGHTENED RISK DURING THE ONGOING FEDERAL COVID-19 PUBLIC HEALTH
5 EMERGENCY, AS PROVIDED IN HOUSE BILL NO. 1427, 2022 REGULAR
6 SESSION, FOR THE FISCAL YEAR 2022.

SS26\HB1542A.J

Eugene S. Clarke
Secretary of the Senate