

**Senate Amendments to House Bill No. 1665**

**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 thereof as may be  
8 necessary, is hereby appropriated out of any money to the credit  
9 of the Coronavirus State Fiscal Recovery Fund to the Department of  
10 Finance and Administration Bureau of Building, Grounds, and Real  
11 Property Management for the purposes described in this section,  
12 for the period beginning on July 1, 2021, and ending June 30,  
13 2022.....\$ 366,900,000.00.

14           This additional appropriation under this section is for the  
15 purpose of completing capital projects at state-owned buildings or  
16 grounds that are allowable under Section 9901 of the American  
17 Rescue Plan Act of 2021 (ARPA) or any guidance or regulation  
18 issued by the United States Department of the Treasury in  
19 conformity therewith.

20           **SECTION 2.** "Capital projects" for the purpose of this act  
21 shall mean the following:

22           (a) Eligible projects under the Environmental Protection  
23 Agency's Clean Water State Revolving Fund (CWSRF) or Drinking

24 Water State Revolving Fund (DWSRF), lead remediation, and  
25 stormwater infrastructure;

26 (b) Prevention, mitigation, or other services in congregate  
27 living facilities and other key settings;

28 (c) Ventilation system installation and improvements;

29 (d) Capital investments in public facilities to implement  
30 COVID-19 mitigation tactics;

31 (e) Improvements to state parks due to increased use;

32 (f) Any other eligible project through ARPA guidelines,  
33 guidance, rules, regulations and/or other criteria, as may be  
34 amended from time to time, of the United States Department of the  
35 Treasury excluding broadband infrastructure.

36 **SECTION 3.** It is the intention of the Legislature that the  
37 Department of Finance and Administration Bureau of Building,  
38 Grounds, and Real Property Management prioritize necessary  
39 investment in drinking water, wastewater, and stormwater  
40 infrastructure when determining projects unless the entity  
41 operates a congregate living facility or the purpose is expressly  
42 stated in this act.

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

46 **SECTION 5.** Of the funds appropriated under the provisions of  
47 Section 1 of this act, Two Hundred Fifty-six Million Six Hundred  
48 Fifty Thousand Dollars (\$256,650,000.00) or so much thereof, shall  
49 be provided for capital projects at state-owned buildings or

50 grounds occupied by the following state agencies or for the  
51 following purposes as cited herein:

52 (a) Any state-owned building as deemed  
53 necessary by the Department of Finance and  
54 Administration Bureau of Building, Grounds  
55 and Real Property Management.....\$ 26,500,000.00

56 (b) The Department of Corrections.....\$ 80,000,000.00

57 (c) The Department of Mental Health.....\$ 65,000,000.00

58 (d) The Department of Human Services  
59 Oakley Youth Development Center.....\$ 5,150,000.00

60 (e) State Department of Health for  
61 necessary capital investment to assist  
62 in responding to the public health emergency.....\$ 24,250,000.00

63 (f) The State Fire Academy.....\$ 750,000.00

64 (g) To the entity that oversees the  
65 operations of state parks for the purpose of  
66 eligible water, wastewater, and stormwater  
67 projects.....\$ 22,500,000.00

68 (h) To the entity that oversees the  
69 operations of state parks for the purpose of  
70 improvements to state parks due to increased use  
71 and to promote tourism.....\$ 32,500,000.00

72 **SECTION 6.** Of the funds appropriated under the provisions of  
73 Section 1 of this act, Seventy-seven Million Five Hundred Thousand  
74 Dollars (\$77,500,000.00) or so much thereof, shall be provided for

75 capital projects at state-owned buildings or grounds occupied by  
76 the following Universities:

- 77 (a) Alcorn State University including  
78 Alcorn State University Agricultural Research,  
79 Extension, and Land-Grant Programs.....\$ 7,500,000.00
- 80 (b) Delta State University.....\$ 8,000,000.00
- 81 (c) Center for Education and Research.....\$ 2,000,000.00
- 82 (d) Jackson State University.....\$ 10,250,000.00
- 83 (e) Mississippi State University (MSU)  
84 including Mississippi Agricultural and Forestry  
85 Experiment Station, Mississippi Cooperative  
86 Extension Service, Forest and Wildlife Research  
87 Center, and College of Veterinary Medicine at  
88 MSU.....\$ 12,100,000.00
- 89 (f) Mississippi University for Women.....\$ 7,300,000.00
- 90 (g) Mississippi Valley State University.....\$ 9,500,000.00
- 91 (h) University of Mississippi.....\$ 5,850,000.00
- 92 (i) University of Southern Mississippi  
93 including the Gulf Park Campus.....\$ 5,500,000.00
- 94 (j) University of Mississippi Medical  
95 Center.....\$ 9,500,000.00

96 **SECTION 7.** Of the funds appropriated under the provisions of  
97 Section 1 of this act, Thirty-two Million Seven Hundred Fifty  
98 Thousand Dollars (\$32,750,000.00) or so much thereof, shall be  
99 provided for capital projects at state-owned buildings or grounds  
100 occupied by the following Community Colleges:

101	(a)	Coahoma Community College.....	\$ 2,500,000.00
102	(b)	Copiah-Lincoln Community College.....	\$ 2,500,000.00
103	(c)	East Central Community College.....	\$ 1,000,000.00
104	(d)	East Mississippi Community College.....	\$ 1,000,000.00
105	(e)	Hinds Community College.....	\$ 3,650,000.00
106	(f)	Holmes Community College.....	\$ 1,000,000.00
107	(g)	Itawamba Community College.....	\$ 1,000,000.00
108	(h)	Jones Community College.....	\$ 2,750,000.00
109	(i)	Meridian Community College.....	\$ 1,000,000.00
110	(j)	Mississippi Delta Community College.....	\$ 3,750,000.00
111	(k)	Mississippi Gulf Coast Community	
112		College.....	\$ 3,400,000.00
113	(l)	Northeast Mississippi Community	
114		College.....	\$ 3,250,000.00
115	(m)	Northwest Mississippi Community	
116		College.....	\$ 2,700,000.00
117	(n)	Pearl River Community College.....	\$ 1,250,000.00
118	(o)	Southwest Mississippi Community	
119		College.....	\$ 2,000,000.00

120           **SECTION 8.** (1) As used in this section and Section 9 of  
121 this act, the term "department" means the Department of Finance  
122 and Administration Bureau of Building, Grounds, and Real Property  
123 Management.

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

127 the department's independent judgment, for necessary expenditures  
128 eligible under Section 602 of the federal Social Security Act as  
129 added by Section 9901 of the federal American Rescue Plan Act of  
130 2021 (ARPA) and its implementing guidelines, guidance, rules,  
131 regulations and/or other criteria, as may be amended or  
132 supplemented from time to time, by the United States Department of  
133 the Treasury; and (b) determining that the recipient has not  
134 received and will not receive reimbursement for the expense in  
135 question from any source of funds, including insurance proceeds,  
136 other than those funds provided under Section 602 of the federal  
137 Social Security Act as added by Section 9901 of ARPA. In  
138 addition, the department shall ensure that all funds appropriated  
139 under this act are disbursed in compliance with the Single Audit  
140 Act (31 USC Sections 7501-7507) and the related provisions of the  
141 Uniform Guidance, 2 CFR Section 200.303 regarding internal  
142 controls, Sections 200.330 through 200.332 regarding sub-recipient  
143 monitoring and management, and subpart F regarding audit  
144 requirements.

145       **SECTION 9.** (1) As a condition of receiving and expending  
146 the funds appropriated to each entity listed in Sections 5, 6, and  
147 7 under this act, each entity shall certify to the Department of  
148 Finance and Administration that each expenditure of the funds  
149 appropriated to the department under this act complies with the  
150 guidelines, guidance, rules, regulations and/or other criteria, as  
151 may be amended from time to time, of the United States Department

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

154 (2) If the Office of Inspector General of the United States  
155 Department of the Treasury, or the Office of Inspector General of  
156 any other federal agency having oversight over the use of monies  
157 from the Coronavirus State Fiscal Recovery Fund established by  
158 ARPA (a) determines that the department or recipient has expended  
159 or otherwise used any of the funds appropriated to the department  
160 under this act for any purpose that is not in compliance with the  
161 guidelines, guidance, rules, regulations and/or other criteria, as  
162 may be amended from time to time, of the United States Department  
163 of the Treasury regarding the use of monies from the Coronavirus  
164 State Fiscal Recovery Fund established by ARPA, and (b) the State  
165 of Mississippi is required to repay the federal government for any  
166 of those funds that the Office of the Inspector General determined  
167 were expended or otherwise used improperly by the department or  
168 recipient, then the department or recipient that expended or  
169 otherwise used those funds improperly shall be required to pay the  
170 amount of those funds to the State of Mississippi for repayment to  
171 the federal government.

172 **SECTION 10.** The department shall submit to the Joint  
173 Legislative Budget Committee by October 1 of each year an annual  
174 report. The reports shall contain a listing of the projects  
175 intended to be funded through this appropriation, the amount of  
176 funds allocated toward each project, the amount of funds expended  
177 on each project, and the status of each project.

178           **SECTION 11.** The money herein appropriated shall be paid by  
179 the State Treasurer out of any money in the State Treasury to the  
180 credit of the proper fund or funds as set forth in this act, the  
181 State Fiscal Officer may issue warrants up to one-half (1/2) of  
182 the funds which shall be paid upon the passage of this act and the  
183 remaining balance shall be paid upon the receipt of the  
184 Coronavirus State Fiscal Recovery Funds from the federal  
185 government; and the State Fiscal Officer shall issue his warrants  
186 upon requisitions signed by the proper person, officer or  
187 officers, in the manner provided by law.

188           **SECTION 12.** This act shall take effect and be in force from  
189 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 ADDITIONAL APPROPRIATION FROM THE  
2 CORONAVIRUS STATE FISCAL RECOVERY FUND TO THE DEPARTMENT OF  
3 FINANCE AND ADMINISTRATION BUREAU OF BUILDING, GROUNDS, AND REAL  
4 PROPERTY MANAGEMENT FOR ALLOWABLE CAPITAL PROJECTS UNDER THE  
5 AMERICAN RESCUE PLAN ACT; AND FOR RELATED PURPOSES.

SS08\HB1665A.J

Eugene S. Clarke  
Secretary of the Senate