MISSISSIPPI LEGISLATURE   REGULAR SESSION 2023

By: Representatives Hines, Bailey, Harness,   To: Appropriations
Osborne, Paden, Johnson, Hulum, Anderson
(110th), Banks, Bell (65th), Blackmon, Brown
(70th), Clark, Clarke, Crudup, Denton,
Faulkner, Gibbs, Holloway, McCray, Miles,
Porter, Rosebud, Sanders, Straughter, Summers, Taylor, Thompson,
Walker, Watson, Young

HOUSE BILL NO. 524

1   AN ACT MAKING AN APPROPRIATION FROM SEVERAL SPECIAL FUNDS TO
2   THE DEPARTMENT OF FINANCE AND ADMINISTRATION FOR THE PURPOSE OF
3   MAKING GRANTS UNDER THE MISSISSIPPI HOSPITAL RECOVERY TRUST
4   PROGRAM CREATED BY HOUSE BILL NO. 525, 2023 REGULAR SESSION, FOR
5   THE PERIOD BEGINNING UPON THE PASSAGE OF THIS ACT AND ENDING JUNE
6   30, 2024.

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

8   **SECTION 1.** The following sum, or so much of it as may be

9   necessary, is appropriated out of any money in the Health Care

10 Expendable Fund not otherwise appropriated, to the Department of

11 Finance and Administration for the purpose of making grants under

12 the Mississippi Hospital Recovery Trust Program created by House

13 Bill No. 525, 2023 Regular Session, for the period beginning upon

14 the passage of this act and ending June 30, 2024..................

15 ....$ 13,000,000.00.

16   **SECTION 2.** The following sum, or so much of it as may be

17 necessary, is appropriated out of any money in the State BP

18 Settlement Fund not otherwise appropriated, to the Department of

19 Finance and Administration for the purpose of making grants under

20 the Mississippi Hospital Recovery Trust Program created by House

21 Bill No. 525, 2023 Regular Session, for the period beginning upon

22 the passage of this act and ending June 30, 2024.................

23 ....$ 2,000,000.00.

24   **SECTION 3.** The following sum, or so much of it as may be

25 necessary, is appropriated out of any money in the Coronavirus

26 State Fiscal Recovery Fund not otherwise appropriated, to the

27 Department of Finance and Administration for the purpose of making

28 grants under the Mississippi Hospital Recovery Trust Program

29 created by House Bill No. 525, 2023 Regular Session, for the

30 period beginning upon the passage of this act and ending June 30,

31 2024..$ 135,000,000.00.

32   **SECTION 4.** (1) As used in this section and Section 5 of

33 this act, the term "department" means the Department of Finance

34 and Administration.

35   (2) The department shall not disburse any funds appropriated

36 under Section 3 of this act to any recipient without first: (a)

37 making an individualized determination that the expenditure sought

38 is, in the department's independent judgment, for necessary

39 expenditures eligible under Section 602 of the federal Social

40 Security Act as added by Section 9901 of the federal American

41 Rescue Plan Act of 2021 (ARPA) and its implementing guidelines,

42 guidance, rules, regulations and/or other criteria, as may be

43 amended or supplemented from time to time, by the United States

44 Department of the Treasury; and (b) determining that the recipient

45 has not received and will not receive reimbursement for the

46 expense in question from any source of funds, including insurance
47 proceeds, other than those funds provided under Section 602 of the
48 federal Social Security Act as added by Section 9901 of ARPA. In
49 addition, the department shall ensure that all funds appropriated
50 under this act are disbursed in compliance with the Single Audit
51 Act (31 USC Sections 7501-7507) and the related provisions of the
52 Uniform Guidance, 2 CFR Section 200.303 regarding internal
53 controls, Sections 200.330 through 200.332 regarding sub-recipient
54 monitoring and management, and subpart F regarding audit
55 requirements.

56   **SECTION 5.** (1) As a condition of receiving and expending
57 the funds appropriated to the department under Section 3 of this
58 act, the department shall certify to the Department of Finance and
59 Administration that each expenditure of the funds appropriated to
60 the department under Section 3 of this act complies with the
61 guidelines, guidance, rules, regulations and/or other criteria, as
62 may be amended from time to time, of the United States Department
63 of the Treasury regarding the use of monies from the Coronavirus
64 State Fiscal Recovery Fund established by ARPA.

65   (2) If the Office of Inspector General of the United States
66 Department of the Treasury, or the Office of Inspector General of
67 any other federal agency having oversight over the use of monies
68 from the Coronavirus State Fiscal Recovery Fund established by
69 ARPA (a) determines that the department or recipient has expended
70 or otherwise used any of the funds appropriated to the department

71 under Section 3 of this act for any purpose that is not in

72 compliance with the guidelines, guidance, rules, regulations

73 and/or other criteria, as may be amended from time to time, of the

74 United States Department of the Treasury regarding the use of

75 monies from the Coronavirus State Fiscal Recovery Fund established

76 by ARPA, and (b) the State of Mississippi is required to repay the

77 federal government for any of those funds that the Office of the

78 Inspector General determined were expended or otherwise used

79 improperly by the department or recipient, then the department or

80 recipient that expended or otherwise used those funds improperly

81 shall be required to pay the amount of those funds to the State of

82 Mississippi for repayment to the federal government.

83   **SECTION 6.** The money appropriated by this act shall be paid

84 by the State Treasurer out of any money in the State Treasury to

85 the credit of the proper fund or funds as set forth in this act,

86 upon warrants issued by the State Fiscal Officer; and the State

87 Fiscal Officer shall issue his or her warrants upon requisitions

88 signed by the proper person, officer or officers in the manner

89 provided by law.

90   **SECTION 7.** This act shall take effect and be in force from

91 and after its passage.