

By: Senator(s) Hopson

To: Appropriations

SENATE BILL NO. 3052
(As Sent to Governor)

1 AN ACT MAKING A REAPPROPRIATION TO CERTAIN AGENCIES TO
2 REAUTHORIZE THE EXPENDITURE OF CORONAVIRUS STATE FISCAL RECOVERY
3 FUNDS PREVIOUSLY APPROPRIATED FOR CERTAIN PROJECTS FOR FISCAL YEAR
4 2024.

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

6 **SECTION 1.** The following sum, or so much of it as may be
7 necessary, is reappropriated out of any money in the Coronavirus
8 State Fiscal Recovery Fund not otherwise appropriated, to the
9 Office of Workforce Development, with the Department of Employment
10 Security serving as the fiscal agent, as authorized in House Bill
11 No. 1517, 2022 Regular Session, for the fiscal year beginning July
12 1, 2023, and ending June 30, 2024.....\$ 58,693,659.00.

13 Notwithstanding the amount reappropriated under this section,
14 the amount that may be expended under the authority of this
15 section shall not exceed the unexpended balance of the funds
16 remaining as of June 30, 2023, from the amount authorized for the
17 previous fiscal year. In addition, this reappropriation is made
18 for the purposes authorized in House Bill No. 1517, 2022 Regular
19 Session, and is subject to the same conditions therein.



20 **SECTION 2.** The following sum, or so much of it as may be
21 necessary, is reappropriated out of any money in the Coronavirus
22 State Fiscal Recovery Fund not otherwise appropriated, to the
23 Mississippi Emergency Management Agency, as authorized in Senate
24 Bill No. 3018, 2022 Regular Session, for the purpose of defraying
25 eligible expenses in connection with the Coronavirus Disease 2019
26 (COVID-19) as allowable under Section 9901 of the American Rescue
27 Plan Act of 2021 (ARPA) or any guidance or regulation issued by
28 the United States Department of the Treasury in conformity
29 therewith, for the fiscal year beginning July 1, 2023, and ending
30 June 30, 2024.....\$ 2,582,029.00.

31 Notwithstanding the amount reappropriated under this section,
32 the amount that may be expended under the authority of this
33 section shall not exceed the unexpended balance of the funds
34 remaining as of June 30, 2023, from the amount authorized for the
35 previous fiscal year. In addition, this reappropriation is made
36 for the purposes authorized in Senate Bill No. 3018, 2022 Regular
37 Session, and is subject to the same conditions therein.

38 **SECTION 3.** The following sum, or so much of it as may be
39 necessary, is reappropriated out of any money in the Coronavirus
40 State Fiscal Recovery Fund not otherwise appropriated, to the
41 Department of Environmental Quality, as authorized in Senate Bill
42 No. 3056, 2022 Regular Session, for the purpose of administering
43 the Mississippi Municipality and County Water Infrastructure
44 (MCWI) Grant Program established in Senate Bill No. 2822, 2022



45 Regular Session, for the fiscal year beginning July 1, 2023, and
46 ending June 30, 2024..... \$ 445,000,000.00.

47 Notwithstanding the amount reappropriated under this section,
48 the amount that may be expended under the authority of this
49 section shall not exceed the unexpended balance of the funds
50 remaining as of June 30, 2023, from the amount authorized for the
51 previous fiscal year. In addition, this reappropriation is made
52 for the purposes authorized in Senate Bill No. 3056, 2022 Regular
53 Session, and is subject to the same conditions therein.

54 **SECTION 4.** The following sum, or so much of it as may be
55 necessary, is reappropriated out of any money in the Coronavirus
56 State Fiscal Recovery Fund not otherwise appropriated, to the
57 Department of Finance and Administration, as authorized in House
58 Bill No. 1518, 2022 Regular Session, for the purpose of providing
59 funds to destination marketing organizations to assist in paying
60 costs of certain marketing activities and providing funds to
61 Mississippi Main Street Association, as provided in House Bill No.
62 453, 2022 Regular Session, for the fiscal year beginning July 1,
63 2023, and ending June 30, 2024..... \$ 8,705,225.00.

64 Notwithstanding the amount reappropriated under this section,
65 the amount that may be expended under the authority of this
66 section shall not exceed the unexpended balance of the funds
67 remaining as of June 30, 2023, from the amount authorized for the
68 previous fiscal year. In addition, this reappropriation is made



69 for the purposes authorized in House Bill No. 1518, 2022 Regular
70 Session, and is subject to the same conditions therein.

71 **SECTION 5.** The following sum, or so much of it as may be
72 necessary, is reappropriated out of any money in the Mississippi
73 Association of Independent Colleges and Universities (MAICU) Grant
74 Program Fund not otherwise appropriated, to the Department of
75 Finance and Administration, as authorized in Senate Bill No. 3064,
76 2022 Regular Session, for the purpose of funding the MAICU Grant
77 Program established in Senate Bill No. 2700, 2022 Regular Session,
78 for the fiscal year beginning July 1, 2023, and ending
79 June 30, 2024..... \$ 10,000,000.00.

80 Notwithstanding the amount reappropriated under this section,
81 the amount that may be expended under the authority of this
82 section shall not exceed the unexpended balance of the funds
83 remaining as of June 30, 2023, from the amount authorized for the
84 previous fiscal year. In addition, this reappropriation is made
85 for the purposes authorized in Senate Bill No. 3064, 2022 Regular
86 Session, and is subject to the same conditions therein.

87 **SECTION 6.** The following sum, or so much of it as may be
88 necessary, is reappropriated out of any money in the Coronavirus
89 State Fiscal Recovery Fund not otherwise appropriated, to the
90 Department of Finance and Administration, as authorized in Senate
91 Bill No. 3064, 2022 Regular Session, for the purpose of funding
92 the Independent Schools Infrastructure Grant Program established



93 in Senate Bill No. 2780, 2022 Regular Session, for the fiscal year
94 beginning July 1, 2023, and ending
95 June 30, 2024.....\$ 10,000,000.00.

96 Notwithstanding the amount reappropriated under this section,
97 the amount that may be expended under the authority of this
98 section as of June 30, 2023, shall not exceed the unexpended
99 balance of the funds remaining from the amount authorized for the
100 previous fiscal year. In addition, this reappropriation is made
101 for the purposes authorized in Senate Bill No. 3064, 2022 Regular
102 Session, and is subject to the same conditions therein.

103 **SECTION 7.** The following sum, or so much of it as may be
104 necessary, is reappropriated out of any money in the Coronavirus
105 State Fiscal Recovery Fund not otherwise appropriated, to the
106 Department of Finance and Administration Bureau of Building,
107 Grounds, and Real Property Management, as authorized in Senate
108 Bill No. 3062, 2022 Regular Session, for the purpose of completing
109 capital projects at state-owned buildings or grounds that are
110 allowable under Section 9901 of the American Rescue Plan Act of
111 2021 (ARPA) or any guidance or regulation issued by the United
112 States Department of the Treasury in conformity therewith, for the
113 fiscal year beginning July 1, 2023, and ending
114 June 30, 2024..... \$ 216,813,639.00.

115 Notwithstanding the amount reappropriated under this section,
116 the amount that may be expended under the authority of this
117 section shall not exceed the unexpended balance of the funds



118 remaining as of June 30, 2023, from the amount authorized for the
119 previous fiscal year. In addition, this reappropriation is made
120 for the purposes authorized in Senate Bill No. 3062, 2022 Regular
121 Session, and is subject to the same conditions therein.

122 **SECTION 8.** The following sum, or so much of it as may be
123 necessary, is reappropriated out of any money in the Coronavirus
124 State Fiscal Recovery Fund not otherwise appropriated, to the
125 State Department of Health, as authorized in House Bill No. 1614,
126 2022 Regular Session, for the purpose of operational expenditures
127 needed to respond to the COVID-19 pandemic as allowable under
128 Section 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
129 guidance or regulation issued by the United States Department of
130 the Treasury in conformity therewith, for the fiscal year
131 beginning July 1, 2023, and ending
132 June 30, 2024.....\$ 2,500,000.00.

133 Notwithstanding the amount reappropriated under this section,
134 the amount that may be expended under the authority of this
135 section shall not exceed the unexpended balance of the funds
136 remaining as of June 30, 2023, from the amount authorized for the
137 previous fiscal year. In addition, this reappropriation is made
138 for the purposes authorized in House Bill No. 1614, 2022 Regular
139 Session, and is subject to the same conditions therein.

140 **SECTION 9.** The following sum, or so much of it as may be
141 necessary, is reappropriated out of any money in the Coronavirus
142 State Fiscal Recovery Fund not otherwise appropriated, to the



143 State Department of Health, as authorized in Senate Bill No. 3060,
144 2022 Regular Session, for the purpose of funding the Covid-19
145 Hospital Expanded Capacity Program established in Senate Bill No.
146 2820, 2022 Regular Session, for the fiscal year beginning July 1,
147 2023, and ending June 30, 2024.....\$ 12,000,000.00.

148 Notwithstanding the amount reappropriated under this section,
149 the amount that may be expended under the authority of this
150 section shall not exceed the unexpended balance of the funds
151 remaining as of June 30, 2023, from the amount authorized for the
152 previous fiscal year. In addition, this reappropriation is made
153 for the purposes authorized in Senate Bill No. 3060, 2022 Regular
154 Session, and is subject to the same conditions therein.

155 **SECTION 10.** The following sum, or so much of it as may be
156 necessary, is reappropriated out of any money in the Coronavirus
157 State Fiscal Recovery Fund not otherwise appropriated, to the
158 State Department of Health, as authorized in Senate Bill No. 3060,
159 2022 Regular Session, for the purpose of funding the COVID-19
160 Mississippi Local Provider Innovation Grant Program established in
161 Senate Bill No. 2820, 2022 Regular Session, for the fiscal year
162 beginning July 1, 2023, and ending
163 June 30, 2024.....\$ 25,000,000.00.

164 Notwithstanding the amount reappropriated under this section,
165 the amount that may be expended under the authority of this
166 section shall not exceed the unexpended balance of the funds
167 remaining as of June 30, 2023, from the amount authorized for the



168 previous fiscal year. In addition, this reappropriation is made
169 for the purposes authorized in Senate Bill No. 3060, 2022 Regular
170 Session, and is subject to the same conditions therein.

171 **SECTION 11.** The following sum, or so much of it as may be
172 necessary, is reappropriated out of any money in the Coronavirus
173 State Fiscal Recovery Fund not otherwise appropriated, to the
174 State Department of Health, as authorized in House Bill No. 1538,
175 2022 Regular Session, for the purpose of funding the ARPA Rural
176 Water Associations Infrastructure Grant Program established under
177 House Bill No. 1421, 2022 Regular Session, for the fiscal year
178 beginning July 1, 2023, and ending
179 June 30, 2024.....\$ 300,000,000.00.

180 Notwithstanding the amount reappropriated under this section,
181 the amount that may be expended under the authority of this
182 section shall not exceed the unexpended balance of the funds
183 remaining as of June 30, 2023, from the amount authorized for the
184 previous fiscal year. In addition, this reappropriation is made
185 for the purposes authorized in House Bill No. 1538, 2022 Regular
186 Session, and is subject to the same conditions therein.

187 **SECTION 12.** The following sum, or so much of it as may be
188 necessary, is reappropriated out of any money in the Coronavirus
189 State Fiscal Recovery Fund not otherwise appropriated, to the
190 Department of Child Protection Services, as authorized in House
191 Bill No. 1611, 2022 Regular Session, for the purpose of defraying
192 eligible operational expenses as allowable under Section 9901 of



193 the American Rescue Plan Act of 2021 (ARPA) or any guidance or
194 regulation issued by the United States Department of the Treasury
195 in conformity therewith, for the fiscal year beginning July 1,
196 2023, and ending June 30, 2024.....\$ 57,600,000.00.

197 Notwithstanding the amount reappropriated under this section,
198 the amount that may be expended under the authority of this
199 section shall not exceed the unexpended balance of the funds
200 remaining as of June 30, 2023, from the amount authorized for the
201 previous fiscal year. In addition, this reappropriation is made
202 for the purposes authorized in House Bill No. 1611, 2022 Regular
203 Session, and is subject to the same conditions therein.

204 **SECTION 13.** The following sum, or so much of it as may be
205 necessary, is reappropriated out of any money in the Coronavirus
206 State Fiscal Recovery Lost Revenue Fund not otherwise
207 appropriated, to the University of Mississippi Medical Center, as
208 authorized in Senate Bill No. 3010, 2022 Regular Session, for the
209 purpose of constructing a new nursing school at the University of
210 Mississippi Medical Center as allowable under Section 9901 of the
211 American Rescue Plan Act of 2021 (ARPA) or any guidance or
212 regulation issued by the United States Department of the Treasury
213 in conformity therewith, for the fiscal year beginning July 1,
214 2023, and ending June 30, 2024.....\$ 55,000,000.00.

215 Notwithstanding the amount reappropriated under this section,
216 the amount that may be expended under the authority of this
217 section shall not exceed the unexpended balance of the funds



218 remaining as of June 30, 2023, from the amount authorized for the
219 previous fiscal year. In addition, this reappropriation is made
220 for the purposes authorized in Senate Bill No. 3010, 2022 Regular
221 Session, and is subject to the same conditions therein.

222 **SECTION 14.** The following sum, or so much of it as may be
223 necessary, is reappropriated out of any money in the Coronavirus
224 State Fiscal Recovery Fund not otherwise appropriated, to the
225 Department of Mental Health, as authorized in Senate Bill No.
226 2865, 2022 Regular Session, for the purpose of assisting with
227 behavioral and mental health needs exacerbated by the Coronavirus
228 Disease 2019 (COVID-19) pandemic, responding to other public
229 health impacts, and other operational expenses as allowed under
230 Section 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
231 guidance or regulation issued by the United States Department of
232 the Treasury in conformity therewith, for the fiscal year
233 beginning July 1, 2023, and ending
234 June 30, 2024.....\$ 80,600,000.00.

235 Notwithstanding the amount reappropriated under this section,
236 the amount that may be expended under the authority of this
237 section shall not exceed the unexpended balance of the funds
238 remaining as of June 30, 2023, from the amount authorized for the
239 previous fiscal year. In addition, this reappropriation is made
240 for the purposes authorized in Senate Bill No. 2865, 2022 Regular
241 Session, and is subject to the same conditions therein.



242 **SECTION 15.** The following sum, or so much of it as may be
243 necessary, is reappropriated out of any money in the Coronavirus
244 State Fiscal Recovery Fund not otherwise appropriated, to the
245 Department of Mental Health, as authorized in Senate Bill No.
246 2865, 2022 Regular Session, for the purpose of providing funding
247 to the Department of Mental Health, which shall be utilized at
248 Community Mental Health Centers (CMHCs) or for the benefit of
249 CMHCs to allow for investments in software, databases,
250 telemedicine capabilities, and other information technology
251 resources that support behavioral and mental health needs
252 exacerbated by the Coronavirus Disease 2019 (COVID-19) pandemic,
253 responding to other public health impacts, and other operational
254 expenses as allowed under Section 9901 of the American Rescue Plan
255 Act of 2021 (ARPA) or any guidance or regulation issued by the
256 United States Department of the Treasury in conformity therewith,
257 for the fiscal year beginning July 1, 2023, and ending
258 June 30, 2024.....\$ 18,250,000.00.

259 Notwithstanding the amount reappropriated under this section,
260 the amount that may be expended under the authority of this
261 section shall not exceed the unexpended balance of the funds
262 remaining as of June 30, 2023, from the amount authorized for the
263 previous fiscal year. In addition, this reappropriation is made
264 for the purposes authorized in Senate Bill No. 2865, 2022 Regular
265 Session, and is subject to the same conditions therein.



266 **SECTION 16.** The following sum, or so much of it as may be
267 necessary, is reappropriated out of any money in the Coronavirus
268 State Fiscal Recovery Fund not otherwise appropriated to the
269 Mississippi National Guard as authorized in Senate Bill No. 3019,
270 2022 Regular Session, for the fiscal year beginning July 1, 2023,
271 and ending June 30, 2024.....\$ 10,391,000.00.

272 Notwithstanding the amount reappropriated under this section,
273 the amount that may be expended under the authority of this
274 section shall not exceed the unexpended balance of the funds
275 remaining as of June 30, 2023, from the amount authorized for the
276 previous fiscal year. In addition, this reappropriation is made
277 for the purposes authorized in Senate Bill No. 3019, 2022 Regular
278 Session, and is subject to the same conditions therein.

279 **SECTION 17.** The following sum, or so much of it as may be
280 necessary, is reappropriated out of any money in the Coronavirus
281 State Fiscal Recovery Fund not otherwise appropriated, to the
282 Department of Public Safety, as authorized in Senate Bill No.
283 3014, 2022 Regular Session, for the purpose of completing capital
284 projects at state-owned buildings or grounds, crime prevention due
285 to the increase in crime, and operational expenditures, including
286 the additional purpose of backlogs at the Forensic Laboratory,
287 necessary to respond to the effects of the COVID-19 pandemic as
288 allowable under Section 9901 of the American Rescue Plan Act of
289 2021 (ARPA) or any guidance or regulation issued by the United



290 States Department of the Treasury in conformity therewith, for the
291 fiscal year beginning July 1, 2023, and ending
292 June 30, 2024.....\$ 15,535,000.00.

293 Notwithstanding the amount reappropriated under this section,
294 the amount that may be expended under the authority of this
295 section shall not exceed the unexpended balance of the funds
296 remaining as of June 30, 2023, from the amount authorized for the
297 previous fiscal year.

298 **SECTION 18.** The following sum, or so much of it as may be
299 necessary, is reappropriated out of any money in the Coronavirus
300 State Fiscal Recovery Lost Revenue Fund not otherwise
301 appropriated, to the Department of Public Safety, as authorized in
302 House Bill No. 1542, 2022 Regular Session, and amended in Senate
303 Bill No. 2664, 2023 Regular Session, for the purpose of providing
304 funds for the Mississippi Law Enforcement and Fire Fighters
305 Premium Pay Program as created in House Bill No. 1427, 2022
306 Regular Session, for the fiscal year beginning July 1, 2023, and
307 ending June 30, 2024.....\$ 5,500,000.00.

308 Notwithstanding the amount reappropriated under this section,
309 the amount that may be expended under the authority of this
310 section shall not exceed the unexpended balance of the funds
311 remaining as of June 30, 2023, from the amount authorized for the
312 previous fiscal year. In addition, this reappropriation is made
313 for the purposes authorized in House Bill No. 1542, 2022 Regular



314 Session, as amended by Senate Bill No. 2664, 2023 Regular Session,
315 and is subject to the same conditions therein.

316 **SECTION 19.** The following sum, or so much of it as may be
317 necessary, is reappropriated out of any money in the Coronavirus
318 State Fiscal Recovery Fund not otherwise appropriated, to the
319 District Attorney's and staff, as authorized in House Bill No.
320 1625, 2022 Regular Session, for the purpose of funding additional
321 salaries and office expenses of temporary legal assistants and
322 support personnel as authorized by Section 25-31-5(2)(g),
323 Mississippi Code of 1972, necessary to respond to the effects of
324 the COVID-19 pandemic as allowable under Section 9901 of the
325 American Rescue Plan Act of 2021 (ARPA) or any guidance or
326 regulation issued by the United States Department of the Treasury
327 in conformity therewith, for the fiscal year beginning July 1,
328 2023, and ending June 30, 2024.....\$ 662,486.00.

329 Notwithstanding the amount reappropriated under this section,
330 the amount that may be expended under the authority of this
331 section shall not exceed the unexpended balance of the funds
332 remaining as of June 30, 2023, from the amount authorized for the
333 previous fiscal year. In addition, this reappropriation is made
334 for the purposes authorized in House Bill No. 1625, 2022 Regular
335 Session, and is subject to the same conditions therein.

336 **SECTION 20.** The following sum, or so much of it as may be
337 necessary, is reappropriated out of any money in the Coronavirus
338 State Fiscal Recovery Fund not otherwise appropriated, to the



339 Office of the State Public Defender, as authorized in House Bill
340 No. 1627, 2022 Regular Session, for the purpose of funding
341 additional salaries and office expenses for public defenders
342 assigned to special temporary courts that supplement those
343 authorized under Section 9-7-25, Mississippi Code of 1972,
344 necessary to respond to the effects of the COVID-19 pandemic as
345 allowable under Section 9901 of the American Rescue Plan Act of
346 2021 (ARPA) or any guidance or regulation issued by the United
347 States Department of the Treasury in conformity therewith, for the
348 fiscal year beginning July 1, 2023, and ending
349 June 30, 2024.....\$ 238,532.00.

350 Notwithstanding the amount reappropriated under this section,
351 the amount that may be expended under the authority of this
352 section shall not exceed the unexpended balance of the funds
353 remaining as of June 30, 2023, from the amount authorized for the
354 previous fiscal year. In addition, this reappropriation is made
355 for the purposes authorized in House Bill No. 1627, 2022 Regular
356 Session, and is subject to the same conditions therein.

357 **SECTION 21.** The following sum, or so much of it as may be
358 necessary, is reappropriated out of any money in the Coronavirus
359 State Fiscal Recovery Fund not otherwise appropriated, to the
360 Supreme Court - Trial Judges, as authorized in House Bill No.
361 1628, 2022 Regular Session, for the purpose of providing temporary
362 Special Judges to help alleviate the backlog of adoption cases in
363 Child Protection Services, and operational expenditures necessary



364 to respond to the effects of the COVID-19 pandemic as allowable
365 under Section 9901 of the American Rescue Plan Act of 2021 (ARPA)
366 or any guidance or regulation issued by the United States
367 Department of the Treasury in conformity therewith, for the fiscal
368 year beginning July 1, 2023, and ending
369 June 30, 2024.....\$ 1,500,000.00.

370 Notwithstanding the amount reappropriated under this section,
371 the amount that may be expended under the authority of this
372 section shall not exceed the unexpended balance of the funds
373 remaining as of June 30, 2023, from the amount authorized for the
374 previous fiscal year. In addition, this reappropriation is made
375 for the purposes authorized in House Bill No. 1628, 2022 Regular
376 Session, and is subject to the same conditions therein.

377 **SECTION 22.** The following sum, or so much of it as may be
378 necessary, is reappropriated out of any money in the Coronavirus
379 State Fiscal Recovery Fund not otherwise appropriated, to the
380 Supreme Court - Trial Judges, as authorized in House Bill No.
381 1628, 2022 Regular Session, for the purpose of funding additional
382 special temporary courts that supplement those authorized under
383 Section 9-7-25, Mississippi Code of 1972, necessary to respond to
384 the effects of the COVID-19 pandemic as allowable under Section
385 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
386 guidance or regulation issued by the United States Department of
387 the Treasury in conformity therewith, for the fiscal year
388 beginning July 1, 2023, and ending



389 June 30, 2024.....\$ 1,727,683.00.

390 Notwithstanding the amount reappropriated under this section,
391 the amount that may be expended under the authority of this
392 section shall not exceed the unexpended balance of the funds
393 remaining as of June 30, 2023, from the amount authorized for the
394 previous fiscal year. In addition, this reappropriation is made
395 for the purposes authorized in House Bill No. 1628, 2022 Regular
396 Session, and is subject to the same conditions therein.

397 **SECTION 23.** The following sum, or so much of it as may be
398 necessary, is reappropriated out of any money in the Coronavirus
399 State Fiscal Recovery Fund not otherwise appropriated, to the
400 Mississippi Postsecondary Education Financial Assistance Board, as
401 authorized in House Bill No. 1521, 2022 Regular Session, as
402 amended by Senate Bill 2373, 2023 Regular Session for the purpose
403 of providing funding for the Skilled Nursing Home and Hospital
404 Nurses Retention Loan Repayment Program, for the fiscal year
405 beginning July 1, 2023, and ending June 30, 2024.....
406 \$ 6,000,000.00.

407 Notwithstanding the amount reappropriated under this section,
408 the amount that may be expended under the authority of this
409 section shall not exceed the unexpended balance of the funds
410 remaining as of June 30, 2023, from the amount authorized for the
411 previous fiscal year. In addition, this reappropriation is made
412 for the purposes authorized in House Bill No. 1521, 2022 Regular



413 Session, as amended by Senate Bill No. 2373, 2023 Regular Session,
414 and is subject to the same conditions therein.

415 **SECTION 24.** None of the funds reappropriated in this act
416 shall be used to pay employee premium payments, with the exception
417 of the funds reappropriated in Section 18.

418 **SECTION 25.** (1) As used in this section, the term "agency"
419 shall mean the entities in which funds were reappropriated in
420 Sections 1 through 23 of this act.

421 (2) The agency shall not disburse any funds provided under
422 this section to any recipient without first: (a) making an
423 individualized determination that the reimbursement sought is, in
424 the agency's independent judgment, for necessary expenditures
425 eligible under Section 602 of the federal Social Security Act as
426 added by Section 9901 of the federal American Rescue Plan Act of
427 2021 (ARPA) and its implementing guidelines, guidance, rules,
428 regulations and/or other criteria, as may be amended or
429 supplemented from time to time, by the United States Department of
430 the Treasury; and (b) determining that the recipient has not
431 received and will not receive reimbursement for the expense in
432 question from any source of funds, including insurance proceeds,
433 other than those funds provided under Section 602 of the federal
434 Social Security Act as added by Section 9901 of ARPA. In
435 addition, the agency shall ensure that all funds provided under
436 this section are disbursed in compliance with the Single Audit Act
437 (31 USC Sections 7501-7507) and the related provisions of the



438 Uniform Guidance, 2 CFR Section 200.303 regarding internal
439 controls, Sections 200.330 through 200.332 regarding sub-recipient
440 monitoring and management, and subpart F regarding audit
441 requirements.

442 (3) As a condition of receiving and expending the funds
443 provided to the agency under this section, the agency shall
444 certify to the Department of Finance and Administration that each
445 expenditure of the funds provided to the agency under this section
446 complies with the guidelines, guidance, rules, regulations and/or
447 other criteria, as may be amended from time to time, of the United
448 States Department of the Treasury regarding the use of monies from
449 the Coronavirus State Fiscal Recovery Fund established by ARPA.

450 (4) If the Office of Inspector General of the United States
451 Department of the Treasury, or the Office of Inspector General of
452 any other federal agency having oversight over the use of monies
453 from the Coronavirus State Fiscal Recovery Fund established by
454 ARPA (a) determines that the agency or recipient has expended or
455 otherwise used any of the funds provided to the agency under this
456 section for any purpose that is not in compliance with the
457 guidelines, guidance, rules, regulations and/or other criteria, as
458 may be amended from time to time, of the United States Department
459 of the Treasury regarding the use of monies from the Coronavirus
460 State Fiscal Recovery Fund established by the ARPA, and (b) the
461 State of Mississippi is required to repay the federal government
462 for any of those funds that the Office of the Inspector General



463 determined were expended or otherwise used improperly by the
464 agency or recipient, then the agency or recipient that expended or
465 otherwise used those funds improperly shall be required to pay the
466 amount of those funds to the State of Mississippi for repayment to
467 the federal government.

468 **SECTION 26.** The money appropriated by this act shall be paid
469 by the State Treasurer out of any money in the State Treasury to
470 the credit of the proper fund or funds as set forth in this act,
471 upon warrants issued by the State Fiscal Officer; and the State
472 Fiscal Officer shall issue his or her warrants upon requisitions
473 signed by the proper person, officer or officers in the manner
474 provided by law.

475 **SECTION 27.** This act shall take effect and be in force from
476 and after July 1, 2023.

