

By: Senator(s) Hopson, Polk

To: Appropriations

SENATE BILL NO. 3113

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION TO THE OFFICE OF  
2 WORKFORCE DEVELOPMENT, WITH THE DEPARTMENT OF EMPLOYMENT SECURITY  
3 SERVING AS THE FISCAL AGENT, FOR THE PURPOSES OF DEFRAYING THE  
4 EXPENSES OF CERTAIN PROGRAMS AND FOR CERTAIN ADMINISTRATIVE FEES  
5 FOR THE PERIOD BEGINNING UPON PASSAGE AND ENDING JUNE 30, 2024.

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

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 Office of Workforce Development, with the Department of Employment  
11 Security serving as the fiscal agent, for the purposes of  
12 defraying the expenses of certain programs and for certain  
13 administrative fees for the period beginning upon passage and  
14 ending June 30, 2024.....\$ 18,000,000.00.

15 **SECTION 2.** (1) Of the money appropriated to the Department  
16 of Employment Security under Section 1 of this act, Fifteen  
17 Million Dollars (\$15,000,000.00) shall be distributed as follows:



18 (a) For the Accelerate Mississippi Workforce  
19 Development Program created in House Bill No. 1006, 2022 Regular  
20 Session.

21 (b) For the American Rescue Plan Act (ARPA)  
22 Nurse/Allied Health Workforce Development and Retention Act  
23 created in Senate Bill No 2371, 2023 Regular Session.

24 (c) To be retained by the department for program  
25 monitoring and evaluation, administrative fees, third-party  
26 accounting as needed, and the deployment of an ecosystem workforce  
27 development model by the Office of Workforce Development to  
28 support effective implementation of the activities described in  
29 this section.

30 (2) Of the money appropriated to the Department of  
31 Employment Security under Section 1 of this act, Three Million  
32 Dollars (\$3,000,000.00) shall be for the Accelerate Mississippi  
33 Physician Residency and Fellowship Start-Up Grant Program created  
34 in Senate Bill No. 2371, 2023 Regular Session.

35 **SECTION 3.** (1) As used in this section and Section 4 of  
36 this act, the term "department" means the Department of Employment  
37 Security.

38 (2) The department shall not disburse any funds appropriated  
39 under this act to any recipient without first: (a) making an  
40 individualized determination that the reimbursement sought is, in  
41 the department's independent judgment, for necessary expenditures  
42 eligible under Section 602 of the federal Social Security Act as



43 added by Section 9901 of the federal American Rescue Plan Act of  
44 2021 (ARPA) and its implementing guidelines, guidance, rules,  
45 regulations and/or other criteria, as may be amended or  
46 supplemented from time to time, by the United States Department of  
47 the Treasury; and (b) determining that the recipient has not  
48 received and will not receive reimbursement for the expense in  
49 question from any source of funds, including insurance proceeds,  
50 other than those funds provided under Section 602 of the federal  
51 Social Security Act as added by Section 9901 of ARPA. In  
52 addition, the department shall ensure that all funds appropriated  
53 under this act are disbursed in compliance with the Single Audit  
54 Act (31 USC Sections 7501-7507) and the related provisions of the  
55 Uniform Guidance, 2 CFR Section 200.303 regarding internal  
56 controls, Sections 200.330 through 200.332 regarding sub-recipient  
57 monitoring and management, and subpart F regarding audit  
58 requirements.

59 (3) None of the funds appropriated under Section 1 of this  
60 act shall be used to pay employee premium payments.

61 **SECTION 4.** (1) As a condition of receiving and expending  
62 the funds appropriated to the department under this act, receiving  
63 entities shall certify to the department, and the department shall  
64 certify to the Department of Finance and Administration that each  
65 expenditure of the funds appropriated to the department under this  
66 act complies with the guidelines, guidance, rules, regulations  
67 and/or other criteria, as may be amended from time to time, of the



68 United States Department of the Treasury regarding the use of  
69 monies from the Coronavirus State and Local Fiscal Recovery Funds  
70 established by ARPA.

71 (2) If the Office of Inspector General of the United States  
72 Department of the Treasury, or the Office of Inspector General of  
73 any other federal agency having oversight over the use of monies  
74 from the Coronavirus State Fiscal Recovery Fund established by  
75 ARPA (a) determines that the department or recipient has expended  
76 or otherwise used any of the funds appropriated to the department  
77 under this act for any purpose that is not in compliance with the  
78 guidelines, guidance, rules, regulations and/or other criteria, as  
79 may be amended from time to time, of the United States Department  
80 of the Treasury regarding the use of monies from the Coronavirus  
81 State Fiscal Recovery Fund established by ARPA, and (b) the State  
82 of Mississippi is required to repay the federal government for any  
83 of those funds that the Office of the Inspector General determined  
84 were expended or otherwise used improperly by the department or  
85 recipient, then the department or recipient that expended or  
86 otherwise used those funds improperly shall be required to pay the  
87 amount of those funds to the State of Mississippi for repayment to  
88 the federal government.

89 **SECTION 5.** The money appropriated by this act shall be paid  
90 by the State Treasurer out of any money in the Coronavirus State  
91 Fiscal Recovery Fund not otherwise appropriated, upon warrants  
92 issued by the State Fiscal Officer; and the State Fiscal Officer



93 shall issue his or her warrants upon requisitions signed by the  
94 proper person, officer or officers in the manner provided by law.

95         **SECTION 6.** This act shall take effect and be in force from  
96 and after its passage, and shall stand repealed on July 1, 2022.

