

By: Senator(s) Hopson, Polk

To: Appropriations

SENATE BILL NO. 3114

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION FROM THE  
 2 CORONAVIRUS STATE FISCAL RECOVERY FUND TO THE DEPARTMENT OF  
 3 ENVIRONMENTAL QUALITY FOR THE PURPOSE OF ADMINISTERING THE  
 4 "MISSISSIPPI MUNICIPALITY AND COUNTY WATER INFRASTRUCTURE (MCWI)  
 5 GRANT PROGRAM ACT ESTABLISHED UNDER SECTION 49-2-131 FOR THE  
 6 PERIOD BEGINNING UPON PASSAGE AND ENDING JUNE 30, 2024.

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

8 **SECTION 1.** The following sum, or so much thereof as may be  
 9 necessary, is hereby appropriated out of any money in the  
 10 Coronavirus State Fiscal Recovery Fund not otherwise appropriated,  
 11 to the Department of Environmental Quality for the purpose of  
 12 administering the Mississippi Municipality and County Water  
 13 Infrastructure (MCWI) Grant Program established under Section  
 14 49-2-131 for the period beginning upon passage of this act and  
 15 ending June 30, 2024.....\$ 41,000,000.00.

16 **SECTION 2.** None of the funds appropriated under this act  
 17 shall be used to pay employee premium payments.

18 **SECTION 3.** (1) As used in this section and Section 4 of  
 19 this act, the term "department" means the Department of  
 20 Environmental Quality.



21 (2) The department shall not disburse any funds appropriated  
22 under this act to any recipient without first: (a) making an  
23 individualized determination that the reimbursement sought is, in  
24 the department's independent judgment, for necessary expenditures  
25 eligible under Section 602 of the federal Social Security Act as  
26 added by Section 9901 of the federal American Rescue Plan Act of  
27 2021 (ARPA) and its implementing guidelines, guidance, rules,  
28 regulations and/or other criteria, as may be amended or  
29 supplemented from time to time, by the United States Department of  
30 the Treasury; and (b) determining that the recipient has not  
31 received and will not receive reimbursement for the expense in  
32 question from any source of funds, including insurance proceeds,  
33 other than those funds provided under Section 602 of the federal  
34 Social Security Act as added by Section 9901 of ARPA. In  
35 addition, the department shall ensure that all funds appropriated  
36 under this act are disbursed in compliance with the Single Audit  
37 Act (31 USC Sections 7501-7507) and the related provisions of the  
38 Uniform Guidance, 2 CFR Section 200.303 regarding internal  
39 controls, Sections 200.330 through 200.332 regarding subrecipient  
40 monitoring and management, and subpart F regarding audit  
41 requirements.

42 **SECTION 4.** (1) As a condition of receiving and expending  
43 the funds appropriated to the department under this act, the  
44 department shall certify to the Department of Finance and  
45 Administration that each expenditure of the funds appropriated to



46 the department under this act complies with the guidelines,  
47 guidance, rules, regulations and/or other criteria, as may be  
48 amended from time to time, of the United States Department of the  
49 Treasury regarding the use of monies from the Coronavirus State  
50 Fiscal Recovery Fund established by the American Rescue Plan Act  
51 of 2021.

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 the  
56 American Rescue Plan Act of 2021 (a) determines that the  
57 department or recipient has expended or otherwise used any of the  
58 funds appropriated to the department under this act for any  
59 purpose that is not in compliance with the guidelines, guidance,  
60 rules, regulations and/or other criteria, as may be amended from  
61 time to time, of the United States Department of the Treasury  
62 regarding the use of monies from the Coronavirus State Fiscal  
63 Recovery Fund established by the American Rescue Plan Act of 2021,  
64 and (b) the State of Mississippi is required to repay the federal  
65 government for any of those funds that the Office of the Inspector  
66 General determined were expended or otherwise used improperly by  
67 the department or recipient, then the department or recipient that  
68 expended or otherwise used those funds improperly shall be  
69 required to pay the amount of those funds to the State of  
70 Mississippi for repayment to the federal government.



71           **SECTION 5.** The money appropriated by this act shall be paid  
72 by the State Treasurer out of any money in the Coronavirus State  
73 Fiscal Recovery Fund not otherwise appropriated, upon warrants  
74 issued by the State Fiscal Officer; and the State Fiscal Officer  
75 shall issue his or her warrants upon requisitions signed by the  
76 proper person, officer or officers in the manner provided by law.

77           **SECTION 6.** This act shall take effect and be in force from  
78 and after its passage.

