

By: Senator(s) Hopson, Polk, DeLano, McMahan To: Appropriations

SENATE BILL NO. 3116

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION TO THE DEPARTMENT
2 OF FINANCE AND ADMINISTRATION FOR THE PURPOSE OF PROVIDING FUNDS
3 TO DESTINATION MARKETING ORGANIZATIONS TO ASSIST IN PAYING COSTS
4 OF CERTAIN MARKETING ACTIVITIES AND PROVIDING FUNDS TO MISSISSIPPI
5 MAIN STREET ASSOCIATION FOR THE PERIOD BEGINNING ON THE PASSAGE OF
6 THIS ACT AND ENDING ON JUNE 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 Coronavirus
10 State Fiscal Recovery Fund not otherwise appropriated, to the
11 Department of Finance and Administration for the purpose of
12 providing funds to destination marketing organizations to assist
13 in paying costs of certain marketing activities as provided in
14 Section 57-123-7, for the period beginning upon the passage of
15 this act and ending June 30, 2024.....\$ 12,000,000.00.

16 **SECTION 2.** The following sum, or so much of it as may be
17 necessary, is appropriated out of any money in the Coronavirus
18 State Fiscal Recovery Fund not otherwise appropriated, to the
19 Department of Finance and Administration for the purpose of
20 providing funds to Mississippi Main Street Association as provided



21 in Section 57-123-11, for the period beginning upon the passage of
22 this act and ending June 30, 2024.....\$ 3,000,000.00.

23 **SECTION 3.** (1) As used in this section and Section 3 of
24 this act, the term "department" means the Department of Finance
25 and Administration.

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



45 monitoring and management, and subpart F regarding audit
46 requirements.

47 **SECTION 4.** (1) As a condition of receiving and expending
48 the funds appropriated to the department under this act, the
49 department shall certify to the Department of Finance and
50 Administration that each expenditure of the funds appropriated to
51 the department under this act complies with the guidelines,
52 guidance, rules, regulations and/or other criteria, as may be
53 amended from time to time, of the United States Department of the
54 Treasury regarding the use of monies from the Coronavirus State
55 Fiscal Recovery Fund established by ARPA.

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



70 recipient, then the department or recipient that expended or
71 otherwise used those funds improperly shall be required to pay the
72 amount of those funds to the State of Mississippi for repayment to
73 the federal government.

74 **SECTION 5.** None of the funds appropriated by this act shall
75 be used to pay employee premium payments.

76 **SECTION 6.** The money appropriated by this act shall be paid
77 by the State Treasurer out of any money in the Coronavirus State
78 Fiscal Recovery Fund not otherwise appropriated, upon warrants
79 issued by the State Fiscal Officer; and the State Fiscal Officer
80 shall issue his or her warrants upon requisitions signed by the
81 proper person, officer or officers in the manner provided by law.

82 **SECTION 7.** This act shall take effect and be in force from
83 and after its passage, and shall stand repealed on July 1, 2022.

