

**Senate Amendments to House Bill No. 271**

**TO THE CLERK OF THE HOUSE:**

**THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:**

**AMENDMENT NO. 1**

**Amend by striking all after the enacting clause and inserting in lieu thereof the following:**

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 Department of Health for the purpose of funding the Mississippi  
11 Hospital Sustainability Grant Program established under Senate  
12 Bill No. 2372, 2023 Regular Session, for the period beginning upon  
13 the passage of this act and ending June 30, 2024.....  
14 .....\$ 83,000,000.00.

15           **SECTION 2.** (1) As used in this section and Section 3 of  
16 this act, the term "department" means the Department of Health.

17           (2) The department shall not disburse any funds appropriated  
18 under this act to any recipient without first: (a) making an  
19 individualized determination that the reimbursement sought is, in  
20 the department's independent judgment, for necessary expenditures  
21 eligible under Section 602 of the federal Social Security Act as  
22 added by Section 9901 of the federal American Rescue Plan Act of  
23 2021 (ARPA) and its implementing guidelines, guidance, rules,

24 regulations and/or other criteria, as may be amended or  
25 supplemented from time to time, by the United States Department of  
26 the Treasury; and (b) determining that the recipient has not  
27 received and will not receive reimbursement for the expense in  
28 question from any source of funds, including insurance proceeds,  
29 other than those funds provided under Section 602 of the federal  
30 Social Security Act as added by Section 9901 of ARPA. In  
31 addition, the department shall ensure that all funds appropriated  
32 under this act are disbursed in compliance with the Single Audit  
33 Act (31 USC Sections 7501-7507) and the related provisions of the  
34 Uniform Guidance, 2 CFR Section 200.303 regarding internal  
35 controls, Sections 200.330 through 200.332 regarding sub-recipient  
36 monitoring and management, and subpart F regarding audit  
37 requirements.

38       **SECTION 3.** (1) As a condition of receiving and expending  
39 the funds appropriated to the department under this act, the  
40 department shall certify to the Department of Finance and  
41 Administration that each expenditure of the funds appropriated to  
42 the department under this act complies with the guidelines,  
43 guidance, rules, regulations and/or other criteria, as may be  
44 amended from time to time, of the United States Department of the  
45 Treasury regarding the use of monies from the Coronavirus State  
46 Fiscal Recovery Fund established by the American Rescue Plan Act  
47 of 2021.

48       (2) If the Office of Inspector General of the United States  
49 Department of the Treasury, or the Office of Inspector General of

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

67       **SECTION 4.** None of the funds appropriated by this act shall  
68 be used to pay employee premium payments.

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

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

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1           AN ACT MAKING AN ADDITIONAL APPROPRIATION TO THE DEPARTMENT  
2 OF HEALTH FOR THE PURPOSE OF FUNDING THE MISSISSIPPI HOSPITAL  
3 SUSTAINABILITY GRANT PROGRAM ESTABLISHED UNDER SENATE BILL NO.  
4 2372, 2023 REGULAR SESSION, FOR THE PERIOD BEGINNING UPON THE  
5 PASSAGE OF THIS ACT AND ENDING JUNE 30, 2024.

SS26\HB271A.J

Eugene S. Clarke  
Secretary of the Senate