

**Senate Amendments to House Bill No. 1718**

**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:**

6           **SECTION 1.** The following sum, or so much of it as may be  
7 necessary, is appropriated out of any money in the Coronavirus  
8 State Fiscal Recovery Fund not otherwise appropriated, to the  
9 Department of Finance and Administration, Bureau of Building,  
10 Grounds and Real Property Management, for the purpose of  
11 completing capital projects at state-owned buildings and grounds  
12 for the fiscal year beginning July 1, 2023, and ending June 30,  
13 2024.....\$ 75,000,000.00.

14           **SECTION 2.** (1) As used in this section and Section 3 of  
15 this act, the term "department" means the Department of Finance  
16 and Administration, Bureau of Building, Grounds and Real Property  
17 Management.

18           (2) The department shall not disburse any funds appropriated  
19 under this act to any recipient without first: (a) making an  
20 individualized determination that the expenditure sought is, in  
21 the department's independent judgment, for necessary expenditures  
22 eligible under Section 602 of the federal Social Security Act as

23 added by Section 9901 of the federal American Rescue Plan Act of  
24 2021 (ARPA) and its implementing guidelines, guidance, rules,  
25 regulations and/or other criteria, as may be amended or  
26 supplemented from time to time, by the United States Department of  
27 the Treasury; and (b) determining that the recipient has not  
28 received and will not receive reimbursement for the expense in  
29 question from any source of funds, including insurance proceeds,  
30 other than those funds provided under Section 602 of the federal  
31 Social Security Act as added by Section 9901 of ARPA. In  
32 addition, the department shall ensure that all funds appropriated  
33 under this act are disbursed in compliance with the Single Audit  
34 Act (31 USC Sections 7501-7507) and the related provisions of the  
35 Uniform Guidance, 2 CFR Section 200.303 regarding internal  
36 controls, Sections 200.330 through 200.332 regarding sub-recipient  
37 monitoring and management, and subpart F regarding audit  
38 requirements.

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

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

66           **SECTION 4.** The money appropriated by this act shall be paid  
67 by the State Treasurer out of any money in the Coronavirus State  
68 Fiscal Recovery Fund not otherwise appropriated, upon warrants  
69 issued by the State Fiscal Officer; and the State Fiscal Officer  
70 shall issue his or her warrants upon requisitions signed by the  
71 proper person, officer or officers in the manner provided by law.

72           **SECTION 5.** This act shall take effect and be in force from  
73 and after July 1, 2023, and shall stand repealed on June 30, 2023.

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

1           AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF FINANCE  
2 AND ADMINISTRATION, BUREAU OF BUILDING, GROUNDS AND REAL PROPERTY  
3 MANAGEMENT, FOR THE PURPOSE OF COMPLETING CAPITAL PROJECTS AT  
4 STATE-OWNED BUILDINGS AND GROUNDS FOR THE FISCAL YEAR 2024.

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Eugene S. Clarke  
Secretary of the Senate