

Senate Amendments to House Bill No. 1719

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 to assist destination
10 marketing organizations in paying for marketing activities as
11 provided in Section 57-123-7, for the fiscal year beginning July
12 1, 2023, and ending June 30, 2024\$ 12,000,000.00.

13 **SECTION 2.** The following sum, or so much of it as may be
14 necessary, is appropriated out of any money in the Coronavirus
15 State Fiscal Recovery Fund not otherwise appropriated, to the
16 Department of Finance and Administration for the purpose of
17 providing funds to Mississippi Main Street Association as provided
18 in Section 57-123-11, for the period beginning July 1, 2023, and
19 ending June 30, 2024.....\$ 3,000,000.00.

20 **SECTION 3.** (1) As used in this section and Section 4 of
21 this act, the term "department" means the State Department of
22 Health.

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

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

49 guidance, rules, regulations and/or other criteria, as may be
50 amended from time to time, of the United States Department of the
51 Treasury regarding the use of monies from the Coronavirus State
52 Fiscal Recovery Fund established by ARPA.

53 (2) If the Office of Inspector General of the United States
54 Department of the Treasury, or the Office of Inspector General of
55 any other federal agency having oversight over the use of monies
56 from the Coronavirus State Fiscal Recovery Fund established by
57 ARPA (a) determines that the department or recipient has expended
58 or otherwise used any of the funds appropriated to the department
59 under this act for any purpose that is not in compliance with the
60 guidelines, guidance, rules, regulations and/or other criteria, as
61 may be amended from time to time, of the United States Department
62 of the Treasury regarding the use of monies from the Coronavirus
63 State Fiscal Recovery Fund established by ARPA, and (b) the State
64 of Mississippi is required to repay the federal government for any
65 of those funds that the Office of the Inspector General determined
66 were expended or otherwise used improperly by the department or
67 recipient, then the department or recipient that expended or
68 otherwise used those funds improperly shall be required to pay the
69 amount of those funds to the State of Mississippi for repayment to
70 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 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 TO ASSIST DESTINATION MARKETING ORGANIZATIONS
3 IN PAYING FOR MARKETING ACTIVITIES AND TO PROVIDE FUNDS TO
4 MISSISSIPPI MAIN STREET ASSOCIATION, FOR THE FISCAL YEAR 2024.

SS26\HB1719A.J

Eugene S. Clarke
Secretary of the Senate