

By: Senator(s) Hopson, Polk

To: Appropriations

SENATE BILL NO. 3058
(As Sent to Governor)

1 AN ACT MAKING A REAPPROPRIATION TO CERTAIN AGENCIES TO
2 REAUTHORIZE THE EXPENDITURE OF CORONAVIRUS STATE FISCAL RECOVERY
3 FUNDS PREVIOUSLY APPROPRIATED FOR CERTAIN PROJECTS FOR FISCAL YEAR
4 2025.

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

6 **SECTION 1.** The following sum, or so much of it as may be
7 necessary, is reappropriated out of any money in the Coronavirus
8 State Fiscal Recovery Fund not otherwise appropriated, to the
9 Office of Workforce Development, with the Department of Employment
10 Security serving as the fiscal agent, as authorized in House Bill
11 No. 1517, 2022 Regular Session, Senate Bill No. 3052, 2023 Regular
12 Session, and Senate Bill No. 3113, 2023 Regular Session, for the
13 fiscal year beginning July 1, 2024, and ending June 30, 2025.....
14\$ 61,692,892.00.

15 Notwithstanding the amount reappropriated under this section,
16 in no event shall the amount expended exceed the unexpended
17 balance of the funds remaining as of June 30, 2024, or change the
18 purpose for which the funds were originally authorized.



19 **SECTION 2.** The following sum, or so much of it as may be
20 necessary, is reappropriated out of any money in the Coronavirus
21 State Fiscal Recovery Fund not otherwise appropriated, to the
22 Department of Environmental Quality, as authorized in Senate Bill
23 No. 3056, 2022 Regular Session, House Bill No. 1716, 2023 Regular
24 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
25 purpose of administering the Mississippi Municipality and County
26 Water Infrastructure (MCWI) Grant Program established in Section
27 49-2-131, Mississippi Code of 1972, for the fiscal year beginning
28 July 1, 2024, and ending June 30, 2025.....\$ 440,194,638.00.

29 Notwithstanding the amount reappropriated under this section,
30 in no event shall the amount expended exceed the unexpended
31 balance of the funds remaining as of June 30, 2024, or change the
32 purpose for which the funds were originally authorized.

33 **SECTION 3.** The following sum, or so much of it as may be
34 necessary, is reappropriated out of any money in the Coronavirus
35 State Fiscal Recovery Fund not otherwise appropriated, to the
36 Department of Finance and Administration, as authorized in House
37 Bill No. 1518, 2022 Regular Session, House Bill No. 1719, 2023
38 Regular Session, and Senate Bill No. 3052, 2023 Regular Session,
39 for the purpose of providing funds to destination marketing
40 organizations to assist in paying costs of certain marketing
41 activities and providing funds to Mississippi Main Street
42 Association, as provided in Section 57-123-3, Mississippi Code of



43 1972, for the fiscal year beginning July 1, 2024, and ending June
44 30, 2025.....\$ 2,007,857.00.

45 Notwithstanding the amount reappropriated under this section,
46 in no event shall the amount expended exceed the unexpended
47 balance of the funds remaining as of June 30, 2024, or change the
48 purpose for which the funds were originally authorized.

49 **SECTION 4.** The following sum, or so much of it as may be
50 necessary, is reappropriated out of any money in the Mississippi
51 Association of Independent Colleges and Universities (MAICU) Grant
52 Program Fund not otherwise appropriated, to the Department of
53 Finance and Administration, as authorized in Senate Bill No. 3064,
54 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
55 Session, for the purpose of funding the MAICU Grant Program
56 established in Section 37-185-31, Mississippi Code of 1972, for
57 the fiscal year beginning July 1, 2024, and ending
58 June 30, 2025.....\$ 8,322,496.00.

59 Notwithstanding the amount reappropriated under this section,
60 in no event shall the amount expended exceed the unexpended
61 balance of the funds remaining as of June 30, 2024, or change the
62 purpose for which the funds were originally authorized.

63 **SECTION 5.** The following sum, or so much of it as may be
64 necessary, is reappropriated out of any money in the Coronavirus
65 State Fiscal Recovery Fund not otherwise appropriated, to the
66 Department of Finance and Administration Bureau of Building,
67 Grounds, and Real Property Management, as authorized in Senate



68 Bill No. 3062, 2022 Regular Session, and Senate Bill No. 3118,
69 2023 Regular Session, for the purpose of completing capital
70 projects at state-owned buildings or grounds that are allowable
71 under Section 9901 of the American Rescue Plan Act of 2021 (ARPA)
72 or any guidance or regulation issued by the United States
73 Department of the Treasury in conformity therewith, for the fiscal
74 year beginning July 1, 2024, and ending June 30, 2025.....
75\$ 245,903,075.00.

76 Notwithstanding the amount reappropriated under this section,
77 in no event shall the amount expended exceed the unexpended
78 balance of the funds remaining as of June 30, 2024, or change the
79 purpose for which the funds were originally authorized.

80 **SECTION 6.** The following sum, or so much of it as may be
81 necessary, is reappropriated out of any money in the Coronavirus
82 State Fiscal Recovery Fund not otherwise appropriated, to the
83 State Department of Health, as authorized in House Bill No. 271,
84 2023 Regular Session, for the purpose of funding the Mississippi
85 Hospital Sustainability Grant Program established in Section
86 41-9-371, Mississippi Code of 1972, for the fiscal year beginning
87 July 1, 2024, and ending June 30, 2025.....\$ 30,126,947.00.

88 Notwithstanding the amount reappropriated under this section,
89 in no event shall the amount expended exceed the unexpended
90 balance of the funds remaining as of June 30, 2024, or change the
91 purpose for which the funds were originally authorized.



92 **SECTION 7.** The following sum, or so much of it as may be
93 necessary, is reappropriated out of any money in the Coronavirus
94 State Fiscal Recovery Fund not otherwise appropriated, to the
95 State Department of Health, as authorized in House Bill No. 1614,
96 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
97 Session, for the purpose of operational expenditures needed to
98 respond to the COVID-19 pandemic as allowable under Section 9901
99 of the American Rescue Plan Act of 2021 (ARPA) or any guidance or
100 regulation issued by the United States Department of the Treasury
101 in conformity therewith, for the fiscal year beginning July 1,
102 2024, and ending June 30, 2025.....\$ 2,455,593.00.

103 Notwithstanding the amount reappropriated under this section,
104 in no event shall the amount expended exceed the unexpended
105 balance of the funds remaining as of June 30, 2024, or change the
106 purpose for which the funds were originally authorized.

107 **SECTION 8.** The following sum, or so much of it as may be
108 necessary, is reappropriated out of any money in the Coronavirus
109 State Fiscal Recovery Fund not otherwise appropriated, to the
110 State Department of Health, as authorized in Senate Bill No. 3060,
111 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
112 Session, for the purpose of funding the COVID-19 Hospital Expanded
113 Capacity Program established in Section 41-14-31, Mississippi Code
114 of 1972, for the fiscal year beginning July 1, 2024, and ending
115 June 30, 2025.....\$ 8,724,417.00.



116 Notwithstanding the amount reappropriated under this section,
117 in no event shall the amount expended exceed the unexpended
118 balance of the funds remaining as of June 30, 2024, or change the
119 purpose for which the funds were originally authorized.

120 **SECTION 9.** The following sum, or so much of it as may be
121 necessary, is reappropriated out of any money in the Coronavirus
122 State Fiscal Recovery Fund not otherwise appropriated, to the
123 State Department of Health, as authorized in Senate Bill No. 3060,
124 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
125 Session, for the purpose of funding the COVID-19 Mississippi Local
126 Provider Innovation Grant Program established in Section 41-139-1,
127 Mississippi Code of 1972, for the fiscal year beginning July 1,
128 2024, and ending June 30, 2025.....\$ 20,494,394.00.

129 Notwithstanding the amount reappropriated under this section,
130 in no event shall the amount expended exceed the unexpended
131 balance of the funds remaining as of June 30, 2024, or change the
132 purpose for which the funds were originally authorized.

133 **SECTION 10.** The following sum, or so much of it as may be
134 necessary, is reappropriated out of any money in the Coronavirus
135 State Fiscal Recovery Fund not otherwise appropriated, to the
136 State Department of Health, as authorized in House Bill No. 1538,
137 2022 Regular Session, House Bill No. 1715, 2023 Regular Session,
138 and Senate Bill No. 3052, 2023 Regular Session, for the purpose of
139 funding the ARPA Rural Water Associations Infrastructure Grant



140 Program established under Section 41-3-16.1, Mississippi Code of
141 1972, for the fiscal year beginning July 1, 2024, and ending
142 June 30, 2025.....\$ 352,719,368.00.

143 Notwithstanding the amount reappropriated under this section,
144 in no event shall the amount expended exceed the unexpended
145 balance of the funds remaining as of June 30, 2024, or change the
146 purpose for which the funds were originally authorized.

147 **SECTION 11.** The following sum, or so much of it as may be
148 necessary, is reappropriated out of any money in the Coronavirus
149 State Fiscal Recovery Fund not otherwise appropriated, to the
150 Department of Child Protection Services, as authorized in House
151 Bill No. 1611, 2022 Regular Session, and Senate Bill No. 3052,
152 2023 Regular Session, for the purpose of defraying eligible
153 operational expenses as allowable under Section 9901 of the
154 American Rescue Plan Act of 2021 (ARPA) or any guidance or
155 regulation issued by the United States Department of the Treasury
156 in conformity therewith, for the fiscal year beginning July 1,
157 2024, and ending June 30, 2025.....\$ 48,538,956.00.

158 Notwithstanding the amount reappropriated under this section,
159 in no event shall the amount expended exceed the unexpended
160 balance of the funds remaining as of June 30, 2024, or change the
161 purpose for which the funds were originally authorized.

162 **SECTION 12.** The following sum, or so much of it as may be
163 necessary, is reappropriated out of any money in the Coronavirus
164 State Fiscal Recovery Lost Revenue Fund not otherwise



165 appropriated, to the University of Mississippi Medical Center, as
166 authorized in Senate Bill No. 3010, 2022 Regular Session, and
167 Senate Bill No. 3052, 2023 Regular Session, for the purpose of
168 constructing a new nursing school at the University of Mississippi
169 Medical Center as allowable under Section 9901 of the American
170 Rescue Plan Act of 2021 (ARPA) or any guidance or regulation
171 issued by the United States Department of the Treasury in
172 conformity therewith, for the fiscal year beginning July 1, 2024,
173 and ending June 30, 2025.....\$ 51,184,151.00.

174 Notwithstanding the amount reappropriated under this section,
175 in no event shall the amount expended exceed the unexpended
176 balance of the funds remaining as of June 30, 2024, or change the
177 purpose for which the funds were originally authorized.

178 **SECTION 13.** The following sum, or so much of it as may be
179 necessary, is reappropriated out of any money in the Coronavirus
180 State Fiscal Recovery Lost Revenue Fund not otherwise
181 appropriated, to the University of Mississippi Medical Center, as
182 authorized in House Bill No. 1722, 2023 Regular Session, for the
183 purpose of repair and renovation at and acquisition of equipment
184 for the facility used for the adolescent psychiatric program, for
185 the fiscal year beginning July 1, 2024, and ending
186 June 30, 2025.....\$ 5,691,235.00.

187 Notwithstanding the amount reappropriated under this section,
188 in no event shall the amount expended exceed the unexpended



189 balance of the funds remaining as of June 30, 2024, or change the
190 purpose for which the funds were originally authorized.

191 **SECTION 14.** The following sum, or so much of it as may be
192 necessary, is reappropriated out of any money in the Coronavirus
193 State Fiscal Recovery Fund not otherwise appropriated, to the
194 Department of Mental Health, as authorized in Senate Bill No.
195 2865, 2022 Regular Session, and Senate Bill No 3052, 2023 Regular
196 Session, for the purpose of assisting with behavioral and mental
197 health needs exacerbated by the Coronavirus Disease 2019
198 (COVID-19) pandemic, responding to other public health impacts,
199 and other operational expenses as allowed under Section 9901 of
200 the American Rescue Plan Act of 2021 (ARPA) or any guidance or
201 regulation issued by the United States Department of the Treasury
202 in conformity therewith, for the fiscal year beginning July 1,
203 2024, and ending June 30, 2025.....\$ 51,159,452.00.

204 Notwithstanding the amount reappropriated under this section,
205 in no event shall the amount expended exceed the unexpended
206 balance of the funds remaining as of June 30, 2024, or change the
207 purpose for which the funds were originally authorized.

208 **SECTION 15.** The following sum, or so much of it as may be
209 necessary, is reappropriated out of any money in the Coronavirus
210 State Fiscal Recovery Fund not otherwise appropriated to the
211 Mississippi National Guard as authorized in Senate Bill No. 3019,
212 2022 Regular Session, Senate Bill No. 2961, 2023 Regular Session,



213 and Senate Bill No. 3052, 2023 Regular Session, for the fiscal
214 year beginning July 1, 2024, and ending June 30, 2025.....
215\$ 12,227,209.00.

216 Notwithstanding the amount reappropriated under this section,
217 in no event shall the amount expended exceed the unexpended
218 balance of the funds remaining as of June 30, 2024, or change the
219 purpose for which the funds were originally authorized.

220 **SECTION 16.** The following sum, or so much of it as may be
221 necessary, is reappropriated out of any money in the Coronavirus
222 State Fiscal Recovery Fund not otherwise appropriated, to the
223 Department of Public Safety, as authorized in Senate Bill No.
224 3014, 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
225 Session, for the purpose of completing capital projects at
226 state-owned buildings or grounds, crime prevention due to the
227 increase in crime, and operational expenditures, including the
228 additional purpose of backlogs at the Forensic Laboratory,
229 necessary to respond to the effects of the COVID-19 pandemic as
230 allowable under Section 9901 of the American Rescue Plan Act of
231 2021 (ARPA) or any guidance or regulation issued by the United
232 States Department of the Treasury in conformity therewith, for the
233 fiscal year beginning July 1, 2024, and ending June 30, 2025.....
234\$ 13,364,487.00.

235 Notwithstanding the amount reappropriated under this section,
236 in no event shall the amount expended exceed the unexpended



237 balance of the funds remaining as of June 30, 2024, or change the
238 purpose for which the funds were originally authorized.

239 **SECTION 17.** The following sum, or so much of it as may be
240 necessary, is reappropriated out of any money in the Coronavirus
241 State Fiscal Recovery Fund not otherwise appropriated, to the
242 District Attorney's and staff, as authorized in House Bill No.
243 1625, 2022 Regular Session, Senate Bill No. 2961, 2023 Regular
244 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
245 purpose of funding additional salaries and office expenses of
246 temporary legal assistants and support personnel as authorized by
247 Section 25-31-5(2)(g), Mississippi Code of 1972, necessary to
248 respond to the effects of the COVID-19 pandemic as allowable under
249 Section 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
250 guidance or regulation issued by the United States Department of
251 the Treasury in conformity therewith, for the fiscal year
252 beginning July 1, 2024, and ending June 30, 2025.....
253\$ 659,800.00.

254 Notwithstanding the amount reappropriated under this section,
255 in no event shall the amount expended exceed the unexpended
256 balance of the funds remaining as of June 30, 2024, or change the
257 purpose for which the funds were originally authorized.

258 **SECTION 18.** The following sum, or so much of it as may be
259 necessary, is reappropriated out of any money in the Coronavirus
260 State Fiscal Recovery Fund not otherwise appropriated, to the
261 Office of the State Public Defender, as authorized in House Bill



262 No. 1627, 2022 Regular Session, Senate Bill No. 2961, 2023 Regular
263 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
264 purpose of funding additional salaries and office expenses for
265 public defenders assigned to special temporary courts that
266 supplement those authorized under Section 9-7-25, Mississippi Code
267 of 1972, necessary to respond to the effects of the COVID-19
268 pandemic as allowable under Section 9901 of the American Rescue
269 Plan Act of 2021 (ARPA) or any guidance or regulation issued by
270 the United States Department of the Treasury in conformity
271 therewith, for the fiscal year beginning July 1, 2024, and ending
272 June 30, 2025.....\$ 442,059.00.

273 Notwithstanding the amount reappropriated under this section,
274 in no event shall the amount expended exceed the unexpended
275 balance of the funds remaining as of June 30, 2024, or change the
276 purpose for which the funds were originally authorized.

277 **SECTION 19.** The following sum, or so much of it as may be
278 necessary, is reappropriated out of any money in the Coronavirus
279 State Fiscal Recovery Fund not otherwise appropriated, to the
280 Mississippi Postsecondary Education Financial Assistance Board, as
281 authorized in House Bill No. 1521, 2022 Regular Session, as
282 amended by Senate Bill 2373, 2023 Regular Session, and Senate Bill
283 No. 3052, 2023 Regular Session, for the purpose of providing
284 funding for the Skilled Nursing Home and Hospital Nurses Retention
285 Loan Repayment Program, for the fiscal year beginning July 1,
286 2024, and ending June 30, 2025.....\$ 6,000,000.00.



287 Notwithstanding the amount reappropriated under this section,
288 in no event shall the amount expended exceed the unexpended
289 balance of the funds remaining as of June 30, 2024, or change the
290 purpose for which the funds were originally authorized.

291 **SECTION 20.** The following sum, or so much of it as may be
292 necessary, is reappropriated out of any money in the Coronavirus
293 State Fiscal Recovery Fund not otherwise appropriated to the
294 Department of Finance and Administration, as authorized in Senate
295 Bill No. 3064, 2022 Regular Session, for the purpose of funding
296 the Independent Schools Infrastructure Grant Program established
297 in Senate Bill No. 2780, 2022 Regular Session, and Senate Bill
298 3052, 2023 Regular Session, for the fiscal year beginning July 1,
299 2024, and ending June 30, 2025.....\$ 10,000,000.00.

300 Notwithstanding the amount reappropriated under this section,
301 in no event shall the amount expended exceed the unexpended
302 balance of the funds remaining as of June 30, 2024, or change the
303 purpose for which the funds were originally authorized.

304 **SECTION 21.** None of the funds reappropriated in this act
305 shall be used to pay employee premium payments.

306 **SECTION 22.** (1) As used in this section, the term "agency"
307 shall mean the entities in which funds were reappropriated in
308 Sections 1 through 21 of this act.

309 (2) The agency shall not disburse any funds provided under
310 this section to any recipient without first: (a) making an
311 individualized determination that the reimbursement sought is, in



312 the agency's independent judgment, for necessary expenditures
313 eligible under Section 602 of the federal Social Security Act as
314 added by Section 9901 of the federal American Rescue Plan Act of
315 2021 (ARPA) and its implementing guidelines, guidance, rules,
316 regulations and/or other criteria, as may be amended or
317 supplemented from time to time, by the United States Department of
318 the Treasury; and (b) determining that the recipient has not
319 received and will not receive reimbursement for the expense in
320 question from any source of funds, including insurance proceeds,
321 other than those funds provided under Section 602 of the federal
322 Social Security Act as added by Section 9901 of ARPA. In
323 addition, the agency shall ensure that all funds provided under
324 this section are disbursed in compliance with the Single Audit Act
325 (31 USC Sections 7501-7507) and the related provisions of the
326 Uniform Guidance, 2 CFR Section 200.303 regarding internal
327 controls, Sections 200.330 through 200.332 regarding sub-recipient
328 monitoring and management, and subpart F regarding audit
329 requirements.

330 (3) As a condition of receiving and expending the funds
331 provided to the agency under this section, the agency shall
332 certify to the Department of Finance and Administration that each
333 expenditure of the funds provided to the agency under this section
334 complies with the guidelines, guidance, rules, regulations and/or
335 other criteria, as may be amended from time to time, of the United



336 States Department of the Treasury regarding the use of monies from
337 the Coronavirus State Fiscal Recovery Fund established by ARPA.

338 (4) If the Office of Inspector General of the United States
339 Department of the Treasury, or the Office of Inspector General of
340 any other federal agency having oversight over the use of monies
341 from the Coronavirus State Fiscal Recovery Fund established by
342 ARPA (a) determines that the agency or recipient has expended or
343 otherwise used any of the funds provided to the agency under this
344 section for any purpose that is not in compliance with the
345 guidelines, guidance, rules, regulations and/or other criteria, as
346 may be amended from time to time, of the United States Department
347 of the Treasury regarding the use of monies from the Coronavirus
348 State Fiscal Recovery Fund established by the ARPA, and (b) the
349 State of Mississippi is required to repay the federal government
350 for any of those funds that the Office of the Inspector General
351 determined were expended or otherwise used improperly by the
352 agency or recipient, then the agency or recipient that expended or
353 otherwise used those funds improperly shall be required to pay the
354 amount of those funds to the State of Mississippi for repayment to
355 the federal government.

356 **SECTION 23.** The money appropriated by this act shall be paid
357 by the State Treasurer out of any money in the State Treasury to
358 the credit of the proper fund or funds as set forth in this act,
359 upon warrants issued by the State Fiscal Officer; and the State
360 Fiscal Officer shall issue his or her warrants upon requisitions



361 signed by the proper person, officer or officers in the manner
362 provided by law.

363 **SECTION 24.** This act shall take effect and be in force from
364 and after July 1, 2024.

