

By: Senator(s) Hopson, Polk, Branning,
Wiggins, Frazier, McMahan, Parks, Parker,
Jordan, Butler

To: Appropriations

SENATE BILL NO. 3162

1 AN ACT MAKING AN ADDITIONAL APPROPRIATION FROM THE
2 CORONAVIRUS STATE FISCAL RECOVERY LOST REVENUE FUND TO THE
3 DEPARTMENT OF MENTAL HEALTH FOR THE PURPOSE OF ENTERING INTO A
4 SUBGRANT WITH CANOPY CHILDREN'S SOLUTIONS FOR THE CONSTRUCTION AND
5 RENOVATION OF THE CARES CENTER INCLUDING THE CHILDREN AND YOUTH
6 PSYCHIATRIC RESIDENTIAL TREATMENT FACILITY FOR TRAUMA RECOVERY,
7 FOR THE PERIOD BEGINNING UPON THE PASSAGE OF THIS ACT AND ENDING
8 JUNE 30, 2025.

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

10 **SECTION 1.** The following sum, or so much thereof as may be
11 necessary, is appropriated out of any money not otherwise
12 appropriated to the credit of the Coronavirus State Fiscal
13 Recovery Lost Revenue Fund, and allocated in a manner as
14 determined by the Treasurer's Office, to the Department of Mental
15 Health for the purpose of entering into a subgrant with Canopy
16 Children's Solutions for the construction and renovation of the
17 CARES Center including the children and youth Psychiatric
18 Residential Treatment Facility for Trauma Recovery for the period
19 beginning upon the passage of this act and ending June 30, 2025...
20\$ 20,000,000.00.



21 **SECTION 2.** As a condition of expending these funds provided
22 under this act, the Department of Mental Health shall require
23 Canopy Children's Solutions to:

24 (a) Give first preference to individuals who are under
25 the care of the Department of Mental Health and Child Protection
26 Services; and

27 (b) Provide that a minimum of Thirty-three of the
28 facilities' beds are for Department of Mental Health and Child
29 Protection Services patients.

30 **SECTION 3.** None of the funds appropriated by this act shall
31 be used to pay employee premium payments.

32 **SECTION 4.** (1) As used in this section and Section 5 of
33 this act, the term "department" means the Department of Mental
34 Health.

35 (2) The department shall not disburse any funds appropriated
36 under this act to any recipient without first: (a) making an
37 individualized determination that the expenditure sought is, in
38 the department's independent judgment, for necessary expenditures
39 eligible under Section 602 of the federal Social Security Act as
40 added by Section 9901 of the federal American Rescue Plan Act of
41 2021 (ARPA) and its implementing guidelines, guidance, rules,
42 regulations and/or other criteria, as may be amended or
43 supplemented from time to time, by the United States Department of
44 the Treasury; and (b) determining that the recipient has not
45 received and will not receive reimbursement for the expense in



46 question from any source of funds, including insurance proceeds,
47 other than those funds provided under Section 602 of the federal
48 Social Security Act as added by Section 9901 of ARPA. In
49 addition, the department shall ensure that all funds appropriated
50 under this act are disbursed in compliance with the Single Audit
51 Act (31 USC Sections 7501-7507) and the related provisions of the
52 Uniform Guidance, 2 CFR Section 200.303 regarding internal
53 controls, Sections 200.330 through 200.332 regarding sub-recipient
54 monitoring and management, and subpart F regarding audit
55 requirements.

56 **SECTION 5.** (1) As a condition of receiving and expending
57 the funds appropriated to the department under this act, the
58 department shall certify to the Department of Finance and
59 Administration that each expenditure of the funds appropriated to
60 the department under this act complies with the guidelines,
61 guidance, rules, regulations and/or other criteria, as may be
62 amended from time to time, of the United States Department of the
63 Treasury regarding the use of monies from the Coronavirus State
64 Fiscal Recovery Fund established by the American Rescue Plan Act
65 of 2021.

66 (2) If the Office of Inspector General of the United States
67 Department of the Treasury, or the Office of Inspector General of
68 any other federal agency having oversight over the use of monies
69 from the Coronavirus State Fiscal Recovery Fund established by the
70 American Rescue Plan Act of 2021 (a) determines that the



71 department or recipient has expended or otherwise used any of the
72 funds appropriated to the department under this act for any
73 purpose that is not in compliance with the guidelines, guidance,
74 rules, regulations and/or other criteria, as may be amended from
75 time to time, of the United States Department of the Treasury
76 regarding the use of monies from the Coronavirus State Fiscal
77 Recovery Fund established by the American Rescue Plan Act of 2021,
78 and (b) the State of Mississippi is required to repay the federal
79 government for any of those funds that the Office of the Inspector
80 General determined were expended or otherwise used improperly by
81 the department or recipient, then the department or recipient that
82 expended or otherwise used those funds improperly shall be
83 required to pay the amount of those funds to the State of
84 Mississippi for repayment to the federal government.

85 **SECTION 6.** The money appropriated by this act shall be paid
86 by the State Treasurer out of any money in the Coronavirus State
87 Fiscal Recovery Lost Revenue Fund not otherwise appropriated, upon
88 warrants issued by the State Fiscal Officer; and the State Fiscal
89 Officer shall issue his or her warrants upon requisitions signed
90 by the proper person, officer or officers in the manner provided
91 by law.

92 **SECTION 7.** This act shall take effect and be in force from
93 and after its passage, and shall stand repealed on the day before
94 its passage.

