

House Amendments to Senate Bill No. 3058

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE 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:

5 **SECTION 1.** The following sum, or so much of it as may be
6 necessary, is reappropriated out of any money in the Coronavirus
7 State Fiscal Recovery Fund not otherwise appropriated, to the
8 Office of Workforce Development, with the Department of Employment
9 Security serving as the fiscal agent, as authorized in House Bill
10 No. 1517, 2022 Regular Session, Senate Bill No. 3052, 2023 Regular
11 Session, and Senate Bill No. 3113, 2023 Regular Session, for the
12 fiscal year beginning July 1, 2024, and ending June 30, 2025.....
13\$ 55,000,000.00.

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

18 **SECTION 2.** The following sum, or so much of it as may be
19 necessary, is reappropriated out of any money in the Coronavirus
20 State Fiscal Recovery Fund not otherwise appropriated, to the
21 Department of Environmental Quality, as authorized in Senate Bill

22 No. 3056, 2022 Regular Session, House Bill No. 1716, 2023 Regular
23 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
24 purpose of administering the Mississippi Municipality and County
25 Water Infrastructure (MCWI) Grant Program established in Section
26 49-2-131, Mississippi Code of 1972, for the fiscal year beginning
27 July 1, 2024, and ending June 30, 2025.....\$ 434,200,000.00.

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

32 **SECTION 3.** The following sum, or so much of it as may be
33 necessary, is reappropriated out of any money in the Coronavirus
34 State Fiscal Recovery Fund not otherwise appropriated, to the
35 Department of Finance and Administration, as authorized in House
36 Bill No. 1518, 2022 Regular Session, House Bill No. 1719, 2023
37 Regular Session, and Senate Bill No. 3052, 2023 Regular Session,
38 for the purpose of providing funds to destination marketing
39 organizations to assist in paying costs of certain marketing
40 activities and providing funds to Mississippi Main Street
41 Association, as provided in Section 57-123-3, Mississippi Code of
42 1972, for the fiscal year beginning July 1, 2024, and ending June
43 30, 2025.....\$ 21,448,316.00.

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

48 **SECTION 4.** The following sum, or so much of it as may be
49 necessary, is reappropriated out of any money in the Mississippi
50 Association of Independent Colleges and Universities (MAICU) Grant
51 Program Fund not otherwise appropriated, to the Department of
52 Finance and Administration, as authorized in Senate Bill No. 3064,
53 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
54 Session, for the purpose of funding the MAICU Grant Program
55 established in Section 37-185-31, Mississippi Code of 1972, for
56 the fiscal year beginning July 1, 2024, and ending
57 June 30, 2025.....\$ 9,362,494.00.

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

62 **SECTION 5.** The following sum, or so much of it as may be
63 necessary, is reappropriated out of any money in the Coronavirus
64 State Fiscal Recovery Fund not otherwise appropriated, to the
65 Department of Finance and Administration Bureau of Building,
66 Grounds, and Real Property Management, as authorized in Senate
67 Bill No. 3062, 2022 Regular Session, and Senate Bill No. 3118,
68 2023 Regular Session, for the purpose of completing capital
69 projects at state-owned buildings or grounds that are allowable
70 under Section 9901 of the American Rescue Plan Act of 2021 (ARPA)
71 or any guidance or regulation issued by the United States
72 Department of the Treasury in conformity therewith, for the fiscal
73 year beginning July 1, 2024, and ending June 30, 2025.....

74\$ 235,969,769.00.

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

79 **SECTION 6.** The following sum, or so much of it as may be
80 necessary, is reappropriated out of any money in the Coronavirus
81 State Fiscal Recovery Fund not otherwise appropriated, to the
82 Department of Finance and Administration, as authorized in House
83 Bill No. 1717, 2023 Regular Session, for the purpose
84 of reimbursing the State and School Employees' Life and Health
85 Insurance Plan for eligible expenses, for the fiscal year
86 beginning July 1, 2024, and ending June 30, 2025.....
87\$ 2,946,442.00.

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. 271,
96 2023 Regular Session, for the purpose of funding the Mississippi
97 Hospital Sustainability Grant Program established in Section
98 41-9-371, Mississippi Code of 1972, for the fiscal year beginning
99 July 1, 2024, and ending June 30, 2025.....\$ 44,951,493.00.

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

104 **SECTION 8.** The following sum, or so much of it as may be
105 necessary, is reappropriated out of any money in the Coronavirus
106 State Fiscal Recovery Fund not otherwise appropriated, to the
107 State Department of Health, as authorized in House Bill No. 1614,
108 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
109 Session, for the purpose of operational expenditures needed to
110 respond to the COVID-19 pandemic as allowable under Section 9901
111 of the American Rescue Plan Act of 2021 (ARPA) or any guidance or
112 regulation issued by the United States Department of the Treasury
113 in conformity therewith, for the fiscal year beginning July 1,
114 2024, and ending June 30, 2025.....\$ 2,455,593.00.

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

119 **SECTION 9.** The following sum, or so much of it as may be
120 necessary, is reappropriated out of any money in the Coronavirus
121 State Fiscal Recovery Fund not otherwise appropriated, to the
122 State Department of Health, as authorized in Senate Bill No. 3060,
123 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
124 Session, for the purpose of funding the COVID-19 Hospital Expanded
125 Capacity Program established in Section 41-14-31, Mississippi Code

126 of 1972, for the fiscal year beginning July 1, 2024, and ending
127 June 30, 2025.....\$ 11,328,147.00.

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

132 **SECTION 10.** The following sum, or so much of it as may be
133 necessary, is reappropriated out of any money in the Coronavirus
134 State Fiscal Recovery Fund not otherwise appropriated, to the
135 State Department of Health, as authorized in Senate Bill No. 3060,
136 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
137 Session, for the purpose of funding the COVID-19 Mississippi Local
138 Provider Innovation Grant Program established in Section 41-139-1,
139 Mississippi Code of 1972, for the fiscal year beginning July 1,
140 2024, and ending June 30, 2025.....\$ 21,890,700.00.

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

145 **SECTION 11.** The following sum, or so much of it as may be
146 necessary, is reappropriated out of any money in the Coronavirus
147 State Fiscal Recovery Fund not otherwise appropriated, to the
148 State Department of Health, as authorized in House Bill No. 1538,
149 2022 Regular Session, House Bill No. 1715, 2023 Regular Session,
150 and Senate Bill No. 3052, 2023 Regular Session, for the purpose of
151 funding the ARPA Rural Water Associations Infrastructure Grant

152 Program established under Section 41-3-16.1, Mississippi Code of
153 1972, for the fiscal year beginning July 1, 2024, and ending
154 June 30, 2025.....\$ 362,368,821.00.

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

159 **SECTION 12.** The following sum, or so much of it as may be
160 necessary, is reappropriated out of any money in the Coronavirus
161 State Fiscal Recovery Fund not otherwise appropriated, to the
162 Department of Child Protection Services, as authorized in House
163 Bill No. 1611, 2022 Regular Session, and Senate Bill No. 3052,
164 2023 Regular Session, for the purpose of defraying eligible
165 operational expenses as allowable under Section 9901 of the
166 American Rescue Plan Act of 2021 (ARPA) or any guidance or
167 regulation issued by the United States Department of the Treasury
168 in conformity therewith, for the fiscal year beginning July 1,
169 2024, and ending June 30, 2025.....\$ 23,651,446.00.

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

174 **SECTION 13.** The following sum, or so much of it as may be
175 necessary, is reappropriated out of any money in the Coronavirus
176 State Fiscal Recovery Lost Revenue Fund not otherwise
177 appropriated, to the University of Mississippi Medical Center, as

178 authorized in Senate Bill No. 3010, 2022 Regular Session, and
179 Senate Bill No. 3052, 2023 Regular Session, for the purpose of
180 constructing a new nursing school at the University of Mississippi
181 Medical Center as allowable under Section 9901 of the American
182 Rescue Plan Act of 2021 (ARPA) or any guidance or regulation
183 issued by the United States Department of the Treasury in
184 conformity therewith, for the fiscal year beginning July 1, 2024,
185 and ending June 30, 2025.....\$ 45,128,750.00.

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

190 **SECTION 14.** The following sum, or so much of it as may be
191 necessary, is reappropriated out of any money in the Coronavirus
192 State Fiscal Recovery Lost Revenue Fund not otherwise
193 appropriated, to the University of Mississippi Medical Center, as
194 authorized in House Bill No. 1722, 2023 Regular Session, for the
195 purpose of repair and renovation at and acquisition of equipment
196 for the facility used for the adolescent psychiatric program, for
197 the fiscal year beginning July 1, 2024, and ending
198 June 30, 2025.....\$ 1,500,000.00.

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

203 **SECTION 15.** The following sum, or so much of it as may be
204 necessary, is reappropriated out of any money in the Coronavirus
205 State Fiscal Recovery Fund not otherwise appropriated, to the
206 Department of Mental Health, as authorized in Senate Bill No.
207 2865, 2022 Regular Session, and Senate Bill No 3052, 2023 Regular
208 Session, for the purpose of assisting with behavioral and mental
209 health needs exacerbated by the Coronavirus Disease 2019
210 (COVID-19) pandemic, responding to other public health impacts,
211 and other operational expenses as allowed under Section 9901 of
212 the American Rescue Plan Act of 2021 (ARPA) or any guidance or
213 regulation issued by the United States Department of the Treasury
214 in conformity therewith, for the fiscal year beginning July 1,
215 2024, and ending June 30, 2025.....\$ 51,215,500.00.

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 Mississippi National Guard as authorized in Senate Bill No. 3019,
224 2022 Regular Session, Senate Bill No. 2961, 2023 Regular Session,
225 and Senate Bill No. 3052, 2023 Regular Session, for the fiscal
226 year beginning July 1, 2024, and ending June 30, 2025.....
227\$ 13,130,000.00.

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

232 **SECTION 17.** The following sum, or so much of it as may be
233 necessary, is reappropriated out of any money in the Coronavirus
234 State Fiscal Recovery Fund not otherwise appropriated, to the
235 Department of Public Safety, as authorized in Senate Bill No.
236 3014, 2022 Regular Session, and Senate Bill No. 3052, 2023 Regular
237 Session, for the purpose of completing capital projects at
238 state-owned buildings or grounds, crime prevention due to the
239 increase in crime, and operational expenditures, including the
240 additional purpose of backlogs at the Forensic Laboratory,
241 necessary to respond to the effects of the COVID-19 pandemic as
242 allowable under Section 9901 of the American Rescue Plan Act of
243 2021 (ARPA) or any guidance or regulation issued by the United
244 States Department of the Treasury in conformity therewith, for the
245 fiscal year beginning July 1, 2024, and ending June 30, 2025.....
246\$ 13,354,294.00.

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

251 **SECTION 18.** The following sum, or so much of it as may be
252 necessary, is reappropriated out of any money in the Coronavirus
253 State Fiscal Recovery Fund not otherwise appropriated, to the

254 District Attorney's and staff, as authorized in House Bill No.
255 1625, 2022 Regular Session, Senate Bill No. 2961, 2023 Regular
256 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
257 purpose of funding additional salaries and office expenses of
258 temporary legal assistants and support personnel as authorized by
259 Section 25-31-5(2)(g), Mississippi Code of 1972, necessary to
260 respond to the effects of the COVID-19 pandemic as allowable under
261 Section 9901 of the American Rescue Plan Act of 2021 (ARPA) or any
262 guidance or regulation issued by the United States Department of
263 the Treasury in conformity therewith, for the fiscal year
264 beginning July 1, 2024, and ending June 30, 2025.....
265\$ 464,580.00.

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

270 **SECTION 19.** The following sum, or so much of it as may be
271 necessary, is reappropriated out of any money in the Coronavirus
272 State Fiscal Recovery Fund not otherwise appropriated, to the
273 Office of the State Public Defender, as authorized in House Bill
274 No. 1627, 2022 Regular Session, Senate Bill No. 2961, 2023 Regular
275 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
276 purpose of funding additional salaries and office expenses for
277 public defenders assigned to special temporary courts that
278 supplement those authorized under Section 9-7-25, Mississippi Code
279 of 1972, necessary to respond to the effects of the COVID-19

280 pandemic as allowable under Section 9901 of the American Rescue
281 Plan Act of 2021 (ARPA) or any guidance or regulation issued by
282 the United States Department of the Treasury in conformity
283 therewith, for the fiscal year beginning July 1, 2024, and ending
284 June 30, 2025.....\$ 300,000.00.

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

289 **SECTION 20.** The following sum, or so much of it as may be
290 necessary, is reappropriated out of any money in the Coronavirus
291 State Fiscal Recovery Fund not otherwise appropriated, to the
292 Supreme Court - Trial Judges, as authorized in House Bill No.
293 1628, 2022 Regular Session, Senate Bill No. 2961, 2023 Regular
294 Session, and Senate Bill No. 3052, 2023 Regular Session, for the
295 purpose of funding additional special temporary courts that
296 supplement those authorized under Section 9-7-25, Mississippi Code
297 of 1972, necessary to respond to the effects of the COVID-19
298 pandemic as allowable under Section 9901 of the American Rescue
299 Plan Act of 2021 (ARPA) or any guidance or regulation issued by
300 the United States Department of the Treasury in conformity
301 therewith, for the fiscal year beginning July 1, 2024, and ending
302 June 30, 2025.....\$ 1,500,000.00.

303 Notwithstanding the amount reappropriated under this section,
304 in no event shall the amount expended exceed the unexpended

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

307 **SECTION 21.** The following sum, or so much of it as may be
308 necessary, is reappropriated out of any money in the Coronavirus
309 State Fiscal Recovery Fund not otherwise appropriated, to the
310 Mississippi Postsecondary Education Financial Assistance Board, as
311 authorized in House Bill No. 1521, 2022 Regular Session, as
312 amended by Senate Bill 2373, 2023 Regular Session, and Senate Bill
313 No. 3052, 2023 Regular Session, for the purpose of providing
314 funding for the Skilled Nursing Home and Hospital Nurses Retention
315 Loan Repayment Program, for the fiscal year beginning July 1,
316 2024, and ending June 30, 2025.....\$ 6,000,000.00.

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

321 **SECTION 22.** The following sum, or so much of it as may be
322 necessary, is reappropriated out of any money in the Coronavirus
323 State Fiscal Recovery Fund not otherwise appropriated to the
324 Department of Finance and Administration, as authorized in Senate
325 Bill No. 3064, 2022 Regular Session, for the purpose of funding
326 the Independent Schools Infrastructure Grant Program established
327 in Senate Bill No. 2780, 2022 Regular Session, and Senate Bill
328 3052, 2023 Regular Session, for the fiscal year beginning July 1,
329 2024, and ending June 30, 2025.....\$ 10,000,000.00.

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

334 **SECTION 23.** None of the funds reappropriated in this act
335 shall be used to pay employee premium payments.

336 **SECTION 24.** (1) As used in this section, the term "agency"
337 shall mean the entities in which funds were reappropriated in
338 Sections 1 through 21 of this act.

339 (2) The agency shall not disburse any funds provided under
340 this section to any recipient without first: (a) making an
341 individualized determination that the reimbursement sought is, in
342 the agency's independent judgment, for necessary expenditures
343 eligible under Section 602 of the federal Social Security Act as
344 added by Section 9901 of the federal American Rescue Plan Act of
345 2021 (ARPA) and its implementing guidelines, guidance, rules,
346 regulations and/or other criteria, as may be amended or
347 supplemented from time to time, by the United States Department of
348 the Treasury; and (b) determining that the recipient has not
349 received and will not receive reimbursement for the expense in
350 question from any source of funds, including insurance proceeds,
351 other than those funds provided under Section 602 of the federal
352 Social Security Act as added by Section 9901 of ARPA. In
353 addition, the agency shall ensure that all funds provided under
354 this section are disbursed in compliance with the Single Audit Act
355 (31 USC Sections 7501-7507) and the related provisions of the

356 Uniform Guidance, 2 CFR Section 200.303 regarding internal
357 controls, Sections 200.330 through 200.332 regarding sub-recipient
358 monitoring and management, and subpart F regarding audit
359 requirements.

360 (3) As a condition of receiving and expending the funds
361 provided to the agency under this section, the agency shall
362 certify to the Department of Finance and Administration that each
363 expenditure of the funds provided to the agency under this section
364 complies with the guidelines, guidance, rules, regulations and/or
365 other criteria, as may be amended from time to time, of the United
366 States Department of the Treasury regarding the use of monies from
367 the Coronavirus State Fiscal Recovery Fund established by ARPA.

368 (4) If the Office of Inspector General of the United States
369 Department of the Treasury, or the Office of Inspector General of
370 any other federal agency having oversight over the use of monies
371 from the Coronavirus State Fiscal Recovery Fund established by
372 ARPA (a) determines that the agency or recipient has expended or
373 otherwise used any of the funds provided to the agency under this
374 section for any purpose that is not in compliance with the
375 guidelines, guidance, rules, regulations and/or other criteria, as
376 may be amended from time to time, of the United States Department
377 of the Treasury regarding the use of monies from the Coronavirus
378 State Fiscal Recovery Fund established by the ARPA, and (b) the
379 State of Mississippi is required to repay the federal government
380 for any of those funds that the Office of the Inspector General
381 determined were expended or otherwise used improperly by the

382 agency or recipient, then the agency or recipient that expended or
383 otherwise used those funds improperly shall be required to pay the
384 amount of those funds to the State of Mississippi for repayment to
385 the federal government.

386 **SECTION 25.** The money appropriated by this act shall be paid
387 by the State Treasurer out of any money in the State Treasury to
388 the credit of the proper fund or funds as set forth in this act,
389 upon warrants issued by the State Fiscal Officer; and the State
390 Fiscal Officer shall issue his or her warrants upon requisitions
391 signed by the proper person, officer or officers in the manner
392 provided by law.

393 **SECTION 26.** This act shall take effect and be in force from
394 and after July 1, 2024, and shall stand repealed from and after
395 June 30, 2024.

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

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

HR13\SB3058A.J

Andrew Ketchings
Clerk of the House of Representatives