

By: Senator(s) Gordon, Thames, Cuevas, Lee,
Dawkins, Kirby, Scoper, Simmons

To: Appropriations

SENATE BILL NO. 3120
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION TO DEFRAY THE EXPENSES OF THE
2 MISSISSIPPI EMERGENCY MANAGEMENT AGENCY; AND FOR THE PURPOSE OF
3 ESTABLISHING A DISASTER RELIEF RESERVE FUND AND DEFRAYING THE
4 COSTS RELATED TO CERTAIN DISASTER ASSISTANCE PROGRAMS, FOR FISCAL
5 YEARS 2001 and 2002.

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

7 SECTION 1. The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any funds in the State
9 General Fund not otherwise appropriated, for the purpose of
10 defraying the expenses of the Mississippi Emergency Management
11 Agency in accordance with the provisions of Section 33-15-1 et
12 seq., Mississippi Code of 1972, for the fiscal year beginning
13 July 1, 2001, and ending June 30, 2002..... \$ 752,184.00.

14 SECTION 2. The following sum, or so much thereof as may be
15 necessary, is hereby appropriated out of any money in the special
16 fund in the State Treasury to the credit of the Mississippi
17 Emergency Management Agency which is comprised of special source
18 funds collected by or otherwise available to the agency, for the
19 support and maintenance of the agency for the fiscal year
20 beginning July 1, 2001, and ending June 30, 2002.....
21 \$ 3,207,807.00.

22 SECTION 3. Of the funds appropriated under the provisions of
23 Sections 1 and 2, not more than the amounts set forth below shall
24 be expended for the respective major objects or purposes of
25 expenditure:

26 MAJOR OBJECTS OF EXPENDITURE:

27 Personal Services:
28 Salaries, Wages and Fringe Benefits.. \$ 2,108,537.00

29	Travel and Subsistence.....	48,500.00
30	Contractual Services.....	394,777.00
31	Commodities.....	95,029.00
32	Capital Outlay:	
33	Other Than Equipment.....	0.00
34	Equipment.....	3,500.00
35	Subsidies, Loans and Grants.....	<u>1,309,648.00</u>
36	Total.....	\$ 3,959,991.00
37	FUNDING:	
38	General Funds.....	\$ 752,184.00
39	Special Funds.....	<u>3,207,807.00</u>
40	Total.....	\$ 3,959,991.00

41 AUTHORIZED POSITIONS:

42	Permanent: Full Time.....	51
43	Part Time.....	0
44	Time-Limited: Full Time.....	13
45	Part Time.....	0

46 With the funds herein appropriated, it is the intention of
47 the Legislature that it shall be the agency's responsibility to
48 make certain that funds required to be appropriated for "Personal
49 Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002
50 funds appropriated for that purpose, unless programs or positions
51 are added to the agency's Fiscal Year 2003 budget by the
52 Mississippi Legislature. Based on data provided by the
53 Legislative Budget Office, the State Personnel Board shall
54 determine and publish the projected annual cost to fully fund all
55 appropriated positions in compliance with the provisions of this
56 act. It shall be the responsibility of the agency head to insure
57 that no single personnel action increases this projected annual
58 cost and/or the Fiscal Year 2002 appropriation for "Personal
59 Services" when annualized. If, at the end of any calendar month,
60 the State Personnel Board determines that the agency has taken
61 action(s) which would cause the agency to exceed this projected

62 annual cost or the Fiscal Year 2002 "Personal Services"
63 appropriated level, when annualized, then only those actions which
64 reduce the projected annual cost and/or the appropriation
65 requirement will be processed by the State Personnel Board until
66 such time as the requirements of this provision are met.

67 Any transfers or escalations shall be made in accordance with
68 the terms, conditions, and procedures established by law.

69 No general funds authorized to be expended herein shall be
70 used to replace federal funds and/or other special funds which are
71 being used for salaries authorized under the provisions of this
72 act and which are withdrawn and no longer available.

73 SECTION 4. Of the funds appropriated under the provisions of
74 Section 2, Sixty-five Thousand Six Hundred Twenty-four Dollars
75 (\$65,624.00) shall be derived from the Budget Contingency Fund
76 created in Senate Bill No. 2680, Regular Session of 2001.

77 SECTION 5. It is the intention of the Legislature that the
78 Director of the Mississippi Emergency Management Agency may, upon
79 the request of a local public emergency management organization in
80 an area which has suffered a natural disaster, supply equipment to
81 rural water associations to enable their continued operation when
82 the local emergency management organization determines that such
83 private entities provide services essential to the welfare of the
84 community.

85 SECTION 6. It is the intention of the Legislature that the
86 Director of the Mississippi Emergency Management Agency shall
87 provide enhanced training to local governments, supervisors,
88 mayors, civil defense groups and municipal associations in
89 disaster management.

90 SECTION 7. The following sum, or so much thereof as may be
91 necessary is hereby appropriated out of any money in the State
92 General Fund not otherwise appropriated, to the Emergency
93 Management Agency to be used to establish a special reserve fund

94 in the State Treasury for Disaster Relief, for the fiscal year
95 beginning July 1, 2001, and ending June 30, 2002.....
96 \$ 65,726.00.

97 SECTION 8. The following sum, or so much thereof as may be
98 necessary, is hereby appropriated out of any money in the State
99 Treasury to the credit of the Emergency Management Agency Fund
100 Nos. 3725 and 3728 for the purpose of defraying certain
101 administrative expenses and the federal share of the cost of the
102 Disaster Relief Program, for the fiscal year beginning
103 July 1, 2001, and ending June 30, 2002..... \$ 5,606,000.00.

104 SECTION 9. The following sum, or so much thereof as may be
105 necessary, is hereby appropriated out of any money in the State
106 Treasury to the credit of the Emergency Management Agency Fund No.
107 372U for the purpose of defraying certain administrative expenses
108 and the federal share of the cost of the Hazard Mitigation
109 Program, for the fiscal year beginning July 1, 2001, and ending
110 June 30, 2002..... \$ 23,078,774.00.

111 SECTION 10. The following sum, or so much thereof as may be
112 necessary, is hereby appropriated out of any money in the State
113 General Fund not otherwise appropriated to the Emergency
114 Management Agency for the purpose of defraying certain
115 administrative expenses and the state share of the cost of the
116 Hazard Mitigation Program, for the fiscal year beginning
117 July 1, 2001, and ending June 30, 2002..... \$ 100,000.00.

118 SECTION 11. The following sum, or so much thereof as may be
119 necessary, is hereby appropriated out of any money in the State
120 Treasury to the credit of the Emergency Management Agency Fund No.
121 372T for the purpose of defraying certain administrative expenses
122 and the federal share of the cost of the Public Assistance Program
123 resulting from the April/May 1991 Flood, for the fiscal year
124 beginning July 1, 2001, and ending June 30, 2002.....
125 \$ 200,000.00.

126 SECTION 12. The following sum, or so much thereof as may be
127 necessary, is hereby appropriated out of any money in the State
128 General Fund not otherwise appropriated, to the Emergency
129 Management Agency for the purpose of defraying certain
130 administrative expenses and the state share of the cost of the
131 Public Assistance Program resulting from the April/May 1991 Flood,
132 for the fiscal year beginning July 1, 2001, and ending
133 June 30, 2002..... \$ 109,627.00.

134 SECTION 13. The following sum, or so much thereof as may be
135 necessary, is hereby appropriated out of any money in the State
136 Treasury to the credit of the Emergency Management Agency Fund
137 Nos. 3725 and 3728 for the purpose of defraying certain
138 administrative expenses and the state and federal share of the
139 cost of the Public Assistance Program resulting from the 1994 Ice
140 Storm, for the fiscal year beginning July 1, 2001, and ending
141 June 30, 2002..... \$ 2,256,086.00.

142 SECTION 14. The following sum, or so much thereof as may be
143 necessary, is hereby appropriated out of any money in the State
144 Treasury to the credit of the Emergency Management Agency Fund No.
145 372G for the purpose of defraying certain administrative expenses
146 of the cost of the Nuclear Preparedness Program, for the fiscal
147 year beginning July 1, 2001, and ending June 30, 2002.....
148 \$ 270,000.00.

149 SECTION 15. The following sum, or so much thereof as may be
150 necessary, is hereby appropriated out of any money in the State
151 Treasury to the credit of the Emergency Management Agency Fund No.
152 3724 for the purpose of defraying the expenses of providing
153 individual and family disaster relief assistance for personal
154 property losses and damages resulting from disasters declared by
155 the federal government, for the fiscal year beginning
156 July 1, 2001, and ending June 30, 2002..... \$ 1,250,000.00.

157 SECTION 16. The following sum, or so much thereof as may be
158 necessary, is hereby appropriated out of any money in the State

159 Treasury to the credit of the Emergency Management Agency Fund
160 Nos. 3724 and 3728 for the purpose of defraying certain
161 administrative expenses and federal share of the cost of the
162 Public Assistance Program and the Individual and Family Grant
163 Program resulting from Hurricane Georges, for the fiscal year
164 beginning July 1, 2001, and ending June 30, 2002.....
165 \$ 19,971,852.00.

166 SECTION 17. The following sum, or so much thereof as may be
167 necessary, is hereby appropriated out of any money in the State
168 General Fund not otherwise appropriated, to the Emergency
169 Management Agency for the purpose of defraying certain
170 administrative expenses and the state share of the cost of the
171 Public Assistance Program and the Individual and Family Grant
172 Program resulting from Hurricane Georges, for the fiscal year
173 beginning July 1, 2001, and ending June 30, 2002.....
174 \$ 1,500,000.00.

175 SECTION 18. The following sum, or so much thereof as may be
176 necessary, is hereby appropriated out of any money in the State
177 Treasury to the credit of the Emergency Management Agency Fund No.
178 3728 for the purpose of defraying certain administrative expenses
179 and the federal share of the cost of the Public Assistance Program
180 resulting from the December 1998 Ice Storm, for the fiscal year
181 beginning July 1, 2001, and ending June 30, 2002.....
182 \$ 6,860,914.00.

183 SECTION 19. The following sum, or so much thereof as may be
184 necessary, is hereby appropriated out of any money in the State
185 General Fund not otherwise appropriated, to the Emergency
186 Management Agency for the purpose of defraying certain
187 administrative expenses and the state share of the cost of the
188 Public Assistance Program resulting from the December 1998 Ice
189 Storm, for the fiscal year beginning July 1, 2001, and ending
190 June 30, 2002..... \$ 400,000.00.

191 SECTION 20. The following sum, or so much thereof as may be
192 necessary, is hereby appropriated out of any money in the State
193 Treasury to the credit of the Mississippi Emergency Management
194 Agency for the purpose of defraying certain administrative
195 expenses and the federal share of the cost of the Public
196 Assistance Program, the Individual and Family Grant Program and
197 the Hazard Mitigation Program resulting from the tornado disasters
198 in February and March, 2001, for the fiscal year beginning July 1,
199 2001, and ending June 30, 2002..... \$ 23,304,084.00.

200 SECTION 21. The following sum, or so much thereof as may be
201 necessary, is hereby appropriated out of any money in the State
202 Treasury to the credit of the Budget Contingency Fund created in
203 Senate Bill No. 2680, Regular Session of 2001, to the Mississippi
204 Emergency Management Agency for the purpose of defraying certain
205 administrative expenses and the state share of the cost of the
206 Public Assistance Program, the Individual and Family Grant Program
207 and the Hazard Mitigation Program resulting from the tornado
208 disasters in February and March, 2001, for the fiscal year
209 beginning July 1, 2001, and ending June 30, 2002.....
210 \$ 2,000,000.00.

211 SECTION 22. In addition to all other sums heretofore
212 appropriated, the following sum, or so much thereof as may be
213 necessary, is hereby appropriated out of any money in the State
214 Treasury to the credit of the Budget Contingency Fund created in
215 Senate Bill No. 2680, Regular Session of 2001, for the purpose of
216 defraying the expenses of the Mississippi Emergency Management
217 Agency in accordance with Section 33-15-1 et seq., Mississippi
218 Code of 1972, for the fiscal year ending June 30, 2001.....
219 \$ 21,875.00.

220 With the funds appropriated in this section, two (2)
221 permanent full-time positions are authorized.

222 SECTION 23. In addition to all other sums heretofore
223 appropriated, the following sum, or so much thereof as may be

224 necessary, is hereby appropriated out of any money in the State
225 Treasury to the credit of the Mississippi Emergency Management
226 Agency for the purpose of defraying certain administrative
227 expenses and the state and federal share of the cost of the Public
228 Assistance Program and the Individual and Family Grant Program
229 resulting from the tornado disasters in February and March, 2001,
230 for the fiscal year ending June 30, 2001.....
231 \$ 49,218.00.

232 With the funds appropriated in this section, six (6)
233 time-limited full-time positions are authorized.

234 SECTION 24. The funds appropriated in Section 7 shall be
235 expended only as provided in Sections 43-41-1 et seq. and
236 43-41-301 et seq., Mississippi Code of 1972, or for the purpose of
237 matching federal funds in the event a disaster occurs within the
238 state.

239 SECTION 25. The expenditure of the funds appropriated by
240 this act shall be under the direction of the Governor and shall be
241 paid by the State Treasurer out of any money in the State General
242 Fund not otherwise appropriated, or the proper special funds, upon
243 warrants issued by the State Fiscal Officer; and the State Fiscal
244 Officer shall issue his warrants upon requisitions signed by the
245 proper person, officer or officers, in the manner provided by law.

246 SECTION 26. This act shall take effect and be in force from
247 and after July 1, 2001.