SENATE BILL NO. 3120
(As Sent to Governor)

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

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

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

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

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

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

Salaries, Wages and Fringe Benefits.. $ 2,108,537.00

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<table>
<thead>
<tr>
<th>Description</th>
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<tr>
<td>Travel and Subsistence</td>
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<td>Contractual Services</td>
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<td>Commodities</td>
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<td>Capital Outlay:</td>
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<td>Equipment</td>
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<td>Subsidies, Loans and Grants</td>
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<td><strong>Total</strong></td>
<td><strong>3,959,991.00</strong></td>
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**FUNDING:**

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<td>General Funds</td>
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<td>Special Funds</td>
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<td><strong>Total</strong></td>
<td><strong>3,959,991.00</strong></td>
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**AUTHORIZED POSITIONS:**

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<th>Type</th>
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<tr>
<td>Permanent: Full Time</td>
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<td>0</td>
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<tr>
<td>Part Time</td>
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<tr>
<td>Time-Limited: Full Time</td>
<td>13</td>
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With the funds herein appropriated, it is the intention of the Legislature that it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002 funds appropriated for that purpose, unless programs or positions are added to the agency's Fiscal Year 2003 budget by the Mississippi Legislature. Based on data provided by the Legislative Budget Office, the State Personnel Board shall determine and publish the projected annual cost to fully fund all appropriated positions in compliance with the provisions of this act. It shall be the responsibility of the agency head to insure that no single personnel action increases this projected annual cost and/or the Fiscal Year 2002 appropriation for "Personal Services" when annualized. If, at the end of any calendar month, the State Personnel Board determines that the agency has taken action(s) which would cause the agency to exceed this projected...
annual cost or the Fiscal Year 2002 "Personal Services"
appropriated level, when annualized, then only those actions which
reduce the projected annual cost and/or the appropriation
requirement will be processed by the State Personnel Board until
such time as the requirements of this provision are met.
Any transfers or escalations shall be made in accordance with
the terms, conditions, and procedures established by law.
No general funds authorized to be expended herein shall be
used to replace federal funds and/or other special funds which are
being used for salaries authorized under the provisions of this
act and which are withdrawn and no longer available.
SECTION 4. Of the funds appropriated under the provisions of
Section 2, Sixty-five Thousand Six Hundred Twenty-four Dollars
($65,624.00) shall be derived from the Budget Contingency Fund
created in Senate Bill No. 2680, Regular Session of 2001.
SECTION 5. It is the intention of the Legislature that the
Director of the Mississippi Emergency Management Agency may, upon
the request of a local public emergency management organization in
an area which has suffered a natural disaster, supply equipment to
rural water associations to enable their continued operation when
the local emergency management organization determines that such
private entities provide services essential to the welfare of the
community.
SECTION 6. It is the intention of the Legislature that the
Director of the Mississippi Emergency Management Agency shall
provide enhanced training to local governments, supervisors,
mayors, civil defense groups and municipal associations in
disaster management.
SECTION 7. The following sum, or so much thereof as may be
necessary is hereby appropriated out of any money in the State
General Fund not otherwise appropriated, to the Emergency
Management Agency to be used to establish a special reserve fund
in the State Treasury for Disaster Relief, for the fiscal year
beginning July 1, 2001, and ending June 30, 2002...............

$ 65,726.00.

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

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

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

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

$ 200,000.00.
SECTION 12. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State General Fund not otherwise appropriated, to the Emergency Management Agency for the purpose of defraying certain administrative expenses and the state share of the cost of the Public Assistance Program resulting from the April/May 1991 Flood, for the fiscal year beginning July 1, 2001, and ending June 30, 2002................................. $       109,627.00.

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

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

SECTION 15. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Emergency Management Agency Fund No. 3724 for the purpose of defraying the expenses of providing individual and family disaster relief assistance for personal property losses and damages resulting from disasters declared by the federal government, for the fiscal year beginning July 1, 2001, and ending June 30, 2002........ $     1,250,000.00.
Treasury to the credit of the Emergency Management Agency Fund Nos. 3724 and 3728 for the purpose of defraying certain administrative expenses and federal share of the cost of the Public Assistance Program and the Individual and Family Grant Program resulting from Hurricane Georges, for the fiscal year beginning July 1, 2001, and ending June 30, 2002................. $ 19,971,852.00.

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

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

SECTION 19. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State General Fund not otherwise appropriated, to the Emergency Management Agency for the purpose of defraying certain administrative expenses and the state share of the cost of the Public Assistance Program resulting from the December 1998 Ice Storm, for the fiscal year beginning July 1, 2001, and ending June 30, 2002................. $ 400,000.00.
SECTION 20. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Mississippi Emergency Management Agency for the purpose of defraying certain administrative expenses and the federal share of the cost of the Mississippi Emergency Management Agency, the Individual and Family Grant Program and the Hazard Mitigation Program resulting from the tornado disasters in February and March, 2001, for the fiscal year beginning July 1, 2001, and ending June 30, 2002................ $ 23,304,084.00.

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

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

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

SECTION 23. In addition to all other sums heretofore appropriated, the following sum, or so much thereof as may be
necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Mississippi Emergency Management Agency for the purpose of defraying certain administrative expenses and the state and federal share of the cost of the Public Assistance Program and the Individual and Family Grant Program resulting from the tornado disasters in February and March, 2001, for the fiscal year ending June 30, 2001.............................. $ 49,218.00.

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

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

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

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