

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

To: Appropriations

SENATE BILL NO. 3160

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 YEAR 2003.

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, 2002, and ending June 30, 2003..... \$ 769,180.00.

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, 2002, and ending June 30, 2003.....
21 \$ 3,577,675.00.

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.. \$ 2,315,782.00



29	Travel and Subsistence.....	48,500.00
30	Contractual Services.....	394,777.00
31	Commodities.....	93,929.00
32	Capital Outlay:	
33	Other Than Equipment.....	0.00
34	Equipment.....	20,000.00
35	Subsidies, Loans and Grants.....	<u>1,473,867.00</u>
36	Total.....	\$ 4,346,855.00
37	FUNDING:	
38	General Funds.....	\$ 769,180.00
39	Special Funds.....	<u>3,577,675.00</u>
40	Total.....	\$ 4,346,855.00

41 AUTHORIZED POSITIONS:

42	Permanent: Full Time.....	48
43	Part Time.....	0
44	Time-Limited: Full Time.....	12
45	Part Time.....	0

46 Funds are provided herein to adjust the Variable Compensation
47 Plan to ensure that all full-time employees receive a pay increase
48 equal to fifty percent (50%) of the realignment component of the
49 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
50 whichever is greater, beginning on January 1, 2003.

51 With the funds herein appropriated, it is the intention of
52 the Legislature that it shall be the agency's responsibility to
53 make certain that funds required to be appropriated for "Personal
54 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
55 funds appropriated for that purpose, unless programs, positions or
56 pay increases are added to the agency's budget by the Mississippi
57 Legislature. Based on data provided by the Legislative Budget
58 Office, the State Personnel Board shall, on July 1, 2002, publish
59 separate annual projection reports, based on July 1, 2002 data,
60 for the period of July 1, 2002 through December 31, 2002, and
61 January 1, 2003 through June 30, 2003, that project the annual



62 cost to fully fund all appropriated positions in compliance with
63 the provisions of this act. It shall be the responsibility of the
64 agency head to ensure that no single personnel action increases
65 this projected cost and/or the Fiscal Year 2003 appropriation for
66 "Personal Services," as annualized on a semi-annual basis in
67 accordance with the provisions of this act. If, at the end of any
68 calendar month, the State Personnel Board determines that the
69 agency has taken action(s) which would cause the agency to exceed
70 this projected annual cost or the Fiscal Year 2003 "Personal
71 Services" appropriated level, when annualized in compliance with
72 the provisions of this act, then only those actions which reduce
73 the projected annual cost and/or the appropriation requirement
74 will be processed by the State Personnel Board until such time as
75 the requirements of this provision are met.

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

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

82 **SECTION 4.** It is the intention of the Legislature that the
83 Director of the Mississippi Emergency Management Agency may, upon
84 the request of a local public emergency management organization in
85 an area which has suffered a natural disaster, supply equipment to
86 rural water associations to enable their continued operation when
87 the local emergency management organization determines that such
88 private entities provide services essential to the welfare of the
89 community.

90 **SECTION 5.** It is the intention of the Legislature that the
91 Director of the Mississippi Emergency Management Agency shall
92 provide enhanced training to local governments, supervisors,
93 mayors, civil defense groups and municipal associations in
94 disaster management.



95 **SECTION 6.** The following sum, or so much thereof as may be
96 necessary is hereby appropriated out of any money in the State
97 General Fund not otherwise appropriated, to the Emergency
98 Management Agency to be used to establish a special reserve fund
99 in the State Treasury for Disaster Relief, for the fiscal year
100 beginning July 1, 2002, and ending June 30, 2003.....
101 \$ 86,925.00.

102 **SECTION 7.** The following sum, or so much thereof as may be
103 necessary, is hereby appropriated out of any money in the State
104 Treasury to the credit of the Emergency Management Agency Fund
105 Nos. 3725, 3724 and 3728 for the purpose of defraying certain
106 administrative expenses and the state and federal share of the
107 cost of the Disaster Relief Program, and the Individual and Family
108 Grant Program, for the fiscal year beginning July 1, 2002, and
109 ending June 30, 2003..... \$ 8,000,000.00.

110 **SECTION 8.** The following sum, or so much thereof as may be
111 necessary, is hereby appropriated out of any money in the State
112 Treasury to the credit of the Emergency Management Agency Fund No.
113 372U for the purpose of defraying certain administrative expenses
114 and the federal share of the cost of the Hazard Mitigation
115 Program, for the fiscal year beginning July 1, 2002, and ending
116 June 30, 2003..... \$ 29,429,345.00.

117 **SECTION 9.** The following sum, or so much thereof as may be
118 necessary, is hereby appropriated out of any money in the State
119 General Fund not otherwise appropriated to the Emergency
120 Management Agency for the purpose of defraying certain
121 administrative expenses and the state share of the cost of the
122 Hazard Mitigation Program, for the fiscal year beginning
123 July 1, 2002, and ending June 30, 2003..... \$ 100,000.00.

124 **SECTION 10.** The following sum, or so much thereof as may be
125 necessary, is hereby appropriated out of any money in the State
126 Treasury to the credit of the Emergency Management Agency Fund No.
127 372G for the purpose of defraying certain administrative expenses



128 of the cost of the Nuclear Preparedness Program, for the fiscal
129 year beginning July 1, 2002, and ending June 30, 2003.....
130 \$ 540,000.00.

131 **SECTION 11.** The following sum, or so much thereof as may be
132 necessary, is hereby appropriated out of any money in the State
133 Treasury to the credit of the Emergency Management Agency Fund
134 Nos. 3725 and 3728 for the purpose of defraying certain
135 administrative expenses and the state and federal share of the
136 cost of the Public Assistance Program resulting from the 1994 Ice
137 Storm, for the fiscal year beginning July 1, 2002, and ending
138 June 30, 2003..... \$ 1,073,000.00.

139 **SECTION 12.** The following sum, or so much thereof as may be
140 necessary, is hereby appropriated out of any money in the State
141 Treasury to the credit of the Emergency Management Agency Fund No.
142 3728 for the purpose of defraying certain administrative expenses
143 and the federal share of the cost of the Public Assistance Program
144 resulting from the December 1998 Ice Storm, for the fiscal year
145 beginning July 1, 2002, and ending June 30, 2003.....
146 \$ 1,177,357.00

147 **SECTION 13.** The following sum, or so much thereof as may be
148 necessary, is hereby appropriated out of any money in the State
149 General Fund not otherwise appropriated, to the Emergency
150 Management Agency for the purpose of defraying certain
151 administrative expenses and the state share of the cost of the
152 Public Assistance Program resulting from the December 1998 Ice
153 Storm, for the fiscal year beginning July 1, 2002, and ending
154 June 30, 2003..... \$ 216,143.00.

155 **SECTION 14.** The following sum, or so much thereof as may be
156 necessary, is hereby appropriated out of any money in the State
157 Treasury to the credit of the Emergency Management Agency Fund
158 Nos. 3725 and 3728 for the purpose of defraying certain
159 administrative expenses and federal share of the cost of the
160 Public Assistance Program and the Individual and Family Grant



161 Program resulting from Hurricane Georges, for the fiscal year
162 beginning July 1, 2002, and ending June 30, 2003.....
163 \$ 4,880,212.00.

164 **SECTION 15.** The following sum, or so much thereof as may be
165 necessary, is hereby appropriated out of any money in the State
166 General Fund not otherwise appropriated, to the Emergency
167 Management Agency for the purpose of defraying certain
168 administrative expenses and the state share of the cost of the
169 Public Assistance Program and the Individual and Family Grant
170 Program resulting from Hurricane Georges, for the fiscal year
171 beginning July 1, 2002, and ending June 30, 2003.....
172 \$ 1,530,624.00.

173 **SECTION 16.** The following sum, or so much thereof as may be
174 necessary, is hereby appropriated out of any money in the State
175 Treasury to the credit of the Mississippi Emergency Management
176 Agency Fund Nos. 3725, 3724 and 3728 for the purpose of defraying
177 certain administrative expenses and the state and federal share of
178 the cost of the Public Assistance Program, the Individual and
179 Family Grant Program and the Hazard Mitigation Program resulting
180 from the tornado disasters in February and March, 2001, for the
181 fiscal year beginning July 1, 2002, and ending June 30, 2003.....
182 \$ 26,731,398.00.

183 **SECTION 17.** The following sum, or so much thereof as may be
184 necessary, is hereby appropriated out of any money in the State
185 Treasury to the credit of the Emergency Management Agency Fund
186 Nos. 3725, 3724 and 3728 for the purpose of defraying certain
187 administrative expenses and the state and federal share of the
188 cost of the Public Assistance Program, the Individual and Family
189 Grant Program and the Hazard Mitigation Program resulting from the
190 March 2001 Flood, for the fiscal year beginning July 1, 2002, and
191 ending June 30, 2003.....
192 \$ 10,054,924.00.



193 **SECTION 18.** The following sum, or so much thereof as may be
194 necessary, is hereby appropriated out of any money in the State
195 Treasury to the credit of the Mississippi Emergency Management
196 Agency Fund Nos. 3725, 3724 and 3728 for the purpose of defraying
197 certain administrative expenses and the state and federal share of
198 the cost of the Public Assistance Program, the Individual and
199 Family Grant Program and the Hazard Mitigation Program resulting
200 from Tropical Storm Allison, for the fiscal year beginning
201 July 1, 2002, and ending June 30, 2003..... \$ 1,973,445.00.

202 **SECTION 19.** The following sum, or so much thereof as may be
203 necessary, is hereby appropriated out of any money in the State
204 Treasury to the credit of the Mississippi Emergency Management
205 Agency Fund Nos. 3725, 3724 and 3728 for the purpose of defraying
206 certain administrative expenses and the state and federal share of
207 the cost of the Public Assistance Program, the Individual and
208 Family Grant Program and the Hazard Mitigation Program resulting
209 from the tornado disasters in November, 2001, for the fiscal year
210 beginning July 1, 2002, and ending June 30, 2003.....
211 \$ 2,055,858.00.

212 **SECTION 20.** The funds appropriated in Section 6 shall be
213 expended only as provided in Sections 43-41-1 et seq. and
214 43-41-301 et seq., Mississippi Code of 1972, or for the purpose of
215 matching federal funds in the event a disaster occurs within the
216 state.

217 **SECTION 21.** The expenditure of the funds appropriated by
218 this act shall be under the direction of the Governor and shall be
219 paid by the State Treasurer out of any money in the State General
220 Fund not otherwise appropriated, or the proper special funds, upon
221 warrants issued by the State Fiscal Officer; and the State Fiscal
222 Officer shall issue his warrants upon requisitions signed by the
223 proper person, officer or officers, in the manner provided by law.

224 **SECTION 22.** This act shall take effect and be in force from
225 and after July 1, 2002.

