

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

To: Appropriations

SENATE BILL NO. 2947
(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 YEAR 2004.

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, 2003, and ending June 30, 2004..... \$ 939,672.00.

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, 2003, and ending June 30, 2004.....
21 \$ 3,577,277.00.

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.. \$ 2,420,433.00



29	Travel and Subsistence.....	54,000.00
30	Contractual Services.....	417,805.00
31	Commodities.....	101,377.00
32	Capital Outlay:	
33	Other Than Equipment.....	0.00
34	Equipment.....	70,000.00
35	Subsidies, Loans and Grants.....	<u>1,453,334.00</u>
36	Total.....	\$ 4,516,949.00
37	FUNDING:	
38	General Funds.....	\$ 939,672.00
39	Special Funds.....	<u>3,577,277.00</u>
40	Total.....	\$ 4,516,949.00

41 AUTHORIZED POSITIONS:

42	Permanent: Full Time.....	49
43	Part Time.....	0
44	Time-Limited: Full Time.....	12
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 2005 do not exceed Fiscal Year 2004
50 funds appropriated for that purpose, unless programs or positions
51 are added to the agency's Fiscal Year 2005 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 2004 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 2004 "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.** It is the intention of the Legislature that the
74 Director of the Mississippi Emergency Management Agency may, upon
75 the request of a local public emergency management organization in
76 an area which has suffered a natural disaster, supply equipment to
77 rural water associations to enable their continued operation when
78 the local emergency management organization determines that such
79 private entities provide services essential to the welfare of the
80 community.

81 **SECTION 5.** It is the intention of the Legislature that the
82 Director of the Mississippi Emergency Management Agency shall
83 provide enhanced training to local governments, supervisors,
84 mayors, civil defense groups and municipal associations in
85 disaster management.

86 **SECTION 6.** The following sum, or so much thereof as may be
87 necessary, is hereby appropriated out of any money in the State
88 General Fund not otherwise appropriated, to the Mississippi
89 Emergency Management Agency for the purpose of defraying certain
90 administrative expenses and the state share of the cost of
91 disaster assistance programs, including but not being limited to,
92 public assistance programs, individual and family grant programs,
93 and mitigation programs, for the fiscal year beginning July 1,
94 2003, and ending June 30, 2004.....\$ 1,733,732.00.



95 **SECTION 7.** The following sum, or so much thereof as may be
96 necessary, is hereby appropriated out of any money in the State
97 Treasury to the credit of the Mississippi Emergency Management
98 Agency Fund Nos. 3724, 3725, 3728 and 372U for the purpose of
99 defraying certain administrative expenses and the state and
100 federal share of the cost of disaster assistance programs,
101 including but not being limited to, public assistance programs,
102 individual and family grant programs, and mitigation programs, for
103 the fiscal year beginning July 1, 2003, and ending June 30,
104 2004.....\$ 114,300,177.00.

105 **SECTION 8.** The funds appropriated under the provisions of
106 Sections 6 and 7 are provided to defray certain administrative
107 expenses and the state and federal share of the cost of disaster
108 assistance programs, including public assistance programs,
109 individual and family grant programs, and mitigation programs
110 resulting from, but not being limited to, the following:

- 111 September 1998 Hurricane Georges #1251
- 112 December 1998 Ice Storm #1265
- 113 February and March 2001 Tornado Disasters #1360
- 114 April 2001 Floods #1365
- 115 June 2001 Tropical Storm Allison #1382
- 116 November 2001 Tornado/Flood #1398
- 117 October 2002 Tropical Storm Isidore #1436
- 118 November 2002 Tornado (Columbus/MUW) #1443
- 119 Hazard Mitigation Programs
- 120 Emergency Preparedness Programs

121 **SECTION 9.** None of the funds appropriated in Section 6 shall
122 be used to establish a special reserve fund in the State Treasury
123 for disaster relief except as provided for in Sections 43-41-1 et
124 seq. and 43-41-301 et seq., Mississippi Code of 1972.

125 **SECTION 10.** It is the intention of the Legislature that the
126 agency's budget request for Fiscal Year 2005 shall be submitted to
127 the Joint Legislative Budget Committee in a format and level of



128 detail comparable to the format and level of detail provided
129 during the Fiscal Year 2004 budget request process.

130 **SECTION 11.** The expenditure of the funds appropriated by
131 this act shall be under the direction of the Governor and shall be
132 paid by the State Treasurer out of any money in the proper fund or
133 funds as set forth in this act, upon warrants issued by the State
134 Fiscal Officer; and the State Fiscal Officer shall issue his
135 warrants upon requisitions signed by the proper person, officer or
136 officers in the manner provided by law.

137 **SECTION 12.** This act shall take effect and be in force from
138 and after July 1, 2003.

