

**House Amendments to Senate Bill No. 3017**

**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:**

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, 2019, and ending June 30, 2020.....\$       3,741,954.00.

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, 2019, and ending June 30, 2020.....  
21 .....\$       26,282,274.00.

22           **SECTION 3.** Of the funds appropriated in Sections 1 and 2,  
23 the following positions are authorized:

24 AUTHORIZED POSITIONS:

25	Permanent:	Full Time.....	123
26		Part Time.....	0
27	Time-Limited:	Full Time.....	32
28		Part Time.....	0

29 With the funds herein appropriated, it shall be the agency's  
30 responsibility to make certain that funds required to be  
31 appropriated for "Personal Services" for Fiscal Year 2021 do not  
32 exceed Fiscal Year 2020 funds appropriated for that purpose,  
33 unless programs or positions are added to the agency's Fiscal Year  
34 2020 budget by the Mississippi Legislature. Based on data  
35 provided by the Legislative Budget Office, the State Personnel  
36 Board shall determine and publish the projected annual cost to  
37 fully fund all appropriated positions in compliance with the  
38 provisions of this act. It shall be the responsibility of the  
39 agency head to ensure that no single personnel action increases  
40 this projected annual cost and/or the Fiscal Year 2020  
41 appropriations for "Personal Services" when annualized, with the  
42 exception of escalated funds and the award of benchmarks. If, at  
43 the time the agency takes any action to change "Personal  
44 Services," the State Personnel Board determines that the agency  
45 has taken an action which would cause the agency to exceed this  
46 projected annual cost or the Fiscal Year 2020 "Personal Services"  
47 appropriated level, when annualized, then only those actions which  
48 reduce the projected annual cost and/or the appropriation

49 requirement will be processed by the State Personnel Board until  
50 such time as the requirements of this provision are met.

51 Any transfers or escalations shall be made in accordance with  
52 the terms, conditions and procedures established by law or  
53 allowable under the terms set forth within this act. The State  
54 Personnel Board shall not escalate positions without written  
55 approval from the Department of Finance and Administration. The  
56 Department of Finance and Administration shall not provide written  
57 approval to escalate any funds for salaries and/or positions  
58 without proof of availability of new or additional funds above the  
59 appropriated level.

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

64 None of the funds herein appropriated shall be used in  
65 violation of Internal Revenue Service's Publication 15-A relating  
66 to the reporting of income paid to contract employees, as  
67 interpreted by the Office of the State Auditor.

68 **SECTION 4.** It is the intention of the Legislature that the  
69 Director of the Mississippi Emergency Management Agency may, upon  
70 the request of a local public emergency management organization in  
71 an area which has suffered a natural disaster, supply equipment to  
72 rural water associations to enable their continued operation when  
73 the local emergency management organization determines that such

74 private entities provide services essential to the welfare of the  
75 community.

76 **SECTION 5.** It is the intention of the Legislature that the  
77 Director of the Mississippi Emergency Management Agency shall  
78 provide enhanced training to local governments, supervisors,  
79 mayors, civil defense groups and municipal associations in  
80 disaster management.

81 **SECTION 6.** The following sum, or so much thereof as may be  
82 necessary, is hereby appropriated out of any money in the State  
83 General Fund not otherwise appropriated, to the Mississippi  
84 Emergency Management Agency for the purpose of defraying certain  
85 administrative expenses and the state share of the cost of  
86 disaster assistance programs, including, but not being limited to,  
87 public assistance programs, individual and family grant programs,  
88 and mitigation programs, for the fiscal year beginning  
89 July 1, 2019, and ending June 30, 2020.....\$ 585,056.00.

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 Treasury to the credit of the Mississippi Emergency Management  
93 Agency Fund Nos. 3725, 3728, 372U, 3729, and 37AH for the purpose  
94 of defraying certain administrative expenses and the state and  
95 federal share of the cost of disaster assistance programs,  
96 including, but not being limited to, public assistance programs,  
97 individual and family grant programs, and mitigation programs, for  
98 the fiscal year beginning July 1, 2019, and  
99 ending June 30, 2020.....\$ 452,094,439.00.

100           **SECTION 8.** The funds appropriated under the provisions of  
101 Sections 6 and 7 of this act are provided to defray certain  
102 administrative expenses and the state and federal share of the  
103 cost of disaster assistance programs, including public assistance  
104 programs, individual and family grant programs, and mitigation  
105 programs resulting from, but not being limited to, the following:

106           1604           Hurricane Katrina  
107           4081           Hurricane Isaac  
108           4101           Severe Storms, Tornadoes, Flooding - City of  
109                           Hattiesburg & Pinebelt Area  
110           4175           Severe Storms, Tornadoes, Flooding - Cities of  
111                           Louisville & Tupelo  
112           4205           Severe Storms, Tornadoes, Marion County & City of  
113                           Columbia  
114                           Hazard Mitigation  
115                           Other Needs Assistance  
116                           Mississippi Temporary Housing Program  
117                           Pre-Disaster Response  
118                           Emergency Preparedness Programs  
119           4248           Severe Storms, Tornadoes, Flooding - North  
120                           Mississippi/Holly Springs  
121           4268           Delta Flooding  
122           4295           Pine Belt Tornado/Flooding  
123           4314           Severe Storms, Flooding in Adams, Calhoun, Carroll,  
124                           Claiborne, Holmes, Jefferson, Montgomery, Webster &  
125                           Yazoo Counties

126           4350           Hurricane Nate  
 127           4415           Severe Storms, Flooding & Tornado in Clarke,  
 128                           Covington, Forrest, Greene, Jasper, Jones, Marion,  
 129                           Newton, Perry & Wayne Counties

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

134           **SECTION 10.** It is the intention of the Legislature that the  
 135 agency's budget request for Fiscal Year 2021 shall be submitted to  
 136 the Joint Legislative Budget Committee in a format and level of  
 137 detail comparable to the format and level of detail provided  
 138 during the Fiscal Year 2020 budget request process.

139           **SECTION 11.** In compliance with the "Mississippi Performance  
 140 Budget and Strategic Planning Act of 1994," it is the intent of  
 141 the Legislature that the funds provided herein shall be utilized  
 142 in the most efficient and effective manner possible to achieve the  
 143 intended mission of this agency. Based on the funding authorized,  
 144 this agency shall make every effort to attain the targeted  
 145 performance measures provided below:

146		FY2020
147	<u>Performance Measures</u>	<u>Target</u>
148	Emergency Mgmt Preparedness	
149	Percentage of the Affected Population	
150	Informed	80.00
151	Average Time to Deliver Goods and	

152	Services (Hrs)	1
153	Recovery	
154	Number of Ongoing Projects	784
155	Number of Meetings Conducted	240
156	Average Cost Per Project	410,000.00
157	Percentage of Recovery Objectives Complete	100.00
158	Mitigation	
159	Number of Workshops Conducted	12
160	Number of Ongoing Projects	100
161	Average Cost Per Project	4,300.00
162	Reduction in Damage Due to Natural and	
163	Man-Made Incidents (%)	7.00

164 A reporting of the degree to which the performance targets  
165 set above have been or are being achieved shall be provided in the  
166 agency's budget request submitted to the Joint Legislative Budget  
167 Committee for Fiscal Year 2021.

168 **SECTION 12.** It is the intention of the Legislature that the  
169 Executive Director of the Mississippi Emergency Management Agency  
170 shall have authority to transfer not more than Five Hundred  
171 Thousand Dollars (\$500,000.00) from any general or special fund  
172 treasury fund and major object budget category to another special  
173 or general fund treasury fund and major object budget category  
174 accordingly under the control of the Mississippi Emergency  
175 Management Agency. The purpose of this authority is to more  
176 efficiently use available cash reserves. It is further the  
177 intention of the Legislature that the Executive Director of the

178 Mississippi Emergency Management Agency shall submit written  
179 justification for the transfer to the Legislative Budget Office  
180 and the Department of Finance and Administration on or before the  
181 fifteenth of the month prior to the effective date of the  
182 transfer.

183         **SECTION 13.** It is the intention of the Legislature that the  
184 Mississippi Emergency Management Agency shall submit a  
185 notification and summary of all state support funding on all  
186 disasters that require general funds or state support special  
187 funds to the Legislative Budget Office.

188         **SECTION 14.** It is the intention of the Legislature that from  
189 any funds appropriated in this act, the agency shall maintain a  
190 minimum of nine (9) Area Coordinators to provide daily assistance  
191 to local jurisdictions with emergency management activities as  
192 well as to provide quicker response to incidents and/or disasters.  
193 In addition, it is the intent of the Legislature that these Area  
194 Coordinators shall reside in or within fifty (50) miles of their  
195 assigned districts.

196         **SECTION 15.** It is the intention of the Legislature that  
197 whenever two (2) or more bids are received by this agency for the  
198 purchase of commodities or equipment, and whenever all things  
199 stated in such received bids are equal with respect to price,  
200 quality and service, the Mississippi Industries for the Blind  
201 shall be given preference. A similar preference shall be given to  
202 the Mississippi Industries for the Blind whenever purchases are  
203 made without competitive bids.



204           **SECTION 16.** The expenditure of the funds appropriated by  
205 this act shall be under the direction of the Governor and shall be  
206 paid by the State Treasurer out of any money in the proper fund or  
207 funds as set forth in this act, upon warrants issued by the State  
208 Fiscal Officer; and the State Fiscal Officer shall issue his  
209 warrants upon requisitions signed by the proper person, officer or  
210 officers in the manner provided by law.

211           **SECTION 17.** This act shall take effect and be in force from  
212 and after July 1, 2019, and shall stand repealed June 30, 2019.

HR13\SB3017A.J

Andrew Ketchings  
Clerk of the House of Representatives