SENATE BILL NO. 2917
(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
YEAR 2022.

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, 2021, and ending June 30, 2022........ $ 3,960,661.00.

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, 2021, and ending June 30, 2022.................................$ 36,258,572.00.

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

AUTHORIZED POSITIONS:

<table>
<thead>
<tr>
<th>Position</th>
<th>Full Time</th>
<th>Part Time</th>
</tr>
</thead>
<tbody>
<tr>
<td>Permanent</td>
<td>123</td>
<td>0</td>
</tr>
<tr>
<td>Time-Limited</td>
<td>71</td>
<td>0</td>
</tr>
</tbody>
</table>

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2023 do not exceed Fiscal Year 2022 funds appropriated for that purpose unless programs or positions are added to the agency's Fiscal Year 2022 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. Absent a special situation or circumstance approved by the State Personnel Board, or unless otherwise authorized by this act, no state agency shall take any action to promote or otherwise award salary increases through reallocation or realignment. If the State Personnel Board determines a special situation or circumstance exists and approves an action, then the agency and
the State Personnel Board shall provide a monthly report of each
action approved by the State Personnel Board to the Chairmen of
the Accountability, Efficiency and Transparency Committees of the
Senate and House of Representatives and the Chairmen of the
Appropriations Committees of the Senate and House of
Representatives. It shall be the responsibility of the agency
head to ensure that no single personnel action increases this
projected annual cost and/or the Fiscal Year 2022 appropriations
for "Personal Services" when annualized, with the exception of
escalated funds and the award of benchmarks. If, at the time the
agency takes any action to change "Personal Services," the State
Personnel Board determines that the agency has taken an action
which would cause the agency to exceed this projected annual cost
or the Fiscal Year 2022 "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 or
allowable under the terms set forth within this act. The State
Personnel Board shall not escalate positions without written
approval from the Department of Finance and Administration. The
Department of Finance and Administration shall not provide written
approval to escalate any funds for salaries and/or positions
without proof of availability of new or additional funds above the appropriated level.

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.

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

Funds have been appropriated herein for the purpose of implementation and funding Project SEC2 of the Colonel Guy Groff State Variable Compensation Plan beginning January 1, 2022, and ending June 30, 2022. It shall be the agency's responsibility to make certain that each person, excluding executive directors, agency heads, and elected judges, shall receive no more than a three percent (3%) annual increase in salary which shall not exceed the market rate established by the State Personnel Board pursuant to the Colonel Guy Groff State Variable Compensation Plan for each classification.

SECTION 4. 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 5. 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 6. In addition to all other sums herein
appropriated, 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 Mississippi
Emergency Management Agency for the purpose of defraying certain
administrative expenses and the state share of the cost of
disaster assistance programs, including, but not being limited to,
public assistance programs, individual and family grant programs,
and mitigation programs, for the fiscal year beginning
July 1, 2021, and ending June 30, 2022.............$ 585,056.00.

SECTION 7. In addition to all other sums herein
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 Fund Nos. 3725, 3728, 372U, 3729, 37AH, 6820174300, and
58202 for the purpose of defraying certain administrative expenses
and the state and federal share of the cost of disaster assistance
programs, including, but not being limited to, public assistance programs, individual and family grant programs, and mitigation programs, for the fiscal year beginning July 1, 2021, and ending June 30, 2022 .................................................. $ 638,551,214.00.

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

1604 Hurricane Katrina
4175 Severe Storms, Tornadoes, Flooding - Cities of Louisville & Tupelo
4205 Severe Storms, Tornadoes, Marion County & City of Columbia

Hazard Mitigation
Other Needs Assistance
Mississippi Temporary Housing Program
Pre-Disaster Response
Emergency Preparedness Programs

4429 Feb 22-March 29, 2019 Flooding
4450 Severe Weather April 13, 2019
4470 Severe Weather October 26, 2019
4478 Severe Weather January 10-11, 2020
4528 Coronavirus Pandemic
<table>
<thead>
<tr>
<th>No.</th>
<th>Code</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>4536</td>
<td></td>
<td>Severe Weather April 12, 2020 Easter Tornadoes</td>
</tr>
<tr>
<td>4538</td>
<td></td>
<td>Flooding Feb 10-18, 2020 (Pearl River Flood)</td>
</tr>
<tr>
<td>4248</td>
<td></td>
<td>Severe Storms, Tornadoes, Flooding - North Mississippi/Holly Springs</td>
</tr>
<tr>
<td>4268</td>
<td></td>
<td>Delta Flooding</td>
</tr>
<tr>
<td>4295</td>
<td></td>
<td>Pine Belt Tornado/Flooding</td>
</tr>
<tr>
<td>4314</td>
<td></td>
<td>Severe Storms, Flooding in Adams, Calhoun, Carroll, Claiborne, Holmes, Jefferson, Montgomery, Webster &amp; Yazoo Counties</td>
</tr>
<tr>
<td>4268</td>
<td></td>
<td>Delta Flooding</td>
</tr>
<tr>
<td>4295</td>
<td></td>
<td>Pine Belt Tornado/Flooding</td>
</tr>
<tr>
<td>4314</td>
<td></td>
<td>Severe Storms, Flooding in Adams, Calhoun, Carroll, Claiborne, Holmes, Jefferson, Montgomery, Webster &amp; Yazoo Counties</td>
</tr>
<tr>
<td>4350</td>
<td></td>
<td>Hurricane Nate</td>
</tr>
<tr>
<td>4415</td>
<td></td>
<td>Severe Storms, Flooding &amp; Tornado in Clarke, Covington, Forrest, Greene, Jasper, Jones, Marion, Newton, Perry &amp; Wayne Counties</td>
</tr>
<tr>
<td>4551</td>
<td></td>
<td>Severe Weather April 22-23, 2020</td>
</tr>
<tr>
<td>3539</td>
<td></td>
<td>Hurricane Marco/TS Laura</td>
</tr>
<tr>
<td>3544</td>
<td></td>
<td>Hurricane Sally</td>
</tr>
<tr>
<td>3548</td>
<td></td>
<td>Hurricane Delta</td>
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<tr>
<td>3550</td>
<td></td>
<td>Hurricane Zeta</td>
</tr>
<tr>
<td>4576</td>
<td></td>
<td>Hurricane Zeta</td>
</tr>
</tbody>
</table>

**SECTION 9.** None of the funds appropriated in Section 6 shall be used to establish a special reserve fund in the State Treasury for disaster relief except as provided for in Section 33-15-307, Mississippi Code of 1972.

**SECTION 10.** It is the intention of the Legislature that the agency's budget request for Fiscal Year 2023 shall be submitted to
the Joint Legislative Budget Committee in a format and level of
detail comparable to the format and level of detail provided
during the Fiscal Year 2022 budget request process.

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

<table>
<thead>
<tr>
<th>Performance Measures</th>
<th>Target</th>
</tr>
</thead>
<tbody>
<tr>
<td>Emergency Mgmt Preparedness</td>
<td></td>
</tr>
<tr>
<td>Percentage of the Affected Population</td>
<td></td>
</tr>
<tr>
<td>Informed</td>
<td>100.00</td>
</tr>
<tr>
<td>Average Time to Deliver Goods and Services (Hours)</td>
<td>24.00</td>
</tr>
<tr>
<td>Recovery</td>
<td></td>
</tr>
<tr>
<td>Number of Ongoing Projects</td>
<td>1,205</td>
</tr>
<tr>
<td>Number of Meetings Conducted</td>
<td>3,500</td>
</tr>
<tr>
<td>Average Cost Per Project</td>
<td>195,658.00</td>
</tr>
<tr>
<td>Percentage of Recovery Objectives Complete</td>
<td>100.00</td>
</tr>
<tr>
<td>Mitigation</td>
<td></td>
</tr>
<tr>
<td>Number of Workshops Conducted</td>
<td>22</td>
</tr>
<tr>
<td>Number of Ongoing Projects</td>
<td>85</td>
</tr>
</tbody>
</table>
Average Cost Per Project .......................... 500,000.00
Reduction in Damage Due to Natural and
Man-Made Incidents (%) ................................. 7.00

A reporting of the degree to which the performance targets
set above have been or are being achieved shall be provided in the
agency's budget request submitted to the Joint Legislative Budget
Committee for Fiscal Year 2023.

SECTION 12. It is the intention of the Legislature that the
Executive Director of the Mississippi Emergency Management Agency
shall have authority to transfer not more than Five Hundred
Thousand Dollars ($500,000.00) from any general or special fund
treasury fund and major object budget category to another special
or general fund treasury fund and major object budget category
accordingly under the control of the Mississippi Emergency
Management Agency. The purpose of this authority is to more
efficiently use available cash reserves. It is further the
intention of the Legislature that the Executive Director of the
Mississippi Emergency Management Agency shall submit written
justification for the transfer to the Legislative Budget Office
and the Department of Finance and Administration on or before the
fifteenth of the month prior to the effective date of the
transfer.

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

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

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

SECTION 16. The following sum, or so much thereof as may be necessary, is hereby reappropriated out of any money in the State Capital Expense Fund not otherwise appropriated, for the Mississippi Emergency Management Agency for the purpose of reauthorizing the expenditure of State Capital Expense, as authorized in Senate Bill No. 2938, 2020 Regular Session, to
provide matching grant funds for Next Generation (NG) 911, for the fiscal year beginning July 1, 2021, and ending June 30, 2022 ..... $ 240,000.00.

Notwithstanding the amount reappropriated under the provisions of this section, in no event shall the amount expended exceed the unexpended balance as of June 30, 2021.

SECTION 17. Of the funds in Section 2, the following sum, or so much thereof as may be necessary, is appropriated out of any money in the State Treasury to the credit of the Capital Expense Fund, for the purpose of defraying the expenses for vehicles at the Mississippi Emergency Management Agency for the fiscal year beginning July 1, 2021, and ending June 30, 2022.....$ 75,500.00.

SECTION 18. 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 proper fund or funds as set forth in this act, 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 19. This act shall take effect and be in force from and after July 1, 2021.