

By: Senator(s) Hopson, Polk, DeLano, Butler
(38th), Moran, Seymour

To: Appropriations

SENATE BILL NO. 3016
(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 2024.

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, 2023, and ending June 30, 2024.....\$ 5,283,806.00.

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, 2023, and ending June 30, 2024.....
21\$ 29,310,917.00.

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

24 AUTHORIZED HEADCOUNT:

25 Permanent: 114
26 Time-Limited: 68

27 With the funds herein appropriated, it shall be the agency's
28 responsibility to make certain that funds required for Personal
29 Services for Fiscal Year 2025 do not exceed Fiscal Year 2024 funds
30 appropriated for that purpose unless programs or positions are
31 added to the agency's Fiscal Year 2024 budget by the Mississippi
32 Legislature. The Legislature shall determine the agency's
33 personal services appropriation, which the State Personnel Board
34 shall publish. The agency's personal services appropriation may
35 consist of restricted funds for approved vacancies for Fiscal Year
36 2024 that may not be utilized for active Fiscal Year 2023
37 Headcount. It shall be the agency's responsibility to ensure that
38 the funds provided for vacancies are used to increase headcount
39 and not for promotions, title changes, in-range salary adjustments
40 or any other mechanism for increasing salaries for current
41 employees. It is the Legislature's intention that no employee
42 salary falls below the minimum salary established by the
43 Mississippi State Personnel Board.



44 Additionally, the State Personnel Board shall determine and
45 publish the projected annualized payroll costs based on current
46 employees. It shall be the responsibility of the agency head to
47 ensure that actual personnel expenditures for Fiscal Year 2024 do
48 not exceed the data provided by the Legislative Budget Office. If
49 the agency's Fiscal Year 2024 projected cost exceeds the
50 annualized costs, no salary actions shall be processed by the
51 State Personnel Board except for new hires determined to be
52 essential for the agency.

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

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

66 None of the funds herein appropriated shall be used in
67 violation of the Internal Revenue Service's Publication 15-A



68 relating to the reporting of income paid to contract employees, as
69 interpreted by the Office of the State Auditor.

70 **SECTION 4.** In addition to all other sums herein
71 appropriated, the following sum, or so much thereof as may be
72 necessary, is hereby appropriated out of any money in the State
73 General Fund not otherwise appropriated, to the Mississippi
74 Emergency Management Agency for the purpose of defraying certain
75 administrative expenses and the state share of the cost of
76 disaster assistance programs, including, but not being limited to,
77 public assistance programs, individual and family grant programs,
78 and mitigation programs, for the fiscal year beginning
79 July 1, 2023, and ending June 30, 2024.....\$ 585,056.00.

80 **SECTION 5.** In addition to all other sums herein
81 appropriated, the following sum, or so much thereof as may be
82 necessary, is hereby appropriated out of any money in the State
83 Treasury to the credit of the Mississippi Emergency Management
84 Agency Fund Nos. 3725, 3728, 372U, 3729, 37AH, 6820174300, and
85 58202 for the purpose of defraying certain administrative expenses
86 and the state and federal share of the cost of disaster assistance
87 programs, including, but not being limited to, public assistance
88 programs, individual and family grant programs, and mitigation
89 programs, for the fiscal year beginning July 1, 2023, and ending
90 June 30, 2024.....\$ 474,894,015.00.

91 **SECTION 6.** The funds appropriated under the provisions of
92 Sections 4 and 5 of this act are provided to defray certain



93 administrative expenses and the state and federal share of the
94 cost of disaster assistance programs, including public assistance
95 programs, individual and family grant programs, and mitigation
96 programs resulting from, but not being limited to, the following:

97	1604	Hurricane Katrina
98	4175	Severe Storms, Tornadoes, Flooding - Cities
99		of Louisville & Tupelo
100	-	Hazard Mitigation
101	-	Other Needs Assistance
102	-	Mississippi Temporary Housing Program
103	-	Pre-Disaster Response
104	-	Emergency Preparedness Programs
105	4429	Feb 22-March 29, 2019 Flooding
106	4450	Severe Weather April 13, 2019
107	4470	Severe Weather October 26, 2019
108	4478	Severe Weather January 10-11, 2020
109	4528	Coronavirus Pandemic
110	4536	Severe Weather April 12, 2020 Easter Tornadoes
111	4538	Flooding Feb 10-18, 2020 (Pearl River Flood)
112	4248	Severe Storms, Tornadoes, Flooding - North
113		Mississippi/Holly Springs
114	4268	Delta Flooding
115	4295	Pine Belt Tornado/Flooding



116 4314 Severe Storms, Flooding in Adams, Calhoun,
117 Carroll, Claiborne, Holmes, Jefferson, Montgomery,
118 Webster & Yazoo Counties
119 4350 Hurricane Nate
120 4415 Severe Storms, Flooding & Tornado in Clarke,
121 Covington, Forrest, Greene, Jasper, Jones,
122 Marion, Newton, Perry & Wayne Counties
123 4551 Severe Weather April 22-23, 2020
124 3544 Hurricane Sally
125 3548 Hurricane Delta
126 4576 Hurricane Zeta
127 4598 2021 Winter Storm
128 3582 Water Crisis EM Dec.
129 4697 Severe Weather March 24-25, 2023

130 **SECTION 7.** None of the funds appropriated in Section 4 of
131 this act shall be used to establish a special reserve fund in the
132 State Treasury for disaster relief except as provided for in
133 Section 33-15-307, Mississippi Code of 1972.

134 **SECTION 8.** It is the intention of the Legislature that the
135 Director of the Mississippi Emergency Management Agency may, upon
136 the request of a local public emergency management organization in
137 an area which has suffered a natural disaster, supply equipment to
138 rural water associations to enable their continued operation when
139 the local emergency management organization determines that such



140 private entities provide services essential to the welfare of the
141 community.

142 **SECTION 9.** It is the intention of the Legislature that the
143 Director of the Mississippi Emergency Management Agency shall
144 provide enhanced training to local governments, supervisors,
145 mayors, civil defense groups and municipal associations in
146 disaster management.

147 **SECTION 10.** It is the intention of the Legislature that the
148 agency's budget request for Fiscal Year 2025 shall be submitted to
149 the Joint Legislative Budget Committee in a format and level of
150 detail comparable to the format and level of detail provided
151 during the Fiscal Year 2024 budget request process.

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

	FY2024
<u>Performance Measures</u>	<u>Target</u>
Emergency Mgmt Preparedness	
Percent of the Affected Population Informed	100.00
Average Time to Deliver Goods & Services	48
Recovery	



165	Number of Ongoing Projects	20
166	Number of Meetings Conducted	3,700
167	Average Cost per Project	20,000,000.00
168	Percent of Recovery Objectives Complete	100.00

169 Mitigation

170	Number of Workshops Conducted	20
171	Number of Ongoing Projects	16
172	Average Cost per Project	50,000.00
173	Percent Reduction in Damage Due to	
174	Natural and Man-Made Incidents	5.00

175 A reporting of the degree to which the performance targets
176 set above have been or are being achieved shall be provided in the
177 agency's budget request submitted to the Joint Legislative Budget
178 Committee for Fiscal Year 2025.

179 **SECTION 12.** It is the intention of the Legislature that the
180 Executive Director of the Mississippi Emergency Management Agency
181 shall have authority to transfer not more than Five Hundred
182 Thousand Dollars (\$500,000.00) from any general or special fund
183 treasury fund and major object budget category to another special
184 or general fund treasury fund and major object budget category
185 accordingly under the control of the Mississippi Emergency
186 Management Agency. The purpose of this authority is to more
187 efficiently use available cash reserves. It is further the
188 intention of the Legislature that the Executive Director of the
189 Mississippi Emergency Management Agency shall submit written



190 justification for the transfer to the Legislative Budget Office
191 and the Department of Finance and Administration on or before the
192 fifteenth of the month prior to the effective date of the
193 transfer.

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

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

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



215 **SECTION 16.** The following sum, or so much thereof as may be
216 necessary, is reappropriated out of any money in the Capital
217 Expense Fund not otherwise appropriated, to the Mississippi
218 Emergency Management Agency for the purpose of reauthorizing the
219 expenditure of Capital Expense Funds for the purpose of defraying
220 the expenses for vehicle purchases, as authorized in Senate Bill
221 No. 3018, 2022 Regular Session, for the fiscal year beginning July
222 1, 2023, and ending June 30, 2024.....\$ 75,500.00.

223 Notwithstanding the amount reappropriated under this section,
224 the amount that may be expended under the authority of this
225 section shall not exceed the unexpended balance of the funds
226 remaining as of June 30, 2023, from the amount authorized for the
227 previous fiscal year. In addition, this reappropriation shall not
228 change the purpose for which the funds were originally authorized.

229 **SECTION 17.** Of the funds appropriated in Section 2 of this
230 act, Fifty-One Thousand Dollars (\$51,000.00), or so much thereof,
231 shall be derived out of any money in the State Treasury to the
232 credit of the Capital Expense Fund, as created in Section
233 27-103-303, Mississippi Code of 1972, and allocated in a manner as
234 determined by the Treasurer's Office. These funds are provided for
235 the purchase of vehicles.

236 **SECTION 18.** The expenditure of the funds appropriated by
237 this act shall be under the direction of the Governor and shall be
238 paid by the State Treasurer out of any money in the proper fund or
239 funds as set forth in this act, upon warrants issued by the State



240 Fiscal Officer; and the State Fiscal Officer shall issue his
241 warrants upon requisitions signed by the proper person, officer or
242 officers in the manner provided by law.

243 **SECTION 19.** This act shall take effect and be in force from
244 and after July 1, 2023.

