

By: Senator(s) Hopson, Polk, DeLano,
Barnett, McCaughn, McLendon

To: Appropriations

SENATE BILL NO. 3040

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 2025.

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, 2024, and ending June 30, 2025.....\$ 5,189,615.00.

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, 2024, and ending June 30, 2025.....
21\$ 20,895,255.00.

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: 108
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 2026 do not exceed Fiscal Year 2025 funds
30 appropriated for that purpose unless programs or positions are
31 added to the agency's Fiscal Year 2025 budget by the Mississippi
32 Legislature. The Legislature shall determine the agency's personal
33 services appropriation, which the State Personnel Board shall
34 publish. In accordance with applicable laws, if an agency
35 determines that its personal services amount is insufficient, the
36 agency must contact the State Personnel Board. Any adjustment to
37 the personal services amount must be approved by the State
38 Personnel Director and the State Fiscal Officer after consultation
39 with the Legislative Budget Office. Any adjustment shall be
40 reported to the Legislative Budget Office and the House and Senate
41 Appropriations Chairmen. The agency's personal services
42 appropriation may consist of restricted funds for approved
43 vacancies for Fiscal Year 2025 that may not be utilized for active



44 Fiscal Year 2024 headcount. It shall be the agency's
45 responsibility to ensure that the funds provided for vacancies are
46 used to increase headcount and not for promotions, title changes,
47 in-range salary adjustments, or any other mechanism for increasing
48 salaries for current employees. If the State Personnel Board
49 determines that an agency has used provided vacancy funds for any
50 of the mechanisms previously listed, the State Personnel Board
51 shall not process any additional salary actions for the agency in
52 the current fiscal year, except for new hires determined by the
53 State Personnel Board to be essential for the agency. It is the
54 Legislature's intention that no employee salary falls below the
55 minimum salary established by the Mississippi State Personnel
56 Board.

57 Additionally, the State Personnel Board shall determine and
58 publish the projected annualized payroll costs based on current
59 employees. It shall be the responsibility of the agency head to
60 ensure that actual personnel expenditures for Fiscal Year 2025 do
61 not exceed the data provided by the Legislative Budget Office. If
62 the agency's projected cost for Fiscal Year 2025 exceeds the
63 annualized costs, no salary actions shall be processed by the
64 State Personnel Board except for new hires determined to be
65 essential for the agency.

66 Any transfers or escalations shall be made in accordance with
67 the terms, conditions, and procedures established by law or
68 allowable under the terms set forth within this act. The State



69 Personnel Board shall not escalate positions without written
70 approval from the Department of Finance and Administration. The
71 Department of Finance and Administration shall not provide written
72 approval to escalate any funds for salaries and/or positions
73 without proof of availability of new or additional funds above the
74 appropriated level.

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

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

83 **SECTION 4.** In addition to all other sums herein
84 appropriated, the following sum, or so much thereof as may be
85 necessary, is hereby appropriated out of any money in the State
86 General Fund not otherwise appropriated, to the Mississippi
87 Emergency Management Agency for the purpose of defraying certain
88 administrative expenses and the state share of the cost of
89 disaster assistance programs, including, but not being limited to,
90 public assistance programs, individual and family grant programs,
91 and mitigation programs, for the fiscal year beginning
92 July 1, 2024, and ending June 30, 2025.....\$ 585,056.00.



93 **SECTION 5.** In addition to all other sums herein
94 appropriated, the following sum, or so much thereof as may be
95 necessary, is hereby appropriated out of any money in the State
96 Treasury to the credit of the Mississippi Emergency Management
97 Agency Fund Nos. 3725, 3728, 372U, 3729, 37AH, 6820174300, and
98 58202 for the purpose of defraying certain administrative expenses
99 and the state and federal share of the cost of disaster assistance
100 programs, including, but not being limited to, public assistance
101 programs, individual and family grant programs, and mitigation
102 programs, for the fiscal year beginning July 1, 2024, and ending
103 June 30, 2025.....\$ 456,588,556.00.

104 **SECTION 6.** The funds appropriated under the provisions of
105 Sections 4 and 5 of this act are provided to defray certain
106 administrative expenses and the state and federal share of the
107 cost of disaster assistance programs, including public assistance
108 programs, individual and family grant programs, and mitigation
109 programs resulting from, but not being limited to, the following:

- 110 1604 Hurricane Katrina
- 111 4175 Severe Storms, Tornadoes, Flooding - Cities
- 112 of Louisville & Tupelo
- 113 - Hazard Mitigation
- 114 - Other Needs Assistance
- 115 - Mississippi Temporary Housing Program
- 116 - Pre-Disaster Response
- 117 - Emergency Preparedness Programs



118	4429	Feb 22-March 29, 2019 Flooding
119	4450	Severe Weather April 13, 2019
120	4470	Severe Weather October 26, 2019
121	4478	Severe Weather January 10-11, 2020
122	4528	Coronavirus Pandemic
123	4536	Severe Weather April 12, 2020 Easter Tornadoes
124	4538	Flooding Feb 10-18, 2020 (Pearl River Flood)
125	4248	Severe Storms, Tornadoes, Flooding - North
126		Mississippi/Holly Springs
127	4268	Delta Flooding
128	4295	Pine Belt Tornado/Flooding
129	4314	Severe Storms, Flooding in Adams, Calhoun,
130		Carroll, Claiborne, Holmes, Jefferson, Montgomery,
131		Webster & Yazoo Counties
132	4350	Hurricane Nate
133	4415	Severe Storms, Flooding & Tornado in Clarke,
134		Covington, Forrest, Greene, Jasper, Jones,
135		Marion, Newton, Perry & Wayne Counties
136	4551	Severe Weather April 22-23, 2020
137	3544	Hurricane Sally
138	3548	Hurricane Delta
139	4576	Hurricane Zeta
140	4598	2021 Winter Storm
141	3582	Water Crisis EM Dec.
142	4697	Severe Weather March 24-25, 2023



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

147 **SECTION 8.** It is the intention of the Legislature that the
148 Director of the Mississippi Emergency Management Agency may, upon
149 the request of a local public emergency management organization in
150 an area which has suffered a natural disaster, supply equipment to
151 rural water associations to enable their continued operation when
152 the local emergency management organization determines that such
153 private entities provide services essential to the welfare of the
154 community.

155 **SECTION 9.** It is the intention of the Legislature that the
156 Director of the Mississippi Emergency Management Agency shall
157 provide enhanced training to local governments, supervisors,
158 mayors, civil defense groups and municipal associations in
159 disaster management.

160 **SECTION 10.** It is the intention of the Legislature that the
161 agency's budget request for Fiscal Year 2026 shall be submitted to
162 the Joint Legislative Budget Committee in a format and level of
163 detail comparable to the format and level of detail provided
164 during the Fiscal Year 2025 budget request process.

165 **SECTION 11.** In compliance with the "Mississippi Performance
166 Budget and Strategic Planning Act of 1994," it is the intent of
167 the Legislature that the funds provided herein shall be utilized



168 in the most efficient and effective manner possible to achieve the
 169 intended mission of this agency. Based on the funding authorized,
 170 this agency shall make every effort to attain the targeted
 171 performance measures provided below:

	FY2025
<u>Performance Measures</u>	<u>Target</u>
174 Emergency Mgmt Preparedness	
175 Percent of the Affected Population Informed	100.00
176 Average Time to Deliver Goods & Services	48
177 Recovery	
178 Number of Ongoing Projects	22
179 Number of Meetings Conducted	6,000
180 Average Cost per Project	20,000,000.00
181 Percent of Recovery Objectives Complete	100.00
182 Mitigation	
183 Number of Workshops Conducted	14
184 Number of Ongoing Projects	15
185 Average Cost per Project	100,000.00
186 Percent Reduction in Damage Due to	
187 Natural and Man-Made Incidents	5.00

188 A reporting of the degree to which the performance targets
 189 set above have been or are being achieved shall be provided in the
 190 agency's budget request submitted to the Joint Legislative Budget
 191 Committee for Fiscal Year 2026.



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

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

212 **SECTION 14.** It is the intention of the Legislature that from
213 any funds appropriated in this act, the agency shall maintain a
214 minimum of nine (9) Area Coordinators to provide daily assistance
215 to local jurisdictions with emergency management activities as
216 well as to provide quicker response to incidents and/or disasters.



217 In addition, it is the intent of the Legislature that these Area
218 Coordinators shall reside in or within fifty (50) miles of their
219 assigned districts.

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

228 **SECTION 16.** With funds appropriated herein, the Mississippi
229 Emergency Management Agency is authorized to make reimbursement
230 payments directly to individual Mississippi citizens who have been
231 or will be approved to participate in the Federal Emergency
232 Management Agency's Safe Room Grant Program. All funds paid by
233 the Mississippi Emergency Management Agency under this program
234 will be reimbursed to the Agency by the Federal Emergency
235 Management Agency.

236 **SECTION 17.** The following sum, or so much thereof as may be
237 necessary, is reappropriated out of any money in the Capital
238 Expense Fund not otherwise appropriated, to the Mississippi
239 Emergency Management Agency for the purpose of reauthorizing the
240 expenditure of Capital Expense Funds for the purpose of defraying
241 the expenses for vehicle purchases, as authorized in Senate Bill



242 No. 3016, 2023 Regular Session, for the fiscal year beginning
243 July 1, 2024, and ending June 30, 2025.....\$ 78,238.00.

244 Notwithstanding the amount reappropriated under this section,
245 the amount that may be expended under the authority of this
246 section shall not exceed the unexpended balance of the funds
247 remaining as of June 30, 2024, from the amount authorized for the
248 previous fiscal year. In addition, this reappropriation shall not
249 change the purpose for which the funds were originally authorized.

250 **SECTION 18.** The expenditure of the funds appropriated by
251 this act shall be under the direction of the Governor and shall be
252 paid by the State Treasurer out of any money in the proper fund or
253 funds as set forth in this act, upon warrants issued by the State
254 Fiscal Officer; and the State Fiscal Officer shall issue his
255 warrants upon requisitions signed by the proper person, officer or
256 officers in the manner provided by law.

257 **SECTION 19.** This act shall take effect and be in force from
258 and after July 1, 2024, and shall stand repealed from and after
259 June 30, 2024.

