

By: Representative Capps

To: Appropriations

HOUSE BILL NO. 1213  
(As Sent to Governor)

1 AN ACT TO AMEND SECTIONS 1, 3 AND 7 OF CHAPTER 112, LAWS OF  
2 2001, TO TRANSFER FUNDS IN THE FISCAL YEAR 2002 APPROPRIATION TO  
3 THE MISSISSIPPI EMERGENCY MANAGEMENT AGENCY AMONG VARIOUS  
4 CATEGORIES; AND FOR RELATED PURPOSES.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

6 **SECTION 1.** Section 1, Chapter 112, Laws of 2001, is amended  
7 as follows:

8 Section 1. The following sum, or so much thereof as may be  
9 necessary, is hereby appropriated out of any funds in the State  
10 General Fund not otherwise appropriated, for the purpose of  
11 defraying the expenses of the Mississippi Emergency Management  
12 Agency in accordance with the provisions of Section 33-15-1 et  
13 seq., Mississippi Code of 1972, for the fiscal year beginning  
14 July 1, 2001, and ending June 30, 2002..... \$ 817,910.00.

15 **SECTION 2.** Section 3, Chapter 112, Laws of 2001, is amended  
16 as follows:

17 Section 3. Of the funds appropriated under the provisions of  
18 Sections 1 and 2, not more than the amounts set forth below shall  
19 be expended for the respective major objects or purposes of  
20 expenditure:

21 MAJOR OBJECTS OF EXPENDITURE:

22 Personal Services:

23 Salaries, Wages and Fringe Benefits.. \$ 2,146,748.00  
24 Travel and Subsistence..... 58,500.00  
25 Contractual Services..... 412,292.00  
26 Commodities..... 95,029.00

27 Capital Outlay:

28 Other Than Equipment..... 0.00



29	Equipment.....	3,500.00
30	Subsidies, Loans and Grants.....	<u>1,309,648.00</u>
31	Total..... \$	<u>4,025,717.00</u>

32 FUNDING:

33	General Funds..... \$	<u>817,910.00</u>
34	Special Funds.....	<u>3,207,807.00</u>
35	Total..... \$	<u>4,025,717.00</u>

36 AUTHORIZED POSITIONS:

37	Permanent: Full Time.....	51
38	Part Time.....	0
39	Time-Limited: Full Time.....	13
40	Part Time.....	0

41 With the funds herein appropriated, it is the intention of  
42 the Legislature that it shall be the agency's responsibility to  
43 make certain that funds required to be appropriated for "Personal  
44 Services" for fiscal year 2003 do not exceed fiscal year 2002  
45 funds appropriated for that purpose, unless programs or positions  
46 are added to the agency's fiscal year 2003 budget by the  
47 Mississippi Legislature. Based on data provided by the  
48 Legislative Budget Office, the State Personnel Board shall  
49 determine and publish the projected annual cost to fully fund all  
50 appropriated positions in compliance with the provisions of this  
51 act. It shall be the responsibility of the agency head to insure  
52 that no single personnel action increases this projected annual  
53 cost and/or the fiscal year 2002 appropriation for "Personal  
54 Services" when annualized. If, at the end of any calendar month,  
55 the State Personnel Board determines that the agency has taken  
56 action(s) which would cause the agency to exceed this projected  
57 annual cost or the fiscal year 2002 "Personal Services"  
58 appropriated level, when annualized, then only those actions which  
59 reduce the projected annual cost and/or the appropriation  
60 requirement will be processed by the State Personnel Board until  
61 such time as the requirements of this provision are met.



62 Any transfers or escalations shall be made in accordance with  
63 the terms, conditions, and procedures established by law.

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

68 **SECTION 3.** Section 7, Chapter 112, Laws of 2001, is amended  
69 as follows:

70 Section 7. The following sum, or so much thereof as may be  
71 necessary, is hereby appropriated out of any money in the State  
72 General Fund not otherwise appropriated, to the Emergency  
73 Management Agency to be used to establish a special reserve fund  
74 in the State Treasury for Disaster Relief, for the fiscal year  
75 beginning July 1, 2001, and ending June 30, 2002..... \$ 0.00.

76 **SECTION 4.** This act shall take effect and be in force from  
77 and after its passage.

