

State of Wisconsin

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Alberta Darling

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ASSEMBLY CHAIR
John Nygren

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Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Alberta Darling
Representative John Nygren

Date: October 22, 2019

Re: s. 16.515/16.505(2), Stats. Request

Attached is a copy of a request from the Department of Administration, received October 22, 2019, pursuant to s. 16.515/16.505(2), Stats., on behalf of the Department of Military Affairs.

Please review the material and notify **Senator Darling** or **Representative Nygren** no later than **Friday, November 8, 2019**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

Also, please contact us if you need further information.

Attachments

AD:JN;jm



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary

Date: October 22, 2019

To: The Honorable Alberta Darling, Co-Chair
Joint Committee on Finance

The Honorable John Nygren, Co-Chair
Joint Committee on Finance

From: Joel T. Brennan, Secretary
Department of Administration

OCT 22 2019
J. FINANCE

Subject: s. 16.515/16.505(2) Request(s)

Enclosed are request(s) that have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(3)(h)	Interstate emergency assistance	\$96,900		\$0	

As provided in s. 16.515, the request(s) will be approved on November 12, 2019 unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about any of the requests.

Please contact Kirsten Grinde at 266-1353, or the analyst who reviewed the request in the Division of Executive Budget and Finance, if you have any additional questions.

Attachments

Date: October 17, 2019
To: Brian Pahnke
From: Cory Stinebrink
Subject: Section 16.515 Request

Attached is a s. 16.515 request analysis for your approval and processing. Listed below is a summary of each item:

DOA RECOMMENDATION:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(3)(h)	Interstate emergency assistance	\$96,900		\$0	

AGENCY REQUEST:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2019-20</u>		<u>2020-21</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(3)(h)	Interstate emergency assistance	\$96,900		\$0	

BP APPROVAL  (FORWARD TO GAIL TAPPEN)



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary
Brian Pahnke, Administrator

Date: October 17, 2019

To: Joel Brennan, Secretary
Department of Administration

From: Cory Stinebrink
Executive Budget and Policy Analyst

Subject: Request Under s. 16.515 from the Department of Military Affairs for the
Emergency Management Assistance Compact.

Request:

The Department of Military Affairs requests an increase in expenditure authority of \$96,900 PR in fiscal year 2019-20 in its interstate emergency assistance appropriation under s. 20.465(3)(h).

Revenue Sources for Appropriation(s):

The revenue source for the interstate emergency assistance appropriation under s. 20.465(3)(h) is reimbursements from other states for any expenses incurred when Wisconsin Emergency Management provides assistance under the Emergency Management Assistance Compact. Puerto Rico and the state of Florida have reimbursed Wisconsin for services rendered in aid after Hurricanes Maria and Irma.

Background:

The Emergency Management Assistance Compact (EMAC) is a national interstate mutual aid agreement between states and territories of the United States that enables states to share resources during natural and man-made disasters, including terrorism. This compact acts as a complement to the federal disaster response system by providing timely and cost-effective relief to states requesting assistance from member states. The compact can be used either in lieu of, or in conjunction with, federal assistance and helps to create a more seamless flow of needed services, relief and goods to an impacted state. The compact has been adopted by all 50 states, the U.S. Virgin Islands, Guam and Puerto Rico, and has been ratified by Congress.

There are five phases under EMAC, which include: (a) pre-event preparation for all impacted jurisdictions; (b) activation of the compact when all state and local resources are exhausted and the state's governor declares a state of emergency; (c) the impacted state makes a request of another state and the assisting state agrees to assist; (d) response occurs with mobilization, deployment and demobilization; and (e) reimbursement to the assisting state for all deployed personnel and any resources provided.

Analysis:

To activate EMAC and request deployment from assisting states, the governor of the impacted state must declare a state of emergency, which authorizes funds to be expended for response and recovery, and activating EMAC. In 2017, Wisconsin received an EMAC request from the state of Florida in response to Hurricane Irma and from the U.S. Virgin Islands and Puerto Rico in response to Hurricane Maria.

Hurricane Irma

On September 4, 2017, the governor of Florida declared a state of emergency regarding Hurricane Irma. On September 5, 2017, the President declared a state of emergency in Florida, the U.S. Virgin Islands and Puerto Rico. On September 8, 2017, the state of Wisconsin received the EMAC request from the state of Florida to assist with Hurricane Irma support.

The EMAC request from Florida for Hurricane Irma relief efforts included a request for a search and rescue team with swift water rescue capabilities for an eleven-day deployment. The Wisconsin Emergency Management (WEM) Task Force 1 was deployed to assist with the mission. This request was cancelled while the team was en route; however, costs were still billed for the time in which the unit was activated.

Wisconsin Task Force 1 is an Urban Search and Rescue response team designed to provide a coordinated response to disasters in urban environments. With an emphasis on locating and extricating victims trapped in collapsed structures, confined spaces or trenches in largely populated areas, the task force is capable of responding to state disasters including earthquakes, flooding, widespread tornadoes and man-made technological and terrorist events, and being self-sustained for a minimum of 72 hours. Wisconsin Task Force 1 is primarily made up of local firefighters throughout the state. Thirty-three personnel were deployed to Florida from nine fire departments across Wisconsin.

The department received reimbursement from Florida on June 26, 2019, and is required to reimburse local fire departments for their participating members on Task Force 1. Total costs remaining to be reimbursed to local fire departments are \$87,900. There is cash on hand to support these payments, but budget authority is needed in order to process the payments.

Task Force 1 - Hurricane Irma

Total Reimbursed Amount	\$100,593.40
WEM Costs Paid in FY18	(12,714.63)
Remaining Costs	\$87,878.77

Hurricane Maria

Hurricane Maria made landfall in Puerto Rico on September 20, 2017. Governor Walker issued an executive order for Wisconsin to assist, through EMAC, with Hurricane Maria relief efforts in the U.S. Virgin Islands and Puerto Rico. The U.S. Virgin Islands requested the National Guard Civil Support aviation capabilities for hoist and air movement of personnel and equipment.

Joel Brennan, Secretary
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Puerto Rico requested a team to work for 14 days coordinating EMAC operations, planning and logistics functions. An individual from the Department of Military Affairs and another from the Department of Agriculture, Trade and Consumer Protection (DATCP) were involved with this request. Reimbursement was received from Puerto Rico on July 3, 2019, which, in addition to covering its own costs, enables the department to reimburse DATCP for costs incurred related to the deployed personnel. Total costs to be reimbursed are \$9,000. There is cash on hand to support this payment, but budget authority is needed in order to process payments.

EMAC - Hurricane Maria

DATCP Costs	\$5,293.26
WEM Costs	6,192.61
Costs Expended in FY18	<u>(2,481.48)</u>
Remaining Costs	\$9,004.39

Recommendation:

Approve the request.



STATE OF WISCONSIN
DEPARTMENT OF MILITARY AFFAIRS

OFFICE OF THE ADJUTANT GENERAL
STATE BUDGET & FISCAL OFFICER
2400 WRIGHT STREET
POST OFFICE BOX 14587
MADISON, WI 53714-0587

Date: September 18, 2019

To: Brian Pahnke
State Budget Director
Division of Executive Budget & Finance
Department of Administration

From: Major General Donald P. Dunbar
The Adjutant General
Department of Military Affairs



9/18/19

RE: **Request Pursuant to s.16.515**
Increased Spending Authority – Appropriation 20.465(3)(h)

Request:

The Department of Military Affairs (DMA) requests an increase in expenditure authority for its Intergovernmental Services appropriation appropriation 3(h) (numeric 332) of \$96,900 for fiscal year 2020. The requested increase is needed due to Emergency Management Assistance Compact reimbursements received from the State of Florida to respond to hurricane relief efforts for Hurricane Irma, and to Puerto Rico to respond to hurricane relief efforts for Hurricanes Irma and Maria.

Background:

The Emergency Management Assistance Compact (EMAC) is a mutual aid agreement between states and territories of the United States. It enables states to share resources during natural and man-made disasters, including terrorism. EMAC has also been used by states to disrupt legal protests.

Under EMAC, requests and deployment of resources are made at the discretion of the affected state. At all times, affected states retain the choice of seeking resource support from states, the federal government, or both, which is determined by the size of the disaster event. The main contact for agencies, organizations, and the private sector to learn more about EMAC is the state emergency management agencies.

EMAC works as follows: When a disaster occurs, the governor of the affected state or territory declares a state of emergency. The impacted state assesses its resource needs and identifies shortfalls for which assistance will be requested, and authorized representatives from the affected state then activate EMAC. These authorized representatives as well as EMAC Advance Team (A-Team) members then determine

the state's needs for personnel and equipment and broadcasts an EMAC requisition to other states. States with available resources negotiate costs with the affected state through the EMAC network, executing EMAC Form Req-A. Assisting states that commit to an agreement then mobilize and deploy the agreed-upon resources (personnel and/or equipment) to the affected state. Once the mission is completed, the resources are demobilized and redeployed to their home states. Deployed personnel provide receipts and records to their home state to develop a reimbursement package, which is then sent to the affected state, which then reimburses the assisting state. See Appendix 1 for a web link to the National Emergency Management Association EMAC Reimbursement Guidelines.

Reimbursement is not made to partnering agencies until reimbursement is received from the requesting state. This ensures any costs that are deemed unallowable under the agreement do not then have to be recouped from the partnering agency by Wisconsin Emergency Management. As noted in the Florida Irma reimbursement below, not all costs were documented properly, were deemed unallowable or not included as part of the initial proposal to offer assistance and therefore not reimbursed as a result. The submission and auditing process can be lengthy as the type of events that warrant an EMAC request tend to be devastating in nature. The requesting state may have multiple EMACs as well as internal procedures to ensure the agreed upon EMAC statement of work was met and all costs were approved in the EMAC agreement.

The legislature approved \$137,200 program revenue (PR) authority in April 2018 pursuant to s. 16.515/16.505(2), Stats. to cover expenditures in appropriation 20.465(3)(h) for costs incurred by DMA. Reimbursements have now been received from Florida and Puerto Rico for the EMACs and DMA now needs to process payment to the state and local EMAC participants who assisted with hurricane responses.

Hurricane Specifics

Hurricane Irma

Hurricane Irma landed on the Florida coast in the early morning of Saturday, September 9, 2017. In anticipation of massive devastation to the State of Florida residents and infrastructure, the State of Florida specifically requested, through EMAC, the 32nd Brigade of the Wisconsin Army National Guard be deployed to assist with humanitarian support, law enforcement support and engineering support.

On September 4, 2017, Florida Governor Rick Scott declared a state of emergency regarding Hurricane Irma. On Tuesday, September 5, 2017, the President declared a state of emergency in Florida, the US Virgin Islands and Puerto Rico. On September 8, 2017, the State of Wisconsin received the EMAC request from the State of Florida to assist with Hurricane Irma support. On September 8, 2017, Governor Walker released an Executive Order (#254) declaring a state of emergency for Wisconsin to assist with Hurricane Irma support.

Hurricane Maria

Hurricane Maria is regarded as the worst natural disaster on record in Puerto Rico. It landed on the Puerto Rican coast on September 20, 2017 as a Category 4 hurricane. The devastation that occurred to the island of Puerto Rico and the U.S. Virgin Islands

was extensive. On October 23, 2017, Governor Walker released an Executive Order (#260) declaring a state of emergency for Wisconsin to assist, through EMAC, with Hurricane Irma and Hurricane Maria relief efforts in the U.S. Virgin Islands and Puerto Rico.

EMAC Reimbursements Now Requiring Payment to State and Local Participants:

Florida – Task Force 1

Hurricane Irma Relief Efforts

Florida requested a Search and Rescue Team with swift water rescue capabilities for an eleven-day deployment from September 10 through September 20, 2017 (EMAC #1271-RR-6615). The Wisconsin Emergency Management Task Force 1 was deployed to assist with the anticipated search and rescue mission. The damage from Hurricane Irma was not as devastating as preliminary assessments suggested so Florida cancelled the request while the team was in route.

While the request was cancelled, expenses were still incurred. The agency received reimbursement from Florida on June 26, 2019 and now is required to reimburse fire departments for their participating members on Task Force 1 who deployed on this mission. The impacted fire departments are found in Appendix 2. Not all fire department costs were reimbursed from Florida due to denial of personnel backfill requests and for the inability of the fire departments to provide requested supporting documents of all expenditures.

Task Force 1 (20.465(3)(h) – numeric 332)

Cost Category	Approved EMAC Request	Total EMAC Estimated Cost	Total EMAC Expenditures	Total EMAC Reimbursement
TOTAL	\$549,807.28	\$112,439.07	\$124,565.98	100,593.40

Puerto Rico – EMAC Coordination and Operations

Hurricane Maria Relief Efforts

Puerto Rico requested, via EMAC (1288-RR-7080), a Type IV EMAC A-Team to begin work on January 18, 2018. This two-person team was to work for 14 days coordinating EMAC operations, planning and logistics functions. This two-person team consisted of an individual from the Department of Military Affairs and an individual from the Department of Agriculture, Trade and Consumer Protection (DATCP).

Reimbursement was received from Puerto Rico on July 3, 2019 which enables DMA to process payment to DATCP for deployed personnel and associated costs.

EMAC Coordination and Operations (20.465(3)(h) – numeric 332)

Cost Category	Approved EMAC Request	Total EMAC Estimated Cost	Total EMAC Expenditures	Total EMAC Reimbursement
DATCP	\$24,745.80	\$24,745.80	\$ 5,293.26	\$ 5,293.26

DMA*			\$ 6,242.87	\$ 6,192.61
TOTAL	\$24,745.80	\$24,745.80	\$11,536.13	\$11,485.87

All EMAC requests have been reimbursed to the State of Wisconsin. The only remaining act is to process payments to state and local participants of the EMAC response.

Total Authority Requested

Mission	20.465(3)(h)
Florida - Task Force 1	\$87,878.77
Puerto Rico - EMAC Coordinators	\$9,004.39
TOTAL Authority Needed	\$96,883.16
Request	\$96,900.00

Proposed Resolution:

Provide \$96,900 in budget authority in 20.465(3)(h) - numeric 332 to reimburse state and local participants for hurricane relief efforts completed through an EMAC request.

Revenue Source for the Appropriation:

The revenue that is associated with the department's request for increased spending authority was reimbursed through the EMAC process by Florida and Puerto Rico which are funded in full or in part through the Federal Emergency Management Agency (FEMA).

Fiscal Impact on the Appropriations:

Currently, DMA has appropriation authority but not sufficient budget authority in the appropriations. The 20.465(3)(h) appropriation is Program Revenue (PR); expenditures can only be made to the level of available revenues and resources. Therefore, any spending authority above actual revenues and/or fund balances generated is irrelevant and not usable.

Request Prepared by:

Anna Oehler
 Budget and Policy Manager
 Wisconsin Department of Military Affairs
 242-3155

Appendix 1: National Emergency Management Association EMAC Reimbursement Guidelines

<https://www.nemaweb.org/index.php/docman/nema-committees/emac-committee-1/57-section-iii-reimbursement-guidelines-final>

Appendix 2: Fire Departments Deployed on Task Force 1 Mission to Florida for Hurricane Irma Response

Fire Department/Entity	Number of Personnel Deployed	Expenditures Requested	Reimbursement Amount
Antigo Fire Department	2	\$ 7,034.60	\$ 3,869.00
Appleton Fire Department	7	\$ 23,916.17	\$ 19,579.23
Beloit Fire Department	3	\$ 8,896.28	\$ 8,897.23
Chippewa Falls Fire Department	1	\$ 2,199.76	\$ 1,553.48
Green Bay Fire Department	1	\$ 4,334.86	\$ 1,810.42
Janesville Fire Department	7	\$ 23,741.75	\$ 11,094.02
La Crosse Fire Department	5	\$ 12,901.31	\$ 11,998.26
Menominee Fire Department	2	\$ 7,853.63	\$ 5,463.44
Oshkosh Fire Department	2	\$ 10,063.25	\$ 7,359.76
WEM*	3	\$ 23,624.37	\$ 28,968.56
TOTAL	33	\$124,565.98	\$100,593.40

*WEM costs include personnel, travel, equipment and mileage costs. All fire departments included only personnel costs. In SFY18, \$12,714.63 was expended in this appropriation.