

State of Wisconsin

SENATE CHAIR
Howard Marklein

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ASSEMBLY CHAIR
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Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Howard Marklein
Representative Mark Born

Date: December 21, 2021

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

Attached is a copy of a request from the Department of Administration, received December 21, 2021, pursuant to s. 16.515/16.505(2), Stats., on behalf of the Department of Military Affairs.

Please review the material and notify **Senator Marklein** or **Representative Born** no later than **Tuesday, January 11, 2022**, 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

HM:MB:jm



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

Tony Evers, Governor
Joel Brennan, Secretary

Date: December 21, 2021

To: The Honorable Howard Marklein, Co-Chair
Joint Committee on Finance

The Honorable Mark Born, Co-Chair
Joint Committee on Finance

From: Joel T. Brennan, Secretary *JTB*
Department of Administration

DEC 21 2021
St. 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>2021-22</u> <u>AMOUNT</u>	<u>FTE</u>	<u>2022-23</u> <u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(1)(h)	Intergovernmental services	\$1,225,100			

As provided in s. 16.515, the request(s) will be approved on January 13, 2022, 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: December 16, 2021
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>2021-22</u>		<u>2022-23</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(1)(h)	Intergovernmental services	\$1,225,100			

AGENCY REQUEST:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2021-22</u>		<u>2022-23</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DMA 20.465(1)(h)	Intergovernmental services	\$1,225,100			

BP APPROVAL BP (FORWARD TO TRACY WILLIAMSON)



STATE OF WISCONSIN
DEPARTMENT OF ADMINISTRATION

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

Date: December 16, 2021

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 \$1,225,100 PR in fiscal year 2021-22 in its intergovernmental services appropriation under s. 20.465(1)(h) for services provided under the Emergency Management Assistance Compact request received from the states of California and Washington to respond to wildfire suppression and search and rescue efforts.

Revenue Sources for Appropriation(s):

The revenue source for the intergovernmental services appropriation under s. 20.465(1)(h) is reimbursement from other states for any expenses incurred when units or members of the Wisconsin National Guard are activated in state status to provide assistance under the Emergency Management Assistance Compact. The revenue that is associated with this request will come from reimbursements from California and Washington, which are funded in full or in part through the Federal Emergency Management Agency.

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.

California Wildfires

On August 5, 2021, Governor Gavin Newsom of California declared a State of Emergency response to wildfires in Northern California. President Joseph R. Biden, Jr., approved California's request for a Presidential Major Disaster Declaration on August 25, 2021, to bolster the state's emergency response.

California requested two Type 1 rotary wing aircraft for wildland firefighting operations from states to assist with the wildfire suppression efforts. The aircraft requested would be used for water dropping operations and must come equipped with a Bambi Bucket, an FM portable programmable radio, flyaway kits and an onboard FM capable programmable radio.

On August 12, 2021, Wisconsin Governor Tony Evers authorized calling to active-duty elements of the Wisconsin National Guard to answer California's EMAC request. Wisconsin provided two Type UH-60M rotary wing aircraft with Bambi Buckets for wildland firefighting operations. Wisconsin deployed 16 service members. The cost for equipment, personnel and travel was \$818,977.

Washington Wildfires

Governor Jay Inslee declared a State of Emergency on July 8, 2021, relating to wildfires at several locations throughout the state of Washington. President Biden approved Washington's requests for Fire Management Assistance declarations in August of 2021 to respond to the state's emergency response to wildfires at multiple locations.

Washington requested two Type 1 rotary wing aircraft for wildland firefighting operations from states to assist with the wildfire evacuation efforts. The aircraft requested would be used for evacuation operations and must come equipped with a hoist and extraction equipment and certified medical personnel.

Wisconsin responded to the call for assistance with one Type UH-60M rotary wing aircraft with extraction hoists for wildfire evacuation operations. Wisconsin deployed ten service members to support the mission. The cost for equipment, personnel and travel was \$392,784.

Washington Search and Rescue

While already on location in Washington due to the EMAC response, the Washington Division of Emergency Management requested assistance from Wisconsin to rescue an

injured hiker. Wisconsin responded and transported the injured hiker to medical facilities. The cost of this two-hour mission was \$13,257.

Summary

The combined costs of these missions are summarized in the table below.

<u>EMAC Mission</u>	<u>Mission Cost</u>
California Wildfires	\$818,977
Washington Wildfires	392,784
Washington Search and Rescue	13,257
	<u>\$1,225,018</u>

The department has billed California and Washington for reimbursement for the cost of services provided by the Wisconsin National Guard. The appropriation from which these costs are paid does not have any expenditure authority authorized by 2021 Wisconsin Act 58. Approval by the Joint Committee on Finance under 14-day passive review is required each time Wisconsin responds to an EMAC request.

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: December 6, 2021

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

From: Paul E. Knapp On behalf of TAG: *Anna Dahler*
Maj. Gen., Wisconsin National Guard
Adjutant General

RE: **Request Pursuant to s.16.515**
Increased Spending Authority – Appropriation 20.465(1)(h)

Request:

The Department of Military Affairs (DMA) requests an increase in expenditure authority for its Intergovernmental Services appropriation (1)(h)(numeric 134) of \$1,225,100 for fiscal year 2022. The requested increase is needed due to Emergency Management Assistance Compact request received from the States of California and Washington to respond to wildfire suppression and search and rescue efforts.

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 as may be 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

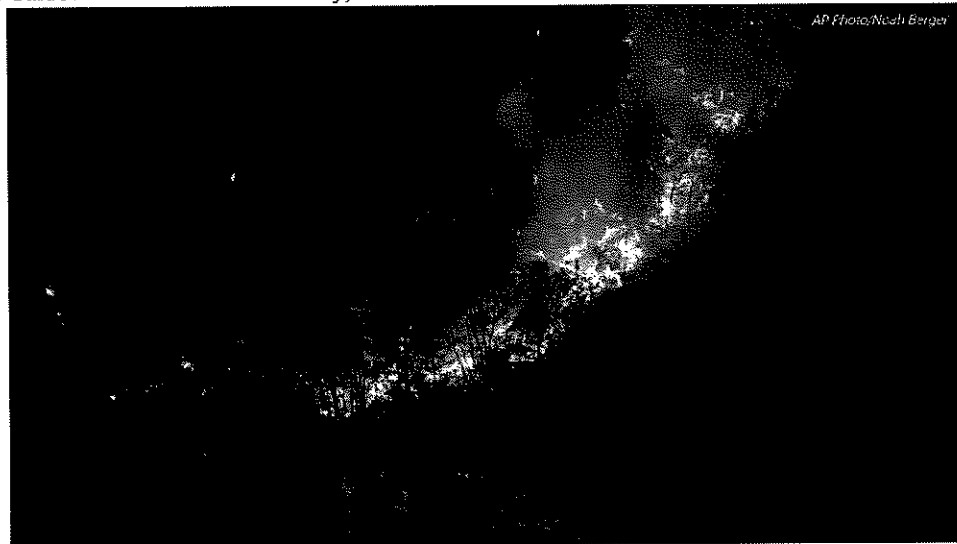
resources negotiate costs with the affected state through the EMAC network, executing EMAC Form Req-A. Assisting states that commit to an agreement then mobilize and deploy the agreed-upon resources (personnel and/or equipment) to the affected state. Once the mission is completed, the resources are demobilized 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.

California Wildfires

Sparked by an unrelenting heatwave and drought conditions, California's 2021 fire season erupted unusually early, starting in January of 2021 and continuing through October of 2021. The wildfires have been exacerbated by the Santa Ana winds. By mid-July, multiple complex wildfires burned throughout Northern California. Governor Newsom declared a State of Emergency on August 5, 2021 in the counties of Siskiyou, Nevada, and Placer Counties and added other state of emergency proclamations as the fires spread.

President Joseph R. Biden, Jr. approved California's request for a Presidential Major Disaster Declaration on August 25, 2021 to bolster the state's emergency response to wildfires burning in Northern California and support impacted residents in Lassen, Nevada, Placer, Plumas and Trinity counties.

Graphic 1: Caldor Fire in El Dorado County, California



The Caldor Fire burns above the South Fork of the American River in the White Hall community of El Dorado County, Calif., on Friday, Aug. 27, 2021.

Source: <https://www.nbcbayarea.com/news/california/gov-newsom-declares-state-of-emergency-in-3-counties-due-to-caldor-fire/2645092/>

California, through the EMAC process, requested two (2) Type 1 rotary wing aircraft for wildland firefighting operations from states to assist with the wildfire suppression efforts. The aircraft requested would be used for water dropping operations and must come equipped with a bambi bucket, a FM portable programmable radio, flyaway kits, and an onboard FM capable programmable radio.

On August 12, 2021, Wisconsin Governor Tony Evers authorized calling to active-duty elements of the Wisconsin National Guard to answer California's EMAC request. Wisconsin responded to the call for assistance with two (2) Type UH-60M rotary wing aircraft with bambi buckets for wildland firefighting operations. Wisconsin deployed 16 service members.

The cost for equipment, personnel and travel was \$818,977. These costs have all been paid out of a clearing appropriation that is required to be cleared by the end of the state fiscal year.

Washington Wildfires

Sparked by historic drought conditions and record-breaking heat, Governor Inslee declared a State of Emergency on July 8, 2021, throughout the State of Washington relating to the growing risk of wildfires.

President Joseph R. Biden, Jr. approved Washington's multiple requests for Fire Management Assistance declarations in August of 2021 to respond to the state's emergency response to wildfires burning at various fires: Schneider Springs Fire, Twentyfive Mile Fire, Muckamuck Fire, and Corkscrew Fire.

Washington, through the EMAC process, requested two (2) Type 1 rotary wing aircraft for wildland firefighting operations from states to assist with the wildfire evacuation efforts. The aircraft requested would be used for evacuation operations and must come equipped with a hoist and extraction equipment and certified medical personnel.

Graphic 2: Schneider Springs Fire in Washington, August 18, 2021



Source: <https://inciweb.nwcg.gov/incident/photographs/7775/120/>

On August 8, 2021, Wisconsin Governor Tony Evers authorized calling to active-duty elements of the Wisconsin National Guard to answer California's EMAC request. Wisconsin responded to the call for assistance with one (1) Type UH-60M rotary wing aircraft with extraction hoists for wildfire evacuation operations. Wisconsin deployed 10 service members.

The cost for equipment, personnel and travel was \$392,784. These costs have all been paid out of a clearing appropriation that is required to be cleared by the end of the state fiscal year.

Washington Search and Rescue

While already on location in Washington due to the EMAC response, the Washington Division of Emergency Management requested assistance from Wisconsin to rescue an injured hiker. Wisconsin responded and transported the injured hiker to medical facilities. The cost of this two-hour mission was \$13,257.

Proposed Resolution:

Provide \$1,225,100 in budget authority in 20.465(1)(h) – numeric 134 to cover the costs of the EMAC for the California and Washington wildfire and search and rescue relief efforts.

Mission	Total Cost
California Wildfires	\$ 818,977
Washington Wildfires	\$ 392,784
Washington Search and Rescue	\$ 13,257
TOTAL	\$1,225,018

Revenue Source for the Appropriation:

The revenue that is associated with the department's request for increased spending authority will come from reimbursements through the EMAC process by California and Washington 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 appropriation. The 20.465(1)(h) appropriation is a 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. We would carry an open accounts receivable within the appropriations until reimbursements from California and Washington are received.

Request Prepared by:

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