

Montana Disaster & Emergency Services Division

Public Assistance Program
Applicant Briefing FEMA-4655-DR-MT

Incident Period: June 10, 2022, and continuing

Declared: June 16, 2022

Declared Areas

ID

FEMA-4655-DR, Montana Disaster Declaration as of 06/16/2022

Designated Counties for PA

- Carbon
- Park
- Stillwater

Daniels Sheridan Glacier Toole Hill Blaine Flathead Pondera Phillips Richland Chouteau Sanders Teton Garfield Fergus Petroleum Judith Clark Meagher Musselshell Granite Wheatland Fallon Vellowston Carter Big Horn Powder River Beaverhead

WY





Data Layer/Map Description:

The types of assistance that have been designated for selected areas in the State of Montana.

All areas in the State of Montana are eligible for assistance under the Hazard Mitigation Grant Program.

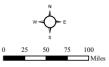
Additional designations may be made at a later date if requested by the state and warranted by the results of further damage assessments.

Designated Counties

- - - - - - -

No Designation

Public Assistance (Categories A - G)



Data Sources:

FEMA, ESRI;

Initial Declaration: 06/16/2022 Disaster Federal Registry Notice: 06/16/2022

Datum: North American 1983 Projection: Lambert Conformal Conic

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Applicant Briefing Purpose

- Explain How Public Assistance Works
- Identify Eligible Applicants
- Identify Eligible Work
- Discuss Areas of Special Concern
- Discuss Funding
- Answer Your Questions

Governing Documents



- Statue Robert T. Stafford Act as Amended
- Regulations Code of Federal Regulations:
 44 CFR Part 206 and 2 CFR Part 200
- Public Assistance Program & Policy Guide Version 4 (PAPPG V4)

Acronyms

- Program Delivery Manager (PDMG)
- Site Inspector (SI)
- Consolidated Resource Center (CRC)
- Environmental Historic Preservation (EHP)
- Damage, Description and Dimensions (DDD)
- Scope of Work (SOW)
- Joint Field Office (JFO)

Overview of the PA Program Delivery Process





Attend

Applicant

briefing



Submit

Request for

Public

Assistance

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Have an

Exploratory

Call with

FEMA



Scoping Meeting

with FEMA and

Recipient







Inspection





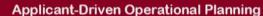
FEMA staff and FEMA Staff or Recipient validate Applicant formulate documents and Scope of Work and conduct compliance **Cost Estimate** reviews

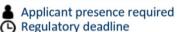
Develop Project



Approve final grant and agree to terms









Documentation required



Complete for each project according to project requirements

FEMA Eligibility Pyramid



Examples of Eligible Applicants

- Counties, Incorporated Municipalities
- Other Legally Constituted Units of Local Government, Cities, Towns, Townships
- State Government Agencies and Departments
- Indian/Tribes or Authorized Tribal Organizations
- Private Non-Profit Organizations (PNP's)
- Houses of Worship

PRIVATE NON-PROFIT ORGANIZATIONS

Critical Services

Private Non-Profit (PNP) facilities that provide the following **critical services** are eligible for PA:



- Fire/Emergency Rescue
- Medical Treatment
- Power, Water, and Sewer Utilities
- Communications Systems
- Educational Institutions



PRIVATE NON-PROFIT ORGANIZATIONS

Essential Services

PNP facilities that provide <u>essential services</u> are eligible for PA:

- Community Centers
- Houses of Worship
- Homeless Shelters
- Custodial Care
- Museums, Libraries, Zoos

Other facilities that provide **health and safety** services of a government nature



Basic Work Eligibility Requirements

- Be required as a result of the declared incident;
- Be located within the designated area (declared counties), with the exception of sheltering and evacuation activities; and
- Be the legal responsibility of an eligible Applicant.

Basic Cost Eligibility Requirements

- Directly tied to eligible work.
- Properly Documented.
- No Duplication of Benefits Including Insurance
- Not prohibited under Federal, State, Tribal, or local government laws or regulations.
- Consistent with the Applicant's policies and procedures.
- Necessary and reasonable to accomplish the work.

How To Submit a RPA







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Request for Exploratory



Scoping Meeting

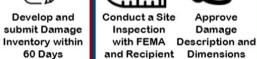
with FEMA and

Recipient





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Damage

Dimensions

P

FEMA Staff or Applicant formulate Scope of Work and **Cost Estimate**



Recipient validate documents and conduct compliance reviews



Approve final

grant and

agree to terms







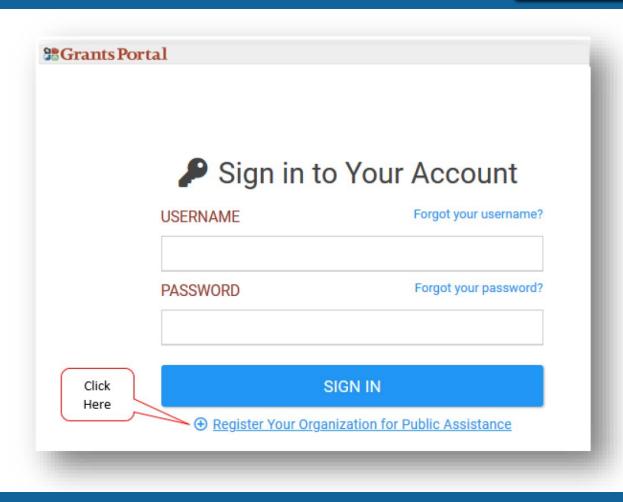
Approve materials online

Documentation required





Complete for each project according to project requirements



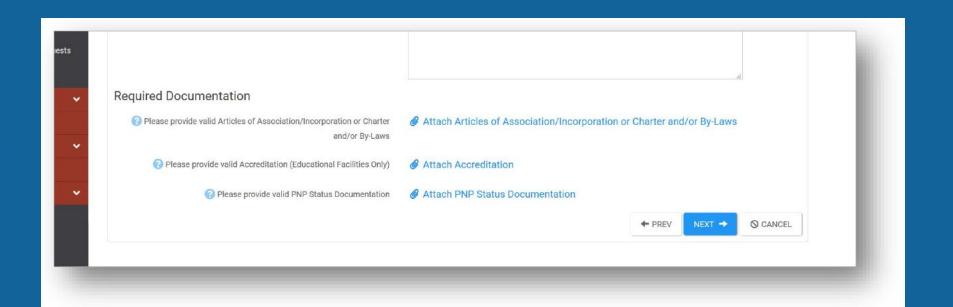


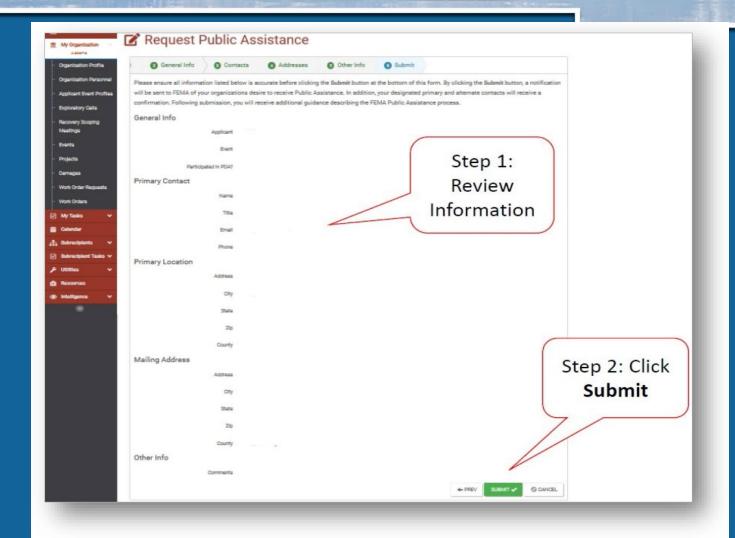
Applicant Organization Profile

- Identifies Single Point of Contact as the Primary POC
- Highly Recommend an Alternate POC
- Oversees Applicant's Program Participation
- Identifies Responsible Person for Record Keeping and Documentation
- Must be Actively Involved in the Project



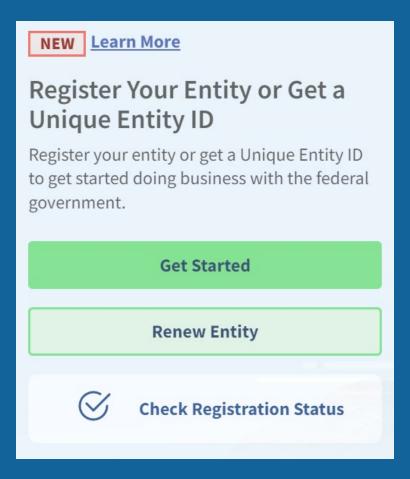






UEI# Requirement Reminder

- Unique Entity ID # (UEI)
 - Check for valid UEI @ https://sam.gov
 - Required information:
 - Legal Business Name
 - Address
 - Date of State Incorporation for Entity Validation



Exploratory Call





Request for Exploratory





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Develop and submit Damage Inventory within 60 Days





Approve

Damage

Dimensions



FEMA Staff or Applicant formulate Scope of Work and **Cost Estimate**





Recipient validate documents and conduct compliance reviews



Approve final

grant and

agree to terms

3



Applicant-Driven Operational Planning



Approve materials online

Documentation required



Conduct a Site

Inspection

Develop Project

Complete for each project according to project requirements

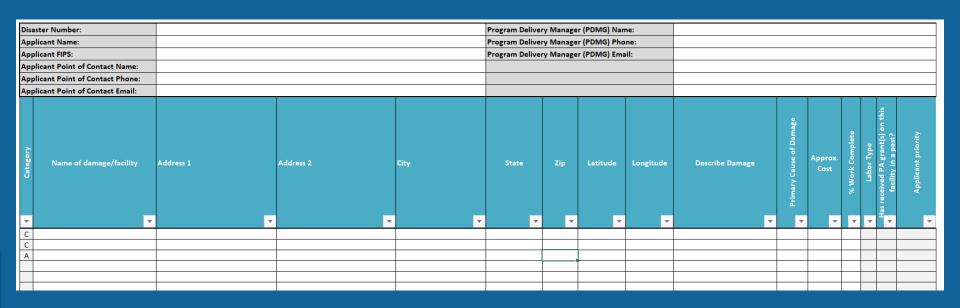
Exploratory Call

- Introduces Program Delivery Manager (PDMG)
- Damage Inventory Form Discussion
- Documentation Needed for Support
- Schedule Recovery Meeting
 - Allow Time to Draft Damage Inventory
 - Recovery Scoping Meeting Objectives Discussed

Damage Inventory

- Summary of all damages incurred by the declared disaster
- Serves as the basis for developing FEMA projects
- Start filling this out before your recovery scoping meeting
- Montana Survey 123

Damage Inventory - Alternate



- 1. General Applicant Information
- 2. Name of Damage/Facility
- 3. Lat/Long
- 4. Damage Description
- 5. Cause
- 6. Approximate Cost

- 7. % Completed Work
- 8. Labor Type
- 9. PA Funding for Facility in Past?
- 10. Applicant Priority

Recovery Scoping Meeting







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Assistance

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Scoping Meeting

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Recipient









Conduct a Site



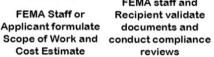
Document Damage

Approve

Damage

Description and





Develop Project





Approve final grant and agree to terms

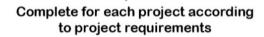


Applicant-Driven Operational Planning









Recovery Scoping Meeting

- Follows Applicant Briefing & Exploratory Call
- PDMG Schedules with the Applicant
- Establishes Partnership Between FEMA, State, and the Applicant
- Designed to Focus on the Needs of each Applicant
- In Depth Discussion of Damage Inventory

Starts 60-day deadline to submit Damage Inventory

Completed Work

- Document Work Completed and application submitted within 90 days after project is created
- Applicant responds to EEI (Essential Elements of Information)
- Project information routed to CRC
- CRC Validates & Develops DDD, SOW/Costs
- CRC Reviews: QA, Insurance, Procurement
- Joint Field Office Reviews: Mitigation, EHP
- PDMG Reviews DDD, SOW/Costs
- Recipient Reviews
- Applicant Reviews & Signs Project

Standard, Non-Technical & Specialized, Technical Tracks

- Site Inspection Work Order for Work to be Completed
- Site Inspection (FEMA site visit)
- PDMG & Applicant Review & Sign Off

Site Inspection Report

Damage, Description and Dimension

Submit Damage Inventory







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Develop and submit Damage Inventory within 60 Days





Inspection





Document Damage



FEMA Staff or Applicant formulate Scope of Work and **Cost Estimate**

Develop Project



FEMA staff and

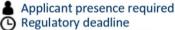






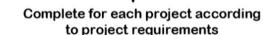


Applicant-Driven Operational Planning





Documentation required



PA Project Thresholds 2022

Minimum Project Worksheet >= \$ 3,500

Small Projects <= \$139,800

Large Projects > \$ 139,800

Project Cost Shares

Cost Shares will be no lower than...

- Federal Share75%
- State/Local/PNPs Cost Share
 25%

Project Worksheets (PW)

- Grant Document in Which Scope of Work and Eligible Costs are Identified
- FEMA'S Funding Document
- Includes information on Insurance and EHP reviews

Permits (Prior to Start of Work)

- Check with Community Flood Plain
 Management for Requirements for Projects
- Ensure Montana DNRC Consulted for Stream Related Projects
- Ensure Montana Regulatory Office of USACE Consulted for Stream Related Projects
- Ensure Montana FW&P Office Consulted

Special Considerations

Consensus Based Codes and Standards

Disaster Recovery Reform Act of 2018 (DRRA) Section 1206, Code Administration and Enforcement amended the Stafford Act.

- Section 402: General Federal Assistance 42 U.S.C. §5170a
 - "provide assistance to state and local governments for building code and floodplain administration and enforcement, including inspections for substantial damage compliance."
- Section 406: Repair, Restoration, and Replacement of Damaged Facilities - 42 U.S.C. §5172
 - "base and overtime wages for extra hires to facilitate the implementation and enforcement of adopted building codes for a period of not more than 180 days after the major disaster is declared."

DRRA 1206 Authorizes FEMA to Provide Resources to State, Local, Tribal and Territorial

(SLTT) Partners



Building Code Administration (review and process building applications; collect fees; hire, train, supervise staff; etc.)



Code Enforcement (inspect structures; review elevation certificates; conduct and process condemnation determinations; etc.)



Floodplain Management Regulation, Administration, and Enforcement (hire, train, supervise staff; provide training; process permits; etc.)



Substantial Damage Operations (conduct field surveys; prepare cost information; perform inspections; etc.)

Categories of Work

Emergency Work

- Category A Debris
- Category B Emergency Protective Measures

Permanent Work

- Category C Roads and Bridges
- Category D Water Control Facilities
- Category E Buildings and Equipment
- Category F Utilities
- Category G Parks, Recreation, and Other

Other

- Category Z Management Costs
- Category B Donated Resources

Timelines

- - **Emergency Work** 6 months from the Declaration Date, can be extended by Recipient for an additional 6 months
 - **Permanent Work** 18 months from the Declaration Date, can be extended by Recipient for an additional 18 months
 - Any additional time needed past Recipient authority will need to be approved by FEMA

Category A - Debris Removal

Debris removal could be eligible if it,

- Eliminates immediate
 - threats to life, public health, and safety
 - threats of significant damage to public property
- Ensures economic recovery
- Removes substantially damaged structures

Category A – Debris Removal

Debris in a Natural Waterway/Stream (or Flood Control Works)

Eligible if the debris poses an immediate threat, such as when the debris:

- Obstructs, or could obstruct, intake structures;
- Could cause damage to structures, such as bridges and culverts; or
- Removal of the obstruction is eligible in streams where debris removal might also be eligible under the NRCS Emergency Watershed Protection Program (EWP) unless NRCS provides assistance for the debris removal.

Consult FEMA-PDMG to ensure work is not eligible under NRCS EWP Program!!!

Private Property Debris Removal (PPDR)

For PPDR to be eligible, must request approval from FEMA by demonstrating,

- Legal Authority and Indemnification
- Removal is in the Public's Interest

Debris Removal From Private Roads

- If private roads have unrestricted access to the public, debris removal from the road could be eligible.
- Applicant would follow the same FEMA approval process as PPDR

Category B – Emergency Protective Measures

These are activities taken before, during, and after a disaster:

- Activation and staffing of local and state EOCs.
- Overtime costs of staff used to board up windows, remove outside equipment, fill sandbags, etc.
- Mutual aid claims from outside assisting entities.
- Additional security hired for logistical staging areas, etc.
- Search and rescue operations.

Category B – Emergency Protective Measures

Category B – Emergency Protective Measures

Emergency Work Labor Eligibility		
Budgeted Employees	Overtime	Straight-Time
Permanent employee		
Seasonal employee working during normal season of employment		
Unbudgeted Employees	Overtime	Straight-Time
Essential employee called back from administrative leave		
Permanent employee funded from external source		V
Temporary employee hired to perform eligible work		V
Season employee working outside normal season of employment	$\overline{\checkmark}$	

Category C-G Permanent Work

Work Categories C-G

- Must repair, restore, or replace disaster-damaged facilities
- Must restore to pre-disaster design, capacity, and function in accordance with applicable codes and standards
- Must be required as a result of the disaster
- In conformity to current codes and standards
- May include cost-effective mitigation measures

Category Z- Management Costs

- Costs related to the activities related to the receipt and administration of PA funding
- Capped at 5% of your total net A-G project cost, excluding donated resources projects
- Eligible costs can include:
 - Preliminary Damage
 Assessments
 - Meetings regarding the PA Program or overall PA damage claim
 - Organizing PA damage sites into logical groups
 - Preparing correspondence
 - Site inspections
 - Travel expenses

- Developing the detailed site-specific damage description
- Evaluating Section 406 hazard mitigation measures
- Preparing Small and Large Projects
- Reviewing PWs
- Collecting copying, filing, or submitting documents to support a claim
- Requesting disbursement of PA funds
- Training

Donated Resources

Applicant may use the value of donated resources to offset the non-Federal share of its eligible costs. The Applicant must track all donated

Donated Resources include:

resources in order to do so.

- Volunteer Labor
- Donated Equipment
- Donated Supplies and Materials
- Logistical Support

Special Considerations

- Insurance
 - Floodplain
- PA Mitigation (406 Mitigation)
- Environmental and Historic Preservation (EHP)
- Additional Federal/State Compliance Requirements
- All Will be Outlined in the Grant Award Agreement Project Worksheet

Insurance

- FEMA funding is "last resort" funding
- Insurance proceeds must be accounted for to avoid duplication of benefits
- FEMA has additional requirements for communities participating in the National Flood Insurance Program, refer to PAPPG V4 along with the local and state NFIP Coordinators

406 Mitigation

- This is mitigation included on the project worksheet and is paid with PA funds
- FEMA Mitigation Specialists will work with the Applicant to explore potential mitigation options
- Mitigation measures are evaluated for costeffectiveness, technical feasibility, and effectiveness

Environmental and Historic Preservation (EHP)

- FEMA is required to review all PWs for compliance with applicable EHP laws and regulations
- Starting project work before FEMA EHP has finished their review could jeopardize funding
- Applicant is responsible for coordinating with regulatory agencies and acquiring necessary permits at the Local, State, and Federal level.

Procurement

- All procurement must be compliant with 2 CFR Part 200, 317-327
- FEMA reimburses costs incurred using three types of contract payment obligations:
 - fixed-price,
 - cost-reimbursement, and
 - to a limited extent, time and materials (T&M).
- All contracts must have the required contract clauses
- For more information visit, https://www.fema.gov/grants/procurement

Procurement – PDAT Training/Resources

Procurement Under Grants Training | FEMA.gov

Procurement Under Grants Training Upcoming Trainings Recorded Training Sessions Request PDAT Training PDAT offers live virtual trainings and offers a webinar series available anytime to help you understand how to purchase in compliance with federal procurement rules.



Virtual PDAT Training Scheduled for June 30, 2022, 12:00 – 2 p.m.

Appeals

- Any Determination Related to Federal Assistance May be Appealed
- Appeals are Time Limited
 - <u>60 Days</u> to Submit from Receipt of Notice of the Action Which is Being Appealed

Public Assistance Summary

 PA assists in the Restoration of Community Infrastructure

- It is a <u>reimbursement</u> program
- Federal Share of Eligible Costs Will be Awarded to the State for Disbursement to the Applicant

Documentation



 The Applicant must maintain all original documentation supporting project costs claimed

These requirements are outlined in the PAPPG V4

Closeout

- Small Projects (< = \$139,800)
 - Paid on Estimate or Actual Costs
 - Applicant Certifies Completed Work
 - State Performs Random Project Inspections
- Large Projects (> \$139,800)
 - Payment Based on Actual Eligible Costs
 - Final Inspection Required
 - Project by Project Closeout Required

Audits

- Can Occur Any Time up to 3 Years After Closeout
- Can be Conducted by FEMA or State
- Can Result in Cost Adjustment or Disallowance
- Single Audits are Required on More Than \$750,000 in Federal Financial Assistance (REF: 2 CFR Part 200.501)

NEXT STEPS - APPLICANTS

- Submit Request for Public Assistance (RPA) in Grants Portal
 - **DEADLINE: JULY 16, 2022**
- FEMA Program Delivery Manager (PDMG) will conduct 1st Exploratory Call
- Recovery Scoping Meetings begin
- Site inspections (if necessary for projects to be completed)
- Final approvals on projects

FEMA PA Training/Resources

FEMA PA Grants Portal - Grants Manager Channel







- Grants Portal inbox: FEMA-Recovery-PA-Grants@fema.dhs.gov
- Technical and training support at FEMA's PA Grants Portal Hotline: (866) 337-8448

CONTACT INFORMATION

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