



POST-DISASTER FUNDING

Excerpted from FEMA's *Hazard Mitigation Assistance Guidance: Hazard Mitigation Grant Program, Pre-Disaster Mitigation Program, and Flood Mitigation Assistance Program*, February 27, 2015:

E.5.2 Subapplicant Mitigation Plan Requirement

There is no mitigation plan requirement for development of a new mitigation plan.

All subapplicants for **PDM** and **FMA** must have a FEMA-approved local or Tribal Mitigation Plan by the application deadline and at the time of obligation of grant funds for mitigation projects. All subapplicants for **HMGP** must have a FEMA-approved local or Tribal Mitigation Plan **at the time of obligation** [emphasis added] of grant funds for mitigation projects.

State agencies are eligible subapplicants under **HMGP**, **PDM**, or **FMA**, and a State Mitigation Plan under 44 CFR Part 201 is required as a condition of the State agencies receiving assistance as defined in 44 CFR Section 201.4. State agencies with assets identified in the State Mitigation Plan meet the mitigation planning requirement. PNP subapplicants are eligible for **HMGP** but do not have mitigation plan requirements as a condition of subapplicant eligibility.

State-generated Examples of the HMGP Funding Timeline

<u>Example 1: Typical Timeline (Actual)</u>			
Disaster occurs.	0 months		December 2015
Presidential Disaster Declaration issued.	+2-3 months	= 2 months	February 2016
HMGP Subapplicant (Local) Deadline	+10 months	= 12 months	December 2016
HMGP Applicant (State) Deadline	+2 months	= 14 months	February 2017
HMGP Award	+2-3 months	= 17 months	May 2017
HMGP Obligation	+2-3 months	= 20 months	August 2017
NHMP Deadline			September 30, 2017

Example 2: Extraordinarily Speedy (Hypothetical)

Disaster occurs.	0 months		December 2016
Presidential Disaster Declaration issued.	+2 months	= 2 months	February 2017
Subapplication (Local) submitted	+2 months	= 4 months	April 2017
Application (State) submitted	+1 month	= 5 months	May 2017
HMGP Award	+ 2 months	= 7 months	July 2017
HMGP Obligation	+2 months	= 9 months	September 2017
NHMP Deadline			September 30, 2017

E.5.3 Extraordinary Circumstances

For **HMGP** project subawards, the Regional Administrator may grant an exception to the local or Tribal Mitigation Plan requirement in extraordinary circumstances when justification is provided. If this exception is granted, a local or Tribal Mitigation Plan must be approved by FEMA within 12 months of the award of the project subaward to that community.

For **PDM** and **FMA** project subawards, the Region may grant an exception to the local or Tribal Mitigation Plan requirement in extraordinary circumstances. For **PDM** and **FMA** project subawards, the Region may apply extraordinary circumstances when justification is provided and with concurrence from FEMA Headquarters (Risk Reduction and Risk Analysis Divisions) prior to granting an exception. If this exception is granted, a local or Tribal Mitigation Plan must be approved by FEMA within 12 months of the award of the project subaward to that community.

For **HMGP**, **PDM**, and **FMA**, extraordinary circumstances exist when a determination is made by the Applicant and FEMA that the proposed project is consistent with the priorities and strategies identified in the State or Tribal (Standard or Enhanced) Mitigation Plan and that the jurisdiction meets at least one of the criteria below. If the jurisdiction does not meet at least one of the following criteria, the Region must coordinate with FEMA Headquarters (Risk Reduction and Risk Analysis Divisions) for **HMGP**; however, for **PDM** and **FMA** the Region must coordinate and seek concurrence prior to granting an exception:

- ◆ The jurisdiction meets the small impoverished community criteria (see Part VIII, B.2).
- ◆ The jurisdiction has been determined to have had insufficient capacity due to lack of available funding, staffing, or other necessary expertise to satisfy the mitigation planning requirement prior to the current disaster or application deadline.

- ◆ The jurisdiction has been determined to have been at low risk from hazards because of low frequency of occurrence or minimal damage from previous occurrences as a result of sparse development.
- ◆ The jurisdiction experienced significant disruption from a declared disaster or another event that impacts its ability to complete the mitigation planning process prior to award or final approval of a project award.
- ◆ The jurisdiction does not have a mitigation plan for reasons beyond the control of the State, federally-recognized tribe, or local community, such as Disaster Relief Fund restrictions that delay FEMA from granting a subaward prior to the expiration of the local or Tribal Mitigation Plan.

For **HMGP**, **PDM**, and **FMA**, the Applicant must provide written justification that identifies the specific criteria from above or circumstance, explains why there is no longer an impediment to satisfying the mitigation planning requirement, and identifies the specific actions or circumstances that eliminated the deficiency.

When an **HMGP** project funding is awarded under extraordinary circumstances, the Recipient shall acknowledge in writing to the Regional Administrator that a plan will be completed within 12 months of the subaward. The Recipient must provide a work plan for completing the local or Tribal Mitigation Plan, including milestones and a timetable, to ensure that the jurisdiction will complete the plan in the required time. This requirement shall be incorporated into the award (both the planning and project subaward agreements, if a planning subaward is also awarded).

HMA Guidance (2015)

https://www.fema.gov/media-library-data/1424983165449-38f5dfc69c0bd4ea8a161e8bb7b79553/HMA_Guidance_022715_508.pdf

HMA Guidance (2015) Addendum

https://www.fema.gov/media-library-data/1424983165449-38f5dfc69c0bd4ea8a161e8bb7b79553/HMA_Addendum_022715_508.pdf

HMA Guidance (2015) Fact Sheet

https://www.fema.gov/media-library-data/1425391056667-b409ca62565e3237645c75ab24eb3e93/FINAL_FY15_Guidance_Fact_Sheet_3March2015_508compliant.pdf

FEMA Public and Individual Assistance Grants

For FEMA's Public Assistance and Individual Assistance Programs, **only the state** must have an approved NHMP. The Oregon NHMP is approved and effective through **September 23, 2020**.

Public Assistance

<https://www.fema.gov/public-assistance-local-state-tribal-and-non-profit>

Individual Assistance

<https://www.fema.gov/individual-disaster-assistance>