DR-4499-OR update

Oregon Office of Emergency Management

Coronavirus Disease 2019 (COVID-19) Pandemic

Incident Period: January 20, 2020 and Continuing

Declared: March 28, 2020

FEMA

FEMA COVID-19 Key Policies in Effect From 9/15/20

- FP 104-009-19 PA Coronavirus (COVID-19) Pandemic: Work Eligible for Public Assistance (Interim) FEMA Policy FP 104-009-19, (9/1/20)
- Non-Congregate Sheltering Delegation of Authority Public Assistance Program and Policy Waive (12/16/20)
- *Non-Congregate Sheltering Delegation of Authority Fact Sheet* (3/19/20),
- *Coronavirus (COVID-19) Pandemic: Non-Congregate Sheltering FAQ* (3/31/20)
- FEMA Fact Sheet Coronavirus (COVID-19) Pandemic: Private Nonprofit Organizations (3/27/20)
- Coronavirus (COVID-19) Pandemic: Medical Care Costs Eligible for Public Assistance , FEMA Policy FP 104-010-04, (5/09/20) *Superseded*
- FEMA Fact Sheet Accessible Public Service Announcements Category B: Emergency Protective Measures (3/21/20)
- Coronavirus (COVID-19) Pandemic: Purchase and Distribution of Food Eligible for Public Assistance FP-104-010-03 (4/11/20)
- *Coronavirus (COVID-19) Pandemic: Alternate Care Site (ACS) "Warm Sites"* Fact Sheet (5/12/20)
- COVID-19 Fact Sheet Environmental and Historical Preservation (EHP) and Emergency Protective Measures
- Covid-19 Fact Sheet: Floodplain for Temporary Critical Facilities (3/27/20)

FEMA COVID-19 Key Policies in Effect 9/15/20

- Fact Sheet: Procurement Under Grants : Under Exigent or Emergency Circumstances (3/18/20)

- Memorandum From Acting Associate Administrator , Office of Response and Recovery: Procurement Under Grants Conducted Under Emergency or Exigent Circumstance for COVID-19 (3/17/20)

- COVID Fact Sheet: Coordinating Public Assistance and Other Sources of Federal Funding(7/1/20)

- FEMA COVID-19 Vaccination Planning FAQ (11/19/20)

- FEMA Advisory COVID19 Vaccine Distribution (1-14-21)- provides some additional information, specifically references on eligibility of information technology, communications and training as part of vaccination administration.

- Memorandum to Extend Federal Support to Governors' Use of the National Guard to Respond to COVID-19 and to Increase Reimbursement and Other Assistance Provided to States (1/21/21)

- **New!** **FEMA COVID-19 Pandemic: Medical Care Eligible for Public Assistance Interim Policy (Version 2), FP #104-21-0004, (3/15/21)**

- **New!** **Equitable COVID-19 Response and Recovery: Recipient and Subrecipient Job Aid, (3/15/21)**

www.fema.gov/media-collection/public-assistance-disaster-specific-guidance-covid-19-declarations

Category B: Emergency Protective Measures- COVID-19

For the activity to be eligible it must be directly related to COVID-19 emergency at the direction or guidance of public health officials.

Examples continued:

- Purchase and distribution of face masks and temperature scanning equipment were eligible emergency work is performed
- Disinfection, in accordance to CDC guidance, in facility eligible emergency work is performed
- Acquisition and installation of temporary physical barriers where emergency work is performed
- Law enforcement and security
- Training and technical assistance specific to the event
- Medical care, in accordance with COVID19 FEMA Policy
- Purchase and distribution of food, in accordance to COVID-19 specific FEMA policy
- Operation of Emergency Operations Centers
- Communications to disseminate public information regarding health and safety measures and provide warnings about risk and hazards
- Mass casualty management
- Purchase of PPE that is directly related to performance of eligible emergency work

Category B: Emergency Protective Measures- COVID-19

- Medical Sheltering
- Alternate Care Sites (ACS)
- Non-congregate (NCS) sheltering –with FEMA Preapproval/Waiver
- Temporary Medical Facilities – with FEMA Preapproval/Waiver

Definitions -

"medical sheltering" is meant to address the specific needs directly resulting from this Public Health Emergency. For purposes of eligibility under the COVID-19 declarations, FEMA will consider non-congregate sheltering for health and medical-related needs, such as isolation and quarantine resulting from the public health emergency.

"Alternate care sites" (ACS) is considered an extension of the hospital for those still admitted and under the care of the hospital. If they've been released and they're sent to isolate/quarantine, it's not considered ACS; it's NCS

Temporary hospitals are not considered non-congregate sheltering and such requests should be routed through the proper channels.

NCS standard eligibility criteria for preapproval/waiver by FEMA Region Ten, Regional Administrator:

- The non-congregate sheltering must be at the direction of and documented through an official order signed by a state, local, tribal, or territorial public health official.

FEMA council has reviewed the Governors EO and has determined a county can use the Governors EO 20-27 and the OHA prerequisites for Phased reopening as the public health order when submitting for FEMA preapproval/waiver for NCS. If a county goes beyond the target population according to EO and OHA, they would need a local public health order for FEMA preapproval/waiver.

- Any approval is limited to that which is reasonable and necessary to address the public health needs of the event and should not extend beyond the duration of the Public Health Emergency.

- Applicants must follow *FEMA's Procurement Under Grants Conducted Under Exigent or Emergency Circumstances guidance and include a termination for convenience clause in their contracts.

*Memo, March 17, 2020 – Procurement under Grants Conducted under EE COVID 19: For the duration of the Public Health Emergency, which began January 27, 2020 as determined by HHS, local governments, tribal governments, nonprofits, and other non-state entities may proceed with new and existing noncompetitively procured contracts in order to protect property and public health and safety, or to lessen or avert the threats created by emergency situations for 1) Emergency protective measures under FEMA's Public Assistance Program and 2) Use of FEMA non-disaster grant funds by non-state recipients and sub-recipients to respond to or address COVID-19.

- Applicant must provide an analysis of the implementation options that were considered and a justification for the option selected.

- The funding for non-congregate sheltering to meet the needs of the Public Health Emergency cannot be duplicated by another federal agency, including the U.S. Department of Health and Human Services or Centers for Disease Control and Prevention.

- Applicable Environmental and Historic Preservation laws, regulations, and executive orders apply and must be adhered to as a condition of assistance.

NCS FEMA Eligibility

Pre-approval of NCS activities is always required under the PA program; this is not unique to COVID-19. Without the approval, only congregate sheltering costs can be considered for eligibility.

Public Health Orders

- Jurisdictions may have different needs for NCS and different orders or directives from public health officials. Each approval specifically addresses the request from the jurisdiction and public health orders in effect there; the eventual reconciliation of orders from public health officials with the actual work performed will govern reimbursable costs. Costs must be submitted to FEMA through the state, and they will be evaluated for compliance with public health orders and PA program requirements.

FEMA council has reviewed the Governors EO and has determined a county can use the Governors EO 20-27 and the OHA prerequisites for Phased reopening as the public health order when submitting for FEMA preapproval/waiver for NCS. If a county goes beyond the target population according to EO and OHA, they would need a local public health order for FEMA preapproval/waiver.

Who is the target population for non-congregate sheltering?

- Examples of target populations include those who test positive for COVID-19 who do not require hospitalization but need isolation (including those exiting from hospitals); those who have been exposed to COVID-19 who do not require hospitalization; and asymptomatic high-risk individuals needing social distancing as a precautionary measure, such as people over 65 or with certain underlying health conditions (respiratory, compromised immunities, chronic disease). <u>Sheltering specific populations in non-congregate shelters should be determined by a public health official's direction or in accordance with the direction or guidance of health officials by the appropriate state or local entities</u>. The request should specify the populations to be sheltered.

Regarding the specific question about homeless populations, we may consider sheltering for populations (homeless or otherwise) in a non-congregate shelter; however, only if there's an order from a public health official that displaces members of the homeless population and if there's no other feasible congregate solution.

NCS FAQ

What wrap-around services are eligible? For example, are food or mental health counseling eligible?

- Eligible costs related to sheltering should be necessary based on the type of shelter, the specific needs of those sheltered, and determined necessary to protect public health and safety and in accordance with guidance provided by appropriate health officials. However, support services such as case management, mental health counseling, and others are not eligible.

How long can the NCS mission last? In accordance to the FEMA Memorandum , dated December 16, 2020: Update NCS Delegation of Authority Public Assistance Program NCS Policy Guide Waiver: FEMA will continue to assess the status of the incident and whether there is a continuing need for such assistance. Based on such an assessment, FEMA RAs may end or otherwise modify the authorization for non-congregate sheltering and in such circumstances will provide a minimum of 30-day advance notification of the end or modification of the authorized provision of non-congregate sheltering. Additionally, applicants may be eligible for additional funding up to 30 days after the end of the incident period or public health emergency for costs associated with closing non-congregate shelter operations.

HHS PHE extended to 4/21

NCS FEMA Reporting Requirements

Although the time extension request provision is waived for purposes of COVID-19 presidential declarations, FEMA still requires that STTs submit the following information to the appropriate regional office every 30 days:

- Number of opened locations

- Average length of stay

- Total number of individuals sheltered in previous 30 days

- Population type (e.g., homeless, first responders, health care workers)

- Estimated transition date to U.S. Department of Housing and Urban Development assistance

Submitting a NCS for FEMA Preapproval or Waiver

- NCS Must be submitted by State, Local or Tribal Territory (SLTT) Only

- PNP may contract with a SLTT

- Contact Julie.Slevin@state.or.us for Template Request for NCS

Public Assistance Program Process

Register in Grant Portal

- Submit Request for Public Assistance (RPA) under DR4499, Damage Inventory Template, track all costs

 https://grantee.fema.gov/

- Once registered and approved each applicant is assigned a FEMA and State Program Delivery Manager
- Establish project-specific files
- Keep project-specific files together with governing FEMA-State PA documentation, directives, job aids
- Prepare for FEMA-State-Applicant Exploratory Call
- Assemble right staff for Recovery Scoping Meeting
- Ensure knowledgeable staff is available to work with FEMA-State PDMGs
- Two-way Communication
  - Speak up, Ask questions!
- Patience
  - keep aware of project milestones!

Resources

- Public Assistance Program and Policy Guide (PAPPG) Version 3 : https://www.fema.gov/public-assistance-policy-and-guidance

- Equipment Rates: https://www.fema.gov/assistance/public/schedule-equipment-rates

- COVID-19 Fact Sheets and Polices

www.fema.gov/media-collection/public-assistance-disaster-specific-guidance-covid-19-declarations

- Your Assigned FEMA and State Program Delivery Manager (PDMG)

State Public Assistance Officer (SPAO) and Deputy State Public Assistance Officer (DSPAO)

Oregon Office of Emergency Management

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