

EXHIBIT 3
FEMA Grant Documents

(Attached behind this cover page)



November 4, 2025

Moe Yousif
Deputy Executive Officer
San Bernardino County
825 East Third Street
San Bernardino, CA 92415

Subject: **Notification of Grant Subaward Face Sheet and Amendments
Approval**

FY22 Flood Mitigation Assistance Program - Prepare CA Match
Grant #**FMA22**, Project #**PA01885**, FIPS #**071-00000**

Dear Mr. Yousif:

Enclosed with this letter are copies of the finalized Grant Subaward Face Sheet and two Amendments for the grant subaward referenced above. These official documents for the grant subaward agreement between the California Governor's Office of Emergency Services (Cal OES) and your organization. Please retain the forms as part of your organization's records related to this project.

Please note that, per FEMA guidelines, your organization must maintain an active registration in the federal SAM.gov (System for Award Management) database for the duration of this grant subaward. For assistance regarding this grant subaward or the reimbursement request process, please contact the Recovery Financial Processing Unit at (916) 845-8110 or at HMGrantsPayments@CalOES.ca.gov.

Recovery Financial Processing Unit

Enclosures

c: Subrecipient's Project File



3650 SCHRIEVER AVENUE • MATHER, CA 95655
RECOVERY FINANCIAL PROCESSING UNIT
(916) 845-8110

(Cal OES Use Only)

Cal OES #	071-91103-00	FIPS #	071-91103	VS#		Subaward #	FMA22-PA01885
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CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES GRANT SUBAWARD FACE SHEET

RECEIVED

By Altoma at 10:17 am, Apr 11, 2024

The California Governor's Office of Emergency Services (Cal OES) hereby makes a Grant Subaward of funds to the following:

1. **Subrecipient:** San Bernardino County Flood Control District 1a. **SAM UEI#:** GLBCYEAQ11S4

2. **Implementing Agency:** San Bernardino County Flood Control District 2a. **SAM UEI#:** GLBCYEAQ11S4

3. **Implementing Agency Address:** 825 E. 3rd Street San Bernardino 92415-0835
(Street) (City) (Zip+4)

4. **Location of Project:** Big Bear City (Unincorporated) San Bernardino 92314
(City) (County) (Zip+4)

5. **Disaster/Program Title:** Prepare CA Match 6. **Performance/Budget Period:** 07/01/2023 to 03/31/2026
(Start Date) (End Date)

7. **Indirect Cost Rate (please circle):** (N/A) 10% de minimis **Federally Approved ICR (if applicable):** _____ %

Item Number	Grant Year	Fund Source	A. State	B. Federal	C. Total	D. Cash Match	E. In-Kind Match	F. Total Match	G. Total Cost
8.									
9.	2021	GF	\$200,000.00						\$200,000.00
10.									
11.									
12.									
Total	Project	Cost	\$200,000.00	\$0.00	\$200,000.00	\$0.00	\$0.00	\$0.00	\$200,000.00

13. Certification - This Grant Subaward consists of this title page, the application for the grant, which is attached and made a part hereof, the Assurances/Certifications, and any attached Special Conditions. I hereby certify I am vested with the authority to enter into this Grant Subaward, and have the approval of the City/County Financial Officer, City Manager, County Administrator, Governing Board Chair, or other Approving Body. The Subrecipient certifies that all funds received pursuant to this agreement will be spent exclusively on the purposes specified in the Grant Subaward. The Subrecipient accepts this Grant Subaward and agrees to administer the grant project in accordance with the Grant Subaward as well as all applicable state and federal laws, audit requirements, federal program guidelines, and Cal OES policy and program guidance. The Subrecipient further agrees that the allocation of funds may be contingent on the enactment of the State Budget.

14. CA Public Records Act - Grant applications are subject to the California Public Records Act, Government Code section 7920 et seq. Do not put any personally identifiable information or private information on this application. If you believe that any of the information you are putting on this application is exempt from the Public Records Act, please attach a statement that indicates what portions of the application and the basis for the exemption. Your statement that the information is not subject to the Public Records Act will not guarantee that the information will not be disclosed.

15. Official Authorized to Sign for Subrecipient:Name: Noel CastilloTitle: Chief Flood Control EngineerPayment Mailing Address: 825 E. 3rd StreetCity: San Bernardino Zip Code+4: 92415-0835Signature: [Signature]Date: 1-22-202416. **Federal Employer ID Number:** 956002748

(FOR Cal OES USE ONLY)

I hereby certify that my personal knowledge that budgeted funds are available for the period of this expenditure stated above.

Mary Rucker 2/7/2024
(Cal OES Fiscal Officer) (Date)

Eric Swanson 2/7/2024
(Cal OES Director of Designee) (Date)

DS
JH

ENY: 2021/22 Chapter 21 SL: 15102
Item: 0690-106-0001 Pgm: 0385
Fund: General Fund
Title: Prepare CA Match
Project No.: OES21HHPC000000 Amount: \$200,000.00
Activity ID: LA15102HHPC0000 SC: 2023-15102

PO#23DR0063-00

(Do not use this budget/encumbrance # - funding is no longer obligated to District 10/27/25 AB)

CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES**GRANT SUBAWARD AMENDMENT**SUBAWARD #: **FMA22-PA01885**

FIPS# 071-00000

SAM ID#

CFXEZ75TPJ84

Amendment# 1

Project # PA01885

Performance Period 7/1/23

to 8/20/27

This amendment is between the California Governor's Office of Emergency Services, hereafter called Cal OES, and the Subrecipient: San Bernardino County



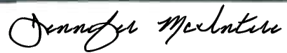
The Subrecipient agrees to the amendment of this Grant Subaward Agreement as specified below.

AMENDMENT TO STATE FUNDING RECIPIENT ENTITY

The \$200,000.00 state funding portion of this FMA22/Prepare CA Match project was originally obligated to San Bernardino County Flood Control District. The federal funding portion, however, was obligated to San Bernardino County. In order to have the same subrecipient entity for both the state and federal funding portions of this project, this amendment changes this project's state funding recipient from San Bernardino County Flood Control District to San Bernardino County.

AMENDMENT TO END DATE: To change the end date of the grant award from 3/31/26 to 8/20/27



SPECIAL CONDITIONS: See attached page for information related to the 8/21/24 project start date and the transfer of state funding from San Bernardino County Flood Control District to San Bernardino County. All other provisions of this agreement shall remain as previously agreed upon.

Subrecipient (Certification and Signature of Authorized Agent)	
By (Authorized Signature)	Date
	6/18/2025
Printed Name	Title
Moe Yousif	Deputy Executive Officer
Address	
825 E. Third Street, San Bernardino, CA 92415	
Governor's Office of Emergency Services (For Cal OES use only)	
By Director or Designee	Date
	6/24/2025
Printed Name	Title
Mary Rucker	Assistant Director, Admin Services
Amount Encumbered by this Document	Fund Source Labels
\$0.00	ENY: 2021/22 Chapter: 21 SL: 15102 Item: 0690-106-0001 Pgm: 0385 Fund: General Fund Title: Prepare CA Match Project No.: OES21HHPC000000 Amt: \$0.00 Activity ID: LA15102HHPC0000 SC: 2023 - 15102
Prior Amount Encumbered	
\$200,000.00	
Total Amount Encumbered to Date	
\$200,000.00	
23DR0063-01 (AB - see email)	
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	
Signature of Cal OES Fiscal Officer	Date
	6/24/2025

SPECIAL CONDITIONS

As an authorized representative of the San Bernardino County Flood Control District, I give permission for the \$200,000.00 state funding portion of project FMA22-PA01885 to be transferred from San Bernardino County Flood Control District to San Bernardino County.

Noel Castillo (Name of Authorized Representative)

 (Signature) 

06/18/2025 (Date)

The subrecipient shall not have expended any funding nor have started its project prior to 8/21/24.

Failure to comply with these requirements may result in the withholding and disallowance of grant payments, the reduction or termination of the grant subaward, and/or the denial of future grant funds.

CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES

GRANT SUBAWARD AMENDMENT

SUBAWARD #: FMA22-PA01885

FIPS# 071-00000 SAM ID#CFXEZ75TPJ84 Amendment# 2
Project # PA01885 Performance Period 7/1/23 to 8/20/27

This amendment is between the California Governor's Office of Emergency Services, hereafter called Cal OES, and the Subrecipient: San Bernardino County

The Subrecipient agrees to the amendment of this Grant Subaward Agreement as specified below.

AMENDMENT TO FUNDS:
Increase the federal funds by \$587,998.60 from \$0.00 to \$587,998.60

Note: FMA22-PA01885 has a total project cost (project funding plus Subrecipient Management Cost funding) of \$839,998.00. The federal funding portion is \$587,998.60. The Prepare CA Match state funding portion is \$200,000.00. The local portion is \$51,999.40.

All other provisions of this agreement shall remain as previously agreed upon.

RECEIVED
By Local Assistance at 2:24 pm, Oct 23, 2025

Subrecipient (Certification and Signature of Authorized Agent)	
By (Authorized Signature)	Date
Moe Yousif	10/14/2025
Printed Name	Title
Moe Yousif	Deputy Executive Officer
Address	
825 E. Third Street, San Bernardino, CA 92415	
Governor's Office of Emergency Services (For Cal OES use only)	
By Director or Designee	Date
Mary Rucker	10/22/2025
Printed Name	Title
Mary Rucker	Assistant Director, Admin Services
Amount Encumbered by this Document	Fund Source Labels
\$587,998.60	ENY: 2021/22 Chapter: 21 SL: 15102 Item: 0690-106-0001 Pgm: 0385 Fund: General Fund Title Prepare CA Match Project No. OES21HHP000000 Amount: \$0.00 Activity ID: LA 15102HHP0000 SC: 2023-15102
Prior Amount Encumbered	25LA0222-00 ENY 2025/26 Chapter: 4 SL: 14812 Item: 0690-101-0890 Pgm: 0385 FAIN: EMF-2022-FM-001 8/21/24 to 8/20/27 Fund: Federal Trust AL: 97.029 Title: Flood Mitigation Assistance Match Req: Varies per funding category Project ID: OES22FMA0000012 Amount: \$587,998.60 Activity ID: LA 14812FMA00000 SC: 2025-14812
\$200,000.00	
Total Amount Encumbered to Date	
\$787,998.60	Initial Initial DS JH SB GP
I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above.	
Signature of Cal OES Fiscal Officer	Date
Denise McIntire	10/22/2025



September 2, 2025

Moe Yousif
Deputy Executive Officer
San Bernardino County
825 East Third Street
San Bernardino, CA 92415

Subject: **Notification of Subapplication Approval**
FY22 Flood Mitigation Assistance – Prepare CA Match
Grant #**FMA22**, Project #**PA01885**, FIPS #**071-00000**

Dear Mr. Yousif:

The California Governor's Office of Emergency Services (Cal OES) has processed the Federal Emergency Management Agency's (FEMA) funding obligation for this project in the amount of **\$560,000.00**. A copy of the FEMA award package is enclosed for your records. Your organization's subaward application has also been approved for **\$200,000.00** in state funding under the Prepare CA Match program.

In order to receive payment as a grant subrecipient, your organization must have the following on file with the Recovery Financial Processing Unit:

- A valid, current (approved within the last 3 years) Governing Body Resolution
- A Project Assurances for Federal Assistance agreement
- A Grant Subaward Face Sheet (GSAFS). Please ensure that the individual who signs the GSAFS is designated by the Governing Body Resolution as an Authorized Agent for your organization.
- A current Federal Funding Accountability and Transparency Act (FFATA) Financial Disclosure form. This form must be submitted each calendar year.
- An active registration with the federal System for Award Management (SAM) website. The registration must remain active for the duration of this grant subaward.

For your convenience, this subapplication approval package includes the required post-obligation documents as well as guides to completing and renewing a SAM registration. Please complete the documents and mail copies to the address listed at the end of this letter, keeping the originals with your records. Alternatively, you may scan and email the completed documents to the



3650 SCHRIEVER AVENUE • MATHER, CA 95655
RECOVERY FINANCIAL PROCESSING UNIT
(916) 845-8110

Recovery Financial Processing Unit at HMGrantsPayments@CalOES.ca.gov.
Electronic copies of the post-obligation documents can also be requested at the same address.

Payments will be made on a reimbursement basis using the enclosed Hazard Mitigation Reimbursement Request Form. A ten percent (10%) retention will be withheld from the federal share of reimbursement payments and will be released as part of the subaward closeout process.

Reimbursements can be made only for items listed on the approved subaward application. Expenditures for any other work should be separately maintained and are the sole responsibility of the subrecipient. Any funds received in excess of current needs or approved amounts, or those found owed as a result of a final inspection or audit, must be refunded to the State within 30 days of receipt of an invoice from Cal OES.

When mailing documents to the Recovery Financial Processing Unit, please use the following address:

California Governor's Office of Emergency Services
Attention: Recovery Financial Processing Unit
3650 Schriever Avenue
Mather, CA 95655

For further assistance regarding post-obligation documents or the reimbursement request process, please contact the Recovery Financial Processing Unit at (916) 845-8110 or at HMGrantsPayments@caloes.ca.gov. For program-related questions, please contact the Hazard Mitigation Assistance Branch at (916) 328-7450.

Recovery Financial Processing Unit

Enclosures

c: Subrecipient's Project File

***The Recovery Financial Processing Unit has a valid resolution and Grant Subaward Face Sheet (GSAFS) on file for this project. We now need the County to complete a second GSAFS Amendment Form, a Cal OES 89, and a FFATA form as part of the funding encumbrance/post-obligation document process.**



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RECOVERY FINANCIAL PROCESSING UNIT
(916) 845-8110



September 2, 2025

Moe Yousif
Deputy Executive Officer
San Bernardino County
825 East Third Street
San Bernardino, CA 92415

Subject: **Notification of Approval for Subrecipient Management Cost Funding**
FY22 Flood Mitigation Assistance – Prepare CA Match
Grant #**BRIC22**, Project #**PA01885**, FIPS #**071-00000**

Dear Mr. Yousif:

The California Governor's Office of Emergency Services (Cal OES) has processed the Federal Emergency Management Agency's (FEMA) obligation of **\$27,998.60** in funding for subrecipient management costs (SRMC). SRMC are costs incurred while administering a Hazard Mitigation grant subaward. A copy of the FEMA award package is enclosed for your records.

Payments are made on a reimbursement basis using the specialized Subrecipient Management Cost Reimbursement Request Form. Subrecipients are reminded to document their SRMC separately from direct project expenditures. To qualify for SRMC reimbursement, subrecipients must first incur and seek reimbursement for direct project expenditures via the specialized Project Expenditures Reimbursement Request Form. Reimbursement for SRMC is capped at five percent of a project's cumulative direct project expenditures. Please note that your organization must maintain an active registration in the SAM.gov (System for Award Management) database for the duration of this grant subaward.

Please read the enclosed supplement. In accordance with Title 44 Code of Federal Regulations, Part 206.440, if you disagree with FEMA's obligated amount or scope of work listed in the supplement, you can appeal. All appeals must be in writing and received by Cal OES within 60 days from the receipt of this letter. If you have any questions or need assistance, please contact the Recovery Financial Processing Unit at (916) 845-8110 or at HMGrantsPayments@caloes.ca.gov.

Recovery Financial Processing Unit
Enclosures
c: Subrecipient's Project File



3650 SCHRIEVER AVENUE • MATHER, CA 95655
RECOVERY FINANCIAL PROCESSING UNIT
(916) 845-8110

RECEIVED
AUG 21 2024
FINANCIAL PROCESSING UNIT

FMA22-PA01885
SAN BERNARDINO COUNTY
071-00000

EMF-2022-FM-001-0002

Suborganization name	SAN BERNARDINO COUNTY
Subrecipient organization name	OFFICE OF EMERGENCY SERVICES
Subgrant ID	EMF-2022-FM-001-0002
Subgrant type	Plan
Document control no.	
Application	EMF-2022-FM-001
Region	IX
Federal resources awarded	\$599,998.00 \$587,998.60
Required non-federal resources	\$240,000.00 \$251,999.40
Federal resources disbursed to recipient	\$0.00
Pending disbursements to recipient	\$0.00
Balance of federal resources available	\$599,998.00

(AB - see FEMA
email)

Revised Project Cost Share Determined by FEMA

Subject: RE: FMA questions

This Message is From an External Sender
This message came from outside your organization.

Hello,

The approved cost share split for the project is 70/30 (70% federal Share) (30% non-federal Share)

$\$800,000 \times 70\% = \$560,000.00$

$\$39,998 \times 70\% = \$27,998.60$

Total Award amount will be \$587,998.60

Please let me know if you have additional questions.

Keith Johnson

Grants Management Specialist | Mitigation Division | FEMA Region 9

Phone: (771) 208-9182

Award Letter

U.S. Department of Homeland Security
Washington, D.C. 20472

Effective date: 08/20/2024



Blythe Denton
OFFICE OF EMERGENCY SERVICES
3650 SCHRIEVER AVE
MATHER, CA 95655

EMF-2022-FM-001

Dear Blythe Denton,

Congratulations, on behalf of the Department of Homeland Security, your application for financial assistance submitted under the Fiscal Year 2022 Flood Mitigation Assistance funding opportunity has been approved in the amount of \$599,998.00 in Federal Funding.

Before you request and receive any of the Federal funds awarded to you, you must establish acceptance of the award through the FEMA Grants Outcomes (FEMA GO) system. By accepting this award, you acknowledge that the terms of the following documents are incorporated into the terms of your award:

- Award Summary
- Agreement Articles
- Obligating Document
- FY 2022 FMA Notice of Funding Opportunity (NOFO)

Please make sure you read, understand, and maintain a copy of these documents in your official file for this award.

Sincerely,

A handwritten signature in dark ink, appearing to read "A. Lipiecki", is written over a horizontal line.

Kathryn Lipiecki
Mitigation Division Director

Award Summary

Program: Fiscal Year 2022 Flood Mitigation Assistance

Recipient: OFFICE OF EMERGENCY SERVICES

UEI-EFT: UTM3S7LKYQZ4-

DUNS number: 947436176

Award number: EMF-2022-FM-001

Summary description of award

The Flood Mitigation Assistance (FMA) grant program provides funding to States, Territories, Indian Tribal governments and communities to assist in their efforts to reduce or eliminate the risk of repetitive flood damage to buildings and structures insurable under the National Flood Insurance Program (NFIP).

Except as otherwise approved as noted in this award, the information you provided in your application for Fiscal Year (FY) 2022 Flood Mitigation Assistance funding is incorporated into the terms and conditions of this award. This includes any documents submitted as part of the application.

Amount awarded

The amount of the award is detailed in the attached Obligating Document for Award. The following are budgeted estimates for object classes for this award (including Federal share plus your cost share, if applicable):

Object Class	Total
Personnel	\$0.00
Fringe benefits	\$0.00
Travel	\$0.00
Equipment	\$0.00
Supplies	\$0.00
Contractual	\$0.00
Construction	\$0.00
Other	\$839,998.00
Indirect charges	\$0.00
Federal	\$599,998.00
Non-federal	\$240,000.00
Total	\$839,998.00

Approved scope of work

After review of your application, FEMA has approved the below scope of work. Justifications are provided for any differences between the scope of work in the original application and the approved scope of work under this award. You must submit scope or budget revision requests for FEMA's prior approval, as appropriate, per 2 C.F.R. § 200.308 and the FY 2022 FMA NOFO.

The terms of the approved application materials submitted by the recipient for the following subawards and activities are incorporated into the terms of this Federal award, subject to the additional descriptions and limitations stated in this award package, and subject to the limitations stated in subsequent approvals by FEMA of changes to the prime award, subawards, or activities. Post-award documents uploaded into the FEMA GO system for this award are also incorporated into the terms and conditions of this Federal award, subject to any limitations stated in subsequent approvals by FEMA of changes to the prime award, subawards, or activities. Subawards or activities not listed in this award package are not approved for funding under this award.

Approved request details:

FEMA's Subgrant ID: EMF-2022-FM-001-0002

Subrecipient: SAN BERNARDINO COUNTY

Management cost

Item : Salaries					
QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$32,394.00	\$32,394.00	No	Personnel
CHANGE FROM APPLICATION					
Unit price from \$40,000.00 to \$32,394.00					
JUSTIFICATION					
Corrected line item to separate fringe from salary expense. Total personnel expense for management costs is estimated as \$39,998, of which 32,394 is estimated base salary and 7,604 is estimated fringe - LAR 7/24/24.					

Item : Salaries					
QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$7,604.00	\$7,604.00	No	Fringe benefits
CHANGE FROM APPLICATION					
Item created					
JUSTIFICATION					
Corrected line item to separate fringe from salary expense. Total personnel expense for management costs is estimated as \$39,998, of which 32,394 is estimated base salary and 7,604 is estimated fringe - LAR 7/24/24.					

Cost estimate

Item : Other (Explain)**Alternate Analysis**

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$75,017.00	\$75,017.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from **Other** to **Contractual**

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Item : Other (Explain)**Hydrology Study**

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$219,994.00	\$219,994.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from **Other** to **Contractual**

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Item : Other (Explain)**Final Report**

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$150,007.00	\$150,007.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from **Other** to **Contractual**

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Item : Other (Explain)**Community Outreach**

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$15,052.00	\$15,052.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from **Other** to **Contractual**

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Item : Other (Explain)

Project Management (base salary portion)

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$64,664.00	\$64,664.00	No	Personnel

CHANGE FROM APPLICATION

Name of cost item from **Project Management** to **Project Management (base salary portion)**

Unit price from **\$79,990.00** to **\$64,664.00**

JUSTIFICATION

Corrected line item to separate salary from fringe. Total personnel expense for project management is estimated as \$79,990, of which 64,664 is estimated base salary and 15,236 is estimated fringe - LAR 7/24/24

Item : Other (Explain)

Literature Review/Field Investigation

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$80,091.00	\$80,091.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from **Other** to **Contractual**

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Item : Other (Explain)

Project Management (fringe portion)

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$15,326.00	\$15,326.00	No	Fringe benefits

CHANGE FROM APPLICATION

Item created

JUSTIFICATION

Corrected line item to separate fringe from salary. Total personnel expense for project management is estimated as \$79,990, of which 64,664 is estimated base salary portion and 15,326 is estimated fringe - LAR 7/24/24

Item : Other (Explain)

Preliminary Hydraulics

QUANTITY	UNIT OF MEASURE	UNIT PRICE	TOTAL	PRE-AWARD	BUDGET CLASS
1	Each	\$179,849.00	\$179,849.00	No	Contractual

CHANGE FROM APPLICATION

Budget class from Other to Contractual

JUSTIFICATION

Corrected budget class from "other" to "contractual" (consultant) - LAR 7/24/24

Agreement Articles

Program: Fiscal Year 2022 Flood Mitigation Assistance

Recipient: OFFICE OF EMERGENCY SERVICES

UEI-EFT: UTM3S7LKYQZ4-

DUNS number: 947436176

Award number: EMF-2022-FM-001

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Article 1**Assurances, Administrative Requirements, Cost Principles, Representations, and Certifications**

I. Recipients must complete either the Office of Management and Budget (OMB) Standard Form 424B Assurances – Non- Construction Programs, or OMB Standard Form 424D Assurances – Construction Programs, as applicable. Certain assurances in these documents may not be applicable to your program and the DHS financial assistance office (DHS FAO) may require applicants to certify additional assurances. Applicants are required to fill out the assurances as instructed by the federal awarding agency.

Article 2**General Acknowledgements and Assurances**

Recipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards in effect as of the federal award date and located at 2 C.F.R. Part 200 and adopted by DHS at 2 C.F.R. § 3002.10. All recipients and subrecipients must acknowledge and agree to provide DHS access to records, accounts, documents, information, facilities, and staff pursuant to 2 C.F.R. § 200.337. I. Recipients must cooperate with any DHS compliance reviews or compliance investigations. II. Recipients must give DHS access to examine and copy records, accounts, and other documents and sources of information related to the federal financial assistance award and permit access to facilities and personnel. III. Recipients must submit timely, complete, and accurate reports to the appropriate DHS officials and maintain appropriate backup documentation to support the reports. IV. Recipients must comply with all other special reporting, data collection, and evaluation requirements required by law, federal regulation, Notice of Funding Opportunity, federal award specific terms and conditions, and/or federal awarding agency program guidance. V. Recipients must complete the DHS Civil Rights Evaluation Tool within thirty (30) days of receiving the Notice of Award for the first award under which this term applies. Recipients of multiple federal awards from DHS should only submit one completed tool for their organization, not per federal award. After the initial submission, recipients are required to complete the tool once every two (2) years if they have an active federal award, not every time a federal award is made. Recipients must submit the completed tool, including supporting materials, to CivilRightsEvaluation@hq.dhs.gov. This tool clarifies the civil rights obligations and related reporting requirements contained in these DHS Standard Terms and Conditions. Subrecipients are not required to complete and submit this tool to DHS. The evaluation tool can be found at <https://www.dhs.gov/publication/dhs-civil-rights-evaluation-tool>. DHS Civil Rights Evaluation Tool | Homeland Security. The DHS Office for Civil Rights and Civil Liberties will consider, in its discretion, granting an extension to the 30-day deadline if the recipient identifies steps and a timeline for completing the tool. Recipients must request extensions by emailing the request to CivilRightsEvaluation@hq.dhs.gov prior to expiration of the 30-day deadline.

Article 3	Acknowledgement of Federal Funding from DHS Recipients must acknowledge their use of federal award funding when issuing statements, press releases, requests for proposal, bid invitations, and other documents describing projects or programs funded in whole or in part with federal award funds.
Article 4	Activities Conducted Abroad Recipients must coordinate with appropriate government authorities when performing project activities outside the United States obtain all appropriate licenses, permits, or approvals.
Article 5	Age Discrimination Act of 1975 Recipients must comply with the requirements of the Age Discrimination Act of 1975, Pub. L. No. 94-135 (codified as amended at 42 U.S.C. § 6101 et seq.), which prohibits discrimination on the basis of age in any program or activity receiving federal financial assistance.
Article 6	Americans with Disabilities Act of 1990 Recipients must comply with the requirements of Titles I, II, and III of the Americans with Disabilities Act, Pub. L. No. 101-336 (1990) (codified as amended at 42 U.S.C. §§ 12101– 12213), which prohibits recipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities.
Article 7	Best Practices for Collection and Use of Personally Identifiable Information Recipients who collect personally identifiable information (PII) as part of carrying out the scope of work under a federal award are required to have a publicly available privacy policy that describes standards on the usage and maintenance of the PII they collect. DHS defines PII as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Recipients may also find the DHS Privacy Impact Assessments: Privacy Guidance and Privacy Template as useful resources respectively.
Article 8	Civil Rights Act of 1964 – Title VI Recipients must comply with the requirements of Title VI of the Civil Rights Act of 1964, Pub. L. No. 88-352 (codified as amended at 42 U.S.C. § 2000d et seq.), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance. DHS implementing regulations for the Act are found at 6 C.F.R. Part 21. Recipients of an award from the Federal Emergency Management Agency (FEMA) must also comply with FEMA's implementing regulations at 44 C.F.R. Part 7.

Article 9**Civil Rights Act of 1968**

Recipients must comply with Title VIII of the Civil Rights Act of 1968, Pub. L. No. 90-284 (codified as amended at 42 U.S.C. § 3601 et seq.) which prohibits recipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex, as implemented by the U.S. Department of Housing and Urban Development at 24 C.F.R. Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units—i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators)—be designed and constructed with certain accessible features. (See 24 C.F.R. Part 100, Subpart D.)

Article 10**Copyright**

Recipients must affix the applicable copyright notices of 17 U.S.C. §§ 401 or 402 to any work first produced under federal awards and also include an acknowledgement that the work was produced under a federal award (including the federal award number and federal awarding agency). As detailed in 2 C.F.R. § 200.315, a federal awarding agency reserves a royalty-free, nonexclusive, and irrevocable right to reproduce, publish, or otherwise use the work for federal purposes and to authorize others to do so.

Article 11**Debarment and Suspension**

Recipients must comply with the non-procurement debarment and suspension regulations implementing Executive Orders (E.O.) 12549 and 12689 set forth at 2 C.F.R. Part 180 as implemented by DHS at 2 C.F.R. Part 3000. These regulations prohibit recipients from entering into covered transactions (such as subawards and contracts) with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

Article 12**Drug-Free Workplace Regulations**

Recipients must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of 2 C.F.R. Part 3001, which adopts the Government-wide implementation (2 C.F.R. Part 182) of the Drug-Free Workplace Act of 1988 (41 U.S.C. §§ 8101-8106).

Article 13**Duplicative Costs**

Recipients are prohibited from charging any cost to this federal award that will be included as a cost or used to meet cost sharing or matching requirements of any other federal award in either the current or a prior budget period. (See 2 C.F.R. § 200.403(f)). However, recipients may shift costs that are allowable under two or more federal awards where otherwise permitted by federal statutes, regulations, or the federal financial assistance award terms and conditions.

Article 14	Education Amendments of 1972 (Equal Opportunity in Education Act) – Title IX Recipients must comply with the requirements of Title IX of the Education Amendments of 1972, Pub. L. No. 92-318 (codified as amended at 20 U.S.C. § 1681 et seq.), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17. Recipients of an award from the Federal Emergency Management Agency (FEMA) must also comply with FEMA’s implementing regulations at 44 C.F.R. Part 19.
Article 15	E.O. 14074 – Advancing Effective, Accountable Policing and Criminal Justice Practices to Enhance Public Trust and Public Safety Recipient State, Tribal, local, or territorial law enforcement agencies must comply with the requirements of section 12(c) of E.O. 14074. Recipient State, Tribal, local, or territorial law enforcement agencies are also encouraged to adopt and enforce policies consistent with E.O. 14074 to support safe and effective policing.
Article 16	Energy Policy and Conservation Act Recipients must comply with the requirements of the Energy Policy and Conservation Act, Pub. L. No. 94-163 (1975) (codified as amended at 42 U.S.C. § 6201 et seq.), which contain policies relating to energy efficiency that are defined in the state energy conservation plan issued in compliance with this Act.
Article 17	False Claims Act and Program Fraud Civil Remedies Recipients must comply with the requirements of the False Claims Act, 31 U.S.C. §§ 3729- 3733, which prohibit the submission of false or fraudulent claims for payment to the Federal Government. (See 31 U.S.C. §§ 3801-3812, which details the administrative remedies for false claims and statements made.)
Article 18	Federal Debt Status All recipients are required to be non-delinquent in their repayment of any federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. (See OMB Circular A-129.)
Article 19	Federal Leadership on Reducing Text Messaging while Driving Recipients are encouraged to adopt and enforce policies that ban text messaging while driving recipient-owned, recipient-rented, or privately owned vehicles when on official government business or when performing any work for or on behalf of the Federal Government. Recipients are also encouraged to conduct the initiatives of the type described in Section 3(a) of E.O. 13513.

Article 20**Fly America Act of 1974**

Recipients must comply with Preference for U.S. Flag Air Carriers (a list of certified air carriers can be found at: [Certificated Air Carriers List | US Department of Transportation, https://www.transportation.gov/policy/aviation-policy/certificated-air-carriers-list](https://www.transportation.gov/policy/aviation-policy/certificated-air-carriers-list)) for international air transportation of people and property to the extent that such service is available, in accordance with the International Air Transportation Fair Competitive Practices Act of 1974, 49 U.S.C. § 40118, and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, amendment to Comptroller General Decision B-138942.

Article 21**Hotel and Motel Fire Safety Act of 1990**

Recipients must ensure that all conference, meeting, convention, or training space funded entirely or in part by federal award funds complies with the fire prevention and control guidelines of Section 6 of the Hotel and Motel Fire Safety Act of 1990, 15 U.S.C. § 2225a.

Article 22**John S. McCain National Defense Authorization Act of Fiscal Year 2019**

Recipients, subrecipients, and their contractors and subcontractors are subject to the prohibitions described in section 889 of the John S. McCain National Defense Authorization Act for Fiscal Year 2019, Pub. L. No. 115-232 (2018) and 2 C.F.R. §§ 200.216, 200.327, 200.471, and Appendix II to 2 C.F.R. Part 200. The statute – as it applies to DHS recipients, subrecipients, and their contractors and subcontractors – prohibits obligating or expending federal award funds on certain telecommunications and video surveillance products and contracting with certain entities for national security reasons.

Article 23**Limited English Proficiency (Civil Rights Act of 1964, Title VI)**

Recipients must comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.) prohibition against discrimination on the basis of national origin, which requires that recipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance: <https://www.dhs.gov/guidance-published-help-department-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

Article 24**Lobbying Prohibitions**

Recipients must comply with 31 U.S.C. § 1352 and 6 C.F.R. Part 9, which provide that none of the funds provided under a federal award may be expended by the recipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any federal action related to a federal award or contract, including any extension, continuation, renewal, amendment, or modification. Per 6 C.F.R. Part 9, recipients must file a lobbying certification form as described in Appendix A to 6 C.F.R. Part 9 or available on Grants.gov as the Grants.gov Lobbying Form and file a lobbying disclosure form as described in Appendix B to 6 C.F.R. Part 9 or available on Grants.gov as the Disclosure of Lobbying Activities (SF-LLL).

Article 25**National Environmental Policy Act**

Recipients must comply with the requirements of the National Environmental Policy Act of 1969, Pub. L. No. 91-190 (1970) (codified as amended at 42 U.S.C. § 4321 et seq.) (NEPA) and the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA, which require recipients to use all practicable means within their authority, and consistent with other essential considerations of national policy, to create and maintain conditions under which people and nature can exist in productive harmony and fulfill the social, economic, and other needs of present and future generations of Americans.

Article 26**Nondiscrimination in Matters Pertaining to Faith-Based Organizations**

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Recipients must comply with the equal treatment policies and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations, and guidance governing the participations of faith-based organizations in individual DHS programs.

Article 27**Non-Supplanting Requirement**

Recipients of federal awards under programs that prohibit supplanting by law must ensure that federal funds supplement but do not supplant non-federal funds that, in the absence of such federal funds, would otherwise have been made available for the same purpose.

Article 28**Notice of Funding Opportunity Requirements**

All the instructions, guidance, limitations, scope of work, and other conditions set forth in the Notice of Funding Opportunity (NOFO) for this federal award are incorporated by reference. All recipients must comply with any such requirements set forth in the NOFO. If a condition of the NOFO is inconsistent with these terms and conditions and any such terms of the Award, the condition in the NOFO shall be invalid to the extent of the inconsistency. The remainder of that condition and all other conditions set forth in the NOFO shall remain in effect.

Article 29**Patents and Intellectual Property Rights**

Recipients are subject to the Bayh-Dole Act, 35 U.S.C. § 200 et seq. and applicable regulations governing inventions and patents, including the regulations issued by the Department of Commerce at 37 C.F.R. Part 401 (Rights to Inventions Made by Nonprofit Organizations and Small Business Firms under Government Awards, Contracts, and Cooperative Agreements) and the standard patent rights clause set forth at 37 C.F.R. § 401.14.

Article 30**Procurement of Recovered Materials**

States, political subdivisions of states, and their contractors must comply with Section 6002 of the Solid Waste Disposal Act, Pub. L. No. 89-272 (1965) (codified as amended by the Resource Conservation and Recovery Act at 42 U.S.C. § 6962) and 2 C.F.R. § 200.323. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

Article 31**Rehabilitation Act of 1973**

Recipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, Pub. L. No. 93-112 (codified as amended at 29 U.S.C. § 794), which provides that no otherwise qualified handicapped individuals in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance.

Article 32**Reporting of Matters Related to Recipient Integrity and Performance**

If the total value of any currently active grants, cooperative agreements, and procurement contracts from all federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of the federal award, then the recipient must comply with the requirements set forth in the government-wide Award Term and Condition for Recipient Integrity and Performance Matters located at 2 C.F.R. Part 200, Appendix XII, the full text of which is incorporated by reference.

Article 33**Reporting Subawards and Executive Compensation**

For federal awards that equal or exceed \$30,000, recipients are required to comply with the requirements set forth in the government-wide award term on Reporting Subawards and Executive Compensation set forth at 2 C.F.R. Part 170, Appendix A, the full text of which is incorporated by reference.

Article 34**Required Use of American Iron, Steel, Manufactured Products, and Construction Materials**

Recipients of an award of Federal financial assistance from a program for infrastructure are hereby notified that none of the funds provided under this award may be used for a project for infrastructure unless: (1) all iron and steel used in the project are produced in the United States—this means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States; (2) all manufactured products used in the project are produced in the United States—this means the manufactured product was manufactured in the United States; and the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55 percent of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation; and (3) all construction materials are manufactured in the United States—this means that all manufacturing processes for the construction material occurred in the United States. The Buy America preference only applies to articles, materials, and supplies that are consumed in, incorporated into, or affixed to an infrastructure project. As such, it does not apply to tools, equipment, and supplies, such as temporary scaffolding, brought to the construction site and removed at or before the completion of the infrastructure project. Nor does a Buy America preference apply to equipment and furnishings, such as movable chairs, desks, and portable computer equipment, that are used at or within the finished infrastructure project but are not an integral part of the structure or permanently affixed to the infrastructure project. Waivers When necessary, recipients may apply for, and the agency may grant, a waiver from these requirements. The agency should notify the recipient for information on the process for requesting a waiver from these requirements. (a) When the Federal agency has determined that one of the following exceptions applies, the awarding official may waive the application of the domestic content procurement preference in any case in which the agency determines that: (1) applying the domestic content procurement preference would be inconsistent with the public interest; (2) the types of iron, steel, manufactured products, or construction materials are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality; or (3) the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent. A request to waive the application of the domestic content procurement preference must be in writing. The agency will provide instructions on the format, contents, and supporting materials required for any waiver request. Waiver requests are subject to public comment periods of no less than 15 days and must be reviewed by the Made in America Office. There may be instances where an award qualifies, in whole or in part, for an existing waiver described at “Buy America” Preference in FEMA Financial Assistance Programs for Infrastructure | FEMA.gov. Definitions The definitions applicable to this term are set forth at 2 C.F.R. § 184.3, the full text of which is incorporated by reference.

Article 35	SAFECOM Recipients receiving federal financial assistance awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications. The SAFECOM Guidance is updated annually and can be found at Funding and Sustainment CISA.
Article 36	Terrorist Financing Recipients must comply with E.O. 13224 and applicable statutory prohibitions on transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. Recipients are legally responsible for ensuring compliance with the E.O. and laws.
Article 37	Trafficking Victims Protection Act of 2000 (TVPA) Recipients must comply with the requirements of the government-wide financial assistance award term which implements Trafficking Victims Protection Act of 2000, Pub. L. No. 106-386, § 106 (codified as amended at 22 U.S.C. § 7104). The award term is located at 2 C.F.R. § 175.15, the full text of which is incorporated by reference.
Article 38	Universal Identifier and System of Award Management Recipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at 2 C.F.R. Part 25, Appendix A, the full text of which is incorporated reference.
Article 39	USA PATRIOT Act of 2001 Recipients must comply with requirements of Section 817 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (USA PATRIOT Act), which amends 18 U.S.C. §§ 175–175c.
Article 40	Use of DHS Seal, Logo and Flags Recipients must obtain written permission from DHS prior to using the DHS seals, logos, crests, or reproductions of flags, or likenesses of DHS agency officials. This includes use of DHS component (e.g., FEMA, CISA, etc.) seals, logos, crests, or reproductions of flags, or likenesses of component officials.
Article 41	Whistleblower Protection Act Recipients must comply with the statutory requirements for whistleblower protections at 10 U.S.C § 470141 U.S.C. § 4712.

Article 42**Environmental Planning and Historic Preservation (EHP) Review**

DHS/FEMA funded activities that may require an Environmental Planning and Historic Preservation (EHP) review are subject to the FEMA EHP review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires the recipient to comply with all federal, state and local laws. DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP review process, as mandated by: the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and any other applicable laws and executive orders. General guidance for FEMA's EHP process is available on the DHS/FEMA Website at:

<https://www.fema.gov/grants/guidance-tools/environmental-historic>. Specific applicant guidance on how to submit information for EHP review depends on the individual grant program and applicants should contact their grant Program Officer to be put into contact with EHP staff responsible for assisting their specific grant program. The EHP review process must be completed before funds are released to carry out the proposed project; otherwise, DHS/FEMA may not be able to fund the project due to noncompliance with EHP laws, executive orders, regulations, and policies. If ground disturbing activities occur during construction, applicant will monitor ground disturbance, and if any potential archaeological resources are discovered the applicant will immediately cease work in that area and notify the pass-through entity, if applicable, and DHS/FEMA.

Article 43**Applicability of DHS Standard Terms and Conditions to Tribes**

The DHS Standard Terms and Conditions are a restatement of general requirements imposed upon recipients and flow down to sub-recipients as a matter of law, regulation, or executive order. If the requirement does not apply to Indian tribes or there is a federal law or regulation exempting its application to Indian tribes, then the acceptance by Tribes of, or acquiescence to, DHS Standard Terms and Conditions does not change or alter its inapplicability to an Indian tribe. The execution of grant documents is not intended to change, alter, amend, or impose additional liability or responsibility upon the Tribe where it does not already exist.

Article 44**Acceptance of Post Award Changes**

In the event FEMA determines that an error in the award package has been made, or if an administrative change must be made to the award package, recipients will be notified of the change in writing. Once the notification has been made, any subsequent requests for funds will indicate recipient acceptance of the changes to the award. Please call FEMA Grant Management Operations at (866) 927-5646 or via e-mail to: ASK-GMD@fema.dhs.gov if you have any questions.

Article 45**Disposition of Equipment Acquired Under the Federal Award**

For purposes of original or replacement equipment acquired under this award by a non-state recipient or non-state sub-recipients, when that equipment is no longer needed for the original project or program or for other activities currently or previously supported by a federal awarding agency, you must request instructions from FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. section 200.313. State recipients and state sub-recipients must follow the disposition requirements in accordance with state laws and procedures.

Article 46**Prior Approval for Modification of Approved Budget**

Before making any change to the FEMA approved budget for this award, you must request prior written approval from FEMA where required by 2 C.F.R. section 200.308. For purposes of non-construction projects, FEMA is utilizing its discretion to impose an additional restriction under 2 C.F.R. section 200.308(f) regarding the transfer of funds among direct cost categories, programs, functions, or activities. Therefore, for awards with an approved budget where the federal share is greater than the simplified acquisition threshold (currently \$250,000), you may not transfer funds among direct cost categories, programs, functions, or activities without prior written approval from FEMA where the cumulative amount of such transfers exceeds or is expected to exceed ten percent (10%) of the total budget FEMA last approved. For purposes of awards that support both construction and non-construction work, FEMA is utilizing its discretion under 2 C.F.R. section 200.308(h)(5) to require the recipient to obtain prior written approval from FEMA before making any fund or budget transfers between the two types of work. You must report any deviations from your FEMA approved budget in the first Federal Financial Report (SF-425) you submit following any budget deviation, regardless of whether the budget deviation requires prior written approval.

Article 47**Indirect Cost Rate**

2 C.F.R. section 200.211(b)(15) requires the terms of the award to include the indirect cost rate for the federal award. If applicable, the indirect cost rate for this award is stated in the budget documents or other materials approved by FEMA and included in the award file.