

**Table 4: Eligible Activities by Program**

Eligible Activities	HMGP	PDM	FMA	RFC	SRL
<b>1. Mitigation Projects</b>	√	√	√	√	√
Property Acquisition and Structure Demolition	√	√	√	√	√
Property Acquisition and Structure Relocation	√	√	√	√	√
Structure Elevation	√	√	√	√	√
Mitigation Reconstruction					√
Dry Floodproofing of Historic Residential Structures	√	√	√	√	√
Dry Floodproofing of Non-residential Structures	√	√	√	√	
Minor Localized Flood Reduction Projects	√	√	√	√	√
Structural Retrofitting of Existing Buildings	√	√			
Non-structural Retrofitting of Existing Buildings and Facilities	√	√			
Safe Room Construction	√	√			
Infrastructure Retrofit	√	√			
Soil Stabilization	√	√			
Wildfire Mitigation	√	√			
Post-Disaster Code Enforcement	√				
5% Initiative Projects	√				
<b>2. Hazard Mitigation Planning</b>	√	√	√		
<b>3. Management Costs</b>	√	√	√	√	√

Additional information regarding eligible projects for HMGP is included in Part VIII A.8 and A.9; for FMA, see Part VIII C.3; for RFC, see Part VIII D.1; and for SRL, see Part VIII E.1.

Costs for eligible activities must be necessary and reasonable as required by 2 CFR Part 225, Cost Principles for State, Local, and Indian Tribal Governments, 44 CFR Part 13.22, applicable program regulations, and this guidance.

**The following activities are not eligible as stand-alone activities but are eligible only when included as a functional component of eligible mitigation activities:**

- ◆ For **HMGP** and **PDM** generators and/or related equipment purchases (e.g., generator hook-ups) when the generator directly relates to the hazards being mitigated and is part of a project (the 5% initiative allows for the stand-alone purchase of generators);
- ◆ Real property or easements purchases required for the completion of an eligible mitigation project. For safe room projects, no real property or easement purchase is eligible; and
- ◆ Studies that are integral to the development and implementation of a mitigation project, including hydrologic and hydraulic, engineering, or drainage studies.

**D.1.1 Mitigation Projects**

This section briefly describes the mitigation projects eligible under one or more of the five HMA programs. Table 4 summarizes the eligibility of the following project types for each program:

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- ◆ **Property Acquisition and Structure Demolition** – The acquisition of an existing at-risk structure and, typically, the underlying land, and conversion of the land to open space through the demolition of the structure. The property must be deed-restricted in perpetuity to open space uses to restore and/or conserve the natural floodplain functions. For property acquisition and structure demolition projects, see Part IX A.
  - ◆ **Property Acquisition and Structure Relocation** – The physical relocation of an existing structure to an area outside of a hazard-prone area, such as the Special Flood Hazard Area (SFHA) or a regulatory erosion zone and, typically, the acquisition of the underlying land. Relocation must conform to all applicable State and local regulations. The property must be deed-restricted in perpetuity to open space uses to restore and/or conserve the natural floodplain functions. For property acquisition and structure relocation projects, see Part IX A.
  - ◆ **Structure Elevation** – Physically raising an existing structure to an elevation at or above the Base Flood Elevation (BFE) or higher if required by FEMA or local ordinance. Structure elevation may be achieved through a variety of methods, including elevating on continuous foundation walls; elevating on open foundations, such as piles, piers, posts, or columns; and elevating on fill. Foundations must be designed to properly address all loads, be appropriately connected to the floor structure above, and utilities must be properly elevated as well. FEMA encourages Applicants and subapplicants to design all structure elevation projects in accordance with the American Society of Civil Engineers (ASCE) 24-05 *Flood Resistant Design and Construction*. For additional information about the NFIP and structure elevation projects, see Part X C.1.
  - ◆ **Mitigation Reconstruction** – The construction of an improved, elevated building on the same site where an existing building and/or foundation has been partially or completely demolished or destroyed. Mitigation reconstruction is only permitted if traditional structure elevation cannot be implemented and for structures outside of the regulatory floodway or coastal high hazard area (Zone V) as identified by the existing best available flood hazard data. Activities that result in the construction of new living space at or above the BFE will only be considered when consistent with the Mitigation Reconstruction requirements. Such activities are only eligible under the **SRL** Pilot program. For additional information about mitigation reconstruction projects, see Part IX D.
  - ◆ **Dry Floodproofing** – Techniques applied to keep structures dry by sealing the structure to keep floodwaters out. For all dry floodproofing activities, FEMA encourages Applicants and subapplicants to design all dry floodproofing projects in accordance with ASCE 24-05 *Flood Resistant Design and Construction*.
    - **Dry Floodproofing of Historic Residential Structures** is permissible only when other techniques that would mitigate to the BFE would cause the structure to lose its status as defined a Historic Structure in 44 CFR Part 59.1.
    - **Dry Floodproofing of Non-residential Structures** must be performed in accordance with NFIP Technical Bulletin 3-93, *Non-Residential Floodproofing—Requirements and Certification*, and the requirements pertaining to dry floodproofing of non-residential structures found in 44 CFR Parts 60.3(b)(5) and (c)(4).

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- ◆ **Minor Localized Flood Reduction Projects** – These projects may include the installation or modification of culverts and floodgates, minor floodwall systems that generally protect an individual structure or facility, stormwater management activities such as creating retention and detention basins, and the upgrade of culverts to bridges. These projects must not duplicate the flood prevention activities of other Federal agencies and may not constitute a section of a larger flood control system.
    - For **FMA**, **RFC**, and **SRL** at least 50 percent of the structures directly benefiting from this mitigation activity must be NFIP-insured. For **RFC** and **SRL**, these projects must primarily benefit RFC or SRL structures, respectively. Documentation must be provided in the subapplication that identifies all structures that will benefit from this mitigation activity.
  - ◆ **Structural Retrofitting of Existing Buildings** – Modifications to the structural elements of a building to reduce or eliminate the risk of future damage and to protect inhabitants. The structural elements of a building that are essential to protect in order to prevent damage include foundations, load-bearing walls, beams, columns, structural floors and roofs, and the connections between these elements.
  - ◆ **Non-structural Retrofitting of Existing Buildings and Facilities** – Modifications to the non-structural elements of a building or facility to reduce or eliminate the risk of future damage and to protect inhabitants. Non-structural retrofits may include bracing of building contents to prevent earthquake damage or the elevation of heating and ventilation systems.
  - ◆ **Safe Room Construction** – Safe room construction projects are designed to provide immediate live safety protection for people in public and private structures from tornado and severe wind events, including hurricanes. For HMA, the term “safe room” only applies to extreme wind (combined tornado and hurricane) residential, non-residential, and community safe rooms; tornado community safe rooms; and hurricane community safe room. This type of project includes retrofits of existing facilities or new safe room construction projects, and applies to both single and multi-use facilities. For additional information, see Part IX C.
  - ◆ **Infrastructure Retrofit** – Measures to reduce risk to existing utility systems, roads, and bridges.
  - ◆ **Soil Stabilization** – Projects to reduce risk to structures or infrastructure from erosion and landslides, including installing geo-textiles, sod stabilization, installing vegetative buffer strips, preserving mature vegetation, decreasing slope angles, and stabilizing with rip rap and other means of slope anchoring. These projects must not duplicate the activities of other Federal agencies.
  - ◆ **Wildfire Mitigation** – Projects to mitigate the risk to at-risk structures and associated loss of life from the threat of future wildfire through:
    - **Defensible Space for Wildfire** – Projects creating perimeters around homes, structures, and critical facilities through the removal or reduction of flammable vegetation. For additional information, see Part IX B.3.1.

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- **Application of Ignition-resistant Construction** – Projects that apply ignition-resistant techniques and/or non-combustible materials on new and existing homes, structures, and critical facilities. For additional information, see Part IX B.3.2.
  - **Hazardous Fuels Reduction** – Projects that remove vegetative fuels proximate to the at-risk structure that, if ignited, pose significant threat to human life and property, especially critical facilities. For additional information, see Part IX B.3.3.
  - ◆ **Post-Disaster Code Enforcement** – Projects designed to support the post-disaster rebuilding effort by ensuring that sufficient expertise is on hand to ensure appropriate codes and standards, including NFIP local ordinance requirements, are utilized and enforced. For additional information, see Part VIII A.8.
  - ◆ **5% Initiative Projects** – These projects provide an opportunity to fund mitigation actions that are consistent with the goals and objectives of the State and local Hazard Mitigation Plans and meet all HMGP program requirements, but for which it may be difficult to conduct a standard BCA to prove cost effectiveness. For additional information, see Part VIII A.10.

### **D.1.2 Hazard Mitigation Planning**

Mitigation plans are the foundation for effective hazard mitigation. A mitigation plan is a demonstration of the commitment to reduce risks from natural hazards and serves as a guide for decisionmakers as they commit resources.

The mitigation planning process includes hazard identification and risk assessment leading to the development of a comprehensive mitigation strategy for reducing risks to life and property. The mitigation strategy section of the plan identifies a range of specific mitigation actions and projects being considered to reduce risks to new and existing buildings and infrastructure. This section includes an action plan describing how identified mitigation activities will be prioritized, implemented, and administered.

Planning activities funded under HMA are designed to develop State, Tribal, and local mitigation plans that meet the planning requirements outlined in 44 CFR Part 201. A mitigation planning subgrant award must result in a mitigation plan adopted by the jurisdiction(s) and approved by FEMA prior to the end of the POP.

For **FMA**, funds shall only be used to support the flood hazard portion of State, Tribal, or local multi-hazard mitigation plans to meet the criteria specified in 44 CFR Part 201. Funds are only available to support these activities in communities participating in the NFIP.

For links to mitigation planning and risk assessment resources, see Part X C.2.

### **D.1.3 Management Costs**

Management costs are any indirect costs, administrative expenses, and other expenses not otherwise accounted for that are reasonably incurred by a Grantee or subgrantee in administering a grant or subgrant award.

Eligible Applicant or subapplicant management cost activities may include:

- ◆ Solicitation, review, and processing of subapplications and subgrant awards;

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- ◆ Providing technical assistance to subapplicants regarding Engineering Feasibility, BCA, and Environmental Planning and Historic Preservation (EHP) documentation;
  - ◆ Geocoding mitigation projects selected for further review;
  - ◆ Delivery of technical assistance (e.g., plan reviews, planning workshops, training) to support the implementation of mitigation activities;
  - ◆ Managing grants (e.g., quarterly reporting, closeout);
  - ◆ Technical monitoring (e.g., site visits, technical meetings);
  - ◆ Purchase of equipment, per diem and travel expenses, and professional development that is directly related to the implementation HMA programs; and
  - ◆ Staff salary costs directly related to performing the activities listed above.

For **PDM**, **FMA**, **RFC**, and **SRL**, management costs will only be awarded in conjunction with project or planning grants and subgrants. For more information regarding management costs for **HMGP**, see Part VIII A.4. For a link to more geocoding information, see Part X C.3.

## ***D.2 Ineligible Activities***

Subapplications that propose ineligible activities will be removed from consideration for funding. The following list provides examples of activities that are not eligible for HMA funding:

- ◆ Projects that do not reduce the risk to people, homes, neighborhoods, structures, or infrastructure;
- ◆ Projects that are dependent on another phase of a project(s) in order to be effective and/or feasible (i.e., not a stand-alone mitigation project that solves a problem independently or constitutes a functional portion of a solution.);
- ◆ Projects for which actual physical work such as groundbreaking, demolition, or construction of a raised foundation has occurred prior to award. Projects for which demolition and debris removal related to structures proposed for acquisition or mitigation reconstruction has already occurred may be eligible when such activities were initiated or completed under the FEMA Public Assistance program to alleviate a health or safety hazard as a result of a disaster;
- ◆ Projects constructing new buildings or facilities with the exception of safe room construction and SRL mitigation reconstruction;
- ◆ Projects that create revolving loan funds;
- ◆ Activities required as a result of negligence or intentional actions, or the reimbursement of legal obligations such as those imposed by a legal settlement, court order, or State law;
- ◆ Projects located in a Coastal Barrier Resource System (CBRS) Unit, or in an Otherwise Protected Area;
- ◆ Activities on Federal lands or associated with facilities owned by another Federal entity;

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- ◆ Major flood control projects related to the construction, demolition, or repair of dams, dikes, levees, floodwalls, seawalls, groins, jetties, breakwaters, and erosion projects related to beach nourishment or re-nourishment;
  - ◆ Projects for hazardous fuels reduction in excess of 2 miles from structures;
  - ◆ Projects that address unmet needs from a disaster that are not related to mitigation;
  - ◆ Retrofitting facilities primarily used for religious purposes, such as places of worship (or other projects that solely benefit religious organizations). A place of worship may, however, be included in a property acquisition and structure demolition or relocation project provided that the project benefits the entire community, such as when the whole neighborhood or community is being removed from the hazard area;
  - ◆ Projects that only address man-made hazards;
  - ◆ Projects that address operation, deferred or future maintenance, repairs, or replacement (without a change in the level of protection provided) of existing structures, facilities, or infrastructure (e.g., dredging, debris removal, replacement of obsolete utility systems, bridges, and facility repair/rehabilitation);
  - ◆ Projects to do the following:
    - Landscaping for ornamentation (trees, shrubs, etc);
    - Site remediation of hazardous materials (with the exception eligible activities such as, the abatement of asbestos and/or lead-based paint and the removal of household hazardous wastes to an approved landfill);
    - Water quality infrastructure;
    - Address ecological or agricultural issues;
    - Protection of the environment and/or watersheds;
    - Forest management;
    - Prescribed burning or clear-cutting;
    - Creation and maintenance of fire breaks, access roads, or staging areas; and
    - Irrigation systems;
  - ◆ Mapping, flood studies, and planning activities, such as plan revisions/amendments or risk assessments, when they do not result in a FEMA-approved hazard mitigation plan;
  - ◆ Studies not directly related to the design and implementation of a proposed mitigation project; and
  - ◆ Preparedness measures and response equipment (e.g., response training, electronic evacuation road signs, interoperable communications equipment).

For further information on ineligible wildfire mitigation projects, see Part IX B.4.