



# FWHA Emergency Relief (ER) Program

2020 County Roads Conference

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NDDOT

# Two Separate Federal Disaster Programs

- **FHWA Emergency Relief (ER)**
  - Administered by NDDOT
  - Federal Aid Eligible Roads and Facilities
    - CMC Routes
    - On-System Bridges
    - State Highways & Interstate
    - Urban Federal Aid Routes
- **FEMA Disaster Relief**
  - Administered by NDDES
  - Non-Federal Aid Eligible Roads and Facilities
    - Non-CMC County Roads
    - Township Roads
    - Off-System Bridges

## ER Event Requirements

- Governor or Presidential Disaster Declaration
- Federal Share is at least \$700,000 in repair costs for each event
- Total repair cost is at least \$5,000 at each site
  - Heavy Maintenance is not eligible
- Damage resulting from: [23 USC 125(a)]
  - (1) a natural disaster over a wide area, such as by a flood, hurricane, tidal wave, earthquake, severe storm, or landslide
  - (2) catastrophic failures from any external cause

# Emergency Repair & Permanent Restoration

- Emergency Repairs
  - Restore essential traffic
  - Minimize extent of damage
  - Protect remaining facilities
- Permanent Restoration
  - Restore to pre disaster condition
  - Follows regular federal aid process
  - Betterments allowed with FHWA approval

5

## Emergency Repairs

- Can begin immediately and do not require prior approval or authorization from FHWA
- May be reimbursed at 100% federal share if completed within 180 days of the disaster start date
- After 180 days will be reimbursed at 80.93%

# Permanent Restoration

- ▶ Cannot start PE until DDIR is approved and project number is assigned, and we have funds from FHWA
- ▶ Project development follows NDDOT LG Federal aid process
- ▶ Bid through NDDOT
- ▶ Federal aid reimbursement available (80.93%) for PE, CE and construction
  - ▶ must follow CAS RFP process
- ▶ No shortcuts on NEPA or Permitting

# Site Inspection

- Determine Eligibility in the field
  - Verified by DDIR
- Visit each damage site in person
  - LPA
  - FHWA
  - NDDOT
  - Consultant

# Detailed Damage Inspection Report (DDIR)

- Description of damage and scope of work of repairs
- Cost estimate for Emergency and Permanent repairs
- Official determination of site eligibility
  - Signed by LPA, NDDOT, & FHWA
- Site photos, location and supporting documentation
- NDDOT DDIR Web Application
  - <http://www.dot.nd.gov/business/#programs-planning>



## When Can I Start Work?

- ▶ Emergency Repairs
  - ▶ When it is necessary
  - ▶ It is your road and your decision and responsibility to keep it open or not
- ▶ Permanent Restoration
  - ▶ Some allowed concurrently with Emergency Repair
  - ▶ Most must be bid through NDDOT

# What do I need to do to remain eligible for ER funds?

- Document
  - Photos, dates, time, labor, materials, etc.
- For Contracted Emergency Work
  - Must include Signed ER Contract Requirements and Checklist
  - <http://www.dot.nd.gov/business/#programs-planning>
  - We cannot reimburse without this
    - Ever, no exceptions.

## EMERGENCY RELIEF MANUAL



**Procedures for Administering Federal  
Emergency Relief Funds  
North Dakota Department of Transportation**

[www.dot.nd.gov](http://www.dot.nd.gov)

Director

Grant Levi, P.E.

2015

# Questions?

- Get in touch, we are here to help!
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