



## PUBLIC ASSISTANCE: PRIVATE NONPROFIT CHILD CARE FACILITIES DR-4332-TX

The Federal Emergency Management Agency (FEMA) Public Assistance (PA) Program provides supplemental assistance to states, tribes, and local governmental entities, as well as certain private nonprofit (PNP) organizations (hereinafter referred to as applicants). FEMA's *Public Assistance Program and Policy Guide* (<http://www.fema.gov/public-assistance-policy-and-guidance>) provides comprehensive information regarding assistance that FEMA can provide and the requirements that applicants must follow in order to receive the assistance. The purpose of this Fact Sheet is to provide key information for private nonprofit child care facilities seeking disaster assistance.

FEMA's PA Program may be able to provide grants to certain PNP organizations that own or operate facilities that provide non-critical, essential governmental services, including child care facilities, that have sustained losses or damage as a result of Hurricane Harvey. The following describes the guidance for such PNPs to obtain PA funding from FEMA.

PNPs, such as child care facilities, that provide non-critical, essential governmental services, as defined in the Stafford Act, should apply simultaneously to FEMA and the U.S. Small Business Administration (SBA) for disaster assistance. For PNPs that provide non-critical, essential governmental services, FEMA only provides PA funding for eligible Permanent Work costs that are *not* covered by an SBA loan. This includes funding for damage to buildings, contents, and equipment. However, FEMA may provide funding for eligible Emergency Work, such as debris removal and emergency protective measures related to a non-critical PNP's damaged facility; this funding is not contingent upon SBA assistance.

### Eligible PNP Applicants for FEMA's PA Program

- PNP organizations must have a ruling letter from the U.S. Internal Revenue Service (IRS) or satisfactory evidence from the State that it is a nonprofit organization doing business under State law.
- PNPs must own or operate an eligible facility (in this case a child care center or a head start program) and must be open to the general public.
- PNPs must be legally responsible for disaster related repairs to the facility.

### Available Disaster Assistance

- SBA disaster loans may be available. These loans cover losses not fully compensated by insurance or other recoveries and do not duplicate benefits of other agencies or organizations.
- FEMA's PA Program may provide grants for damage to buildings, contents, and equipment that is not covered by an SBA loan.
- FEMA may be able to provide funding for Emergency Work, including debris removal, related to the damaged facility.
- PNPs should file a claim with their insurance provider. PNPs should not wait for an insurance settlement before filing with FEMA or SBA.
- FEMA will not provide assistance for work that is covered under an SBA loan or insurance, or where other Federal agencies have the specific authority to provide assistance.

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*"FEMA's mission is to support our citizens and first responders to ensure that as a nation we work together to build, sustain, and improve our capability to prepare for, protect against, respond to, recover from, and mitigate all hazards."*

## When, Where, and How to Apply for Assistance

### FEMA

- **Completed Request for Public Assistance (RPA) Form (FEMA Form 90-49)**
  - This form must be submitted to the Texas Division of Emergency Management (TDEM). RPAs, which are the applications for FEMA PA, are available at: <https://www.fema.gov/media-library/assets/documents/10145>.
  - Generally, there is a 30-day deadline from the date a county is designated as eligible for assistance under the Presidential declaration. Applicants should contact TDEM at [tdemrecovery.rpa@dps.texas.gov](mailto:tdemrecovery.rpa@dps.texas.gov) for information about the deadline.
- **Additional Documentation to be Submitted with RPA**
  - Completed Private Nonprofit Facility Questionnaire Forms (FEMA Form 90-121), available at: [https://www.fema.gov/media-library-data/20130726-1608-20490-8817/90\\_121\\_05\\_2010.pdf](https://www.fema.gov/media-library-data/20130726-1608-20490-8817/90_121_05_2010.pdf)
  - A current ruling letter from the IRS granting tax exemption under sections 501(c), (d), or (e) of the IRS Code of 1954; OR documentation from the State substantiating it is a non-revenue producing, nonprofit entity organized or doing business under State law
  - If the Applicant owns the facility, proof of ownership
  - If the Applicant leases the facility, a copy of the lease agreement, and proof of legal responsibility to repair the incident related damage
  - List of services provided and when and to whom
  - Proof that the State Department of Children and Family Services, Health and Human Services Commission, Department of Human Services, or similar agency recognizes the facility as a licensed child care facility
  - State Tax ID, Federal Employer Identification Number (EIN), and Dun & Bradstreet (DUNS) number, available at: <http://www.dnb.com/>
- **Completed forms and other documentation may be emailed to the State at:**  
[tdemrecovery.rpa@dps.texas.gov](mailto:tdemrecovery.rpa@dps.texas.gov).

### SBA

- PNPs can apply in person at any Disaster Recovery Center and receive personal one-on-one help from an SBA representative. For information, or to find the nearest location, call SBA at (800) 659-2955, or visit their web site at: <http://www.sba.gov/>.
- Applications may be submitted online at: <https://disasterloan.sba.gov/ela/>.
- Contact SBA for the deadline to apply for SBA loans.