Guidance Tools

Contract Provisions Guide

Navigating Appendix II to Part 200—Contract Provisions for Non-Federal Entity Contracts Under Federal Awards

Roadmap to Procurement Compliance

Procurement Disaster Assistance Team (PDAT)

Public Assistance Program and Policy Guide

Hazard Mitigation Assistance Program and Policy Guide

Environmental and Historic-Preservation Emergency Regulatory and Permitting Guidance

Governor's Office of Emergency Services

February 2023 v1.4

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Debris Management Guidance

2023 Statewide Winter Storms (FEMA-4699-DR-CA) – Version 1

Procurement Under Grants Training

Purchasing Under a FEMA Award: Common Mistakes to Avoid by Non-State Entities

Purchasing Under a FEMA Award: Exigency or Emergency Circumstances

DHS OIG Highlights Audit Tips for Managing Disaster-Related Project Costs

Contract Provisions Quick Reference Guide

Table A and Table B help FEMA recipients and subrecipients quickly check the applicability of a specific contract provision and if sample contract language is in this Guide.

The Tables are divided between the required contract provisions in 2 C.F.R. Part 200 and Appendix II and those provisions that FEMA recommends .

Table A: Required Contract Provisions

	Provision (Appendix II Section)	Applicability	Sample Contract Language Included	Grant Program Applicability
1	Legal/contractual /administrative remedies for breach of contract (A)	Contract is greater than the Federal simplified acquisition threshold (SAT), currently $250,000.	No. Based on the recipient's or subrecipient's procedures.	All. **NOTE:** AFG must include a penalty clause in all contracts for any AFG-funded vehicle.
2	Termination for cause and convenience (B)	Contract is greater than $10,000.	No. Based on the recipient's or subrecipient's procedures.	All
3	Davis-Bacon Act (D)	Contracts and subcontracts for construction work over $2,000; required language at 29 C.F.R. § 5.5(a).	Yes, via reference to required language at 29 C.F.R. § 5.5(a).	Required for EMPG, HSGP, NSGP, THSGP, PSGP, TSGP, IPR, and HHPD.
4	Copeland "Anti-Kickback" Act (D)	Contracts and subcontracts for construction work over $2,000.	Yes	Required for EMPG, HSGP, NSGP, THSGP, PSGP, TSGP, IPR, and HHPD.
5	Contract Work Hours and Safety Standards Act (E)	Contracts and subcontracts over $100,000 and if for mechanics or laborers; exact language required from 29 C.F.R. § 5.5(b).	Yes. Exact language required from 29 C.F.R. § 5.5(b).	All

Contracting with Federal Funds for Goods and Services Before, During and After Disasters

FEMA Benefit-Cost Analysis How to Perform a Full BCA

Code of Federal Regulations

A point in time eCFR system

Title 2



Procurement Under Grants Policy Guide

Procurement Policy for Recipients and Subrecipients of FEMA Financial Assistance

Version 2.1, July 2025

(FM-207-21-0002)

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