

Texas - Explosion FEMA-4136-DR

Declared August 2, 2013

On May 16, 2013, Governor Rick Perry requested a major disaster declaration due to an explosion during the period of April 17-20, 2013. The Governor requested Public Assistance, including direct federal assistance for McLennan County and Hazard Mitigation statewide. The Governor's request was denied on June 10, 2013. On July 9, 2013, Governor Rick Perry appealed the denial of his request for a major disaster declaration. During the period of May 8-16, 2013 and on June 27, 2013, joint federal, state, and local government Preliminary Damage Assessments (PDAs) were conducted in the requested county and are summarized below. PDAs estimate damages immediately after an event and are considered, along with several other factors, in determining whether a disaster is of such severity and magnitude that effective response is beyond the capabilities of the state and the affected local governments, and that Federal assistance is necessary.¹

On August 2, 2013, President Obama declared that a major disaster exists in the State of Texas. This declaration made Public Assistance, including direct federal assistance requested by the Governor available to state and eligible local governments and certain private nonprofit organizations on a cost-sharing basis for emergency work and the repair or replacement of facilities damaged by the explosion in McLennan County. This declaration also made Hazard Mitigation Grant Program assistance requested by the Governor available for hazard mitigation measures statewide.²

Summary of Damage Assessment Information Used in Determining Whether to Declare a Major Disaster

Individual Assistance - (*Denied on June 10, 2013*)

- Total Number of Residences Impacted:³ -
 - Destroyed - -
 - Major Damage - -
 - Minor Damage - -
 - Affected - -

- Percentage of insured residences:⁴ -
- Percentage of low income households:⁵ -
- Percentage of elderly households:⁶ -
- Total Individual Assistance cost estimate: N/A

Public Assistance

- Primary Impact: Damage to buildings and equipment
- Total Public Assistance cost estimate: \$35,092,546
- Statewide per capita impact:⁷ \$1.40
- Statewide per capita impact indicator:⁸ \$1.37
- Countywide per capita impact: McLennan County (\$129.35)
- Countywide per capita impact indicator:⁹ \$3.45

¹ The Preliminary Damage Assessment (PDA) process is a mechanism used to determine the impact and magnitude of damage and resulting needs of individuals, businesses, public sector, and community as a whole. Information collected is used by the State as a basis for the Governor's request for a major disaster or emergency declaration, and by the President in determining a response to the Governor's request (44 CFR § 206.33).

² When a Governor's request for major disaster assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended (Stafford Act) is under review, a number of primary factors are considered to determine whether assistance is warranted. These factors are outlined in FEMA's regulations (44 CFR § 206.48). The President has ultimate discretion and decision making authority to declare major disasters and emergencies under the Stafford Act (42 U.S.C. § 5170 and § 5191).

³ Degree of damage to impacted residences:

- Destroyed – total loss of structure, structure is not economically feasible to repair, or complete failure to major structural components (e.g., collapse of basement walls/foundation, walls or roof);
- Major Damage – substantial failure to structural elements of residence (e.g., walls, floors, foundation), or damage that will take more than 30 days to repair;
- Minor Damage – home is damaged and uninhabitable, but may be made habitable in short period of time with repairs; and
- Affected – some damage to the structure and contents, but still habitable.

⁴ By law, Federal disaster assistance cannot duplicate insurance coverage (44 CFR § 206.48(b)(5)).

⁵ Special populations, such as low-income, the elderly, or the unemployed may indicate a greater need for assistance (44 CFR § 206.48(b)(3)).

⁶ Ibid (44 CFR § 206.48(b)(3)).

⁷ Based on State population in the 2010 Census.

⁸ Statewide Per Capita Impact Indicator for FY13, *Federal Register*, October 1, 2012.

⁹ Countywide Per Capita Impact Indicator for FY13, *Federal Register*, October 1, 2012.