

FTA

FEDERAL TRANSIT ADMINISTRATION

SWTA Community Mobility Workshop

Safety Rulemaking Updates

Aloha Ley

Division Chief

Office of Safety Assurance and Risk Management

Office of Transit Safety and Oversight

August 23, 2016



FTA

FEDERAL TRANSIT ADMINISTRATION

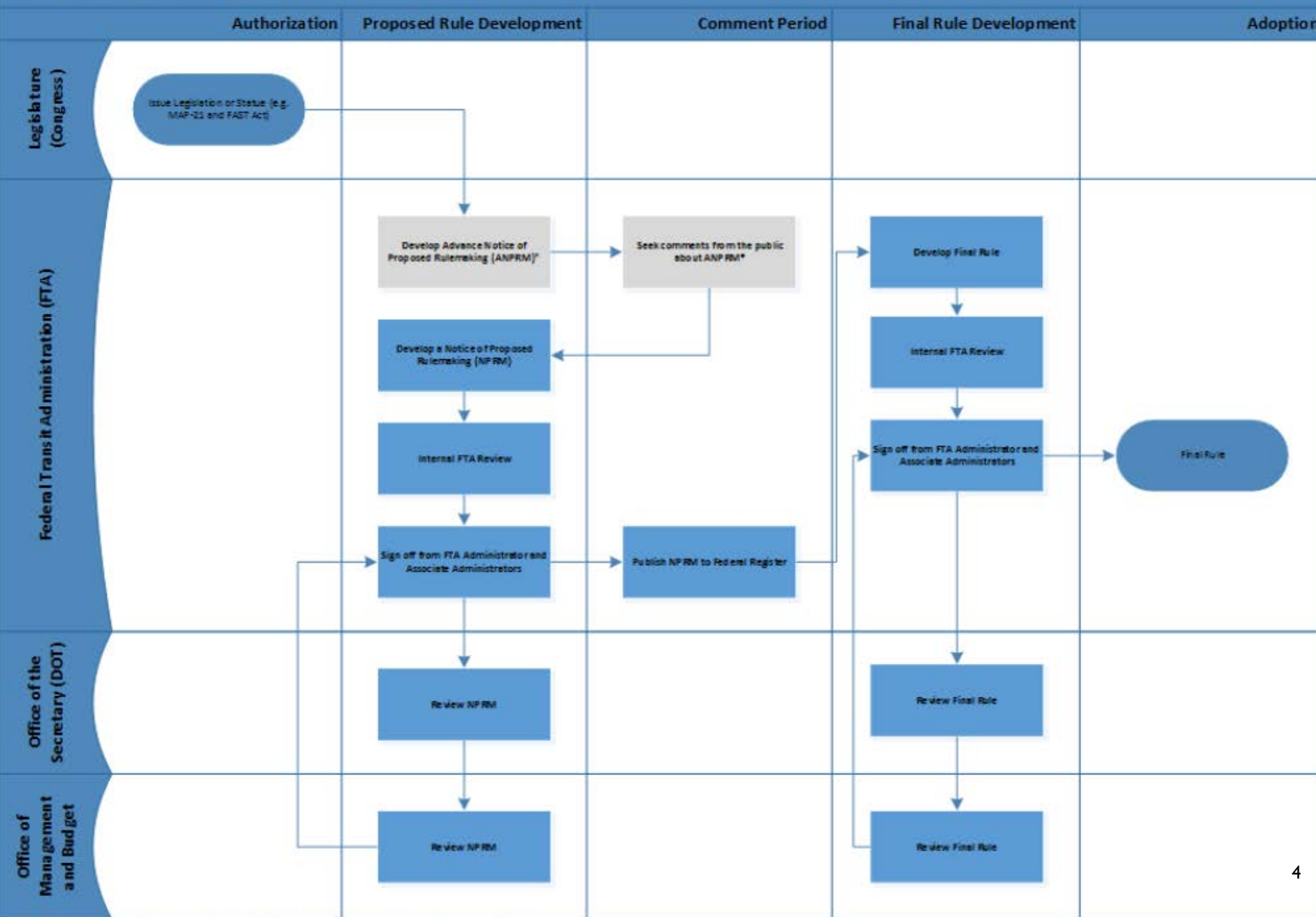
Today's Agenda

- Moving Ahead for Progress in the 21st Century Act (MAP-21) and Fixing America's Surface Transportation (FAST) Act
- Rulemaking Process
- Rulemaking Timeline
- Resources

MAP-21 (2012) and FAST Act (2015): What's Changed?

- Explicit authority to issue nationwide safety directives and prohibit/restrict operations
- Requires the National Public Transportation Safety Plan to include minimum safety standards (other than vehicle performance standards)
- Requires FTA to conduct a review of public transportation safety standards and protocols, and issue a report with recommendations and actions to improve the safety of the public transportation industry
- Requires a study and report on evidentiary protection for safety program data
- Requires an Notice of Proposed Rulemaking (NPRM) on transit driver safety and risk of assault

FTA Rulemaking Process



* An Advance Notice of Proposed Rulemaking (ANPRM) is not required for every rulemaking.

Rulemaking Timeline

Statutory References	Regulation	Rulemaking Timeline	Status
49 U.S.C. §5329	Public Transportation Safety Program 49 CFR Part 670	NPRM Published: 8/14/2015 Comment By: 10/13/2015	Final Rule Published: 8/11/2016 Effective: 9/12/2016
49 U.S.C. §5329(e)	State Safety Oversight 49 CFR Part 674	NPRM Published: 2/27/2015 Comment By: 4/28/2015	Final Rule Published: 3/16/16 Effective: 4/15/16
49 U.S.C. §5329(d)	Public Transportation Agency Safety Plan 49 CFR Part 673	NPRM Published: 2/5/2016 Comment By: 4/5/2016	Final Rule in Development
49 U.S.C. §5329(b)	National Public Transportation Safety Plan 49 CFR Part 673	Proposed National Safety Plan Published: 2/5/2016 Comment By: 4/5/2016	Final Guidance Document in Development
49 U.S.C. §5329(c)	National Public Transportation Safety Certification Training Program 49 CFR Part 692	NPRM Published: 12/3/2015 Comment By: 2/1/2016	Final Rule in Development
FAST Act §3020	Preventing Transit Worker Assault NPRM	NPRM Expected: 2017	
49 U.S.C. §5318	Bus Testing 49 CFR Part 665	NPRM Published: 6/23/2015 Comment By: 8/24/2015	Final Rule Published: 8/1/2016 Effective: 10/31/2016
49 U.S.C. §53 26	Transit Asset Management 49 CFR Part 625	NPRM Published: 9/30/2015 Comment By: 11/30/2015	Final Rule Published: 7/26/2016 Effective: 10/1/2016

Public Transportation Safety Program

RULE

SMS

National Public Transportation Safety Plan
GUIDANCE

RULE

National Public Transportation Safety Certification Training Program

RULE

Public Transportation Agency Safety Plans

RULE

State Safety Oversight (SSO) Program

TRANSIT AGENCIES

SAFETY WORK AHEAD

BUS

RAIL

SAFER PUBLIC TRANSPORTATION

Public Transportation Safety Program Final Rule



What you need to know

1. “Umbrella” document for all of the other Safety rulemakings and guidance
2. Formally establishes FTA’s safety policy - Safety Management Systems (SMS)
3. Commits FTA to creating and implementing a National Public Transportation Safety Plan

Proposed National Public Transportation Safety Plan (National Safety Plan)



What you need to know

1. It is not a rule
2. It is FTA's strategic plan
3. It sets safety performance criteria for Agency Safety Plan performance targets

Public Transportation Agency Safety Plan NPRM (PTASP or Agency Safety Plan)



What you need to know

1. Requires transit agency to implement an SMS through an Agency Safety Plan
2. Larger transit agencies certify they have established and implemented a Plan
3. Smaller transit agencies may have State DOT draft and certified a Plan

National Public Transportation Safety Certification Training Program NPRM



What you need to know

1. Training program for rail transit system auditing and oversight
2. Interim Provisions and NPRM only apply to rail fixed guideway systems
3. Bus agency participation is voluntary, but highly encouraged

FTA Training Website

The screenshot shows the homepage of the FTA Training Website. At the top left is the Federal Transit Administration logo and the text "Federal Transit Administration Office of Transit Safety & Oversight". To the right are links for "Register Now" and "Login" with a user icon. Below this is a dark navigation bar with menu items: WELCOME, RESOURCES, TRAINING, MAPS, EVENTS, CONTACT FTA, and HELP. The main content area starts with "Welcome to FTA Safety" and a search bar containing "Search all resources" and a "Go" button. A "Disclaimer" link is located to the right of the search bar. The central focus is a large white box with a dark border containing the text: "Do you need an Individual Training Profile as required by FTA's Safety Certification Training Program?" followed by "Select from the four agency types to find out if you need an Individualized Training Profile." Below this are four icons in blue boxes: "State Oversight Employees" (building icon), "Transit Agency Employees" (train icon), "Federal Agency Employees" (book icon), and "Bus and Voluntary Personnel" (bus icon). A dark blue button labeled "Register with Website" is centered below the icons. At the bottom of the box are "Previous" and "Next" navigation arrows and a progress indicator with four circles, the first of which is filled. Below the box, the text "Register now for full site access" and "Download slideshow transcript" is displayed.

<https://safety.fta.dot.gov/>

State Safety Oversight (SSO) Final Rule



What you need to know

1. Oversight of rail fixed guideway public transportation systems
2. SSO Final Rule (49 CFR Part 674) replaces the current SSO rule at 49 CFR Part 659
3. SSO Programs have to be certified by April 15, 2019

Preventing Transit Worker Assault NPRM



What you need to know

1. FAST Act requirement
2. FTA's Online Dialogue on Operator Assault NPRM
3. NPRM expected in 2017

Transit Asset Management (TAM) Final Rule



What you need to know

1. Business model designed to keep transit networks in a State of Good Repair
2. Sets state of good repair standards for Agency Safety Plan performance targets
3. TAM uses condition of assets for transit agencies to prioritize and guide funding

Five Pillars

Define
*state of
good
repair*

Require
*TAM
Plans for
all
recipients
and sub-
recipients*

Establish
*SGR
perfor-
mance
measures*

Report
*data to
the NTD*

Receive
*Technical
assistance
from FTA*

TAM Website

Federal Transit Administration

About Funding Regulations & Guidance

Home » Regulations and Guidance » Asset Management

Transit Asset Management Overview

Getting Started

Rulemaking

TERM-Lite

TAMNews

State of Good Repair Roundtables

State of Good Repair Programs

Resources

Transit Asset Management

In 2013, FTA estimated that more than 40 percent of buses and 25 percent of rail transit assets were in marginal or poor condition. Transit Asset Management (TAM) is a model that uses asset condition to help prioritize funding to achieve or maintain transit networks in a state of good repair. Estimates from the National Repair Assessment identified an \$86 billion backlog in deferred maintenance and replacement needs, a backlog that continues to grow.

Related Links

- TAM Final Rule
- Register for our TAM webinar series, July 26-August 18
- FTA Acting Administrator Carolyn Flowers' TAM video message
- Sign Up for Updates

Related Documents

- Transit Asset Management FAQ

Contact Us

Mshadoni Smith
Transit Asset Management
1200 New Jersey Ave., SE
Washington, DC 20590
United States
mshadoni.smith@dot.gov

Business Hours:
9:00am-5:00pm ET, M-F

Tags

<https://www.transit.dot.gov/TAM>

Bus Testing Final Rule



What you need to know

1. Requires newly procured buses to meet minimum thresholds
2. Scoring system that makes it easier to compare similar bus models from different manufacturers
3. Better inform local transit agencies as they evaluate and purchase buses for use in their communities

Coordinating Council on Access and Mobility (CCAM)



Current Status

- Last met on July 21st, 2016
- 30 representatives from six agencies
- Working groups focused on access issues, federal coordination, and innovation and technology

CCAM Website

The screenshot displays the CCAM website interface. At the top left is the FTA logo. A search bar labeled "Search CCAM" is located at the top right. The main header features the title "Coordinating Council on Access and Mobility" and a navigation menu with links for "About", "Spotlight", "Policies & Programs", and "Resources". A left sidebar contains a menu with items: "CCAM Overview", "Partner Agencies", "Initiatives", "Frequently Asked Questions", and "Contact". The main content area is titled "CCAM Overview" and contains the following text:

The Coordinating Council on Access and Mobility (CCAM), a federal interagency council established by Executive Order in 2004.

The order establishing CCAM recognizes that transportation plays a critical role in providing access to employment, healthcare, education, community services, and activities necessary for daily living, and that transportation services are often fragmented, underutilized, or difficult to navigate, and can be costly because of inconsistent, duplicative, and often restrictive federal and state program rules and regulations.

The CCAM oversees activities and makes recommendations that advance the goals of the Order, to:

- Simplify customer access to transportation,
- Reduce duplication of transportation services,
- Streamline federal rules and regulations that may impede the coordinated delivery of services, and improve the efficiency of services using existing resources.

Chaired by the Secretary of Transportation, the Council is composed of the Secretaries of Health and Human Services, Education, Labor, Veterans Affairs, Agriculture, Housing and Urban Development, Interior and Justice as well as the Commissioner of the Social Security Administration and the Chairperson of the National Council on Disability.

Updated: Friday, July 22, 2016

On the right side of the page, there are sections for "Related Links" (with a link to "Subscribe to CCAM Emails"), "Contact Us" (providing address, phone number, and business hours), and "Share" (with social media icons for Facebook, Twitter, Google+, and a plus sign).

<https://www.transit.dot.gov/ccam/about>

Upcoming Webinars

- Program Rule Webinars
 - Tuesday, August 30, 2-3 PM EST
 - <https://www.transit.dot.gov/about/events/public-transportation-safety-program-final-rule-webinar>
 - Thursday, September 1, 3-4 PM EST
 - <https://www.transit.dot.gov/about/events/public-transportation-safety-program-final-rule-webinar-0>

Resources to Help You Prepare Now

Read, watch, and participate

- Review FTA's *SMS Framework*
- Participate in webinars explaining new regulations and guidance
- Visit FTA's YouTube page to view previous webinars
- Read our newsletter *TSO Spotlight*

Get trained

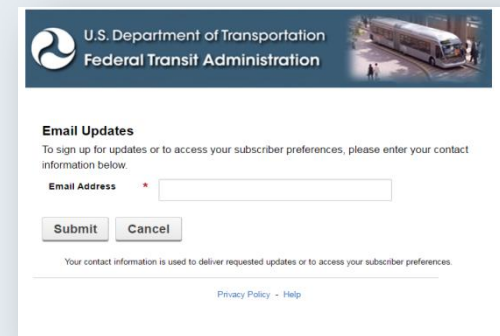
Through FTA's safety website:

- Take the *SMS Awareness* online course
- Sign up for classroom courses
- Request an Individual Training Profile (ITP)
 - Courses based on your role

Sign up to receive updates

Sign up for GovDelivery

- FTA announcements and new documents
- <https://public.govdelivery.com/accounts/USDOTFTA/subscriber/new>



The screenshot shows the FTA GovDelivery sign-up form. At the top, it features the U.S. Department of Transportation Federal Transit Administration logo and a small image of a bus. Below the logo, the text reads "Email Updates" and "To sign up for updates or to access your subscriber preferences, please enter your contact information below." There is a text input field for "Email Address" with a red asterisk indicating it is required. Below the input field are "Submit" and "Cancel" buttons. At the bottom, there is a small line of text: "Your contact information is used to deliver requested updates or to access your subscriber preferences." and a link for "Privacy Policy - Help".

Questions? Comments? Email us at FTASafetyStakeholder@dot.gov



Questions?

Aloha Ley

Division Chief

Office of Safety Assurance and Risk Management

Office of Transit Safety and Oversight

202.366.4979

Aloha.Ley2@dot.gov