   a. Federal Transit Laws codified at 49 U.S.C. chapter 53 (Sections 5301 et seq.).
   b. Title 23, United States Code (Highways).

2. Federal Transit Administration (FTA) Programs.
   a. Metropolitan Planning Program.
      (2) The most recent edition of FTA Circular 8100.1, “Program Guidance for Metropolitan Planning and State Planning and Research Program Grants,” to the extent it is consistent with current Federal laws, regulations, and guidance.
   b. State Planning and Research.
      (2) The applicable edition of FTA Circular 8100.1, “Program Guidance for Metropolitan Planning and State Planning and Research Program Grants,” to the extent it is consistent with current Federal laws, regulations, and guidance.

   (1) Section 20005(b) of MAP-21, 49 U.S.C. § 5303 note.

d. Alternatives Analysis Program.

   (1) Repealed by MAP-21.

   (2) 49 U.S.C. § 5339, in effect in FY 2012 or a previous fiscal year.

e. Urbanized Area Formula Program.


      (c) Designated Recipient


         2 Federal Transit Law, former 49 U.S.C. § 5307(a)(2) in effect in FY 2012 or a previous fiscal year.

   (2) Federal Transit Law, 49 U.S.C. § 5307 in effect in FY 2012 or a previous fiscal year.


(3) The applicable edition of FTA Circular 9030.1, “Urbanized Area Formula Program: Grant Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

f. Job Access and Reverse Commute Grant Program.

   (1) Former 49 U.S.C. § 5316 in effect in FY 2012 or a previous fiscal year.

      (a) 49 U.S.C. § 5307, as amended by MAP-21.

      (b) The most recent edition of FTA Circular, 9050.1, “The Job Access and Reverse
Commute (JARC) Program Guidance and Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

g. Fixed Guideway Capital Investment Grants Program.
      (a) New Starts Projects.
      (b) Small Starts Projects.
      (c) Core Capacity Projects.

h. Capital Investment Program (before MAP-21).
   (3) The applicable edition of FTA Circular 5200.1, “Full Funding Grant Agreement Guidance,” December 5, 2002, to the extent it is consistent with current Federal laws, regulations, and guidance.

i. State of Good Repair Program.

j. Fixed Guideway Modernization Program.
   (1) Federal Transit Law, former 49 U.S.C. § 5309 in effect in FY 2012 or a previous fiscal year.

k. Bus and Bus Facilities Formula Grants Program.

l. Bus and Bus Facility Grant Program.
   (1) Federal Transit Law, former 49 U.S.C. § 5309 in effect in FY 2012 or a previous fiscal year.

m. Seniors and Individuals with Disabilities Formula Program.

(2) The most recent FTA Circular 9070.1, “Elderly Individuals and Individuals with Disabilities Program Guidance and Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

n. **Elderly Individuals and Individuals with Disabilities Formula Program.**
   
   (a) Former 49 U.S.C. § 5310, in effect in FY 2012 or a previous fiscal year.

   (b) The applicable edition of FTA Circular 9070.1, “Elderly Individuals and Individuals with Disabilities Program Guidance and Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

o. **Elderly Individuals and Individuals with Disabilities Pilot Program.**

   (1) Former Section 3012(b) of SAFETEA-LU, 49 U.S.C. § 5310 note in effect in FY 2012 or a previous fiscal year, to the extent it is consistent with current Federal laws and regulations.

   (2) The applicable edition of FTA Circular 9070.1 “Elderly Individuals and Individuals With Disabilities Program Guidance and Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

p. **New Freedom Program.**

   (a) Former 49 U.S.C. § 5317 in effect in FY 2012 or a previous fiscal year.

   (b) The most recent edition of FTA Circular, 9045.1, “New Freedom Program Guidance and Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

q. **Rural Areas Formula Program.**


   (2) 49 U.S.C. § 5310(h).

   (3) 49 U.S.C. § 5334(h).

   (4) The most recent FTA Circular 9040.1, “Nonurbanized Area Formula Program Guidance and Grant Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.
r. Nonurbanized Areas (Other Than Urbanized Areas) Formula Program.
   (1) Former 49 U.S.C. § 5311 in effect in FY 2012 or a previous fiscal year.
   (2) 49 U.S.C. § 5310(h).
   (3) 49 U.S.C. § 5334(h).
   (4) The applicable edition of FTA Circular 9040.1, “Nonurbanized Area Formula Program Guidance and Grant Application Instructions,” to the extent it is consistent with current Federal laws, regulations, and guidance.

s. Rural Transportation Assistance Program.
   (1) 49 U.S.C. § 5311(b)(3).

t. Public Transportation on Indian Reservations Program.
   (1) 49 U.S.C. § 5311(c)(1), as amended by MAP-21.

u. “Tribal Transit” Program.
   (1) Former 49 U.S.C. § 5311(c)(1) in effect in FY 2012 or a previous fiscal year.

v. Appalachian Development Public Transportation Assistance Program.
   (1) 49 U.S.C. § 5311(c)(2).

w. Over-the-Road Bus Accessibility Program.
   (1) Section 3038 of TEA-21, as amended by section 3039 of SAFETEA-LU, 49 U.S.C. § 5310 note.
   (2) U.S. DOT regulations, “Transportation Services for Individuals with Disabilities (ADA),” 49 C.F.R. part 37, subpart H, “Over the Road Buses.”
FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES


x. Paul S. Sarbanes Transit in Parks Program.

(1) Former 49 U.S.C. § 5320 in effect in FY 2012 or a previous fiscal year.

   (a) The most recent FTA Notice pertaining to the Alternative Transportation in Parks and Public Lands Program.

y. Research, Development, Demonstration, and Deployment Program

(1) 49 U.S.C § 5312(a), as amended by MAP-21.

(2) The most recent edition of FTA Circular 6100.1, “Research, Technical Assistance, and Training Programs Application and Program Management Guidelines,” to the extent it is consistent with current Federal laws, regulations, and guidance.

z National Research Program.

(1) Former 49 U.S.C § 5312(a), in effect in FY 2012 or a previous fiscal year.


aa. Research Program in the Research, Development, Demonstration, and Deployment Program under MAP-21.

(1) 49 U.S.C. § 5312(b) authorized by MAP-21,

bb. Research Provisions of the Research, Development, Demonstration, and Deployment Program in Effect in Fiscal Year 2012 or a Previous Fiscal Year.

(1) Former 49 U.S.C § 5312(a), in effect in FY 2012 or a previous fiscal year.

cc. Innovation and Development Program within the Research, Development, Demonstration, and Deployment Program.

(1) 49 U.S.C. § 5312(c), as amended by MAP-21

dd. Innovation and Development Provisions of the Research, Development, Demonstration, and Deployment Program in Effect in Fiscal Year 2012 or a Previous Fiscal Year.
(1) Former 49 U.S.C § 5312(a), in effect in FY 2012 or a previous fiscal year.

ee. Demonstration, Deployment and Education Program, within the Research, Development, Demonstration, and Deployment Program.

   (1) Former 49 U.S.C § 5312(b) in effect in FY 2012 or a previous fiscal year.

gg. Low or No Emission Vehicle Deployment Program.
   (1) 49 U.S.C. § 5312(d)(5), as amended by MAP-21,

hh. Clean Fuels Grant Program.
   (1) 49 U.S.C. § 5308 (repealed by MAP-21).
   (2) 49 U.S.C. § 5307 requirements apply.
   (3) FTA regulations, “Clean Fuels Grant Program,” 49 C.F.R. part 624.

ii. International Transportation Program.
   (1) Former 49 U.S.C. § 5312(c) in effect in FY 2012 or a previous fiscal year.

   (1) Former Section 3045 of SAFETEA-LU, 49 U.S.C. § 5308 note.

kk. Allocations for the National Research and Technology Program.
   (1) Former Section 3046 of SAFETEA-LU, 49 U.S.C. § 5338 note.

ll. Transit Cooperative Research Program.
   (1) 49 U.S.C. § 5313, as amended by MAP-21

mm. Technical Assistance and Standards Development Program.
FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES

(1) 49 U.S.C. § 5314(a), as amended by MAP-21.

nn. Technical Assistance Program [To Support Public Transportation Availability for Seniors and Individuals with Disabilities],

(1) 49 U.S.C. § 5314(b), as amended by MAP-21,

oo. Program to Facilitate Compliance with the Americans with Disabilities Act of 1990 [Project ACTION]

(1) Former 49 U.S.C. § 5314(a)(2), in effect in FY 2012 or a previous fiscal year

pp. National Technical Assistance Center for Senior Transportation.

(1) Former 49 U.S.C. § 5314(c), effectively repealed by MAP-21.

qq. Human Resources – General.


rr. Innovative Public Transportation Workforce Development Program.

(1) 49 U.S.C. § 5322(b), as amended by MAP-21.

ss. National Transit Institute Program.

Former 49 U.S.C. § 5315 in effect in FY 2012 or a previous fiscal year.

tt. Human Resources Fellowships.

(1) 49 U.S.C. § 5322(b), repealed.

uu. Public Transportation Emergency Relief Program.


vv. State Safety Oversight Program.

(1) 49 U.S.C. § 5329(b),

ww. Recovery Act Program

2009 (“Recovery Act”).


3. Federal Highway Administration (FHWA)/Federal Transit Administration (FTA) Programs.
   a. Surface Transportation Program.
      (1) 23 U.S.C. § 133.
   b. Public Transportation Program.
   c. Congestion Mitigation and Air Quality Program.
      (1) 23 U.S.C. § 149.
   d. Federal Lands Highway Program.
      (1) 23 U.S.C. § 204.
   e. Surface Transportation Research.
   f. Surface Transportation Deployment.
      (1) 23 U.S.C. § 133.
   g. Transportation Infrastructure Finance and Innovation (TIFIA) Program
      (1) Transportation Infrastructure Finance and Innovation Act of 1998, as amended, 23 U.S.C. §§ 601 – 608, as amended by MAP-21 (also before MAP-21)
      (2) 49 U.S.C. §§ 5323(o), 5307, and 5309.
      (3) Section 350 of the National Highway System Designation Act of 1995, as amended,
h. State Infrastructure Bank Program.
   (1) 23 U.S.C. § 610, as amended by MAP-21 (also before MAP-21).

i. National Intelligent Transportation Systems Research and Development.
   (1) 23 U.S.C. § 517(d), as amended by MAP-21,

4. Federal Railroad Administration (FRA)/Federal Transit Administration Programs.
      (1) PRIIA – Buy America - 49 U.S.C. § 24405(a) added by section 301(a) of PRIIA.
      (2) PRIIA – Procurement of Rolling Stock - 49 U.S.C. § 24405(a) added by section 301(a) of PRIIA.
      (4) Next Generation Corridor Equipment Pool Committee – section 305 of PRIIA.

5. MAP-21 Cross-Cutting Requirements.

6. Types of Award.
   a. Grant Agreement

b. Cooperative Agreement

c. Procurement Contract

d. Line of Credit

e. Loan Guarantee

f. Secured Loan


8. Eligibility for Award.
   a. Various provisions of FTA and FHWA enabling legislation.

9. U.S. DOT Administrative Requirements.
   a. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and
      Cooperative Agreements to State and Local Governments,” 49 C.F.R. part 18, apply to a
      Recipient that is:

   b. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and
      Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit
      Organizations,” 49 C.F.R. part 19, apply to a Recipient that is:

10. Suspension and Debarment.
    a. U.S. DOT regulations, “Nonprocurement Suspension and Debarment,”
       2 C.F.R. part 1200.


11. Lobbying.

a. Restricting use of Federal Funds for Lobbying Congress.


(2) Subsequent miscellaneous Federal appropriations provisions.

b. Lobbying Certification and Disclosure.


13. Trafficking in Persons

a. Section 106(g) of the Trafficking Victims Protection Act of 2000, as amended, 22 U.S.C. § 7104(g).


c. FTA regulations, “Major Capital Investment Projects,” 49 C.F.R. part 611, to the extent that those regulations are consistent with Federal laws.

d. The most recent FTA “Guidance on New Starts/Small Starts Policies and Procedures” to the extent it is consistent with the MAP-21 requirements,
15. Management and Monitoring.


a. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” 49 C.F.R. part 18. *(Also applicable to Indian tribal governments)*.

b. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-profit Organizations,” 49 C.F.R. part 19. *(Also applicable to for-profit organizations unless FTA specifies otherwise)*.

c. The most recent edition of FTA Circular 5010.1, “Grant Management Requirements,” to the extent it is consistent with current Federal law, regulations, and guidance.

17. Procurement.

a. General.

(1) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments.”

   (a) 49 C.F.R. § 18.36, to the extent those regulations are consistent with MAP-21.

   (b) State procurement procedures apply – 49 C.F.R. § 18.36(a).

(2) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations.”

   (a) 49 C.F.R. §§ 19.40 – 19.48, to the extent those regulations are consistent with MAP-21.

(3) The most recent and applicable edition of FTA Circular 4220.1, “Third Party Contracting Guidance,” to the extent it is consistent with current Federal laws, regulations, and guidance.
(4) FTA “Best Practices Procurement Manual,” to the extent it is consistent with current Federal laws, regulations, and guidance.

b. Special Public Transportation Assistance Procurement Requirements Within 49 U.S.C. chapter 53, and Title 23, United States Code:


   (a) Use “Brooks Act” procurement procedures – 40 U.S.C. chapter 11

   (b) Use the Cost Principles of the Federal Acquisition Regulation 48 – C.F.R. part 31


(3) Award to Other than the Lowest Bidder – 49 U.S.C. § 5325(c).


(9) 49 U.S.C. § 5325(h) – Exclusionary or Discriminatory Specifications.


(11) 49 U.S.C. § 5325(j) – Award to Responsible Contractors.

   (a) 49 U.S.C. § 5309(l)(2) – Contractor Performance Assessment Reports.

FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES

(a) FTA regulations, “Pre-Award and Post-Delivery Audits of Rolling Stock Purchases,” 49 C.F.R. part 663, to the extent consistent with 49 U.S.C. § 5323(m)


(1) Section 306 of the Clean Air Act, as amended, 42 U.S.C. § 7606, and other applicable provisions of the Clean Air Act, as amended, 42 U.S.C. §§ 7401 through 7671q.


(a) U.S. ATBCB regulations “Electronic Information Technology Accessibility Standards,” 40 C.F.R. part 1194.


d. Acquisition by Lease.

18. Domestic Preferences.

   a. **Buy America.**
      
      
      (2) FTA regulations, “Buy America Requirements,” 49 C.F.R. part 661, to the extent consistent with MAP-21

   b. **Cargo Preference.**
      
      
      (2) U.S. Maritime Administration regulations, “Cargo Preference-U.S.-Flag Vessels.” 46 C.F.R part 381.

   c. **Fly America.** Air transportation requirements of:
      
      (1) Section 5 of the International Air Transportation Fair Competitive Practices Act of 1974, as amended, 49 U.S.C. § 40118, and
      


   a. Sections vary with place in U.S. DOT Appropriations Acts.

20. Relocation and Real Property Acquisition Protections.

   a. 49 U.S.C. § 5323(b), as amended by MAP-21, which requires compliance with 42 U.S.C. § 4601 et seq.


21. **Early System Work Agreement (ESWA).**


22. **Property Ownership and Management**
FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES

a. General.

(1) State Governments.


(b) The most recent edition of FTA Circular 5010.1, “Grant Management Requirements,” November 1, 2008, to the extent it is consistent with current Federal laws, regulations, and guidance.

(2) Local Government, or Indian Tribal Government.

(a) Comply with the property management standards of 49 C.F.R. §§ 18.31 – 18.34,

(b) The most recent edition of FTA Circular 5010.1, “Grant Management Requirements,” November 1, 2008, to the extent it is consistent with current Federal laws, regulations, and guidance.

(3) Institution of Higher Education or Private Nonprofit Entity.

(a) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations,” 49 C.F.R. §§ 19.30 through 19.37, to the extent those regulations are consistent with MAP-21.

(b) The most recent edition of FTA Circular 5010.1, “Grant Management Requirements,” November 1, 2008, to the extent it is consistent with current Federal laws, regulations, and guidance.

b. Satisfactory Continuing Control of Property.


c. Transit Asset Management.


(3) The National Transit Asset Management System required to be issued by 49 U.S.C. § 5326(d), as amended by MAP-21.

(4) Performance Measures and Targets required to be issued by 49 U.S.C. § 5326(c)(1), as amended by MAP-21.

d. **Major Federal Projects.**

   (1) 49 U.S.C. § 5309, as amended by MAP-21,


e. **Insurance.**

   (1) Section 102(a) of the Flood Disaster Protection Act of 1973, 42 U.S.C. § 4012a(a) – Requirements to have flood insurance.

f. **Transfer of Assets.**

   (1) 49 U.S.C. § 5334(h)(1) through (3) – Transfer of Property to another Public Body.

   (2) 49 U.S.C. § 5334(h)(4) – Disposition and Transfer of Property.

   (3) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” 49 C.F.R. §§ 18.31 – 8.34, to the extent those regulations are consistent with MAP-21, 49 C.F.R. §§ 18.31(c)(3) and 18.32(g).

   (4) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations,” 49 C.F.R. §§ 19.30 through 19.37, to the extent those regulations are consistent with MAP-21, 49 C.F.R. §§ 19.32(c)(3) and 19.34(g)(4).

g. **Sale.**

   (1) 49 U.S.C. § 5334(h)(4) – use of sale proceeds

   (2) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” 49 C.F.R. part 18:

      (a) Real Property – 49 C.F.R. § 18.31(c)(2).

      (b) Equipment – 49 C.F.R. § 18.32(d)(5).

      (c) States may use their own procedures – 49 C.F.R. § 18.32(b).
(3) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-profit Organizations,” 49 C.F.R. part 19:
   (a) Real Property – 49 C.F.R. § 19.32(c)(2).
   (Also applicable to for-profit organizations unless FTA specifies otherwise).

h. Export Restrictions.
   (2) U.S. State Department Regulations.
   (3) U.S. Treasury Department Regulations.
   (4) U.S. Defense Department Regulations.


   (1) 35 U.S.C. §§ 200 et seq. – for all FTA recipients.
      (b) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” at 49 C.F.R. part 18, 49 CFR 18.36(i)(8)

b. Rights in Data.
   (2) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-profit
c. Requirements to Release Data.


24. Metric Usage.


25. Private Enterprise Protections.

a. Planning.

(1) 49 U.S.C. §§ 5306 and 5323(k), as amended by MAP-21.


(2) 49 U.S.C. § 5323(a)(1)(C), as amended by MAP-21

b. Property and Operations.


(1) 49 U.S.C. §§ 5323(d) and 5323(g), as amended by MAP-21.

(2) 23 U.S.C. § 133, or

(3) 23 U.S.C. § 142,


d. School Transportation Operations.
(1) 49 U.S.C. §§ 5323(f) and 5323(g), as amended by MAP-21.

(2) 23 U.S.C. § 133, or

(3) 23 U.S.C. § 142,


e. Reasonable Access to Private Intercity Transportation Operators or Charter Transportation Operators.


f. Alternative Fueling Facilities.


g. Infrastructure Privatization.


a. Transit Employee Protections.

   (1) 49 U.S.C. § 5333(b).


   (3) 49 U.S.C. § 5311(i), “Special Warranty for the Nonurbanized Area Formula Program.”

   (4) 49 U.S.C. § 5310(b)(2) – as necessary or appropriate for a governmental authority subrecipient participating in the Elderly Individuals and Individuals with Disabilities Formula Program.

   (5) Subsection 3012(b) of SAFETEA-LU, 49 U.S.C. § 5310 note – as necessary or appropriate for a governmental authority subrecipient participating in the Elderly Individuals and Individuals with Disabilities Pilot Program.
b. Employees including Construction Employees.


c. Construction Employees.

(1) 49 U.S.C. § 5333(a) invoking the Davis-Bacon Act.

(2) Davis-Bacon Act, 40 U.S.C. § 3141 et seq.


(a) U.S. DOL regulations, “Contractors and Subcontractors on Public Building or Public Work Financed in Whole or in Part by Loans or Grants from the United States,” 29 C.F.R. part 3.


27. Civil Rights.

a. Nondiscrimination in Federal Public Transportation Programs.

(1) 49 U.S.C. § 5332, as amended by MAP-21 – Prohibiting discrimination on the basis of race, color, religion [formerly, creed], national origin, sex, disability [new], and age and prohibiting discrimination in employment or business opportunity.

b. Nondiscrimination in Federally Assisted Programs.

(a) U.S. DOT regulations, “Nondiscrimination in Federally-Assisted Programs of the Department of Transportation – Effectuation of Title VI of the Civil Rights Act,” 49 C.F.R. part 21.

(b) Most recent edition of FTA Circular 4702.1, “Title VI and Title VI-Dependent Guidelines for Federal Transit Administration Recipients,” to the extent it is consistent with current Federal laws, regulations, and guidance.

(c) The most recent edition of U.S. DOJ, “Guidelines for the enforcement of Title VI, Civil Rights Act of 1964,” 28 C.F.R. § 50.3, to the extent it is consistent with current Federal laws, regulations, and guidance.


(1) 49 U.S.C. § 5332, as amended by MAP-21 – Prohibiting employment discrimination on the basis of race, color, creed, religion, [formerly, national origin], sex, or age, disability [new] and prohibiting discrimination in employment or business opportunity.


e. Disadvantaged Business Enterprise.

(1) Section 1101(b) of MAP-21, 23 U.S.C. § 101 note.


f. Fair Housing.


g. Education.

(1) Title IX of the Education Amendments of 1972, as further amended, 20 U.S.C. § 1681 et seq.


h. Age Discrimination.


(a) U.S. Health and Human Services regulations, “Nondiscrimination on the Basis of Age in Programs or Activities Receiving Federal Financial Assistance,” 45 C.F.R. Part 90.

(2) The Age Discrimination in Employment Act (ADEA) 29 U.S.C. §§ 621 through 634.


i. Accessibility for Elderly Individuals and Individuals with Disabilities.


(5) U.S. DOT regulations, “Transportation Services for Individuals with Disabilities (ADA),” 49 C.F.R. Part 37.


j. Limited English Proficiency.


k. Confidentiality – Alcohol Treatment.


(2) Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970, as amended, 42 U.S.C. § 4541 et seq.


l. Environmental Justice.


28. Environmental Protections

a. General.


   (a) 42 U.S.C. § 5159 – Exceptions for Stafford Act projects.


(3) U.S. Council on Environmental Quality regulations on compliance with the National Environmental Policy Act of 1969, as amended, 40 C.F.R. Parts 1500 through 1508.

(4) 49 U.S.C. § 5324(b) – FTA environmental protections.


b. Special Statutory Requirements for FTA and FHWA.

(1) 23 U.S.C. §§ 139 and 326 – Environmental Requirements for FHWA.

(2) Amendments to 23 U.S.C. § 138 – Environmental Requirements for FHWA.


(4) Department of Transportation Act, 49 U.S.C. §§ 303(b) and 303(c) [“Section 4(f)”).


c. Air Quality.

(1) Clean Air Act, as amended, 42 U.S.C. §§ 7401 through 7671q, in particular, Section 176(c) of the Clean Air Act 42 U.S.C. § 7506(c).

(2) Scattered sections of Title 29, United States Code.

(3) Section 306 of the Clean Air Act, as amended, 42 U.S.C. § 7606 – Notice of violating facilities.


(6) U.S. EPA regulations, “Control of Air Pollution from New and In-Use Motor Vehicles and New and In-Use Motor Vehicle Engines,” 40 C.F.R. Part 86.

d. Water.


e. Protection of Public Parks and Recreation Lands, Wildlife and Waterfowl Refuges.

(1) Department of Transportation, 49 U.S.C. §§ 303(b) and 303(c) [“Section 4(f)”].


f. Corridor Preservation.

(1) 49 U.S.C. § 5323(q), as amended by MAP-21
g. Protection of Historic Sites.

(1) Department of Transportation, 49 U.S.C. §§ 303(b) and 303(c) [“Section 4(f)].

(2) Section 106 of the National Historic Preservation Act, as amended, 16 U.S.C. § 470f.


h. Conservation and Recycling.


(2) U.S. Environmental Protection Agency (U.S. EPA), “Comprehensive Procurement Guideline for Products Containing Recovered Materials,” 40 C.F.R. part 247,

i. Hazardous Waste.


b. FTA regulations, “Requirements for Energy Assessments,” 49 C.F.R. Part 622, Subpart C.

30. Geographic Information and Related Spatial Data.


b. 49 U.S.C. § 114(r).


32. Safety.

a. Public Transportation Safety Program.
   (1) 49 U.S.C. § 5329(a) – (d), as amended by MAP-21

b. State Safety Oversight.
   (1) 49 U.S.C. § 5329(b),
   (2) State Safety Oversight, former 49 U.S.C. § 5330 in effect in FY 2012 or a previous fiscal year and until 3 years after new regulations become effective.

c. Facilities and Operations.
   (1) Motor Carrier.
      (b) U.S. FMCSA regulations, Subpart B, “Federal Motor Carrier Safety Regulations,” at 49 CFR Parts 390 through 396.


(2) Rail Safety.

   (a) 49 U.S.C. § 5329, as amended by MAP-21.

   (b) Former 49 U.S.C. § 5330 in effect in FY 2012 or a previous fiscal year.

   (c) FTA regulations, “Rail Fixed Guideway Systems; State Safety Oversight,” 49 C.F.R. Part 659.

(3) Hazardous Material Shipments.


(4) Lead Paint.

   (a) Section 401(b) of the Lead-Based Paint Poisoning Prevention Act, 42 U.S.C. § 4831(b).


(5) Earthquake.


(6) Seat Belt Use.

(7) **Distracted Driving.**


d. **Drug and Alcohol.**

(1) **Workplace.**


(b) U.S. DOT regulations, “Governmentwide Requirements for Drug-Free Workplace (Financial Assistance),” 49 C.F.R. Part 32.


(2) **Public Transportation Operations.**

(a) 49 U.S.C. § 5331, as amended by MAP-21.


e. **Federal Motor Carrier Safety Requirements.**

(1) U.S. FMCSA regulations, “Federal Motor Carrier Safety Regulations,” 49 C.F.R. parts 390 – 396

(2) FMCSA’s regulations, “Commercial Driver’s License Standards, Requirements, and Penalties,” 49 C.F.R. part 383, and

f. **Research Project Protections.**

(1) **People.**

(a) National Research Act, 42 U.S.C. § 289 et seq.

(2) **Animals.**


33 $1 Coins.


34. **Political Activity Restrictions.**

a. **Hatch Act.**

   (1) 5 U.S.C. §§ 1501 through 1508, 7324 through 7326 – Hatch Act prohibitions.

   (a) U.S. Office of Personnel Management regulations, “Political Activity of State or Local Officers or Employees,” 5 C.F.R. Part 151.

b. **Exceptions to the Hatch Act for Transit Employees.**

   (1) 49 U.S.C. 5323(l)(2), as amended by MAP-21

   (2) Former 49 U.S.C. § 5307(k)(2)(B) in effect in FY 2012 or a previous fiscal year.

   (3) 23 U.S.C. § 142(g) (unchanged by MAP-21)

35. **Qualification for Half-Fare Privileges in Certain Programs.**

a. “Senior” – 49 U.S.C. §§ 5302(18) and 5307(c)(1)(D)(i), as amended by MAP-21,


c. Description of an “infirm/handicapped” person includes “permanent disability” – 49 U.S.C. § 5307(c)(1)(D)(ii), as amended by MAP-21

FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES

e. Handicapped person (but not defined) – former 49 U.S.C. § 5307(d)(1)(D) in effect in FY 2012 or a previous fiscal year.

f. Title II of the Social Security Act, 42 U.S.C. § 401 et seq.
   (1) 49 U.S.C. § 5307(d)(1)(iii), as amended by MAP-21./.
   (2) Former 49 U.S.C. § 5307(d)(1)(D) in effect in FY 2012 or a previous fiscal year.

g. Title XVIII of the Social Security Act, 42 U.S.C. §§ 1395 et seq.
   (2) Former 49 U.S.C. § 5307(d)(1)(D) in effect in FY 2012 or a previous fiscal year.

36. Cost Restrictions. GO OVER THIS CAREFULLY!


   (1) Allowable Costs– 49 C.F.R. § 18.22(b)

d. Profit or fee for the Recipient’s services provided in connection with the Underlying Agreement, or

   (1) U.S. OMB, “Cost Principles for State, Local, and Indian Tribal Governments (U.S. OMB Circular A-87),” 2 C.F.R. part 225, which applies to Project costs incurred by a State, local government, or Indian tribal government,

   (1) Allowable Costs– 49 C.F.R. § 19.27.
FEDERAL TRANSIT PROGRAMS
FISCAL YEAR 2013
CITATIONS TO FEDERAL LAWS, REGULATIONS, AND DIRECTIVES

(2) U.S. OMB, “Cost Principles for Educational Institutions (U.S. OMB Circular A-21),” 2 C.F.R. part 220, which applies to Project costs incurred by an institution of higher education,

(3) U.S. OMB, “Cost Principles for Nonprofit Organizations (U.S. OMB Circular A-122),” 2 C.F.R. part 230, which applies to Project costs incurred by a private nonprofit organization, and

(4) The Federal Acquisition Regulation (FAR), 48 C.F.R. part 31, “Contract Cost Principles and Procedures,” which applies to Project costs incurred by a private for-profit organization, unless the for profit organization is listed in 2 C.F.R. part 230, Appendix C,

(5) As permitted by 49 U.S.C. § 5334(h)(4) – Use of sales proceeds

37. Local Share Restrictions.


e. Bond proceeds as local share, 49 U.S.C. § 5323(e), as amended by MAP-21


(1) In-kind local share restrictions – 49 C.F.R. § 18.24.


(1) In-kind local share restrictions – 49 C.F.R. § 19.27


38. Cash Withdrawal Restrictions.


38. Program Income.


   (1) 49 C.F.R. § 18.24.


39. Oversight and Audit.

a. Project Management Oversight.

   (1) 49 U.S.C. § 5327(a) – Requires project management oversight of major capital projects.


b. Audit.

(1) 49 U.S.C. § 5307(h)


(2) U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” at 49 C.F.R. § 18.26 and


(4) Most recent U.S. OMB A-133 Compliance Supplement provisions for the Department of Transportation.


(6) Federal Cost Principles of:


(d) Federal Acquisition Regulation, at 48 C.F.R. Chapter I, Subpart 31.2, “Contracts with Commercial Organizations.”

(7) 49 U.S.C. § 5325(g) – U.S. DOT, GAO, and, to the extent appropriate, State access to the Recipient’s records.
40. **National Transit Database.**

41. **Transparency Act Reporting.**
   a. Federal Funding Accountability and Transparency Act of 2006 (FFATA), Pub. L. 109-282,
   b. Section 6202 of the Department of Defense Appropriations Act for Fiscal Year 2008, Pub. L. 110-252, June 30, 2008, which amended the FFATA, and
   d. Section 13(a) of the Securities Exchange Act of 1934, 15 U.S.C. § 78m(a),
   e. Section 15(d) of the Securities Exchange Act of 1934, 15 U.S.C. § 78o(d), or
   f. Section 6104 of the Internal Revenue Code of 1986,

42. **Record Retention.**
      (1) 49 C.F.R. § 18.36(i)(11).
43. Access. to Records.

a. 49 U.S.C. § 5325(g), as amended by MAP-21


(1) 49 C.F.R. § 18.36(i)(10).


(1) 49 C.F.R. § 19.53(e).

44. Access. to Sites of Project Performance.

a. 49 U.S.C. § 5325(g), as amended by MAP-21


(1) 49 C.F.R. § 18.40(e).


(1) 49 C.F.R. § 19.51(g).

45. Availability of Information.


46. Debts and Claims.

a. Debts.


b. Claims.


(2) Joint U.S. Treasury and U.S. Department of Justice (joint U.S. Treasury/U.S. DOJ) regulations, “Standards for the Administrative Collection of Claims,” at 31 C.F.R. § 901.9(a) through (g) –.


47. Fraud.

a. Civil Fraud.


b. Criminal Fraud.
