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Grant Agreement, Supplemental Agreement, and Cooperative Agreement

We made the following changes in our Federal Grant Agreements, Supplemental Agreements, and Cooperative Agreements:

1. The new document numbers and dates are as follows:
 - a. Grant Agreement, FTA G-20, October 1, 2013,
 - b. Supplemental Agreement, Attachment to FTA S-20, October 1, 2013, and
 - c. Cooperative Agreement, FTA C-20, October 1, 2013, and
2. The Grant Agreement and the Cooperative Agreement display the website address of the new Master Agreement, <http://www.fta.dot>.

Master Agreement

Below are the important changes to the Fiscal Year 2014 Master Agreement. We have not identified editorial, text changes, or minor changes to formats, headings or provisions when their essential meaning is consistent with our previous requirements:

1. Cover Page. We made the following changes:
 - a. Document Number and Date. The document number and date for the new Master Agreement is FTA MA(20), October 1, 2013, and
 - b. FTA Website. The FTA website for the new Master Agreement is <http://www.fta.dot.gov>,
2. Table of Contents. We divided the Master Agreement into two parts: “Generally Applicable Provisions” and “Special Provisions for Specific Programs,”
3. Preface. We made the following changes:
 - a. We are now using the Standard FTA Master Agreement for Grants under the Tribal Transit Program, 49 U.S.C. § 5311(c)(1). Therefore we will not be using a separate Master Agreement for the Tribal Transit Program, and
 - b. We have stated that MAP-21 requirements will apply to all “recoveries” funds FTA awards, irrespective of the fiscal year for which those funds were appropriated,

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4. Section 1, “Definitions.” We made the following changes:
 - a. New Section 1.k. We added a definition of “Federal Requirement” to the “Definitions” section of the Master Agreement,
 - b. Re-numbered Sections 1.l through 1.q. We re-numbered former sections 1.k through 1.p as sections 1.l through 1.q respectively,
 - c. New Section 1.r. We added a definition of “Indian Tribe” to the “Definitions” section of the Master Agreement,
 - d. Re-numbered 1.s. We re-numbered former Section 1.q as section 1.s,
 - e. New Section 1.t. We added a definition of “Low-Income Individual,
 - f. New Section 1.u. We added a definition of “Non-Tribal Service Provider” to the “Definitions” section of the Master Agreement,
 - g. Re-numbered Sections 1.v through 1.x. We re-numbered former sections 1.r through 1.t as sections 1.v through 1.x, respectively,
 - h. New Section 1.y. We added a definition of “State Supply Schedule” to the “Definitions” section of the Master Agreement, and
 - i. Re-numbered Sections 1.z through 1.gg. We re-numbered former sections 1.u through 1.bb as sections 1.z through 1.gg respectively,
5. Section 2.c(1), “Federal Requirements.” We amended the “Federal Requirements” provision of this section to reference the definition in section 1.k of the Master Agreement,
6. Section 2.c(2), “Federal Guidance.” We amended the “Federal Guidance” provision of this section to reference the definition in section 1.j of the Master Agreement,
7. Section 2.g(2)(d). We added a new provision in Section 2.g(2)(d), which provides that a false claim under the False Claims Act, 31 U.S.C. 3729, *et seq.*, or similar misconduct made by a Principal, Official, Employee, Agent, or Third Party Participant of the Recipient, or other person involving Federal funding is considered an adverse action that can result in a change in Project performance, and renumbered former Section 2.g(2)(d) as Section 2.g(2)(e),
8. Section 2.g(2)(f). We added a new Section 2.g.(2)(f), which provides that a suspension, debarment, or similar action against a Third Party Participant by the Recipient is considered an adverse action that can result in a change in Project

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performance,

9. Section 3.b, “Debarment and Suspension.” We made the following changes:
 - a. Section 3.b(1)(b). U.S. General Services Administration (U.S. GSA) has established the “System for Award Management” that now encompasses information that had been maintained in U.S. GSA’s “Excluded Parties Listing System” as well as the Catalog of Federal Domestic Assistance and other Federal systems,
 - b. Sections 3.b(1)(b) and Section 3.b(1)(c)2. U.S. GSA’s debarment and suspension information is now available at <https://www.sam.gov>,
 - c. Renumbered Sections 3.b(2) and 3.b(3). We re-numbered former Sections 3.b(2) and 3.b(3) as Sections 3.b(1)(b) and 3.b(1)(c), and
 - d. New Section 3.b(2). We added new Section 3.b(2) to include a provision whereby the Recipient agrees to provide immediate written notice to FTA if the Recipient suspends, debars, or takes a similar action against a Third Party Participant or individual,
10. Section 4, “Federal Share.” In section 4.b(2)(b), we added a provision stating that in instances when FTA has discretion, FTA may determine the amount of Federal funding to provide for a specific Project,
11. Section 5, “Local Share.” In Section 5, we made the following changes:
 - a. Section 5.a(3). We added a Special Provision discussing the local share for Tribal Transit projects,
 - b. Former Section 5.b(1). We removed the former broad prohibition against providing any receipts from the use of Project facilities and equipment as local share,
 - c. New Section 5.b. We added a new Section 5.b to list permissible sources of local share,
 - d. New Section 5.c. We added a provision setting forth permissible sources of local share that may need FTA written concurrence,
 - e. Transferred Section 5.d(1) and (2) [former Section 5.b]. We consolidated the provision concerning restricted local share with the provisions about in-kind local share and use of bond proceeds under that heading,

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- f. Transferred Section 5.e [former Section 5.b(1)]. We transferred the provisions about prohibited sources of local share to a separate subsection, and
 - g. Re-numbered Sections 5.f through 5.h. We re-numbered former sections 5.c through 5.e as sections 5.f through 5.h, respectively,
12. Section 7, “Payments to Recipients.” We made several changes to this section:
- a. Section 7.f(2) and 7.g. We moved former Section 7.f(2) to Sections 7.f(1)(b) and 7.4(1)(c) and amended the text of these sections as well as Section 7.g to clarify the provisions about using the Delphi eInvoicing system and other aspects of FTA’s payment provisions, and
 - b. Section 7.q. We amended the text of this section to provide more flexibility about the use of Program Income,
13. New Section 8.c. We added a new section 8.c providing requirements for all 49 U.S.C. § 5307 and 49 U.S.C. § 5311 Recipients that must comply with the National Transit Database requirements,
14. Transferred Sections 8.d and 8.e. We transferred former sections 8.c and 8.d to sections 8.d to 8.e,
15. Section 13, “Civil Rights.” We made the following changes to section 13:
- a. Section 13.a(3)(a)1, “Nondiscrimination in Federal Public Transportation Programs.” This provision acknowledges the new title of the latest FTA Circular 4702.1, “Title VI Requirements and Guidelines for Federal Transit Administration Recipients,” issued October 1, 2012,
 - b. Section 13.b(3)(a), “Nondiscrimination – Title VI of the Civil Rights Act.” This provision acknowledges the new title of the latest FTA Circular 4702.1, “Title VI Requirements and Guidelines for Federal Transit Administration Recipients,” issued October 1, 2012,
 - c. Section 13.d, “Disadvantaged Business Enterprise.” We made the following changes:
 - (1) New Section 13.d(2). We added a new paragraph (2), “DBE Program Requirement,” to emphasize that Recipients receiving planning, capital and/or operating assistance that will award prime third party contracts exceeding \$250,000 in a Federal fiscal year must:
 - (a) Have a DBE program meeting the requirements of 49 C.F.R. part 26,

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- (b) Implement a DBE program approved by FTA, and
 - (c) Establish an annual DBE participation goal,
 - (2) New Section 13.d(3). We added a new paragraph (3), “Special Requirements for a Transit Vehicle Manufacturer,” to emphasize that, as a condition of being authorized to bid or propose on FTA-assisted transit vehicle procurements, a transit vehicle manufacturer (TVM) must provide the Recipient a certification that the TVM has complied with the requirements of 49 C.F.R. part 26, and
 - (3) Re-numbered Section 13.d(4). We re-numbered former section 13.d(2) as section 13.d(4),
 - d. Former Section 13.j, “Environmental Justice.” We made the following changes:
 - (1) Transferred Section 13.j. We transferred the environmental requirements provisions from section 13.j in the “Civil Rights” section to section 29.c, “Environmental Protections” because the section 29 addresses environmental requirements and guidance, and
 - (2) Re-numbered Section 13.j. We re-numbered former section 13.k as section 13.j, and
 - e. New Section 13.k. We added a new “Remedies” provision for violations of Civil Rights laws and regulations,
16. Section 17, “Procurement.” We made the following changes:
- a. Section 17.h. We changed the heading of section 17.h from “Federal Supply Schedules” to clarify that the subject matter of the subsection is “U.S. GSA Federal Supply Schedules,”
 - b. Section 17.h(1). We changed the text of section 17.h(1) from “Federal Supply Schedules” to clarify that the subject matter of the provision in section 17.h(1) is “U.S. GSA Federal Supply Schedules,” and
 - c. New Section 17.i. We made the following changes:
 - (1) New Section 17.i. We added a new section 17.i to clarify the limitations on how Recipients may use State Supply Schedules, and
 - (2) Re-numbered Sections 17.j through 17.x. We re-numbered former

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section 17.i through section 17.w as section 17.j through section 17.x, respectively,

17. Section 21, “Use of Real Property, Equipment, and Supplies.” We made the following changes:
- a. Section 21.j(2). We added a provision to the “Insurance” subsection reserving FTA the right to approve an alternative use of insurance proceeds, and
 - b. Section 21.l. We divided the “Disposition of Project Property” section into two parts:
 - (1) Dispositions under 49 U.S.C. § 5334(h), and
 - (2) Dispositions under 49 C.F.R. part 18 or part 19,
18. Section 22, “Transit Asset Management.” We made the following changes:
- a. Section 22.a(1)(b)1. We added a reference to the “Transit Asset Management” rulemaking process and noted that the Transit Asset Management final rule has not been issued as of October 1, 2014,
 - b. Former Sections 22.b and c. We streamlined section 22 by removing former subsections b and c pertaining to types of regulations and performance targets, and
 - c. Re-numbered Section 22.b. We re-numbered former section 22.d as section 22.b,
19. Section 26, “Construction.” We made the following changes:
- a. Transferred Section 26.b. We transferred the “Seismic Safety” provisions from former Section 26.e to Section 26.b,
 - b. Transferred Section 26.c. We transferred the “Supervision of Construction” provision from former Section 26.b to Section 26.c,
 - c. Transferred Section 26.d. We transferred the “Construction Reports” provisions from former Section 26.c to Section 26.d,
 - d. Section 26.e. For clarity, we changed the name of the heading from “Project Management for Major Capital Projects” to “Major Capital Investment Project Regulations and Guidance,” and
 - e. New Section 26.e(2)(a). FTA guidance, “Notice of Availability of New Starts

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and Small Starts Policy Guidance,” was published in 78 *Fed. Reg.* 49372 *et seq.*, August 14, 2013,

20. Section 29, “Environmental Requirements.” We made the following changes:
- a. Section 29.b(1)(d). Amendments to Joint FHWA and FTA regulations, “Environmental Impact and Related Procedures,” 23 C.F.R. part 771 and 49 C.F.R. part 622, were published in the *Federal Register*, 78 *Fed. Reg.* 8963, February 7, 2013, and
 - b. Transferred Section 29.c [former Section 29.j]. We made the following changes:
 - (1) New Section 29.c. We transferred the environmental requirements provisions from section 13.j to section 29.c, because section 29 addresses environmental requirements and guidance, and
 - (2) Re-numbered Sections 29.d through 29.q. We re-numbered former section 29.c through section 29.p as section 29.d through section 29.q, respectively,
21. Section 33. “School Bus Operations.” We amended section 33.d to state that, if the Recipient violates the School Bus prohibitions, FTA may require the Recipient to take such remedial measures as FTA considers appropriate, in addition to barring a Recipient from receiving further transit funds,
22. Section 38.b, “Motor Carrier Safety.” We made the following changes:
- a. Section 38.b. We added a reference to the safety requirements also in FMCSA Regulations, “Transportation of Hazardous Materials; Driving and Parking Rules,” 49 C.F.R. part 397,
 - b. Section 38.c. We added a reference to the State driver’s qualifications of FMCSA Regulations, “State Compliance with Commercial Driver’s License Program,” 49 C.F.R. part 384, and
 - c. Section 38.d. To determine which substance abuse regulations will apply to motor carriers not covered by FTA’s alcohol and drug testing control regulations, FMCSA staff recommended that:
 - (1) The weight threshold be changed from 20,000 to 20,001 lbs, and
 - (2) An alert be added that a motor vehicle of any size used in the transportation of hazardous materials must be placarded under the Hazardous Materials Regulations, 49 C.F.R. part 172, subpart F,

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23. Section 40, “Substance Abuse.” We made the following changes:
- a. New Section 40.b(1)(b). Amendments to FTA regulations, “Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations,” 49 C.F.R. part 655, were published in the *Federal Register*, 78 *Fed. Reg.* 37991, June 25, 2013. These regulations implement the MAP-21 amendments to 49 U.S.C. § 5331,
 - b. Re-numbered Section 40.b(1)(c). We re-numbered former section 40.b(1)(b) as section 40.b(1)(c), and
 - c. Section 40.b(2). MAP-21 amended the remedy for non-compliance with FTA regulations, “Prevention of Alcohol Misuse and Prohibited Drug Use in Transit Operations,” 49 C.F.R. part 655, so that now the Federal Transit Administrator has more discretion to determine the amount of Federal transit funding to withhold from a Recipient or Third Party Participant that has not complied with those regulations,
24. Transferred Section 43, “Freedom of Information” [Former Section 95]. We transferred the “Freedom of Information” provisions from former section 95 to the new section 43 with no substantive change,
25. Transferred Section 44, “Disputes, Breaches, Defaults, or Other Litigation” [Former Section 96]. We made the following changes:
- a. New Section 44. We transferred the “Disputes, Breaches, Defaults, or Other Litigation” provisions from former section 96 to new section 44,
 - b. New Section 44.b(2)(d). We added a new provision in Section 44.b(2)(d), which provides that a false claim under the False Claim Act, 31 U.S.C. 3729, *et seq.*, or similar misconduct made by a Principal, Official, Employee, Agent, or Third Party Participant of the Recipient, or other person involving Federal funding is considered a current or prospective legal matter that may affect the Federal Government and requires notification to FTA, and the U.S. DOT Inspector General,
 - c. New Section 44.b(4). We added a new provision in Section 44.b(4), which provides that if a legal matter emerges under Section 44.b(2)(d) of the Master Agreement, then the Recipient must notify the U.S. DOT Inspector General, and
 - d. New Section 44.c(2). We amended the former liquidated damages provision to require the Recipient to obtain FTA concurrence before it seeks to return liquidated damages it has received to its Project Account,

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26. Transferred Section 45, “Amendments to the Project” [Former Section 97]. We transferred the “Amendments to the Project” provisions from former section 97 to new section 45 with no substantive change,
27. Transferred Section 46, “FTA’s Electronic Award and Management System” [Former Section 98]. We transferred the “FTA’s Electronic Award and Management System” provisions from former section 98 to new section 46 with no substantive change,
28. Transferred Section 47, “Information Obtained through Internet Links” [Former Section 99]. We transferred the “Information Obtained through Internet Links” provisions from former section 99 to new section 47 with no substantive change,
29. Transferred Section 48, “Severability” [Former Section 100]. We transferred the “Severability” provisions from former section 100 to new section 48 with no substantive change,
30. Transferred Section 49, “Applicability of MAP-21 and Previous Authorization Requirements” [Former Section 43]. We made the following changes:
 - a. We transferred the “Applicability of MAP-21 and Previous Authorization Requirements” provisions from former section 43 to new section 49,
 - b. In section 49.b(1)(c)1, we added statutory citations for the programs listed,
 - c. In section 49.b(2)(a)3, we added statutory citations for the programs listed, and
 - d. In section 49.b(2)(a)3.b, we added a reference to the Clean Fuels Grant Program,
31. Transferred Section 50, “Special Provisions for the Metropolitan Planning Program” [Former Section 44]. We transferred the “Special Provisions for the Metropolitan Planning Program” from former section 44 to new section 50 with no substantive change,
32. Transferred Section 51, “Special Provisions for the Statewide Planning and Research Program” [Former Section 45]. We transferred the “Special Provisions for the Statewide Planning and Research Program” from former section 45 to new section 51 with no substantive change,
33. Transferred Section 52, “Special Provisions for the Transit-Oriented Development Planning Pilot Program” [Former Section 46]. We transferred the “Special Provisions for the Transit Oriented Development Pilot Program” from former section 46 to new section 52 with no substantive change,

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34. Transferred Section 53, “Special Provisions for the Alternatives Analysis Program” [Former Section 47]. We transferred the “Special Provisions for the Alternatives Analysis Program” from former section 47 to new section 53 with no substantive change,
35. Transferred Section 54, “Special Provisions for the Urbanized Area Formula Grant Program Authorized by MAP-21 for Projects That Use Funds Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” [Former Section 48]. We made the following changes:
- a. New Section 54. We transferred the “Special Provisions for the Urbanized Area Formula Grant Program Authorized by MAP-21 for Projects That Use Funds Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” from former section 48 to new section 54,
 - b. Section 54.d(6)(c). We added a new section 54.d(6)(c) stating that after FTA issues regulations under the Transit Asset Management Program authorized under 49 U.S.C. § 5326, as amended by MAP-21, the Recipient must report information relating to, and the condition of, its transit assets, as provided by the FTA regulations,
 - c. New Section 54.d(7)(b). We added a new section 54.d(7)(b) to include FTA’s new regulations, “Emergency Relief,” 49 C.F.R. part 602, published in 78 *Fed. Reg.* 19144 *et seq.*, and
 - d. Re-numbered Section 54.d(7)(c). We re-numbered former section 54.d(7)(b) as section 54.d(7)(c),
36. Transferred Section 55, “Special Provisions for the Urbanized Area Formula Grant Program for Projects That Use Funds Appropriated or Made Available for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 49]. We made the following changes:
- a. New Section 55. We transferred the “Special Provisions for the Urbanized Area Formula Grant Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” from former section 49 to new section 55,
 - b. Section 55.d(6)(b). We added a new section 55.d(6)(c) stating that after FTA issues regulations under the Transit Asset Management Program authorized under 49 U.S.C. § 5326, as amended by MAP-21, the Recipient must report information relating to, and the condition of, its transit assets, as provided by the FTA regulations,

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- c. Re-numbered Section 55.d(6)(c). We re-numbered former section 55.d(6)(c) and (d) as sections 54.d(6)(d) and 54.d(6)(e), respectively,
 - d. New Section 55.d(7)(b). We added a new section 55.d(7)(b) to include FTA's new regulations, "Emergency Relief," 49 C.F.R. part 602, published in 78 *Fed. Reg.* 19144 *et seq.*, and
 - e. Re-numbered Section 55.d(7)(c). We re-numbered former section 55.d(7)(b) as section 55.d(7)(c),
37. New Section 56, "Special provisions for the "Discretionary Passenger Ferry Grant Program" Authorized by MAP-21." We added a new section for the "Discretionary Passenger Ferry Grant Program" with appropriate provisions,
38. Transferred Section 57, "Special Provisions for the Job Access and Reverse Commute (JARC) Formula Grant Program" [Former Section 50]. We transferred the "Special Provisions for the Job Access and Reverse Commute (JARC) Formula Grant Program" from former section 50 to new section 57 with no substantive change,
39. Transferred Section 58, "Special Provisions for the Fixed Guideway Capital Investment Grants Program" [Former Section 51]. We made the following changes:
- a. New Section 58. We transferred the "Special Provisions for the Fixed Guideway Capital Investment Grants Program" from former section 52 to new section 58,
 - b. New Section 58.c(1)(b). We added a reference to FTA regulations, "Major Capital Investment Projects," 49 C.F.R. part 611,
 - c. New Section 58.c(1)(c). We added a reference to FTA regulations, "Project Management Oversight," 49 C.F.R. part 633, and
 - d. Re-numbered Sections 58.c(1)(d) through (h). We re-numbered former Sections 58.c(1)(b) through 58.c(1)(f) as sections 58.c(1)(d) through 58.c(1)(h), respectively,
40. Transferred Section 59, "Special Provisions for the State of Good Repair Formula Program" [Former Section 52]. We made the following changes:
- a. New Section 59. We transferred the "Special Provisions for the State of Good Repair Grants Program" from former section 52 to new section 59,
 - b. New Name. We re-named the new section the "Special Provisions for the State of Good Repair Formula Program," and

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- c. New Section 59b(2)(a). In addition to other applicable guidance, we added a specific reference to FTA Circular 5300.1, “State of Good Repair,” when issued,
41. Transferred Section 60, “Special Provisions for the Fixed Guideway Modernization Grant Program” [Former Section 53]. We transferred the “Special Provisions for the Fixed Guideway Modernization Program” from former section 53 to new section 60 with no substantive change,
42. Transferred Section 61, “Special Provisions for the Bus and Bus Facilities Formula Program Authorized by MAP-21” [Former Section 54]. We made the following changes:
 - a. New Section 61. We transferred the “Special Provisions for the Bus and Bus Facilities Formula Program Authorized by MAP-21” from former section 54 to new section 61, and
 - b. New Section 61.b(2)(a). We added a reference to FTA Circular “Bus and Bus Facilities: Guidance and Application Instructions,” to be issued,
43. Transferred Section 62, “Special Provisions for the Discretionary Bus and Bus Facility Grants Program for Projects or Grants That Use Funds Appropriated or Made Available for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 55]. We transferred the “Special Provisions for the Discretionary Bus and Bus Facility Grants Program That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” from former section 55 to new section 62 with no substantive change,
44. Transferred Section 63, “Special Provisions for the Enhanced Mobility of Seniors and Individuals with Disabilities Formula Program Authorized by MAP-21 For Projects That Use Funds Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” [Former Section 56]. We made the following changes:
 - a. New Section 63. We transferred the “Special Provisions for the Enhanced Mobility of Seniors and Individuals with Disabilities Formula Program Authorized by MAP-21 For Projects That Use Funds Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” from former section 56 to new section 63,
 - b. Federal Guidance. We added a reference to FTA Circular 9070.1 “Enhanced Mobility of Seniors and Individuals with Disabilities,” when issued, and
 - c. Transfer of Funds. We added a new section 63.c(2)(a) pertaining to transfers of funds apportioned to small urbanized areas and rural areas,
45. Transferred Section 64, “Special Provisions for the Formula Grants for the Special

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Needs of Elderly Individuals and Individuals with Disabilities Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 57]. We transferred the “Special Provisions for the Formula Grants for Special Needs of Elderly and Individuals with Disabilities Program” from former section 57 to new section 64 with no substantive change,

46. Transferred Section 65, “Special Provisions for the “New Freedom Program” [Former Section 58]. We transferred the “Special Provisions for the New Freedom Program” from former section 58 to new section 65 with no substantive change,
47. Transferred Section 66, “Special Provisions for the Formula Grants Program for Rural Areas Authorized by MAP-21 For Projects That Use Funding Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” [Former Section 59]. We made the following changes:
 - a. New Section 66. We transferred the “Special Provisions for the Formula Grants Program for Rural Areas Authorized by MAP-21 For Projects That Use Funding Appropriated or Made Available in Fiscal Year 2013 or a Subsequent Fiscal Year” from former section 59 to new section 66,
 - b. Section 66.c(1)(a). We added a reference to FTA Circular 9070.1 “Rural Areas Formula Program Guidance and Grant Application Instructions,” when issued,
 - c. Section 66.d(2)(b). We added provisions pertaining to the Emergency Relief Program,
 - d. Section 66.d(7)(b). We added a new section 66.d(2)(b) stating that after FTA issues regulations under the Transit Asset Management Program authorized under 49 U.S.C. § 5326, as amended by MAP-21, the Recipient must report information relating to, and the condition of, its transit assets, as provided by the FTA regulations, and
 - e. Section 66.d(7)(c)(1). We added Special Provisions for the Tribal Transit Program,
48. Transferred Section 67, “Special Provisions for the Formula Grants for Other Than Urbanized Areas Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 60]. We made the following changes:
 - a. New Section 67. We transferred the “Special Provisions for the Formula Grants for Other Than Urbanized Areas Program for Projects or Grants for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” from former section 60 to new section 67, and

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- b. Section 66.b. We added a reference to the preceding section 66 of the Master Agreement,
49. Transferred Section 69, “Special Provisions for Public Transportation on Indian Reservations Programs (also known as the “Tribal Transit Program”) That Use Funds Made Available for MAP-21” [Former Section 62]. We made the following changes:
- a. New Section 69. We transferred former section 62 to new section 69, and
 - b. New Section 69.b(1)(d). We added a comprehensive list of generally applicable provisions of this Master Agreement, see Appendix A to this Master Agreement,
50. Transferred Section 70, “Special Provisions for the Public Transportation on Indian Reservations Program (also known as the “Tribal Transit Program”) That Use Funds Made Available for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 63,]. We made the following changes:
- a. New Section 70. We transferred former section 63 to new section 70, and
 - b. New Section 70.b(1)(d). We added a comprehensive list of generally applicable provisions of this Master Agreement, see Appendix A to this Master Agreement,
51. Transferred Section 71, “Special Provisions for the Appalachian Development Public Transportation Assistance Program Authorized by MAP-21” [Former Section 64]. We made the following changes:
- a. New Section 71. We transferred the “Special Provisions for the Appalachian Development Public Transportation Assistance Program Authorized by MAP-21” from former section 64 to new section 71, and
 - b. New Guidance. We included additional requirements that the Recipient follow the most edition of FTA Circular 9040.1, “Rural Areas Formula Program Guidance and Grant Application Instructions,” when issued,
52. Transferred Section 72, “Special Provisions for the Over-the-Road Bus Accessibility Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 65]. We transferred the “Special Provisions for the Over-the-Road Bus Accessibility Program” from former section 65 to new section 72 with no substantive change,
53. Transferred Section 73, “Special Provisions for the Paul S. Sarbanes Transit in Parks Program for Projects, Grants, or Cooperative Agreements That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 66].

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We transferred the “Special Provisions for the Clean Fuels Grant Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” from former section 66 to new section 73 with no substantive change,

54. Transferred Sections 74, “Special Provisions for the Clean Fuels Grant Program for Projects or Grants That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 77]. We made the following changes:
- a. New Section 74. We transferred the “Special Provisions for the Clean Fuels Grant Program That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” from former section 77 to new section 74,
 - b. Former Section 74.b(1)(e). Because the “Clean Fuels Grant Program” is essentially a capital program, we removed the provision pertaining to compliance with research-type projects, and
 - c. Re-numbered Section 74.b(1)(e). We re-numbered section 74.b(1)(f) as section 74.b(1)(3),
55. Transferred Section 75, “Special Provisions for All “Research-Type” Program” [Former Section 67]. We transferred “Special Provisions for All “Research-Type Programs” from former section 76 to new section 75 with no substantive change,
56. New Section 76, “Special Provisions for the Research, Development, Demonstration, and Deployment Program Authorized by MAP-21” [Former Sections 68, 70, 72, and 74]. Although the actual requirements for each program consolidated differ in some respects, the Master Agreement provisions remained substantially similar. Therefore, we consolidated requirements for MAP-21 in the following programs:
- a. “Research, Development, Demonstration, and Deployment Program” authorized under 49 U.S.C. § 5312(a),
 - b. “Research Program” authorized under 49 U.S.C. § 5312(b),
 - c. “Innovation and Development Program” authorized under 49 U.S.C. § 5312(c), and
 - d. “Demonstration, Deployment, and Evaluation Program” authorized under 49 U.S.C. § 5312(d), except for Projects funded by the “Low or No Emission Vehicle Deployment Program” authorized under 49 U.S.C. § 5312(d)(5),
57. New Section 77, “Special Provisions for the Research, Development, Demonstration, and Deployment Program (also known as the National Research and Technology Program) and Other Research Programs or Special Studies for Projects That Use

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Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [*Former Sections 69, 71, 73, 75, 78, 79, 80, 84, 85, and 88*]. Although the actual requirements for each program consolidated differ in some respects, the Master Agreement provisions remained substantially similar. Therefore, we consolidated requirements for the following programs in effect in Fiscal Year 2012 or a previous fiscal year into this single section, new section 77:

- a. “Research, Development, Demonstration, and Deployment Projects” authorized under former 49 U.S.C. § 5312(a),
 - b. “Joint Partnership Program for Deployment of Innovation Projects” authorized under former 49 U.S.C. § 5312(b),
 - c. “International Program Projects” authorized under former 49 U.S.C. § 5312(c),
 - d. “National Fuel Cell Bus Technology Development Program” authorized under Section 3045 of SAFETEA-LU,
 - e. “Allocations for National Research and Technology Program Projects” authorized under Section 3046 of SAFETEA-LU, 49 U.S.C. § 5338 note,
 - f. “Program to Facilitate Compliance with the Americans with Disabilities Act of 1990 Projects (Project ACTION)” authorized under former 49 U.S.C. § 5314(a)(2),
 - g. “National Technical Assistance Center for Senior Transportation Program Projects” authorized under former 49 U.S.C. § 5314(c), and
 - h. “Human Resources Fellowship Program Projects” authorized under former 49 U.S.C. § 5322(b),
58. Transferred Section 78, “Special Provisions for the Low or No Emission Vehicle Deployment Program” [*Former Section 76*]. We transferred “Special Provisions for the Low or No Emission Vehicle Deployment Program” from former section 76 to new section 78 with no substantive change,
59. Transferred Section 79, “Transit Cooperative Research Program” [*Former Section 81*]. We transferred “Special Provisions for the “Transit Cooperative Research Program” from former section 81 to new section 79 with no substantive change,
60. Transferred Section 80, “Special Provisions for Technical Assistance and Standards Development Program and Technical Assistance Program” [*Former Sections 82 and 83*]. We consolidated former sections 82 and 83 addressing technical assistance

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programs authorized under 49 U.S.C. § 5314 in new section 80 with no substantive change,

61. Transferred Section 81, “Special Provisions for the Human Resources and Training Program Authorized by MAP-21 and for the Human Resources Program for Projects, Grants, or Cooperative Agreements That Use Funds Appropriated for Fiscal Year 2012 or a Previous Fiscal Year” [Former Section 86]. We made the following changes:
- a. New Section 81. We transferred the “Special Provisions for the Human Resources and Training Program Authorized by MAP-21 and for the Human Resources Program in Effect in Fiscal Year 2012 or a Previous Fiscal Year” from former section 86 to new section 81, and
 - b. New Section 81.a. We added a provision stating that eligibility projects under those programs did not change, but
 - c. New Section 81.b. Local share requirements for projects using funding appropriated or made available for MAP-21 require a fifty (50) per cent local share,
62. Transferred Section 82, “Innovative Public Transportation Workforce Development Program” [Former Section 87]. We transferred the “Special Provisions for the Innovative Public Transportation Workforce Program” from former section 87 to new section 85 with no substantive change,
63. Transferred Section 83, “Special Provisions for the Public Transportation Emergency Relief (or Emergency Relief) Program” [Former Section 89]. We made the following changes:
- a. New Section 83. We transferred the “Special Provisions for the Public Transportation Emergency Relief (or Emergency Relief) Program” from former section 89 to new section 83,
 - b. New Section 83.b(1)(b). We added a reference to new FTA regulations, “Emergency Relief,” 49 C.F.R. part 602, published in 78 *Fed. Reg.* 19144 *et seq.*,
 - c. New Section 83.b(1)(c). We added a reference to Joint FHWA/FTA regulations, “Environmental Impact and Related Procedures,” 23 C.F.R. part 771 and 49 C.F.R. part 622, including 23 C.F.R. § 771.118, which were amended in FY 2013 and were published in 78 *Fed. Reg.* 8963, February 7, 2013,
 - d. Re-numbered Section 83.b(1)(d). We re-numbered former section 83.b(1)(b) as section 83.b(1)(d),

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- e. Re-numbered Section 83.b(1)(e). We re-numbered former section 83.b(1)(c) as section 83.b(1)(e),
 - f. New Section 83.b(1)(f). We added “Special Conditions, if any, to the list, and
 - g. Re-numbered Section 83.b(1)(g). We re-numbered former 83.b(1)(d) as section 83.b(1)(g),
64. Transferred Section 84, “Special Provisions for the State Safety Oversight Grant Program” [Former Section 90]. We made the following changes:
- a. New Section 84. We transferred the “Special Provisions for the State Safety Oversight Grant Program” from former section 90 to new section 84,
 - b. New Section 84.b. We included additional requirements for the Recipient and its project, and
 - c. New Section 84.c. We included additional special provisions,
65. Transferred Section 85, “Special Provisions for State Infrastructure Bank Projects” [Former Section 91]. We transferred the “Special Provisions for State Infrastructure Bank Projects” from former section 91 to new section 85 with no substantive change,
66. Transferred Section 86, “Special Provisions for TIFIA Projects” [Former Section 92]. We transferred the “Special Provisions for TIFIA Projects” from former section 92 to new section 86 with no substantive change,
67. Transferred Section 87, “Special Provisions for Recovery Act Projects” [Former Section 93]. We transferred the “Special Provisions for Recovery Act Projects” from former Section 93 to new section 87 with no substantive change,
68. Transferred Section 88, “Special Provisions for Joint FTA-FRA Projects [Former Section 94]. We transferred the “Special Provisions for Joint FTA-FRA Projects” from former section 94 to new section 88 with no substantive change, and
69. New Appendix A – Tribal Transit Program – Applicable Provisions. We added a list of the Master Agreement provisions that apply to the Tribal Transit Program.