



# IMPLEMENTING THE “NEW” SECTION 5310 PROGRAM

FTA REGIONAL WEBINAR  
SEPTEMBER 2013



FEDERAL TRANSIT ADMINISTRATION

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Program Purpose
- Apportionment
- Eligible Projects
- Eligible Recipients and Subrecipients
  - Recipient Designations
- Program Requirements
- Other Provisions
- Grant Making Reminders
- Next Steps
- Q&As

# Enhanced Mobility of Seniors and Individuals with Disabilities

*Enhance mobility for seniors and persons with disabilities by providing funds for programs to serve the special needs of transit-dependent populations beyond traditional public transportation services and Americans with Disabilities Act (ADA) complementary paratransit services.*

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Apportioned to areas based on number of seniors and individuals with disabilities
- Allocation of Funds:
  - 60% to designated recipients in urbanized areas with a population over 200,000.
  - 20% to states for small urbanized areas.
  - 20% to states for rural areas.
- Table 8: FY 2013 Apportionment

• UZAs 200,000 or more in population	\$154,151,419
• UZAs 50,000 – 199,999 in population	51,383,807
• Rural	<u>51,383,807</u>
• National Total	\$256,919,033

<http://www.fta.dot.gov/apportionments>

# Enhanced Mobility of Seniors and Individuals with Disabilities

1. Public transportation projects planned, designed, and carried out to meet the special needs of seniors and individuals with disabilities when public transportation is insufficient, inappropriate, or unavailable
2. Public transportation projects that exceed the requirements of ADA
3. Public transportation projects that improve access to fixed route service and decrease reliance on complementary paratransit
4. Alternatives to public transportation projects that assist seniors and individuals with disabilities with transportation

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Capital, Operating, Admin
- At least 55 percent must be used on capital, public transportation projects *planned, designed, and carried out to meet the special needs of seniors and individuals with disabilities when public transportation is insufficient, inappropriate, or unavailable* (“Traditional 5310 Projects”)
- At most, 45 percent can be spent for any other eligible purpose, including capital and operating expenses, and New-Freedom-type projects
- At most, 10 percent is allowed for Program Administration

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Designated Recipient or a State receiving a grant directly
  - Will require new designations in large UZAs
- Subrecipients – states or local government authorities, private non-profit organizations, or operators of public transportation that receive a grant indirectly through a recipient.
  - Limited for the “Traditional 5310 Projects”

# Enhanced Mobility of Seniors and Individuals with Disabilities

## Eligible Subrecipients for “Traditional 5310 Projects”

- Private Non-profit Organizations
- State or local governmental authority that:
  - Is approved by the State to coordinate services
  - Certifies that no non-profit organizations are available to provide the service

*\*  
Proposed that  
these entities  
must carry out  
the “traditional  
5310 projects”  
to qualify  
towards the  
55%*

## Eligible Subrecipients Other Sec. 5310 Projects

- State or local governmental authority
- Private non-profit organizations
- Operator of public transportation that receives section 5310 funds indirectly through a recipient



# Enhanced Mobility of Seniors and Individuals with Disabilities

## **Governors Must Designate Public Entity**

- Small UZA and Rural Areas – State Agency
  - No new designations needed, unless changing State agency
- Large UZA Options
  1. Same DR as Section 5307
  2. SAFETEA-LU Section 5317 DR
  3. MPO
  4. State
  5. Another Public Agency
  6. Multiple DRs – Notify FTA of Split Apportionment

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Projects must be included in “Coordinated Plan”
  - Participation by Seniors and Individuals with Disabilities
  - Representation from Public/Private and Non-profit Trans. Providers
  - Human Service Trans. Providers
- Program of Projects (POP) with grant application
- State/Program Management Plans (SMP/PMP)
  - State Plans may need to be updated
  - Large UZA DR will need to develop and submit a Program Management Plan

## Enhanced Mobility of Seniors and Individuals with Disabilities

- 50 percent match for operating
- 80 percent match for capital
  - Exceptions: ADA/CAA
    - Vehicles: 85% Federal share
    - Vehicle Equipment/Facilities: 90% Federal share
- FHWA Sliding Scale Only applies to FHWA Transfers to Section 5310 Program and can only be used for capital
  - Higher Federal Share for 14 States

<http://www.fhwa.dot.gov/legsregs/directives/notices>

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Transfer Provisions
  - From Rural Area or Small UZA to anywhere in the State (including a Large UZA) – Requires Statewide Plan
  - From Rural Area to Small UZA – Governor certifies needs are met in Rural Area
  - Small UZA to Rural Area – Governor certifies need are met in Small UZA
- FHWA Transfers to 5310
  - 55 percent requirement does not apply
  - Capital-only uses of these funds in the program

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Purchase of Service – Capital Expense
- Mobility Management – Capital Expense
  - Depending on the purpose and subrecipient carrying out the MM project, it could qualify towards the 55 percent
- Private Taxi
  - Shared Ride Service = Subrecipient
  - Exclusive Ride Service = Contractor

# Enhanced Mobility of Seniors and Individuals with Disabilities

## Combining FY 2012 and Earlier with FY 2013 Funds

- States may have carryover Sec 5310 funds available.
- States are permitted to apply for both SAFETEA-LU and MAP-21 funds in one grant, so long as the requirements for each authorization is documented and accounted for in the grant budget and narrative.
- The State's POP should also reflect the different year of funds and requirements associated with the respective years and authorization.

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## TEAM Budget Scope Codes and Activity Line Items

- Use 610-00 scope for Program Administration
  - Use 11.80.00 for Program Administration
- Use 647-00 scope for NF-type projects in 5310 grants under MAP-21. This code is additive, not non-add.
  - Use regular Activity Line Items (won't necessarily match)
  - Capital and operating ALIs can be used under this scope

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## Reserving 5310 Funds: Use of FPCs During Reservation Process

- FPC 00: Capital expenses
- FPC 03: New Freedom – type projects (Operating and Capital) (capped at 45%)
- FPC 04: Operating expenses (capped at 45%)
- FY 2012 and earlier 5310 funding cannot be used for operating assistance unless the State was participating in SAFETEA-LU Pilot.
- FPC 03 should not be used for any FY 2012 and earlier funding reservations.



# Enhanced Mobility of Seniors and Individuals with Disabilities

## Establishment of Apportionment Records and Limitation Codes

Large UZA Apportionment = Limitation Code DL

Small UZA Apportionment = Limitation Code DM

Rural Area Apportionment = Limitation Code DS

# Enhanced Mobility of Seniors and Individuals with Disabilities

- **Recipients/Public Submit Comments on Proposed Circular NLT September 9, 2013**
  - <http://www.regulations.gov/#!documentDetail;D=FTA-2013-0026-0002>
- Submit Designated Recipient Letters to FTA Regional Office; Regional offices file on S drive and ensure attached to recipient profile
- Recipients should update “Coordinated Plan” as needed
- Recipients should update/Develop State/Program Management Plans; submit to FTA for review/approval
- Recipients should develop/submit Grant Application with complete Program of Projects; FTA review and approve

# Enhanced Mobility of Seniors and Individuals with Disabilities

- Easter Seals Project ACTION
  - Transportation services for people with disabilities
    - [ProjectAction.org](http://ProjectAction.org)
    - [Projectaction@easterseals.com](mailto:Projectaction@easterseals.com)
    - 800-659-6428
- National Center for Senior Transportation
  - [SeniorTransportation.net](http://SeniorTransportation.net)
  - [NCST@easterseals.com](mailto:NCST@easterseals.com)
  - (866) 528-NCST



# Enhanced Mobility of Seniors and Individuals with Disabilities

Questions?

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