

FTA

FEDERAL TRANSIT ADMINISTRATION

Public Transportation Safety Certification Training Program Final Rule

Office of Transit Safety and Oversight

August 2, 2018



U.S. Department of Transportation
Federal Transit Administration

Today's Presentation

- Background
- Revisions from the NPRM
- Final Rule Overview
- Technical Training Plans
- Curriculum
- Recordkeeping
- Oversight Framework
- Questions

Background

Overview of Safety Rulemakings

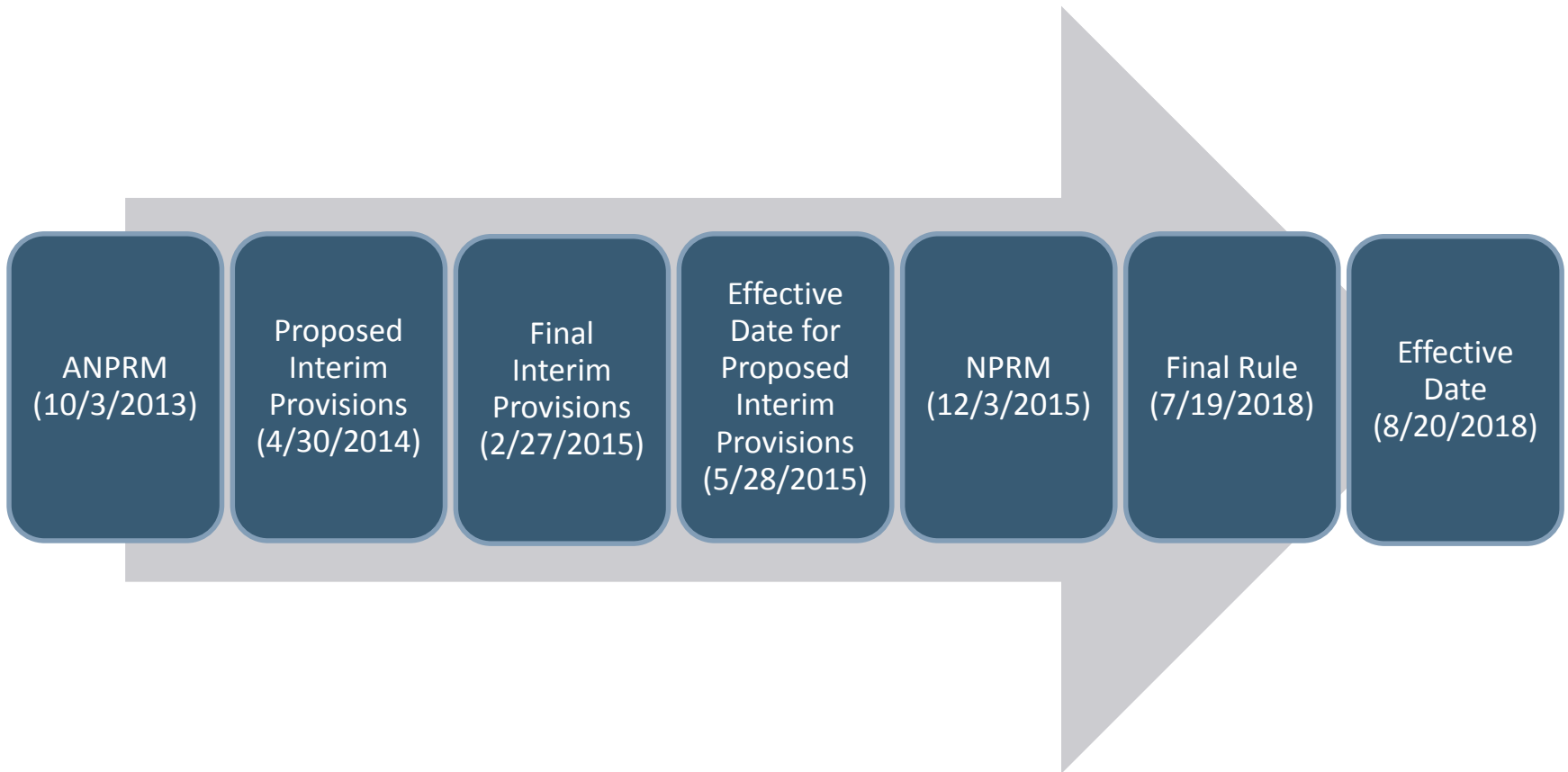
Regulation	Rule Overview	Status
Interim Safety Certification Training Program Provisions	Fills gap in training needs until the Final Training Rule is published	Final Interim Provisions Published: 2/27/2015 Effective: 5/28/2015
State Safety Oversight 49 C.F.R. Part 674	Strengthens State oversight of rail transit systems	Final Rule Published: 3/16/16 Effective: 4/15/16
Public Transportation Safety Program 49 C.F.R. Part 670	Establishes the procedural rules for enforcement of FTA's safety programs	Final Rule Published: 8/11/2016 Effective: 9/12/2016
National Public Transportation Safety Plan	Sets safety performance measures for PTASP performance targets	Final Guidance Published: 1/17/17
Public Transportation Agency Safety Plan 49 C.F.R. Part 673	Requires transit agencies to develop and implement safety plans based on SMS principles	Final Rule Published: 7/19/2018 Effective: 7/19/2019 Compliance: 7/20/2020
Public Transportation Safety Certification Training Program 49 C.F.R. Part 672	Establishes training curriculum to ensure basic level of safety-related competency for rail transit system auditing and oversight	Final Rule Published: 7/19/2018 Effective: 8/20/2018
Preventing Transit Worker Assault NPRM	FAST Act requirement	Under Development

Statutory Requirements

- Congress directed FTA to establish a comprehensive Public Transportation Safety Certification Training Program for two categories of personnel (49 U.S.C. § 5329(c)(1)).
 - Federal and State employees who conduct safety audits and examinations of public transportation systems
 - Employees of public transportation agencies directly responsible for safety oversight
- Concurrently, Congress directed FTA to publish interim safety certification training requirements to be in effect until the effective date of the final rule (49 U.S.C. § 5329(c)(2)).

The Training Rule Process

Final Rule Published on July 19, 2018
Effective Date is August 20, 2018



SMS and the Training Rule

- Under the Public Transportation Safety Program Rule, FTA established SMS as the approach to Transit Safety.
- SMS encourages agencies to be proactive and to ensure that employees have the competencies required to manage safety effectively.
- SMS is integrated into the Training Rule by requiring safety personnel to have a minimum level of SMS competency.
- SMS is integrative and ensures that safety is everyone's responsibility, not just the safety office; therefore, SMS training is required for all employees who are engaged in safety oversight, from frontline, to middle managers, to Executives.

Revisions from Safety Certification Training Program NPRM

Training Rule NPRM Changes

NPRM Comments

- 19 comments, including one letter representing five state DOTs.
- The majority of commenters were supportive of FTA establishing a training curriculum to ensure basic level of safety-related competency.

Major Issues Discussed by Commenters

Comment Category	FTA Response	Reduction in Burden*
Course Requirements	Final rule does not require security or SMS gap courses.	<ul style="list-style-type: none">• Total reduction of 38 course hours• Approximate total reduction of up to \$565,000
Equivalency Credit	Final rule provides process for obtaining credit for non-FTA sponsored courses.	

*From requirements in the Interim Provisions

Final Rule Overview

Safety Certification Training Final Rule

Table of Contents

Title 49—Transportation

PART 672--PUBLIC TRANSPORTATION SAFETY CERTIFICATION TRAINING PROGRAM

Subpart A – General Provisions

672.1 Purpose.

672.3 Scope and applicability.

672.5 Definitions.

Subpart B – Training Requirements

672.11 Designated personnel who conduct safety audits and examinations.

672.13 Designated personnel of public transportation agencies.

672.15 Evaluation of prior certification and training.

Subpart C – Administrative Requirements

672.21 Records.

672.23 Availability of records.

Subpart D – Compliance and Certification Requirements

672.31 Requirement to certify compliance.

Appendix to Part 672—Public Transportation Safety Certification Training Program Reference Document

Applicability and Requirements

Applicability	Requirements
<p>Mandatory</p> <ul style="list-style-type: none">• SSOA employees and contractors who have been designated to conduct safety audits and examinations.• Rail transit agency employees and contractors who have been designated as directly responsible for the safety oversight.	<ul style="list-style-type: none">• Designate employees and contractors who must take the Safety Certification Training Program courses.• Designated personnel must complete Safety Certification Program within 3 years.<ul style="list-style-type: none">• Refresher training every 2 years.• SSOAs and RTAs must certify compliance as part of FTA's annual grant certification and compliance process.
<p>Voluntary</p> <ul style="list-style-type: none">• Bus transit system personnel with direct safety oversight responsibility.• State DOTs overseeing safety programs for sub-recipients of Federal financial assistance.	<ul style="list-style-type: none">• None. Employees and contractors are encouraged to complete courses in the voluntary curriculum included in the rule.

RTA Personnel Directly Responsible for Safety Oversight

Personnel whose primary job function includes:

- Development, implementation, and monitoring of the RTA's System Safety Program Plan or the Public Transportation Agency Safety Plan, and/or
- Development, implementation, and review of any of the processes and procedures that are needed to comply with the SSOA program standard.

SSOA Personnel


Conducting Safety Audits and Examinations

Personnel whose job function includes conducting safety examinations and audits of RTAs, or manage/supervise those who conduct safety examinations and audits of RTAs

- Examination means a process for gathering or analyzing facts or information related to the safety of a public transportation system.
- Audit means a review or analysis of safety records and related materials, including, but not limited to, those related to financial accounts.

What Do Designated Personnel Need to Do?

Enroll in the Program and Request an Individual Training Plan (ITP)



Register for and Complete Courses



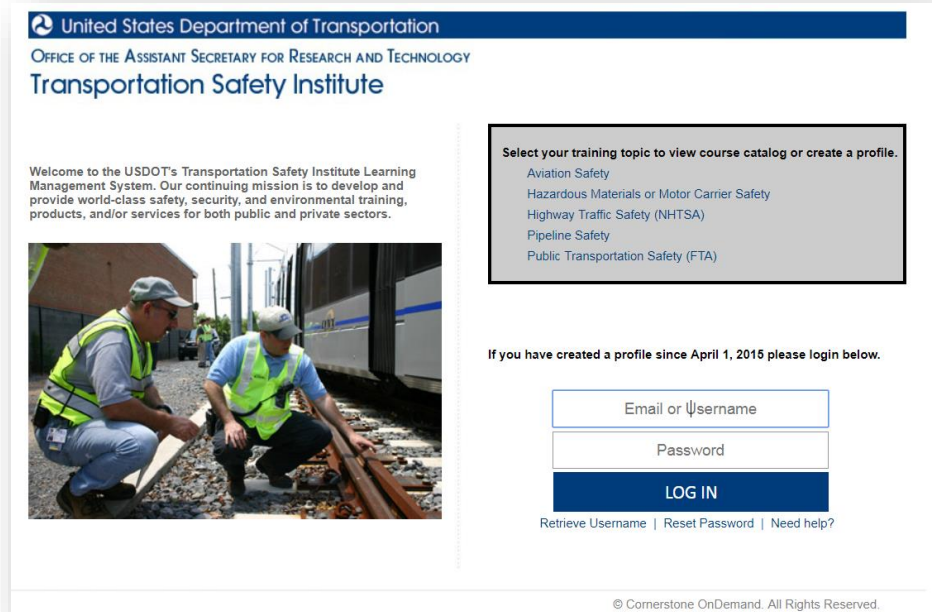
Request Equivalency Credit (If Applicable)

Enrolling in the Program and Requesting an ITP

- Email FTASafetyPromotion@dot.gov to enroll and request your Individual Training Program
- Include the following information in your request:
 - The agency you work for
 - Your role within that agency
 - Your phone number

Registering for Courses

- Register on the Transportation Safety Institute (TSI) Learning Management System (LMS) at
 - <https://tsi-dot.csod.com/client/tsi-dot/default.aspx>
 - Contact TSI for assistance:
 - (405) 954-3682
 - Transit@dot.gov



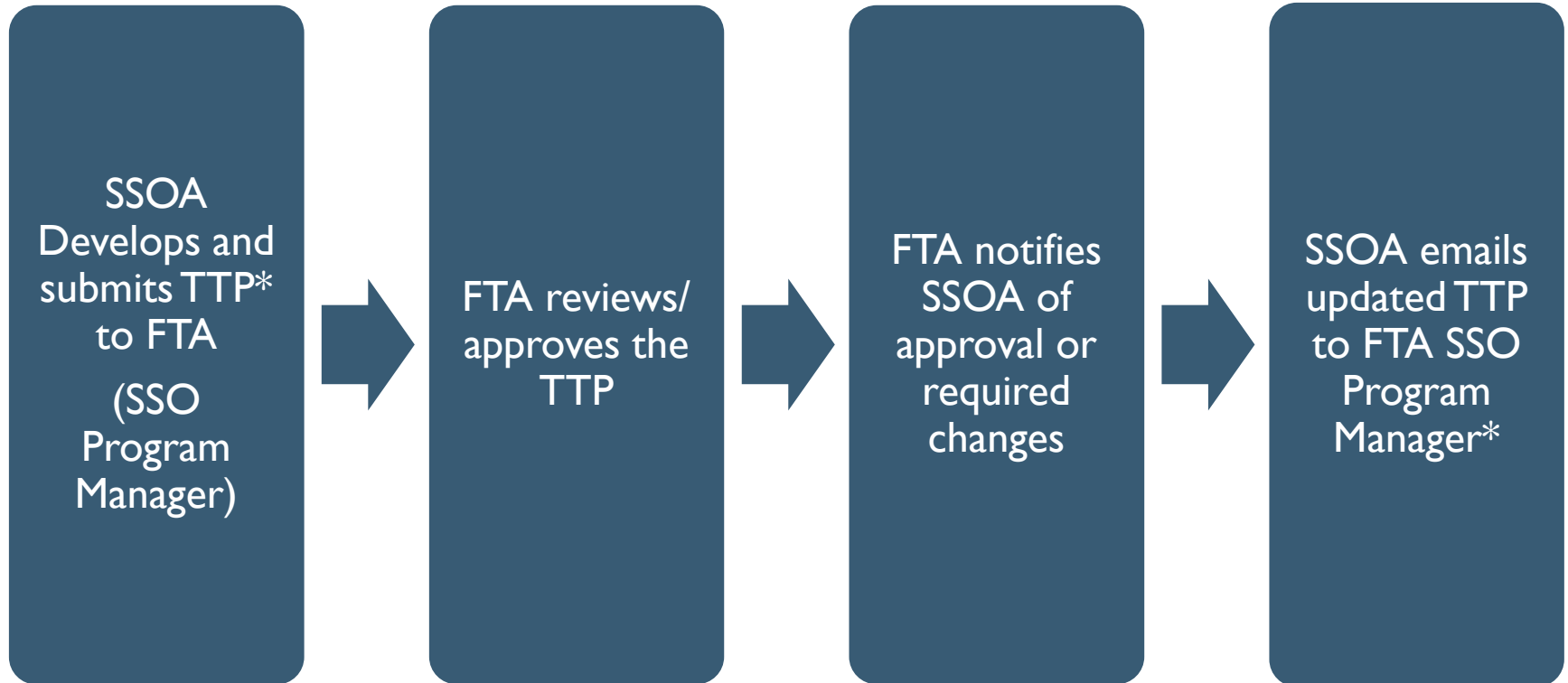
The screenshot shows the homepage of the Transportation Safety Institute (TSI) Learning Management System (LMS). The header includes the United States Department of Transportation logo and the text "OFFICE OF THE ASSISTANT SECRETARY FOR RESEARCH AND TECHNOLOGY Transportation Safety Institute". Below the header, there is a welcome message: "Welcome to the USDOT's Transportation Safety Institute Learning Management System. Our continuing mission is to develop and provide world-class safety, security, and environmental training, products, and/or services for both public and private sectors." To the right of the welcome message is a box titled "Select your training topic to view course catalog or create a profile." with a list of topics: Aviation Safety, Hazardous Materials or Motor Carrier Safety, Highway Traffic Safety (NHTSA), Pipeline Safety, and Public Transportation Safety (FTA). Below this box is a login section with the text "If you have created a profile since April 1, 2015 please login below." and a form with fields for "Email or \username" and "Password", and a "LOG IN" button. At the bottom of the login section are links for "Retrieve Username", "Reset Password", and "Need help?". The footer of the page reads "© Cornerstone OnDemand. All Rights Reserved."

Requesting Credit for Equivalent Courses

- Go to FTA's training website at <https://www.transit.dot.gov/regulations-and-guidance/safety/safety-training> to download the equivalency credit request form for official evaluation of training completed outside of FTA's Safety Training Program
- Email completed form and required supporting documents to FTASafetyPromotion@dot.gov
- Allow 60 days for review and response by FTA

Technical Training Plan Requirement for SSOAs

Technical Training Plans



**To request a TTP template please email FTASafetyPromotion@dot.gov*

Technical Competencies

- Required technical competencies (technical training component of the curriculum) may be satisfied through a number of options, including:
 - Internal staff
 - Qualified staff from other agencies (e.g., FRA State Participation Program)
 - Contractors
- SSOAs can address each competency area through:
 - Rail system training
 - Equivalencies
 - Experience/existing qualifications
 - Certifications
 - E.g., the FRA Certified Track Inspector

Curriculum

Safety Certification Training Rule Required Curriculum

e-Learning

- SMS Awareness

Virtual Classroom

- SMS Safety Assurance

Traditional Classroom

- SMS Principles for Transit
- SMS Principles for SSO Programs*
- Rail Incident Investigation
- Effectively Managing Transit Emergencies
- Rail System Safety

*Under Development

Recordkeeping

Recordkeeping

- SSOAs and RTAs must ensure that their designated personnel are enrolled in training program.
- Designated personnel must update their individual training record as they complete applicable training requirements.
- SSOAs must retain a record of technical training completed by their designated personnel in compliance with this rule for at least five (5) years from the date record is created.

Recordkeeping (Availability of Records)

- SSOAs and RTAs
 - May not release information on designated personnel that is required by the rule without their written consent, unless required by law.
 - Must promptly provide copies of any records of training completed to comply with this rule, upon written request by personnel.
 - Must provide access to facilities used and records compiled to comply with the rule to DOT, FTA, or any State agency with jurisdiction over transit safety oversight.
 - If requested by the NTSB, disclose information related to the training of designated personnel to NTSB as part of an accident investigation.

Oversight Framework

Safety Certification Training Rule Oversight Framework

FTA Role

- Curriculum and courses - enrollment and registrations
- Guidance
- Evaluate TTPs and equivalency requests
- State Safety Oversight (SSO) reviews

Transit Agency Role

- Ensure participation of designated personnel
- Annual self-certification

SSO Agency Role

- Develop, implement, and update TTP
- Ensure participation of designated personnel
- Annual self-certification
- Oversee RTA's compliance

Training Rule Technical Assistance

To assist with the implementation of the final Training Rule FTA has published:

- Guidance on designating personnel
- Information on ITPs based on job category
- Information on enrollment and registration
- Equivalency credit request form



The screenshot shows the Federal Transit Administration website. The main navigation bar includes 'About', 'Funding', and 'Regulations & Guidance'. A left sidebar menu lists various categories, with 'Safety Training' selected. The main content area is titled 'Safety Training' and features a sub-heading 'Public Transportation Safety Certification Training Program'. Below this, there are three paragraphs of text explaining the program's purpose and the new rule's implementation. A 'Safety Rule Overview Webinars' section lists two upcoming webinars with dates and times. The right sidebar contains 'Related Links' and 'Related Documents' sections with several links. At the bottom right, there is contact information for the Office of Transit Safety and Oversight, including an address, phone number, and business hours. Social media icons for Facebook, Twitter, Google+, and YouTube are also present.

<https://www.transit.dot.gov/regulations-and-guidance/safety/safety-training>

Upcoming Webinars

Webinars	Dates
<p>Public Transportation Safety Certification Training Program Final Rule</p>	<p>Thursday, August 16 at 2:00 PM ET Register</p>
<p>Public Transportation Agency Safety Plan Final Rule</p>	<p>Multimodal Agencies Register Monday, August 6 at 2:00 PM ET</p> <p>SSO Agencies Register Thursday, August 9 at 2:00 PM ET</p> <p>Bus-only Agencies Register Tuesday, August 28 at 2:00 PM ET</p> <p>State DOTs Register Wednesday, August 29 at 2:00 PM ET</p> <p>Multimodal Agencies Register Thursday, August 30 at 2:00 PM ET</p> <p>SSO Agencies Register Wednesday, September 5 at 2:00 PM ET</p> <p>Rail-Only Agencies Register Thursday, September 6 at 2:00 PM ET</p> <p>State DOTs Register Wednesday, September 12 at 2:00 PM ET</p>

More Information and Follow-up Questions

- Questions: FTASafetyPromotion@dot.gov
- Call the TSO Main Number at 202-366-1783

Upcoming Webinars

Federal Transit Administration

About Funding Regulations & Guidance

News Releases Social Media Video Series

Events

Calendar

Click on the title of an event below to learn more and register.

Topic: Public Transit

Webinar: Public Transportation Safety Certification Training Program Rule (Session 1)
THURSDAY, AUGUST 2, 2018
FTA staff will provide an overview of the Public Transportation Safety Certification Training Program final rule (49 CFR Part 672) in this one-hour webinar.

Webinar: Public Transportation Agency Safety Plan Final Rule Applicability for Multi-Modal Agencies
MONDAY, AUGUST 6, 2018
This webinar will provide information for bus and rail agencies about the Public Transportation Agency Safety Plan (PTASP) Final Rule, which requires operators of public transportation systems that receive federal funds under FTA's Urbanized Area Formula Grants to develop safety plans.

Webinar: Tribal Transit Program Competitive Funding Opportunity
WEDNESDAY, AUGUST 8, 2018
FTA will host a webinar to provide more information about FTA's Tribal Transit Program competitive funding opportunity at 2 p.m. EDT Wednesday, August 8. Join FTA program staff to learn more about the funding, application eligibility and criteria, and the submission process.

Webinar: Public Transportation Safety Certification Training Program Rule (Session 2)
THURSDAY, AUGUST 16, 2018
FTA staff will discuss the Public Transportation Safety Certification Training Program final rule (49 CFR Part 672) in this one-hour repeat webinar.

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

Training Website

Federal Transit Administration

About Funding Regulations & Guidance

Transit Safety & Oversight

Safety Rulemaking

Safety Guidance

State Safety Oversight Program

Safety Management Systems (SMS)

TRACS

Drug and Alcohol Program

Bus Safety Program

Safety Training

Stakeholder Outreach

FAQ

Safety Training

Public Transportation Safety Certification Training Program

The Public Transportation Safety Certification Training Program (PTSCPT) Final Rule establishes a uniform curriculum for safety training that consists of minimum requirements to enhance the technical proficiency of rail transit safety personnel. It replaces interim requirements in effect since May 2015. The final rule becomes effective August 20, 2018.

The new rule (49 C.F.R. Part 672) implements FTA's statutory requirements at 49 U.S.C. § 5329(c). The PTSCPT sets forth federal requirements for the certification and training of State Safety Oversight Agency (SSOA) personnel and contractors who conduct safety audits and examinations of rail transit systems, and rail transit agency personnel and contractors who are directly responsible for safety oversight.

The PTSCPT replaces the Interim Safety Certification Training Program Provisions that became effective May 28, 2015. FTA encourages other safety personnel, including bus safety personnel, to voluntarily participate in the safety certification training program.

Safety Rule Overview Webinars

FTA Final Safety Rules Overview Webinar 1: 2 p.m. ET Wednesday, July 25

- Webinar Presentation | Webinar Recording

FTA Final Safety Rules Overview Webinar 2: 2 p.m. ET Tuesday, July 31

- Webinar Presentation | Webinar Recording

PTSCPT Webinars

Related Links:

- Public Transportation Safety Certification Training Program (PTSCPT) Final Rule
- Public Transportation Agency Safety Plans
- Transportation Safety Institute (TSI)
- TSI Learning Management System
- SMS Awareness Course
- FTA-Sponsored Training Courses

Related Documents:

- Request for Equivalency Credit for Non-FTA Course Training
- PTSCPT Individual Training Plan Components by Job Category
- PTSCPT Final Rule Guidance
- PTSCPT Fact Sheet
- PTSCPT FAQs

Contact Us

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8:30 a.m.-5 p.m. ET, M-F

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<https://www.transit.dot.gov/regulations-and-guidance/safety/safety-training>