



LEAD STAFF: ALEX CLIFFORD, CEO

**PREPARED BY JORDAN & ASSOCIATES AND CAPITAL EDGE
ADVOCACY, INC.**

**REPORT: FEDERAL LEGISLATIVE UPDATE
UPDATED 10/19/2022**

**FEDERAL REGISTER NOTICES OF FUNDING OPPORTUNITY (NOFOS) – GRANT
AWARDS**

October 6, 2022. The Federal Highway Administration (FHWA) apportioned \$59.9 billion in highway funding to states through formula programs. The funding was provided by the Infrastructure Investment and Jobs Act (IIJA). Almost 90 percent of that is contract authority from the Highway Trust Fund and the remainder is due to general fund appropriations from the IIJA. The FHWA had already notified states how much Trust Fund money they would receive on June 30. The FY 2023 formula funding apportioned on October 6 represents a 2.2 percent increase over FY 2022 (+1.28 billion). FY 2022 included a huge increase above FY 2021, which was a 35 percent increase of \$15.2 billion. California received \$515.7 million through the Congestion Management Air Quality Program (CMAQ), which can fund transit projects. Additional highway formula funding is expected when Congress finishes a full-year appropriation measure for transportation. <https://bit.ly/3VFTOhL>

Effect on RTD: The FHWA’s formula apportionments to California can also be used to provide funding for transit capital projects. In particular, CMAQ funding has been useful to RTD in the past for bus purchases.

OTHER REPORTS/NOTICES/NEWS ARTICLES

October 20, 2022. The FTA issued a reminder that transit agencies that receive Section 5307 funding and serve a large, urbanized area (population of 200,000 or more) have until December 31, 2022 to have their Safety Committee approve an update to the agency’s Agency Safety Plan (ASP). One of the new requirements under the IIJA is that each recipient must certify that there is a comprehensive agency safety plan that includes strategies to minimize the exposure of the public, personnel, and property to hazards and unsafe conditions, and consistent with the guidelines of the Centers for Disease Control and Prevention or a State health authority, minimize exposure to infectious diseases. <https://bit.ly/3VKobDB>

Effect on RTD: RTD has until December 31 to approve an update to the ASP that includes new requirements outlined in the IIJA.

October 13, 2022. The White House held the “Accelerating Infrastructure Summit,” highlighting new resources for states and local governments to aid in implementation of \$1.2 trillion in the IIJA enacted in November 2021 and \$739 million in the Inflation Reduction Act signed into law in August. That includes the new “Promising Practices for Meaningful Public Involvement in Transportation Decision-Making” guide completed by the U.S. Department of Transportation, which was accompanied by an infrastructure fact sheet issued by the White House. The event featured a series of speeches and panel discussions, Senior administration officials, governors, mayors, transportation department directors, and other stakeholders offered their insights on how governments and the private sector can work together to spend the funds quickly and responsibly in the IIJA. Some of the topics discussed were prioritizing workforce development, standardization of designs, and getting local elected officials invested in successful project delivery. <https://bit.ly/3TyNVRv>

Effect on RTD: This is informational.