

ARIZONA DEPARTMENT OF TRANSPORTATION

Rural and Small Urban Area Handbook & Application

Section 5317

New Freedom Program

FY 2010



Arizona Department of Transportation
Multimodal Planning Division
206 S. 17th Avenue, MD 340 B
Phoenix, AZ 85007

* For use by rural and small urban areas under 200,000 population including rural Maricopa County, Pima County and the City of Avondale.

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APPLICATION PACKET

GENERAL OVERVIEW

This booklet contains information and application materials for the Section 5317 New Freedom, funded by the Federal Transit Administration (FTA) and managed by the Arizona Department of Transportation's (ADOT's) Multimodal Planning Division (MPD). As provided in Federal legislation and subsequent regulation, ADOT manages two distinct New Freedom funding amounts. For FY 2010 \$240,000 in New Freedom funding is anticipated for rural portions of the state—under 50,000 population, and \$177,000 is anticipated for the small Urbanized Areas between 50,000 and 200,000 population. As of the printing of this document full funding is contingent upon continuing Congressional resolutions. As a result only partial funding may be initially available until Congressional deliberations are complete.

The purpose of the New Freedom Program is to provide funds to support the capital and operating costs of new (post August 2005 initiated) public transportation services focused on persons with disabilities, and to address needs that *go beyond those required to be addressed by the Americans with Disabilities Act (ADA)*. For example: New Freedom projects could extend public transit services beyond the ADA “complementary paratransit” service requirement of 3/4 mile either side of a fixed route;” they could be used to extend ADA curb-to-curb service provisions to door-to-door or beyond; and where there is no traditional public transportation, New Freedom funds may be used to provide new transportation services which enhance access opportunities for persons with disabilities to jobs, medical services and to meet other needs.

As with other Federal Transit Administration (FTA) programs managed by the State (Sections 5310, 5311 and 5316), ADOT relies heavily upon its partnership with the regional planning agencies—Councils of Governments (COGs) and Metropolitan Planning Organizations (MPOs)—to assist with the outreach, communication, application review and implementation phases of the New Freedom Program. These agencies should be your first point of contact to obtain hardcopies of the application, workshop and review panel schedules, and information on other local and regional activity involving the program. The following pages contain contact information for these regional agencies as well as ADOT staff. An electronic version of the application is also available on the ADOT Multimodal Planning Division website at <http://mpd.azdot.gov/transit/ProgGuide.asp>.

Note: ADOT is partnering with the City of Phoenix in the review process for Maricopa County. ADOT is responsible for rural Maricopa County and the small Urbanized Area of Avondale; with Phoenix covering the Urbanized Area of Maricopa County. With the exception of the Phoenix/Maricopa County situation, the statewide 5317 application process will parallel that of the Section 5310 (and 5316) programs.

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As in past years, ADOT's *Section 5310 Elderly Individuals & Individuals with Disabilities Handbook and Application* continues to serve as a core guidance document. It includes additional background information regarding a host of requirements that cut across all ADOT FTA programs. It is strongly recommended that applicants for 5317 Program funding read this information carefully, as the 5310 Handbook contains greater detail regarding assurances, insurance, liens and other operational questions, which also apply to the 5317 Program.

ADOT welcomes and encourages joint, coordinated applications with other human service or public transportation providers, including those receiving grants from other FTA programs.

ADOT CONTACT INFORMATION

For inquiries regarding the Section 5317 Program

Loretta Crimi, Program Manager

ARIZONA DEPARTMENT OF TRANSPORTATION

Multimodal Planning Division
206 South 17th Avenue, Mail Drop 340-B
Phoenix, Arizona 85007

Phone: (602) 712-7106 Facsimile: (602) 712-3046
E-mail: Lcrimi@azdot.gov

Felipe Sanchez, United We Ride Coordinator
(602) 712-8140 fsanchez@azdot.gov

Dan Harrigan, Training Coordinator
(602) 712-8232 dharrigan@azdot.gov

WEB SITE

A dedicated ADOT Multimodal Planning Division website can be accessed through the ADOT home page at <http://mpd.azdot.gov/transit/>, then "Grant Programs" for Section 5317 and others, where readers will find a variety of resources. The website provides valuable information for parties interested in learning more about ADOT's public transportation programs and is a primary resource for the Section 5317 program. This Handbook is available on the website along with information on related programs and initiatives. The website provides numerous links to other useful web sites, including the U.S. DOT/FTA web sites.

CIVIL RIGHTS CONTACTS

In the applicant's submittal of its proposal and, if awarded, acceptance of Section 5316 Program funds, it is indicating that it complies and will comply with all applicable federal and State Civil Rights statutes and regulations, including but not limited to Title VI—Nondiscrimination, Equal Employment Opportunity (EEO), Americans With Disabilities Act (ADA), Disadvantaged Business Enterprise (DBE), Limited English Proficiency (LEP) and other Civil Rights components of the grant program. Toward these requirements, the applicant must sign the federal Certifications & Assurances, General Assurances, and other related forms found within this document's *Certifications and Assurances* section, and is strongly advised to read all federal Civil Rights regulations referenced in this document and the Section 5310 Program Handbook.

For more detailed information pertaining to civil rights, including the Americans with Disabilities Act (ADA) and Disadvantaged Business Enterprise (DBE) requirements, you may also contact:

Eddie Edison, Administrator
ADOT Civil Rights Office

Phone (602) 712-7761
Facsimile (602) 712-8420
eedison@azdot.gov

Lucy Schrader, Program Manager
ADOT Civil Rights - Title VI

Phone (602) 712-7761
Facsimile (602) 712-8429
Lschrader@azdot.gov

1135 North 22nd Avenue, Second Floor - Mail Drop 154A
Phoenix, AZ 85007

REGIONAL PROGRAM CONTACTS

CENTRAL ARIZONA ASSOCIATION OF GOVERNMENTS (CAAG)

1720 E. Ash Street

Globe, Arizona 85501

Bill Leister bleister@caagcentral.org (928) 425-3081 FAX: (928) 425-6450

CENTRAL YAVAPAI METROPOLITAN PLANNING ORGANIZATION (CYMPO)

7501 E. Civic Circle

Prescott Valley, Arizona 86314

Vicky McLane vmclane@pvaz.net (928) 759-5519 FAX: (928) 759-3125

FLAGSTAFF METROPOLITAN PLANNING ORGANIZATION (FMPO)

211 West Aspen

Flagstaff, Arizona 86001

Martin Ince mince@ci.flagstaff.az.us (928) 779-7685 FAX: (928) 779-7693

MARICOPA ASSOCIATION OF GOVERNMENTS (MAG)

302 North 1st Avenue, Suite 300

Phoenix, Arizona 85003

DeDe Gaisthea dgaisthea@mag.maricopa.gov
(602) 254-6300 FAX: (602) 254-6490

NORTHERN ARIZONA COUNCIL OF GOVERNMENTS (NACOG)

119 East Aspen Avenue

Flagstaff, Arizona 86001

Chris Fetzter cfetzter@nacog.org (928) 774-1895 FAX: (928) 773-1135

PIMA ASSOCIATION OF GOVERNMENTS (PAG)

177 North Church, Suite 405

Tucson, Arizona 85701

Jennifer O'Connor joconnor@pagnet.org (520) 792-1093 FAX: (520) 620-6981

SOUTHEASTERN ARIZONA GOVERNMENTS ORGANIZATION (SEAGO)

118 Arizona Street

Bisbee, Arizona 85603

Sharon Mitchell smitchell@seago.org (520) 432-5301 FAX: (520) 432-5858

WESTERN ARIZONA COUNCIL OF GOVERNMENTS (WACOG)

208 North 4th Street

Kingman, Arizona 86401

Brian Babiars brianb@wacog.com (928) 782-1886 FAX: (928) 329-4248

YUMA METROPOLITAN PLANNING ORGANIZATION (YMPO)

502 South Orange Ave

Yuma, Arizona 85364

Shelly Fairbrother sfairbrother@ympo.org (928) 783-8911 FAX: (928) 329-1674

ELIGIBILITY

Eligible applicants under the 5317 Program include private non-profit organizations, State or local governmental authorities including tribal governments, and operators of public transportation services including private operators of public transportation services. The latter group includes private-for-profit cab, shuttle and transit operators that develop programs which meet the objectives of the 5317 Program.

Eligible activities for New Freedom grants include capital (80% federal/20% local match), operating (50%/50%) and planning expenses (50%/50%) for services, equipment, facilities, and associated capital maintenance items related to providing services for people with disabilities that go beyond the requirements of the ADA. Eligible projects include, but are not limited to:

Activities that could be funded under the program include, but are not limited to:

- Purchasing vehicles and supporting accessible taxi, ride-sharing, and vanpooling programs; including staff training, administration, and maintenance. See the *Section 5310 Handbook & Application* for additional detail regarding vehicle availability and costs.
- Providing paratransit services beyond minimum requirements (3/4 mile to either side of a fixed route), including for routes that run seasonally.
- Making accessibility improvements to transit and intermodal stations not designated as key stations.
- Supporting voucher programs for transportation services offered by human service providers.
- Supporting mobility management and coordination programs among public transportation providers and other human service agencies providing transportation. These activities are considered a capital cost (provided at the favorable 20% local match rate) and are defined as short-range planning and management activities and projects focused on improving coordination among public transportation and other transportation service providers.

Mobility management is typically characterized as personnel, equipment or services – or a combination of these – to organize coordination activities for *more than one* operator-agency. ADOT and its regional planning partners will evaluate these applications on a case-by-case basis to ensure that they have larger coordination objectives in mind than just those serving a particular applicant's internal management needs.

- Other capital costs include vehicle/service-related communications equipment, dispatching, scheduling and coordination hardware and software, and ITS (Intelligent Transportation Systems) features such as real-time information displays to inform customers of service status.

MATCHING FUNDS

Federal funds provide for up to 80 percent of capital projects and 50 percent of operating projects (including planning). The Federal funds are available to the State for the year appropriated plus two years (total of three years).

PROJECT DEVELOPMENT AND RELATIONSHIP TO OTHER ADOT PROGRAMS

All projects funded under this program must be derived from a *locally developed, coordinated public transit-human services transportation planning process* and funding must be distributed on a fair and equitable basis.

The Section 5317 Program has close developmental and implementation ties to the ADOT/FTA Section 5310 – Elderly Individuals & Individuals with Disabilities Program <http://mpd.azdot.gov/transit/Section5310.asp> and the Section 5311 Rural Public Transportation Program <http://mpd.azdot.gov/transit/Section5311.asp>, which are also administered by the Multimodal Planning Division at ADOT. Most of the same certifications, assurances and other FTA regulations and guidance are applicable across Program boundaries between 5310, 5311, 5316 <http://mpd.azdot.gov/transit/Section5316.asp> and 5317. Program implementation detail - such as annual performance and accident reporting, licensing and insurance requirements, equipment transfers and other lien-period issues, civil rights requirements, training opportunities, etc., not described completely in this 5317 document, can be found in the *Section 5310 Handbook & Application* document.

A basic understanding of the 5310, 5311 and 5316 programs will be important to the success of Section 5317 applicants.

APPLICATION PROCESS

As the designated recipient charged with administering the New Freedom Program for rural and small Urbanized Areas of the state, the ADOT Multimodal Planning Division must certify that the selection of projects is fair and equitable. This is accomplished through use of uniform project evaluation criteria (presented later in this document) and through review assistance by the regional planning offices. The state's MPOs and COGs solicit applications and assist in the review for grants within their areas.

While the application itself may be accessed and completed electronically – via ADOT's website at <http://mpd.azdot.gov/transit/Section5317.asp> - a paper copy must be submitted to the applicant's COG or MPO—or ADOT in the case of Avondale and rural Maricopa County. Original signatures are required on the certifications and assurances. Applicants should be sure to allow adequate time to obtain the necessary signatures and approvals and to mail or hand deliver a copy of the application to its COG/MPO.

CAPITAL PROCUREMENTS AND OPERATING REIMBURSEMENTS

With respect to vehicles purchased, applicants should be aware that for certain vehicles and other types of equipment not normally procured for the Section 5310 Program – where ADOT procures most equipment *on behalf of its grantees* – the applicant must utilize the ADOT Section 5311 program’s *Capital Procurement Handbook*. The *Capital Procurement Handbook* provides the framework for purchases outside the ADOT direct procurement system. It can be viewed online at <http://mpd.azdot.gov/transit/ProgGuide.asp>. Applicants who procure equipment on their own must comply with all steps associated with major capital procurements, including but not limited to invitation for bid, advertisement, the bidding process, contracting and federal Buy America, Bus Testing, Lobbying and Debarment certifications. Grantees are advised to contact the ADOT Program Manager prior to engaging in any procurement activity, as all procurements require final ADOT approval.

The FY2010 *Section 5310 Handbook & Application*, linked through <http://mpd.azdot.gov/transit/Section5310.asp>, contains descriptions of the common vehicle types typically procured for grantees on their behalf. Where applicable, ADOT will batch orders and deliveries for New Freedom vehicles with those of the 5310 Program. These vehicle (and some other equipment) orders require local matching funds at least a few months in advance of delivery in Phoenix.

For all other procurements and grant awards, including operations and planning, grantees must invoice ADOT no more frequent than quarterly —*through the COG/MPO in many instances*.

COORDINATION

Section 5317 applicants are required to be listed – and participate – in the on-going development of the Regional Transportation Coordination Plan for their area. Federal surface transportation legislation calls for a comprehensive approach to coordination including a provision to ensure that projects for all human service-related transportation grants—including Section 5317, 5310 and 5316 (and 5311 by inference)—are “*derived from a locally developed, coordinated public transit-human services transportation planning process*.” In Arizona this process plays out in the on-going Regional Transportation Coordination Plan process. These plans are developed by the COGs and MPOs with ADOT’s assistance. Over time the plans should result in increased coordination activity within the regions.

As background, in 2004 a Presidential Executive Order, “United We Ride,” was issued directing all federal agencies providing human service transportation funding or services to coordinate their programs. In July 2005, Arizona’s Governor followed suit with Executive Order 2005-16 creating “Arizona Rides,” to provide similar direction to State agencies – to collaborate to reduce program waste and increase service quality to transportation-challenged

persons statewide. The Section 5317 Program is part of these state and national initiatives. Grant recipients are expected to actively participate in their Regional Coordination Plans and other forums, to work to the maximum to increase the effectiveness of their delivery of service. This requirement includes aggressively engaging in efforts to collaborate with other State and Federal programs that fund transportation to the greatest extent feasible.

Coordination can take on many forms including functions such as vehicle and driver sharing, but can also include such activities as insurance pooling, joint/inter-agency training, joint grant applications and collaboration on communications such as notification of space-available, route scheduling information and other resource sharing such as shared driver training.

Coordination Certifications are included in Part 5 – Federal Certifications and Assurances and Other Forms of this packet. For more information on United We Ride go to www.unitedweride.gov.

PROJECT EVALUATION PROCESS

Applicants for Section 5317 New Freedom funds must participate in a competitive selection process. As the FTA's designated recipient of funding for rural and small Urbanized Areas of the state under 200,000 population, the ADOT Multimodal Planning Division coordinates this process. It does this through a collaborative partnership with nine regional planning agencies (COGs and MPOs) throughout the state. Initially, local applications are screened regionally. ADOT then makes final statewide application to the FTA on behalf of the regions and their applicants.

ADOT sits on regional project review panels in an advisory capacity as a non-voting member. After all COG and MPO panel evaluations are summarized and submitted, ADOT evaluates the regional entries according to budget constraints and statewide needs. A statewide application is then submitted to the FTA Regional Office for approval. ADOT makes the final decision on the Section 5317 Program of Projects that is submitted to the FTA. However, it is rare that regional rankings are overturned by the State.

For Maricopa County, ADOT is partnering with the City of Phoenix for a joint review process for all applicants within the region. The City of Phoenix is the federally designated recipient of large (>200,000 population) Urbanized Area funds; ADOT for all other portions of the county.

ADOT and its regional partners place a high value on an applicant's ability to articulate the need for 5316 grant support to address service needs that are not currently being met adequately. Evaluators similarly look closely at an applicant's financial and organizational ability to successfully carry a grant award to completion and its attempts to coordinate services.

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Evaluation criteria are described below.

| I. Addresses the need for new public transportation service targeted at the disabled or provides alternatives that are beyond those required by the ADA. (25 pts) | Poorly (0-6 pts) | Somewhat (7-12) | Significantly (13-18) | Fully (19-25) |
|--|---------------------|--------------------|--------------------------|------------------|
| <ul style="list-style-type: none"> • Need for proposed service or equipment; target population; ridership; existing vehicle fleet; replacement or expansion; other transportation services available (availability, sufficiency, appropriateness of other services in area); • Anticipated increase, decrease or no change in service. | _____ | _____ | _____ | _____ |
| II. Effective Utilization of Equipment or Service (25 pts.) | Poorly (0-6) | Somewhat (7-12) | Significantly (13-18) | Fully (19-25) |
| <ul style="list-style-type: none"> • Number of clients served; trips; proposed services and trip priorities; hours of equipment operation per day and week; annual miles of vehicle operation; limitations on services | _____ | _____ | _____ | _____ |
| III. Supports local and regional coordination plan (25 pts.) | Poorly (0-6) | Somewhat (7-12) | Significantly (13-18) | Fully (19-25) |
| <ul style="list-style-type: none"> • Demonstrates attempts to coordinate with other agencies and public or private transit and paratransit systems, and other services; • Demonstrates willingness to participate in a coordinated system; • Participation on local and/or regional coordination committee(s); • Working agreements in place or under construction. | _____ | _____ | _____ | _____ |
| IV. Management Capability (25 pts.) | Poorly (0-6) | Somewhat (7-12) | Significantly (13-18) | Fully (19-25) |
| <ul style="list-style-type: none"> • Availability of—and/or process to obtain—matching funds; • Funds to operate and maintain a vehicle for at least four years or 100,000 miles, as applicable; • Program transportation experience; • Designated budget and staff to fund and manage program; • Adequacy of maintenance program; • Past Civil Rights or EEO complaints and outcomes. | _____ | _____ | _____ | _____ |

CONTRACTS WITH ADOT

Successful applicants must sign a contract (also known as a *user agreement*) for all awarded Section 5317 projects. For vehicles and other capital, the agreement extends for the “useful life” of the project. This time period (called a lien) is typically four (4) years or 100,000 miles, whichever comes first. Grantee applications become part of the contract with ADOT – by attachment and reference. A typical user agreement can be seen at <http://mpd.azdot.gov/transit/Section5310.asp>

Note: The 5317 Program Manager has the administrative latitude to disallow requests for release of lien even if one of the thresholds has been met, if he/she believes that the contract has not been properly fulfilled due to abuse, neglect, or improper/under-utilization. The ADOT Program Manager may elect to have the grantee keep the vehicle in service with an agreement for improved performance, or re-locate the vehicle/equipment elsewhere in the state.

Contracts for operations (including planning) and Mobility Management typically only cover one grant year. For operations, Mobility Management and planning, grantees are monitored relative to specific performance criteria based on individual project goals and objectives.

GRANTEE REPORTING REQUIREMENTS

Grantees have reporting requirements as a condition of grant award. For capital projects, annual vehicle inspections are done regionally (by ADOT or a contractor) and organized through the COG in rural areas and ADOT headquarters for Urbanized Areas. Typically each fall or winter a vehicle performance report is collected from the agency (see the *Section 5310 Handbook & Application* document). In addition, grantees must record vehicle use (passenger trips, maintenance, etc.) during the year. All Section 5317 reporting requirements must be submitted with a quarterly report through the COG or MPO to ADOT and must describe progress relative to the applicant’s stated objectives and contract performance criteria. Reporting is to be done on a template provided by ADOT.

The FTA has identified three key reporting areas for the 5317 program.

- Description of services beyond the requirements of the ADA
- Any changes to infrastructure (e.g., facilities, sidewalks, etc.), if appropriate
- Number of passenger trips (one way) provided

The specifics regarding the information to be reported for each Section 5317 project will be included the grant agreement with ADOT.

ADDITIONAL REQUIREMENTS

In the Application section of this document applicants are directed to read and agree to required federal *Certifications and Assurances*, as well as additional assurances that govern the grantee's acceptance and stewardship of its grant award. Among these federal provisions are Civil Rights, including Title VI-Nondiscrimination, Nondiscrimination on the Basis of Disability, Equivalent Service and other certifications.

LIMITATIONS ON OUT-OF-COUNTRY AND OUT-OF-STATE TRAVEL

No ADOT grant vehicle or other capital asset may be taken—or operating funds used—across an international boundary without prior written ADOT approval. *Cross-state boundary* travel is permitted as long as the purpose is fully in keeping with the objectives of the grant program.

CHARGING FARES FOR TRANSPORTATION SERVICES

Fares may be charged for transportation services as long as the fare does not exceed that required to operate the system or route under consideration. In determining fair and reasonable charges, service providers should keep in mind the primary end-user/clientele group utilizing Section 5317 services and their potential low-income status. If you have questions, they should contact the appropriate COG, MPO or the ADOT Program Manager.

MINIMUM REQUIRED INSURANCE COVERAGE

Grant recipients procuring vehicles are responsible for acquiring and maintaining current, appropriate insurance on their vehicles. Please refer to the Section 5310 Handbook for information on complying with ADOT insurance requirements.

CIVIL RIGHTS

All Section 5317 grantees are responsible for compliance with all Civil Rights requirements applicable to transit related projects, including 49 U.S. 5332 (Nondiscrimination), Title VI of the Civil Rights Act of 1964, Equal Employment Opportunity (EEO), Section 504 of the Rehabilitation Act of 1973, the Americans with Disabilities Act of 1990 and Disadvantaged Business Enterprise (DBE) program requirements, pursuant to Executive Order 13166 and DOT policy guidance concerning recipient's responsibilities to Limited English Proficient (LEP) persons (FRAC 5010.1D pg. II.8). Grantees must also include these requirements in any subcontract financed in whole or in part with Federal assistance provided by FTA, modified only if necessary to identify the affected parties.

TITLE VI - NON DISCRIMINATION

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, or national origin. Related laws and regulations, as cited below, prohibit discrimination on the basis of age and gender. Together these requirements are sometimes referred to as "Title VI". Specific citations for FTA's provisions for grantees include:

- Title VI of the 1964 Civil Rights Act, Section 601.
- Section 19 of the Federal Transit Act provides guidance in the area of age and sex discrimination.
- FTA Circular 4702.1A, "Title VI Program Guidelines for FTA Recipients," outlines specific State and grantee requirements.

Sub-recipient Requirements

Grant sub-recipients receiving funds or equipment from the Federal government through ADOT, are required to submit the following information as part of their application and annually thereafter, as long as a Federal interest remains in their equipment:

- Concise description of any lawsuits or complaints alleging discrimination in service delivery;
- Status or outcome of any lawsuits or complaints;
- Activities (contracts, programs, policies, etc.) which are supportive of positive efforts to enhance the inclusion of all individuals in the sub-recipient's employment or provision/receipt of service, regardless of race, color, creed, age or gender;
- Any Civil Rights reviews of their organization; and,
- Information on other Federal financial assistance applications.

In addition, the applicant (and subsequently, recipients annually) may be requested to provide information on the ethnic make-up of their organization (employees and clientele).

LIMITED ENGLISH PROFICIENCY (LEP)

Limited English Proficiency (LEP) stems from Presidential Executive Order 13166 - http://www.fta.dot.gov/documents/LEP_Executive_Order.doc - and functions as a supporting element of Title VI-Non Discrimination. It is a provision which protects individuals utilizing services associated with these federally-assisted programs who do not speak English as their primary language; that is, they cannot speak, write or understand English to the degree they have difficulty understanding the program, or are otherwise comfortable communicating and interacting with persons administering or other persons utilizing these programs. A number of indicators may be present which provide an operational definition of a person who is limited in their English proficiency for any particular region or locale. These factors and related

information can be found at <http://www.fta.dot.gov/documents/Newlepguidance.doc> An excerpt reads:

Recipients are required to take reasonable steps to ensure meaningful access to their programs and activities by LEP persons. While designed to be a flexible and fact-dependent standard, the starting point is an individualized assessment that balances the following four factors: (1) The number or proportion of LEP persons eligible to be served or likely to be encountered by a program, activity, or service of the recipient or grantee; (2) the frequency with which LEP individuals come in contact with the program; (3) the nature and importance of the program, activity, or service provided by the recipient to people's lives; and (4) the resources available to the recipient and costs.

The applicant/grantee is required to certify – in the *Certification & Assurances* section – that their agency provides for reasonable alternate-language accommodation of individuals who are limited-English-Proficient or LEP, to the extent that the individuals represent a minority class that is sufficiently large to be described as a significant alternate language within the region or locale. This status can be determined in a number of ways, one of the most useful of which may be information obtained from the local *school district* regarding predominant classes (i.e., alternate languages) of LEP individuals.

Reasonable accommodation for persons with LEP may range from information provided in a commonly observed pamphlet(s) or flyer(s) regarding the agency's services – to volunteer or contracted interpreters. Although each situation may present its own unique circumstances, the agency *does not need to provide all* of its communications in the alternate language—but sufficiently enough for their services to adequately and clearly be conveyed to the requesting individual(s). Visit www.lep.gov or contact the ADOT Civil Rights Office for further information.

EQUAL EMPLOYMENT OPPORTUNITY (EEO)

As part of the *Certifications and Assurances* section of the application, the sub-recipient agrees that it will not discriminate against any participant on the grounds of race, color, creed, gender, disability, age, or national origin. The sub-recipient also agrees to take affirmative action to ensure applicants for employment are treated without regard to their race, color, creed, gender, disability, age, or national origin. Such actions shall include, but not be limited to the following: employment, promotion, demotion or transfer, recruitment or advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training. FTA Circular 4704.1, Equal Employment Opportunity Program Guidelines for FTA Recipients," outlines FTA EEO objectives. A copy of this and other FTA circulars is available from the ADOT Multimodal Planning Division.

Title I of the Americans with Disabilities Act also contains specific provisions prohibiting *employment* discrimination on the basis of disability and requiring employers to make reasonable accommodations for persons with disabilities.

DISADVANTAGED BUSINESS ENTERPRISES (DBE)

A DBE is defined by the U.S. Department of Transportation as “a for-profit small business concern 1) that is at least 51 percent owned by one or more individuals who are socially and economically disadvantaged or, in the case of a corporation, in which 51 percent of the stock is owned by one or more such individuals; and 2) whose management and daily business operations are controlled by one or more of the socially and economically disadvantaged individuals who own it.” A “socially and economically disadvantaged individual” is further defined as any individual who is a citizen (or lawfully admitted permanent resident) of the United States and who is African American, Hispanic American, Native American, Asian-Pacific American, Subcontinent Asian American, a woman, determined to be socially and economically disadvantaged by ADOT, or a member of an additional group designated as socially and economically disadvantaged by the Small Business Administration.

The FTA states, sub-recipients who receive more than \$250,000 in various forms of FTA assistance, **exclusive of transit vehicle purchases**, must have a DBE program.

The Objectives of the DBE Program are: The Arizona Department of Transportation’s policy is to ensure nondiscrimination in the award and administration of DOT-assisted contracts in its highway, transit and airport financial assistance programs. To achieve this, ADOT strives to:

- Create a level playing field on which DBEs can compete fairly for DOT-assisted contracts;
- Ensure that the DBE program is narrowly tailored in accordance with applicable law;
- Ensure that only firms that fully meet this part’s eligibility standards are permitted to participate as DBEs;
- Help remove barriers to the participation of DBEs in DOT-assisted contracts; and
- Assist the development of firms that can compete successfully in the marketplace outside the DBE program.

Sub-recipients of Rural Public Transportation funds should take affirmative steps to ensure that socially and economically disadvantaged business enterprises participate in the performance of contracts and subcontracts. This may mean as actual transportation service providers, or as suppliers of commodities or services needed in the operation of transportation service.

Where the sub-recipient or subcontractor is found to have failed to exert sufficient reasonable and good faith efforts to involve DBEs in the work provided, ADOT may declare the sub-recipient or subcontractor in breach of contract; refer to 49 CFR pt. 26.

If any special equipment is procured for a grantee or by a grantee using these funds, ADOT will work with the sub-recipient to ensure that DBE requirements are met. Additional information on ADOT’s DBE policy and requirements for grantees can be found at

http://www.fta.dot.gov/civilrights/dbe/civil_rights_5263.html or by contacting the ADOT Civil Rights Office.

AMERICANS WITH DISABILITIES ACT (ADA)

All ADOT recipients of vehicles and other FTA grant assistance must comply with the Americans with Disabilities Act of 1990, transportation service and equipment provisions in subsequent regulations in 1991, and amendments thereto. The ADA was enacted by Congress as a national mandate for the elimination of discrimination against individuals with disabilities. In addition, any new construction of public-access facilities must have appropriate features incorporated to enhance accessibility by persons who are mobility-impaired. Service providers can stay apprised of ongoing revisions by subscribing to the FTA-ADA newsletter at: http://www.fta.dot.gov/civilrights/civil_rights_2360.html.

Service Provisions

The ADA requires of transportation providers a number of specific service provisions to be in place and operational. During its site reviews of program recipients ADOT staff will interview Section 5317 recipients regarding the status of the following ADA transportation service provisions:

- Maintenance of accessible features (see details below)
- Procedures to ensure lift vehicle availability
- Lift and securement use
- Announcement on vehicles (where applicable)
- Vehicle identification mechanisms in accordance with ADA
- Service animals (what policies and procedures are in place which are in accordance with ADA?)
- Public information/communications (what actions are taken to inform the disability community of transportation services available?)
- Lift deployment at any designated stop
- Service to persons using respirators or portable oxygen
- Adequate time for vehicle boarding and disembarking (what actions are taken to ensure that maximum reasonable time is allotted for these activities?)
- Training

Recipients should undertake all reasonable means to provide for the needs of sight and hearing-impaired in its communications with individuals with these disabilities within its facilities. Braille-etched sign and other forms of written communication as well as telephone

devices for the hearing impaired (TTDYs, etc.) are some examples of facility improvements covered under the ADA.

ADA Vehicle Maintenance Guidelines

It is very important that the ADA regulations and guidelines be followed closely. Applicants should familiarize themselves with ADA vehicle maintenance guidelines. Please refer to the 5310 Handbook for specific requirements.

2010 SECTION 5317 PROGRAM TIMETABLE *

ADOT's 5317 Program operates on an annual application cycle, starting in January of each year with the publication of the new year's federal apportionment and program guidelines through this Handbook document, and subsequent application workshops. These workshops are combined with information on the Section 5310 and 5316 Programs. Applicants are then given approximately 4 to 6 weeks to complete and submit their applications to their COGs or MPOs—with specific local grant deadlines set by these regional planning agencies. For vehicle applications, the grant award process from start-to-finish can take from 12 to 18 months. Other types of awards range from 6 to 12 months following initial application to funding award.

All dates are 2010 unless otherwise noted.

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| | |
|--|--|
| ADOT distributes guidelines to COGs/MPOs. | January |
| Distribution of Guidelines to potential applicants by COGs / MPOs. | January |
| Regional Application workshops | January-February |
| Applications due to COGs/MPOs. (Schedule set by COGs/MPOs)* | March-April |
| COG-MPO/ADOT Regional Review Committee Meetings to evaluate and rank applications within each region | April |
| COGs/MPOs submit completed applications in order of regional priority to ADOT. | Mid to Late April |
| Appeal deadline to ADOT | May 10 |
| ADOT submits application to FTA | June-July |
| FTA approval of ADOT request for program funding: notification to COGs and MPOs by ADOT. | July-August |
| Availability of funds or other assistance including small capital (excepting vehicles) | October 2010- February 2011 (following application year) |
| Vehicle and other equipment deliveries | Spring to Fall 2011 |

*Timeframes shown are typical and are subject to change. Regional deadlines are determined by the COG or MPO. Applicants should inquire with their local COG or MPO representative regarding up-to-date scheduling changes and other details.

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PROJECT APPLICATION

The application consists of:

- Checklist
- Applicant Information
- Project Description
- Project Budget
- Certifications, Assurances, and support documentation.

PART 1: CHECKLIST

The following documents must be submitted as part of your application:

- Checklist
- Applicant Information
- Project Description
- Project Budget
- Federal Certifications and Assurances
 - Assurance of Authority of Applicant and it's Representatives
 - General Assurances
 - Certification for Civil Rights Complaint Status
 - Certification of Drug-Free Workplace
- Support Documentation
 - Service area map(s)
 - Organizational Chart
 - Vehicle Inventory List
 - IRS 501 (c)(3) letter (Non-Profit agencies only)

PART 2: APPLICANT INFORMATION

SPECIAL NOTE: The ADOT *Section 5310 Handbook and Application* document contains additional detail regarding program implementation which also applies to Section 5316. This includes information regarding lien-period vehicle maintenance, insurance, licensing, transfer and various reporting requirements. Applicants for Section 5316 funds are strongly encouraged to review the *Section 5310 Handbook and Application* document.

The applicant HAS HAS NOT reviewed the **Section 5310 material**.

GENERAL INFORMATION

Applicant Status

- Private/Non-Profit Organization
- Private for Profit Organization
- State/Local Government
- Operator of Public Transportation

Primary Service Area

- Rural
- Urban
- Both

1. Legal Name of Applicant Organization/Agency

Contact:
 Title:
 Address:
 City: Zip Code:
 Phone: FAX:
 E-mail:
 Web Site:

2. Transportation Provider Agency Name (if different)

Contact:
 Title:
 Alternate Contact:
 Address:
 City: Zip Code:
 Phone: FAX:
 E-mail:
 Web Site:

PART 3: PROJECT DESCRIPTION

This part of the application is divided into several sections, each covering a different aspect of your organization, its management and your proposed project. Please provide thorough but concise answers to the questions.

A. ORGANIZATION

1. Is your organization a recipient under any of the following programs?

Section 5307 Section 5310 Section 5311 Section 5316 N/A

2. List the amount of federal money received by your agency in the last three fiscal years.

2007 \$ 2008 \$ 2009 \$

3. Provide a brief description of your agency's primary mission, including a mission statement if available.

4. Provide a summary of the structure of your organization. Provide information on your Board, employees, and volunteers. Identify the employee job title and indicate full time or part time status. Be sure to identify employees with grant-specific job duties (accountant, program manager etc.). Attach an organizational chart at the end of Part V of this application.

5. Describe your agency's experience and qualifications in terms of providing passenger transportation. Please include current service area(s), days, and hours of operation.

6. Does your organization currently have adequate staffing and resources to carry out your proposed Section 5317 project? Yes No

If no, please explain.

7. Describe your organization's resources in terms of equipment, office capability and location, communication system, and institutional capacity.

8. Describe your organization’s ability to address federal requirements such as reporting requirements, record keeping, competitive purchasing, bookkeeping, documentation, and invoicing.

B. PROJECT DESCRIPTION

1. List your project type (check all that apply): Capital Operating Planning

2. List the Federal share amount requested for your project:

Capital \$ Operating \$ TOTAL FEDERAL REQUEST \$

3. Funding will be used for the following:

New Service Continuation of Service Expansion of Existing Service

4. Provide a complete and detailed description of your project. Indicate changes to your existing transportation service (if any) and your anticipated project start date.

5. Describe how your project will provide new transportation service that go beyond the ADA requirements.

6. List the average daily, monthly and annual estimated number of jobs that will be accessed and the number of rides (one-way trips) provided as a result of your New Freedom project. If possible, break down your estimated ridership by trip purpose. If expansion of service, indicate both current and anticipated average one-way passenger trips.

| | | | |
|---|----------------------|---------------------------|----------------------|
| <i>Daily:</i> Jobs Accessed | <input type="text"/> | One-Way Trips Provided | <input type="text"/> |
| <i>Monthly:</i> Jobs Accessed | <input type="text"/> | One-Way Trips Provided | <input type="text"/> |
| <i>Annual:</i> Jobs Accessed | <input type="text"/> | One-Way Trips Provided | <input type="text"/> |
| <i>Expansion:</i> Current One-Way Trips | <input type="text"/> | Anticipated One-Way Trips | <input type="text"/> |

7. Describe the operational characteristics of the proposed service (fares, days and hours of operation, types of service).

8. Describe the target population(s) to be served, how consumers have been or will be involved in the planning/design of the service(s), how the service(s) will be marketed to the target population, and how will the target population will access the service(s)?

C. NEED FOR SERVICE

(If you don't currently provide transportation service, only answer question 6.)

1. How many current annual passenger trips are provided by your agency?

2. Describe how many days current service is operated, noting seasonal differences.

Operating Days per Week Operating Days per Month

Describe Seasonal Differences in Service

3. List the vehicle service hours and miles your agency provides.

Daily Service Hours Daily Service Miles

Weekly Service Hours Annual Service Miles

4. Do you operate your current vehicles on: Check all that apply.

Weekdays Weeknights after 6pm Weekends

5. Can all requests for service be accommodated with the existing services?

Yes, all requests are accommodated.

No, all requests are not accommodated. Explain.

6. Please describe why the transit service provided by existing public or private transit operators is unavailable, insufficient, or inappropriate to meet the work related transportation needs proposed to be served through this application.

7. Please list the number and type of vehicles in your current fleet. (Attach the inventory list from Part 6). Please indicate how your agency will address the ADA equivalency requirement, that persons with disabilities (including non-ambulatory disabled persons) will receive the same level of service as non-disabled individuals (or non-ambulatory disabled individuals).

D. VEHICLE USE

(Fill out only if requesting a vehicle)

1. List the vehicle(s) type(s) being requested:

2. How will the requested vehicle(s) be used?

Replace Existing – Vehicle being replaced is a year with miles

Vehicle Description: VIN:

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Service Expansion -

Does the vehicle(s) requested have a wheelchair lift? Yes No

If not, please describe why:

3. If applying for a non-wheelchair vehicle, do you have a wheelchair vehicle(s) in good working condition in the fleet or under contract which assures equivalent service?

Yes. If under contract- please explain:

No. If not, please explain:

4. Describe the service to be provided with the vehicle(s) requested in this application. Include service area, schedule, including hours per day and how many days per week the service will operate.

5. Describe your agency's ability to fund the operation and maintenance for the requested vehicle for at least four years or 100,000 miles.

6. What is the number of passenger trips expected on the vehicle requested?

Daily

Weekly

E. COORDINATION

1. Has your agency participated in a Regional Transportation Coordination Plan planning process?

Yes No If no, please describe why not:

2. Please describe how your project is consistent with the coordination strategies identified in your Regional Transportation Coordination Plan.

3. Please describe any coordination activities your agency has recently initiated or experienced, list the names of the other agencies involved and include the impact achieved. Include copies of any written or details of oral agreements to collaborate on service or other resource sharing.

F. CIVIL RIGHTS

Civil Rights / Title VI

1. Have there been any complaints, lawsuits, allegations or legal actions filed against your agency in the last two years? Yes No

If yes, explain the nature of the complaints:

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- 2. Does your agency have an EEO policy and does that policy include language that prohibits discrimination on the basis of race, national origin, color, sex, age, and disability in the workplace?** Yes No
- 3. Are the services provided by your agency accessible to your clients, regardless of race, color, national origin, sex, age or disability?** Yes No
If yes, please describe the process you use that ensures this.

CIVIL RIGHTS / LEP

- 4. Are you aware of your obligation to comply with Limited English Proficiency (LEP) requirements?** Yes No
- 5. How do you ensure that persons with LEP needs can access your services?**
- 6. Does your organization have a Limited English Proficiency (LEP) plan?**
 Yes No

CIVIL RIGHTS / DBE

- 7. Is your agency awarded more than \$250,000 in FTA funds annually?** Yes No
- 8. If yes, do you and an ADOT-approved DBE program in place?** Yes No
If no, please explain.
- 9. What good faith efforts has your agency made to purchase from DBE vendors?**

Civil Rights / ADA

The Americans with Disabilities Act of 1990 (ADA) requires that persons with disabilities receive the same level service from a transportation system as non-disabled persons. Services that are "separate but equal" are not acceptable (i.e., all individuals using wheel chairs on one bus and everyone else on another bus).

All Section 5317 recipients must keep federally funded equipment and facilities in good operating condition. Recipients must have policies and procedures to maintain vehicles effectively. Recipients must maintain, in operative condition, those features of facilities, vehicles, and other capital equipment that are required to make them accessible. ADA accessibility features must be repaired promptly if they are damaged or out of order. Recipients must establish a system of regular and frequent maintenance checks of lifts sufficient to determine if they are operative.

10. Does your agency have in place written policies, procedures regarding the following requirements of the ADA?

- Yes No Lift vehicle availability?
- Yes No Maintenance of accessible features on vehicle?
- Yes No Adequate time for vehicle boarding and disembarking?
- Yes No Use of portable oxygen/respirator equipment allowed?
- Yes No Service animals allowed?
- Yes No Training (wheelchair securement, sensitivity to passengers etc)?

11. FTA requires that if you have any non-lift equipped vehicles in your inventory, you must be able to provide “equivalent service” through some other means, such as sufficient other accessible vehicles, a written agreement with another provider in your service area to provide a lift-equipped vehicle when needed. Do you have at least one working, wheelchair accessible vehicle, meeting ADA standards, with available and qualified driver(s), for each of your primary services areas? *A YES statement, below, also indicates that your system has a “back up” plan should it’s accessible vehicle(s) be rendered out-of-service for more than a few days.*

- Yes No *If no, please explain.*

12. Is information on your service provided in accessible formats, if requested? Explain how: 1) a hearing impaired person, and 2) a visually impaired person would request a ride on your service.

13. Has your agency ever turned down a request for transportation from a person with a disability?

- Yes No *If yes, please explain.*

Is your turndown rate higher for people with disabilities than for the non-disabled?

- Yes No

If yes, please explain.

14. Are inspections of ADA equipment, including lifts, ramps, securement devices, signage, and communication systems part of your agency’s pre-trip and post trip inspection checklists?

- Yes No *If no, please explain.*

15. If ADA deficiencies are found during your agency’s pre-trip and post-trip inspections? What is done? How do you maintain equivalent service for persons with disabilities?

PART 4: PROJECT BUDGET & SUSTAINABILITY

In this section you will be asked to provide the budget information for the capital and operating costs associated with your project. Mobility Management projects, including related staffing and support items, should be noted under "Capital." Other planning functions should be noted under "Operations."

1. Can this project be scaled to a more limited scope with less funding?

Yes No If yes, how might your project be limited?

BUDGET SUMMARY

A. Capital (80/20)

Federal Request Amount

Local Match

B. Operating (50/50)

Federal Request Amount

Local Match

TOTAL FEDERAL REQUEST

TOTAL LOCAL MATCH

CAPITAL BUDGET DETAIL

List capital expenses for all requested items. Mobility management projects are considered a capital expense and should be included in this request.

Equipment:

| <i>Requested Item</i> | <i>Quantity</i> | <i>Unit Cost</i> | <i>Subtotal</i> |
|---|-----------------|------------------|-----------------|
| | | | \$ |
| | | | \$ |
| | | | \$ |
| Equipment Total | | | \$ |
| Mobility Management: (Including personnel and related costs) | | | |
| | | | \$ |
| | | | \$ |
| Mobility Mgmt Total | | | \$ |

| | |
|----------------------------|-----------|
| TOTAL CAPITAL COST: | \$ |
|----------------------------|-----------|

FTA 5317 Match Ratio 80/20

| | | | |
|--|--|-------------------|-----------|
| Federal Share (not to exceed 80% of total) | | | \$ |
| Local Share | | | \$ |
| | | TOTAL COST | \$ |

Match Funding Source: List each source and amount *Federal \$*
may be used as a match source with the exception of DOT funds.

| Name of Source | Type of funding | Amount |
|-----------------------|------------------------|---------------|
| 1 | | \$ |
| 2 | | \$ |
| 3 | | \$ |
| | | \$ |

OPERATING BUDGET DETAIL

List operating expense details. All expenses must directly relate to grant activities for eligibility.

OPERATING EXPENSES

Personnel/ Voucher Program Operating Expenses:

| | |
|--------------------------|----|
| Salaries | \$ |
| Fringe Benefits | \$ |
| Voucher Program Expenses | \$ |

Other Operating Expenses:

| | |
|--|----|
| Fuel and Oil | \$ |
| Tires, Parts, Maintenance | \$ |
| Vehicle Licenses, Insurance | \$ |
| Other Operating Expenses (Specify Below) | \$ |

OPERATING EXPENSES SUBTOTAL: \$

OPERATING REVENUES

| | |
|--|----|
| Fare Revenues | \$ |
| Other Operating Revenues (Including Advertising) | \$ |

OPERATING REVENUES SUBTOTAL: \$

NET OPERATING COSTS

(Subtract operating revenue subtotal from operating expense subtotal)

\$

| | | | |
|--|--|--|----|
| FTA 5317 Match Ratio 50/50 | | | |
| Federal Share (not to exceed 50% of total) | | | \$ |
| Local Share | | | \$ |

TOTAL OPERATING COST: \$

Match Funding Source: List each source and amount

Federal \$ may be used as a match source with the exception of DOT funds.

| Name of Source | Type of funding | Amount |
|----------------|-----------------|--------|
| 1 | | \$ |
| 2 | | \$ |
| 3 | | \$ |

Local Share Total: \$

PART 5: FEDERAL CERTIFICATES & ASSURANCES & OTHER FORMS

The following forms must be included with the application for Section 5317 (New Freedom Program) funding. If any of the following forms are not submitted with your application. The application will be considered “incomplete” and will not be a part of the application review panel.

- Affirmation of the Applicant and Applicant’s Attorney
- Assurance of Authority of Applicant and it’s Representatives
- General Assurances
- Drug-Free Workplace Act Certification
- Certificate of Compliance with Manufacturer’s Maintenance Schedule
- Coordination Certification

**FEDERAL FISCAL YEAR 2010 FTA
CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE**

(Required of all Applicants for FTA assistance and all FTA Grantees with an active capital or formula project)

AFFIRMATION OF APPLICANT

Name of Applicant: _____

Name and Relationship of Authorized Representative: _____

BY SIGNING BELOW, on behalf of the Applicant, I declare that the Applicant has duly authorized me to make these certifications and assurances and bind the Applicant's compliance. Thus, the Applicant agrees to comply with all Federal statutes and regulations, and follow applicable Federal directives, and comply with the certifications and assurances as indicated on the foregoing page applicable to each application it makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2010.

FTA intends that the certifications and assurances the Applicant selects on the other side of this document, as representative of the certifications and assurances in this document, should apply, as provided, to each project for which the Applicant seeks now, or may later, seek FTA assistance during Federal Fiscal Year 2010.

The Applicant affirms the truthfulness and accuracy of the certifications and assurances it has made in the statements submitted herein with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. 3801 et seq., and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR part 31 apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized in 49 U.S.C. chapter 53 or any other statute

In signing this document, I declare under penalties of perjury that the foregoing certifications and assurances, and any other statements made by me on behalf of the Applicant are true and correct.

Signature _____ Date: _____

Name _____

Authorized Representative of Applicant

AFFIRMATION OF APPLICANT'S ATTORNEY

For (Name of Applicant): _____

As the undersigned Attorney for the above named Applicant, I hereby affirm to the Applicant that it has authority under State, local, or tribal government law, as applicable, to make and comply with the certifications and assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the certifications and assurances have been legally made and constitute legal and binding obligations on the Applicant.

I further affirm to the Applicant that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these certifications and assurances, or of the performance of the project.

Signature _____ Date: _____

Name _____

Attorney for Applicant

Each Applicant for FTA financial assistance and each FTA Grantee with an active capital or formula project must provide an Affirmation of Applicant's Attorney pertaining to the Applicant's legal capacity. The Applicant may enter its signature in lieu of the Attorney's signature, provided the Applicant has on file this Affirmation, signed by the attorney and dated this Federal fiscal year.

GENERAL ASSURANCES – SECTION 5317 (NEW FREEDOM)

We the governing body of _____ in approving the submission of the attached application, certify that the APPLICANT has the legal authority and is willing to make as part of the contract between the State of Arizona and the APPLICANT for Federal Transit Administration Section 5317 financial assistance, the following assurances:

- A. As required by 49 U.S.C. 5316(f)(1), which makes the requirements of 49 U.S.C. 5307 applicable to New Freedom (NEW FREEDOM) formula grants, and 49 U.S.C. 5307(d)(1), the Applicant for NEW FREEDOM Formula Program assistance authorized under 49 U.S.C. 5316, certifies on behalf of itself and its subrecipients, if any, as follows:
- (1) In compliance with 49 U.S.C. 5307(d)(1)(A), the Applicant has or will have the legal, financial, and technical capacity to carry out its proposed program of projects, including safety and security aspects of that program;
 - (2) In compliance with 49 U.S.C. 5307(d)(1)(B), the Applicant has or will have satisfactory continuing control over the use of project equipment and facilities;
 - (3) In compliance with 49 U.S.C. 5307(d)(1)(C), the Applicant will adequately maintain the project equipment and facilities;
 - (4) In compliance with 49 U.S.C. 5307(d)(1)(D), the Applicant will ensure that elderly individuals and individuals with disabilities, or any person presenting a Medicare card issued to himself or herself pursuant to title II or title XVIII of the Social Security Act (42 U.S.C. 401 *et seq.* or 42 U.S.C. 1395 *et seq.*), will be charged for transportation during non-peak hours using or involving a facility or equipment of a project financed with Federal assistance authorized under 49 U.S.C. 5316 not more than fifty (50) percent of the peak hour fare;
 - (5) In compliance with 49 U.S.C. 5307(d)(1)(E), the Applicant, in carrying out a procurement financed with Federal assistance authorized under 49 U.S.C. 5316: (1) will use competitive procurement (as defined or approved by the Secretary), (2) will not use exclusionary or discriminatory specifications in its procurements, (3) will comply with applicable Buy America laws, and (4) will comply with the general provisions for FTA assistance of 49 U.S.C. 5323 and the third party procurement requirements of 49 U.S.C. 5325;
 - (6) In compliance with 49 U.S.C. 5307(d)(1)(F), the Applicant has complied with or will comply with the requirements of 49 U.S.C. 5307(c). Specifically, it: (1) has made available, or will make available, to the public information on the amounts available for the NEW FREEDOM Formula Grant Program, 49 U.S.C. 5316, and the projects it proposes to undertake; (2) has developed or will develop, in consultation with interested parties including private transportation providers, the proposed projects to be financed; (3) has published or will publish a list of projects in a way that affected citizens, private transportation providers, and local elected officials have the opportunity to examine the proposed projects and submit comments on the proposed projects and the performance of the Applicant; (4) has provided or will provide an opportunity for a public hearing to obtain the views of citizens on the proposed projects; (5) has ensured or will ensure that the proposed projects provide for the coordination of transportation services assisted under 49 U.S.C. 5336 with transportation services assisted by another Federal Government source; (6) has considered or will consider the comments and views received, especially those of private transportation providers, in preparing its final list of projects; and (7) has made or will make the final list of projects available to the public;
 - (7). In compliance with 49 U.S.C. 5307(d)(1)(G), the Applicant has or will have available and will provide the amount of funds required by 49 U.S.C. 5316(g) for the local share, and that those funds will be provided from approved non-Federal sources except as permitted by Federal

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law;

- (8). In compliance with 49 U.S.C. 5307(d)(1)(H), the Applicant will comply with: 49 U.S.C. 5301(a) (requirements for public transportation systems that maximize the safe, secure, and efficient mobility of individuals, minimize environmental impacts, and minimize transportation-related fuel consumption and reliance on foreign oil); 49 U.S.C. 5301(d) (special efforts to design and provide public transportation for elderly individuals and individuals with disabilities); and 49 U.S.C. 5303 through 5306 (planning and private enterprise requirements); and
- (9) In compliance with 49 U.S.C. 5307(d)(1)(I), the Applicant has a locally developed process to solicit and consider public comment before raising a fare or implementing a major reduction of public transportation;
- B. In compliance with 49 U.S.C. 5316(d), the Applicant certifies that (1) with respect to financial assistance authorized under 49 U.S.C. 5316(c)(1)(A), it will conduct in cooperation with the appropriate MPO an areawide solicitation for applications, and make awards on a competitive basis and (2) with respect to financial assistance authorized under 49 U.S.C. 5316(c)(1)(B) or 49 U.S.C. 5316(c)(1)(C), it will conduct a statewide solicitation for applications, and make awards on a competitive basis;
- C. In compliance with 49 U.S.C. 5316(f)(2), the Applicant certifies that any allocations to subrecipients of financial assistance authorized under 49 U.S.C. 5316 will be distributed on a fair and equitable basis;
- D. In compliance with 49 U.S.C. 5316(g)(2), the Applicant certifies that, before it transfers funds to a project funded under 49 U.S.C. 5336, that project will have been or will have been coordinated with private nonprofit providers of services; and
- E. In compliance with 49 U.S.C. 5316(g)(3), the Applicant certifies that: (1) the projects it has selected or will select for assistance under that program were derived from a locally developed, coordinated public transit-human services transportation plan; and (2) the plan was developed through a process that included representatives of public, private, and nonprofit transportation and human services providers and participation by the public.

Signature _____

Date _____

Title of Authorized Official _____

CERTIFICATION FOR CIVIL RIGHTS COMPLAINT STATUS

_____ I hereby certify that our organization does NOT have any pending Title VI (Civil Rights) complaints of discrimination filed against its transit program.

_____ I hereby certify that our organization DOES have _____ (number) pending Title VI (Civil Rights) complaints of discrimination filed against its transit program. This complaint(s), and its status, is briefly described below. The agency agrees it will keep the Arizona Department of Transportation's Transit Unit informed of any changes in the status of that complaint(s).

To comply with the Civil Rights Act of 1964, Title VI, the Americans with Disabilities Act of 1990, Title II, and the Vocational Rehabilitation Act of 1973, Section 504, we do not discriminate on the basis of disability, race, color, national origin, age, or gender.

Signature

Title

Printed Name

Date

Agency Name

Drug-Free Workplace Act Certification for a Public or Private Entity

_____ certifies that it will provide a drug-free workplace by:

- a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the applicant's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b) Establishing an ongoing drug-free awareness program to inform employees about:
 - (1) The dangers of drug abuse in the workplace;
 - (2) The applicant's policy of maintaining a drug-free workplace;
 - (3) Any available drug counseling, rehabilitation, and employee assistance programs; and,
 - (4) The penalties that may be imposed upon employees for drug abuse violations in the workplace;
- c) Making it a requirement that each employee to be engaged in the performance of the grant or cooperative agreement be given a copy of the statement required by paragraph (a);
- d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant or cooperative agreement, the employee will:
 - (1) Abide by the terms of the statement; and
 - (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- e) Notifying the Federal agency in writing, within ten calendar days after receiving notice under subparagraph (d) (2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every project officer or other designee on whose project activity the convicted employee is working, unless the Federal agency has designated a contact point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant or cooperative agreement.
- (f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who was convicted:
 - (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
 - (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency.
- g) The Applicant's headquarters is located at the following address. The addresses of all workplaces maintained by the Applicant are provided on an accompanying list.

Drug-free Workplace, cont'd

Name of Applicant: _____

Address: _____

Signature of Authorized Official: _____

Title: _____

Date: _____

COORDINATION CERTIFICATION

(Agency Name)

Hereby certifies that the project described in the enclosed application for funding assistance from the ADOT/FTA Section 5317 New Freedom Program, was derived from a *locally (i.e., regionally) developed, coordinated public transit-human services transportation planning process*, that the applicant-agency has participated in this process, and that – to its knowledge at the time of this certification – its intent to seek grant funding assistance for this project, or a project sufficiently similar to the applied-for project (as determined by the applicant's COG or MPO office), has been – or will be – included in the recommended Program-of-Projects of its region's coordinated human services transportation plan. Further, the applicant has had ample opportunity to participate in, and contribute to, this plan, and certifies that it will engage in local and regional coordination activities to the best of its ability, including but not limited to applicable activities discussed in the above-mentioned plan.

Name of Authorized Official (Applicant)

Signature of Authorized Official (Applicant)

Date

REVIEWER USE ONLY:

Name of Authorized Official (COG/MPO)

Signature of Authorized Official (COG/MPO)

Date

Note: this is an ADOT form supportive of federal initiatives, guidance and regulation in the area of coordination and is developed from, among other references, specific requirements of the Section 5316 program.

For MAG Region Applicants Only
(Submit to MAG On or Before Application to ADOT)

2009 Commitment to Strategies for
 FTA Section 5310, 5316 and 5317 applicants

SAFETEA-LU requires any agency applying for Section 5310 funds (Elderly Individuals and Individuals with Disabilities); Section 5316 funds (Job Access and Reverse Commute); and/or Section 5317 funds (New Freedom) funds; to respond to a locally derived human services transportation coordination plan. Agencies will demonstrate compliance with the 2009 MAG Human Services Coordination Transportation Plan Update as evidenced by the following:

- Attendance at designated human services transportation meetings to assist in the development and implementation of regional coordination planning.
- Compliance with information and data requests to aid in the collaborative efforts of the planning process.
- Demonstrated support and achievement of goals in the plan as appropriate and identified in the plan.

Agency data gathering and feedback is a valued part of the regional human services transportation coordination effort. Strategies identified in the coordination process are the collaborative effort of all participating agencies. A successful and relevant plan will assist the agencies in their mission to serve elderly persons, and persons with disabilities and low income.

I do hereby agree, on behalf of my organization, that we will actively support strategies developed in the plan in compliance with SAFETEA-LU regulations. Our participation will continue throughout the term of the grant.

 Printed Name

 Title

 Signature

 Organization

 Date

PART 6: SUPPORT DOCUMENTATION

In the section below please provide any support documentation for your project

- Service Area Map(s)
- Organizational Chart
- Vehicle Inventory List
- IRS 501(c)(3) letter (Non-profit agencies only)

TOTAL FLEET VEHICLE INVENTORY

Instructions

Use the vehicle condition and classification code table (below) to complete the information on the total vehicle fleet inventory table *on the next page*. Please provide individual vehicle information on all vehicles used to carry passengers in your fleet.

VEHICLE CLASSIFICATION AND VEHICLE CONDITION CODE TABLES

(Use the following codes for completing the table on the next page.)

| VEHICLE CLASSIFICATION TYPE | CODE |
|--|------|
| HEAVY DUTY 40 + FOOT BUSES | 1 |
| HEAVY DUTY LESS THAN 40 BUT GREATER THAN 30 FOOT BUSES | 2 |
| MEDIUM DUTY 20-30 FOOT BUSES OR MINI-BUSES | 3 |
| LIGHT DUTY 20-30 FOOT VANS (Larger Cutaways, and Maxi-Vans, etc.) | 4 |
| LIGHT DUTY 15-25 FOOT VANS (Small Cutaways, Mini-Vans , Small Maxi-Vans (including lift vans) & "Suburbans"/large 4x4 wagons) | 5 |
| SUPPORT VEHICLES (Sedans, Station Wagons, Pickups, etc.,) | 6 |
| NOTE: Vehicle footage is measured from bumper to bumper) | |
| VEHICLE CONDITION DEFINITIONS | CODE |
| EXCELLENT: Brand new or less than one year old, no major problems exist, or only routine preventative maintenance is required. | 5 |
| GOOD: Elements are in good working order, requiring only nominal or infrequent minor repairs. | 4 |
| ADEQUATE: Requires frequent minor repairs or infrequent major repairs. Elements are in adequate working order and the asset's usage can continue. | 3 |
| POOR: Requires frequent major repairs, elements are in poor working order, or asset is technologically dated and requires major retrofit. Future usage requires significant investment, which may or may not be cost-effective. | 2 |
| FAILURE: In sufficiently poor condition that continued use is impossible or non-cost-effective. | 1 |

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APPENDIX

- Glossary of Terms
- Federal Program References

GLOSSARY OF TERMS

ADOT – Arizona Department of Transportation, the authorized agent for the state’s JARC (and other transit programs) for rural and small urban areas under 200,000 population, as well as Section 5310 (below) which serves all urban and rural regions of the state.

Arizona Rides – a Governor Executive Order (2005-16) – signed July 2005 – and initiative designed to encourage state agencies to coordinate and collaborate on programs serving human service agency transportation needs; an outgrowth of the President’s federal “United We Ride” Order and initiative. See United We Ride.

COG - Council of Government – a regional planning agency whose membership is composed of the incorporated cities, towns and counties within a prescribed area defined by the geographic boundaries of agreed-upon counties and which, *for the purposes of ADOT’s grant programs*, represents predominately rural areas and communities under 50,000 population. See MPO.

Cutaway – a popular medium sized transit vehicle widely used in ADOT’s programs, usually dual-rear-wheel in configuration and wheelchair-lift equipped. Some smaller variants do not require a Commercial Drivers License (CDL) to operate. See Lift Van.

Designated Recipient – Any local or state agency applying for and receiving formula and Surface Transportation Program (STP) flexible grant funds directly from—and authorized by—the federal government (e.g., FTA). ADOT is the designated recipient for Arizona for the following grant programs:

- Section 5304 – State Planning, primarily for rural portions of the state
- Section 5310 – See description below
- Section 5311 – See description below
- Section 5316 – JARC – for rural and small urban areas under 200,000 population.*
- Section 5317 – New Freedom – for rural and small urban areas under 200,000 population.*

* For urbanized Maricopa and Pima Counties over 200,000 population, the City of Phoenix and Tucson respectively are the FTA designated recipients.

FTA – Federal Transit Administration, the implementing agency of the US Department of Transportation for all federal transit programs.

Grantee – from the federal perspective for the above-named programs, a grantee is the State agency receiving grants. In these examples, the State is the federally designated recipient and the federal grantee. From the State’s (ADOT’s) perspective, a grantee is any agency receiving grant funds from the State or other source. See Recipient and Subrecipient.

ITS – Intelligent Transportation Systems – communications technology-driven equipment, hardware, software or other data formats or images designed to increase the quality, quality, or timeliness of information delivered or displayed to end user-customers or service providers on the status or other characteristics of a transportation system.

JARC – Job Access & Reverse Commute – See Section 5316

Lift Van – a small (less than 20 feet long) vehicle widely used in ADOT’s programs, single rear-wheel (per side) configuration, equipped with wheelchair lift and raised roof, and not currently requiring a Commercial Drivers License (CDL) to operate. Also known as “maxi van with lift.”

Mobility Management – a short-range planning function comprised of personnel and/or equipment (data or communications hardware, software, etc.) designed to increase inter-agency coordination, i.e., typically for more than one agency or group.

MPO – Metropolitan Planning Organization – a regional planning agency representing a predominately urban area, encompassing all or part of a county. Some MPOs are also COGs. However, *for the purposes of ADOT’s grant programs*, “MPO” describes an agency whose region has a significant urban core/population center over 50,000 population and focus of activity although their regional boundaries may also encompass significant rural areas. See COG.

New Freedom – See Section 5317

Recipient – from the federal perspective, a recipient is the State (or other “designated recipient” for other programs), but generally, any agency receiving grant funds, whether from the State or directly from the federal government. See Subrecipient.

SAFETEA-LU – the federal authorizing legislation (by Congress) since 2005 of all surface transportation program funding including highway and transit, and which governs all FTA programs through at least September 2009, at which time new authorizing legislation is scheduled to take precedence.

Section 5307 – *Urbanized Area Formula* transportation program for communities >50,000 population. As communities grow past the 50,000 population threshold they move in status from the 5311 program into the “small urban area” portion of the *FTA 5307* Program, which is administered directly by the grantee and FTA, with only peripheral ADOT involvement. ADOT continues to mentor these transitional communities until they achieve “full” 5307 status. Section 5307 and 5310 are highly encouraged to coordinate services and resources wherever possible.

Section 5310 – *Elderly Individuals & Individuals With Disabilities Program* – a FTA formula grant program administered in Arizona by ADOT for all regions – which is designed to provide financial assistance (primarily vehicles) to agencies serving seniors and persons with disabilities.

Section 5311 – *Rural Public Transportation* (also known as Non-Urbanized Formula Program) – a FTA formula grant program administered in Arizona by ADOT, designed to provide communities under 50,000 population with operating and capital assistance with which to run local transit programs.

Section 5316 – *Job Access & Reverse Commute or Section 5316* – a FTA program newly “formalized” under SAFETEA-LU and administered in Arizona by ADOT to assist low income individuals with work related transportation.

Section 5317 – *New Freedom* – a FTA formula grant program administered in Arizona by ADOT – for rural and small urban areas under 200,000 population – designed to provide transportation services for persons with disabilities which “go beyond” ADA requirements many systems currently must follow (but also which there is often limited in funding for additional services “beyond..”). Like JARC (5316), New Freedom provides capital and operating funds.

Subrecipient – from the federal government’s perspective, any recipient of grants or grant funding from the State (or other designated recipient) which originated with a federal agency (e.g., FTA). Generally, a subrecipient is a *local* recipient of a designated recipient of such a grant. See Recipient.

United We Ride – a Presidential Executive Order (2004) – signed February 2004 – and federal initiative designed to encourage federal agencies to coordinate and collaborate on programs serving human service agency transportation needs, with the aim to reduce waste between programs with common or similar transportation objectives, and increase service quality for the transportation-challenged populations they serve. See Arizona Rides.

FEDERAL PROGRAM REFERENCES

- I. Federal Transit Laws, Title 49, United States Code, Chapter 53.
- II. Federal-aid highway and surface transportation laws, Title 23, United States Code.
- III. Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users, (SAFETEA-LU) (Pub. L. 109-59, 119 Stat. 1144, Aug. 10, 2005).
- IV. Transportation Equity Act for the 21st Century (TEA-21) (Pub. L. 105-178, 112 Stat. 107, June 9, 1998).
- V. Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) (Pub. L. 102-240, 105 Stat. 1914, Dec. 18, 1991).
- VI. Federal Public Transportation Act of 1978 (Pub. L. 95-599, Nov. 6, 1978).
- VII. Americans with Disabilities Act of 1990, as amended, 42 U.S.C. 12101 et seq.
- VIII. Government Performance Results Act of 1993, as amended (Pub. L. 103-62, 107 Stat. 285, Aug. 3, 1993).
- IX. Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794.
- X. Title VI of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000d.
- XI. Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. 2000e.
- XII. Clean Air Act, as amended, 42 U.S.C. 7401 et seq.
- XIII. Section 404 of the Clean Water Act, as amended, 33 U.S.C. 1344.
- XIV. Policy on Lands, Wildlife, and Waterfowl Refuges, and Historic Sites, 49 U.S.C. 303.
- XV. Section 106 of the National Historic Preservation Act, 16 U.S.C. 470f.
- XVI. Internal Revenue Code, Non-profit Organizations, 26 U.S.C. 501.
- XVII. Lobbying Restrictions, 31 U.S.C. 1352.
- XVIII. Disadvantaged Business Enterprises, 23 U.S.C. 101 note.
- XIX. Congressional Declaration of Policy Respecting Insular Areas, 48 U.S.C. 1469a.

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- XX. Program Fraud Civil Remedies Act, 31 U.S.C. 3801 et seq.
- XXI. Uniform Relocation Assistance and Real Property Acquisitions Policies Act of 1970, as amended, 42 U.S.C. 4601, et seq.
- XXII. Age Discrimination Act of 1975, as amended, 42 U.S.C. 6101 et seq.
- XXIII. Title IX of the Education Amendments of 1972, as amended, 20 U.S.C. 1681 et seq.
- XXIV. National Environmental Policy Act of 1969, as amended, 42 U.S.C. 4321 et seq.
- XXV. Federal Funding Accountability and Transparency Act of 2006 (Pub. L 109–282, 120 Stat. 1186, Sept. 26, 2006).
- XXVI. Davis-Bacon Act, as amended, 40 U.S.C. 3141 et seq.
- XXVII. Drug-Free Workplace Act of 1988, as amended, 41 U.S.C. 701 et seq.
- XXVIII. U.S. DOT regulations, “Organization and Delegation of Powers and Duties,” 49 CFR part 1.
- XXIX. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments,” 49 CFR part 18.
- XXX. U.S. DOT regulations, “Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations,” 49 CFR part 19.
- XXXI. U.S. DOT regulations, “New Restrictions on Lobbying,” 49 CFR part 20.
- XXXII. U.S. DOT regulations, “Nondiscrimination in Federally-Assisted Programs of the Department of Transportation—Effectuation of Title VI of the Civil Rights Act of 1964,” 49 CFR part 21.
- XXXIII. U.S. DOT regulations, “Uniform Relocation Assistance and Real Property Acquisition for Federal and Federally-Assisted Programs,” 49 CFR part 24.
- XXXIV. U.S. DOT regulations “Nondiscrimination on the Basis of Sex in Education Programs or Activities Receiving Federal Financial Assistance,” 49 CFR part 25.
- XXXV. U.S. DOT regulations, “Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs,” 49 CFR part 26.

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- XXXVI. U.S. DOT regulations, "Nondiscrimination on the Basis of Disability in Programs or Activities Receiving Federal Financial Assistance," 49 CFR part 27.
- XXXVII. U.S. DOT regulations, "Governmentwide Debarment and Suspension (Nonprocurement)," 49 CFR part 29.
- XXXVIII. U.S. DOT regulations, "Governmentwide Requirements for Drug-Free Workplace (Financial Assistance)," 49 CFR part 32.
- XXXIX. U.S. DOT regulations, "Transportation Services for Individuals with Disabilities (ADA)," 49 CFR part 37.
 - XL. U.S. DOT regulations, "Americans with Disabilities Act (ADA) Accessibility Specifications for Transportation Vehicles," 49 CFR part 38.
 - XLI. U.S. DOT regulations, "Procedures for Transportation Workplace Drug and Alcohol Testing Programs," 49 CFR part 40.
 - XLII. FTA regulations, 49 CFR Subtitle B Chapter VI.
 - XLIII. Joint Federal Highway Administration/FTA regulations, "Planning Assistance and Standards," 23 CFR part 450 and 49 CFR part 613.
 - XLIV. Joint Federal Highway Administration/FTA regulations, "Environmental Impact and Related Procedures," 23 CFR part 771 and 49 CFR part 622.
 - XLV. Federal Motor Carrier Safety Administration regulations, "Controlled Substances and Alcohol Use and Testing," 49 CFR part 382.
 - XLVI. U.S. Department of Treasury regulations, "Rules and Procedures for Efficient Federal-State Funds Transfers," 31 CFR part 205.
 - XLVII. U.S. Environmental Protection Agency regulations, "Determining Conformity of Federal Actions to State or Federal Implementation Plans," 40 CFR part 93.
 - XLVIII. Executive Order 12372, "Intergovernmental Review of Federal Programs," July 14, 1982.
 - XLIX. Executive Order 12898, "Federal Actions To Address Environmental Justice in Minority Populations and Low-Income Populations," Feb. 11, 1994.
 - L. Executive Order 13217, "Community-Based Alternatives for Individuals with Disabilities," June 18, 2001.

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- LI. Executive Order 13330, "Human Service Transportation Coordination," Feb. 24, 2004.
- LII. Office of Management and Budget Circular A-87, "Cost Principles for State, Local, and Indian Tribal Governments," codified at 2 CFR part 225, Aug. 31, 2005.
- LIII. Office of Management and Budget Circular A-94, "Guidelines and Discount Rates for Benefit-Cost Analysis of Federal Programs," Oct. 29, 1992.
- LIV. Office of Management and Budget Circular A-122, "Cost Principles for Non-Profit Organizations," codified at 2 CFR part 230, Aug. 31, 2005.
- LV. Office of Management and Budget Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations," June 23, 2003.
- LVI. U.S. Department of Transportation Order to Address Environmental Justice in Minority Populations and Low-Income Populations, 62 FR 18377 (Apr. 15, 1997).
- LVII. U.S. DOT Policy Guidance Concerning Recipients' Responsibilities to Limited English Proficient (LEP) Persons, 70 FR 74087 (Dec. 14, 2005).
- LVIII. FTA Circular 4220.1E, "Third Party Contracting Requirements," June 19, 2003.
- LIX. FTA Circular 4702.1, "Title VI Program Guidelines for FTA Recipients," Oct. 1, 1998.
- LX. FTA Circular 5010.1C, "Grant Management Guidelines," Oct. 1, 1998.
- LXI. FTA Circular 9030.1C, "Urbanized Formula Program Guidance and Application Instructions," Oct. 1, 1998.
- LXII. U.S. General Services Administration, "Excluded Parties List System," www.epls.gov.
- LXIII. FTA Master Agreement FTA MA(13), Oct. 1, 2006.
- LXIV. FTA ECHO-Web System Operations Manual.
<http://www.fta.dot.gov/documents/ECHOWebGranteeUserManual.pdf>.
- LXV. *Olmstead v L.C.*, 527 U.S. 581 (1999)