

Tribal Transportation Program (TTP) and Bipartisan Infrastructure Law (BIL)* Overview

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U.S. Department
of Transportation

**Federal Highway
Administration**

*Also known as the “Infrastructure Investment and Jobs Act”

Tribal Transportation Program - BIL

- **Funding**

○ FY22	-	\$578,460,000	(Contract Authority)
○ FY23	-	\$589,960,000	(Contract Authority)
○ FY24	-	\$602,460,000	(Contract Authority)
○ FY25	-	\$612,960,000	(Contract Authority)
○ FY26	-	<u>\$627,960,000</u>	(Contract Authority)

Total: \$3,011,800,000

Tribal Transportation Program - BIL

• Tribal Transportation Facility Bridges

- Eliminated 3% Set-aside from TTP

- Bridge Formula Program – 3% Set-aside
 - \$165 M/year (Advance Appropriations)

- Bridge Investment Program Set-aside
 - \$20 M/year (Advance Appropriations)

- Bridge Investment Program Set-aside
 - FY22 \$16 M (Contract Authority)
 - FY23 \$18 M (Contract Authority)
 - FY24 \$20 M (Contract Authority)
 - FY25 \$22 M (Contract Authority)
 - FY26 \$24 M (Contract Authority)

- Please submit your applications!

Bridge Program Regulations - TTP

- 23 CFR 661
- NPRM issued in the coming weeks
- Address statutory changes from MAP-21, FAST Act and BIL
 - Indian Reservation Roads (IRR) to Tribal Transportation Program (TTP)
 - Removes bridge condition language (structurally deficient, functionally obsolete)
 - Inserts bridge condition language used by State DOTs to provide consistency

Tribal Transportation Program - BIL

Safety

- 4% Set-aside from TTP (Was 2%)
- FY22 NOFO Open
- Estimated Funding amount \$23.1 million
- Application due date: September 15, 2022

[6.4.22 Clean per OST C edits \(dot.gov\)](#)

Tribal Transportation Program Safety Fund

- FY21 - 2% set-aside from TTP
- Approximately \$9 M available
- Awards announced last week
- 75 applications requesting \$26 M
- 58 awards to 51 Tribes in 17 states

[FY21 Tribal Transportation Program Safety Fund Awards.xlsx](#)
[\(dot.gov\)](#)

[FHWA Awards Nearly \\$9 Million for Tribal Transportation Safety Improvements and Announces Additional \\$120 Million Available Thanks to President's Bipartisan Infrastructure Law | FHWA \(dot.gov\)](#)

- Issued June 7th
- References FY21 TTPSF Awards
- Announces the FY22 TTPSF NOFO
- Rolls out the TTPBF Guidance (Q&A's)
- Rolls out the “Transportation Funding Opportunities for Tribal Nations” Brochure

Tribal Transportation Program - BIL

High Priority Projects (HPP)

- \$9 M/year set-aside from TTP (New)
- \$30 M/year subject to appropriations from the General Fund
 - Not included in the FY22 Consolidated Appropriations Act
- To be administered as described in MAP-21 (2012)
- Will use the project scoring matrix from original 25 CFR 170
- Still a lot of details to be worked out
- Legal Counsel started looking at it last week

Safe Streets and Roads for All (SS4A) - BIL

- The Safe Streets for All Notice of Funding Opportunity (NOFO) announced Monday can be found at <https://www.transportation.gov/SS4A>.
- Applications are due on or before Sept. 15, 2022.
- Stakeholder webinars
 - Monday, June 13: How to Apply for the Safe Streets and Roads for All (SS4A) Opportunity
 - Wednesday, June 15: How to Apply for the Safe Streets and Roads for All (SS4A) Opportunity: Focus on Action Plan Grants
 - Thursday, June 23: How to Apply for the Safe Streets and Roads for All (SS4A) Opportunity: Focus on Implementation Grants
- Additional information and resources about the SS4A Grant Program, including webinar links, also can be found at <https://www.transportation.gov/SS4A>.

Nationally Significant Federal Lands and Tribal Projects Program (NSFLTP) - BIL

- Funding - \$275 M (FY 22-26) in contract authority from the HTF
- Reduces (from \$25 M to \$12.5 M) minimum eligible project cost
- Modifies the Federal share requirements:
 - Federal share for tribal projects is 100%;
 - For other projects, it allows Title 23 and Title 49 funds to be used for the “non-Federal” share
- Requires an even split between tribal and Federal lands projects
- Of the funds for Federal lands projects, requires that at least 1 eligible project be carried out in a unit of the National Park System with ≥ 3 M annual visitors

National Significant Federal Lands and Tribal Project Program

- FY21 - \$100 M available
 - 12 applications requesting \$932 million
 - Award announced soon
- FY22 – \$125 M available
 - Includes \$75 M from the GF (FY22 Appropriations Act)
 - NOFO released soon

Tribal Transportation Program - BIL

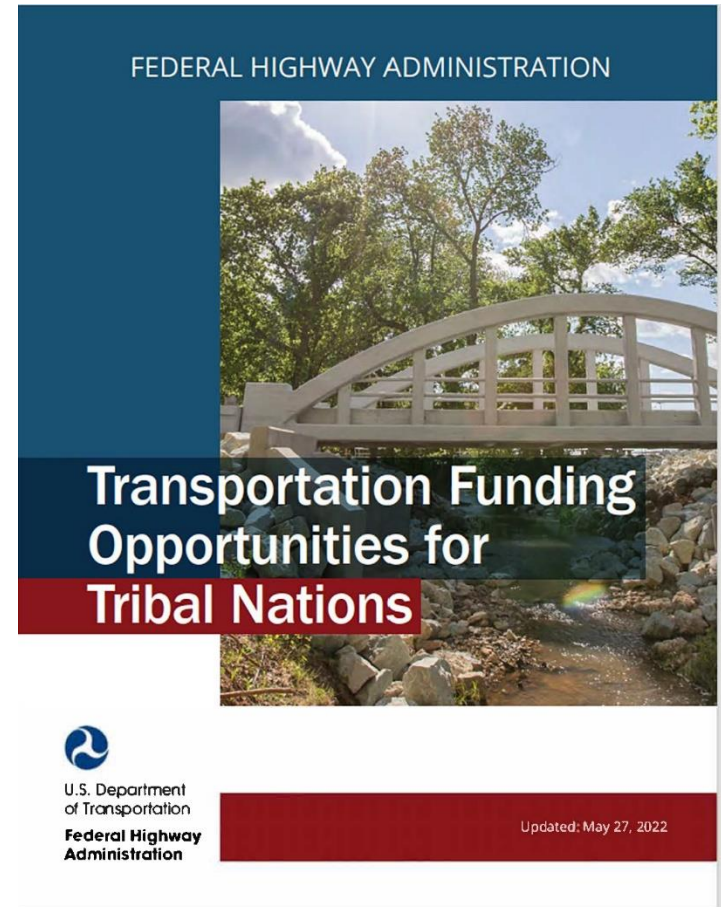
- Section 14002 – Environmental Review for Certain Tribal Transportation Facilities
 - Sets time limits on Federal NEPA Decisions and Permitting actions for Tribal Transportation Safety Projects
 - Safety Projects: Projects that include features listed in 23 USC 148(a)(4)(B)
 - 45 days to issue a NEPA Decision
 - Another 45 days to issue permits
 - Allows an extension with written notice and explanation to the Tribe
 - 30 days

Tribal Transportation Program - BIL

- Section 14003 – Programmatic Agreements for Tribal Categorical Exclusions
 - Agreements to delegate Federal authority for approval of categorical exclusions under the National Environmental Policy Act.
 - Similar authority previously delegated to Tribes by HUD.
 - Similar authority previously delegated to State DOTs by FHWA.
 - A proposed, draft template agreement is being developed.
 - Shall have a term of not more than 5 years

Transportation Funding Opportunities for Tribal Nations (dot.gov)

- Federal Role
- How to Access Fundings
- Dedicated Tribal Programs and Other Programs
- Outlines:
 - Purpose
 - Funding
 - Program Type
 - Federal Share
 - Eligible activities
 - BIL Changes to TTP
 - Additional Information and Assistance



Tribal Technical Assistance Program (TTAP)

- NOFO Issued January 24, 2022
- Application Deadline March 24, 2022
- Application Deadline Extended to May 2, 2022
- \$17.875 M Award Ceiling Across 4 Years
- 7 TTAP Centers Anticipated – 1 for Rocky Mt. & Great Plains
- Formal Partnership Between TTAP and OTT

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<https://highways.dot.gov/federal-lands/programs-tribal>



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Office of Tribal Transportation

The Office of Tribal Transportation (OTT) administers the Tribal Transportation Program (TTP) and provides stewardship and oversight for direct funding agreements with 135 federally recognized Tribes. The OTT also provides support for all FHWA activities affecting tribal transportation. This support includes the administration of TIGER/BUILD grants awarded to Tribes, and the transfer of funds from States and other local governments to Tribes through the 202(a)(9) transfer process.

In addition, the FHWA Office of Tribal Transportation manages the Tribal Transportation Program Bridge Program and the Tribal Transportation Program Safety Fund for all federally recognized Tribes. These grant programs are set-asides from the overall Tribal Transportation Program.

The mission of the FHWA Office of Tribal Transportation is:

Through mutual respect and understanding, enhance the quality of life in Tribal communities by supporting the Tribes' delivery of transportation programs.

Tribal Transportation Program

TTP is the largest program in the Office of Federal Lands Highway. Established in 23 U.S.C. 202 to address the transportation needs of Tribal governments throughout the United States, the program is receiving \$465 million in FY 2016, with increases of \$10

What's New?

- On May 7, 2020, FHWA published a Notice of Funding Opportunity for the Tribal Transportation Program Safety Fund (TTPSF). The deadline for applications is August 20, 2020. [Click Here](#) for more information.

Contact Us

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