

Am I a Tier I or Tier II Agency?

1. Am I a recipient or subrecipient of Federal financial assistance?

Yes: Continue to next question.

No: TAM rule does not apply to me.

2. Do I own, operate, or manage capital assets used in the provision of public transportation?

Yes: The TAM rule applies to me. Continue to next question.

No: The TAM rule does not apply to me.

3. Am I an American Indian tribe?

Yes: I am tier II.

No: Continue to next question.

4. Do I only receive funds as a subrecipient to my State DOT?

Yes: I am tier II.

No: Continue to next question.

5. Do I operate rail fixed guideway?

Yes: I am tier I.

No: Continue to next question.

6. Do I operate 101 or more revenue vehicles in all fixed-route modes combined during peak operation?

Yes: I am tier I.

No: Continue to next question.

7. Do I operate 101 or more revenue vehicles in any one non-fixed route mode during peak operation?

Yes: I am tier I.

No: I am tier II.

Applicable TAM Rule Language

Tier I provider means a recipient that owns, operates, or manages either (1) one hundred and one (101) or more vehicles in revenue service during peak regular service across all fixed route modes or in any one non-fixed route mode, or (2) rail transit. 625.5

Tier II provider means a recipient that owns, operates, or manages one hundred (100) or fewer vehicles in revenue service during peak regular service across all non-rail fixed route modes or in any one non-fixed route mode, (2) a subrecipient under the 5311 Rural Area Formula Program, (3) or any American Indian tribe. 625.5

Subrecipient means an entity that receives Federal transit grant funds indirectly through a State or a direct recipient. 625.5

Each tier I provider must develop and carry out a TAM plan that includes each element under subsection (b) of this section. 625.25 (a)

Each tier II provider must develop its own TAM plan or participate in a group TAM plan. A tier II provider's TAM plan and a group TAM plan only must include elements (1)-(4) under subsection (b) of this section. 625.25 (a)

Additional Definitions:

Public Transportation is defined by law as “regular, continuing shared-ride surface transportation services that are open to the general public or open to a segment of the general public defined by age, disability, or low income.” 49 U.S.C. § 5302(14).

Summary of Tier I and Tier II applicability:

Tier I	Tier II
Operates rail	Subrecipient of 5311 funds
OR	OR
≥ 101 vehicles across all fixed route modes	American Indian Tribe
OR	OR
≥ 101 vehicles in one non-fixed route mode	≤ 100 vehicles across all fixed route modes
	OR
	≤ 100 vehicles in one non-fixed route mode