



FTA Safety Updates

Office of Transit Safety and Oversight

18th Biennial State Programs Meeting and
Public Transportation Partnerships Conference

August 14-16, 2019



FTA's Human Trafficking Awareness and Public Safety Initiative

Dakisha Spratling

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What is Human Trafficking?

- **Modern form of slavery, with nearly 25 million victims worldwide—including the U.S.**
 - *Victims can be anyone: women, men, adults, children, citizens and noncitizens*
- **Crime involving the exploitation of someone for the purposes of compelled labor or a commercial sex act through the use of force, fraud, or coercion**
 - *When younger than 18 and induced to perform a commercial sex act, it is a crime regardless of whether there is any force, fraud, or coercion*
- **Use all modes of transportation but often public transit because it is low cost, offers greater anonymity and less direct interaction with officials**





U.S. DOT's Transportation Leaders Against Human Trafficking (TLAHT)

- Formed in 2012
- Comprised of transportation and travel industry stakeholders working jointly to maximize their collective impact in combating human trafficking
- Focus Areas:
 - Leadership
 - Training and education
 - Policy development
 - Public awareness
 - Information sharing and analysis



Visit: <https://www.transportation.gov/stophumantrafficking>



FTA Human Trafficking Awareness and Public Safety Initiative

- Formed in 2018
- Supports DOT's Transportation Leaders Against Human Trafficking Initiative
- Supports FTA's operator assault and crime prevention efforts
- Focus Areas:
 - Education
 - Public awareness and outreach
 - Research and technical assistance

Visit: <https://www.transit.dot.gov/regulations-and-guidance/safety/human-trafficking-awareness-and-public-safety-initiative>

The screenshot shows the Federal Transit Administration website page for the Human Trafficking Awareness and Public Safety Initiative. The page features a navigation menu on the left with options like Home, Transit Safety & Oversight, and Safety Rulemaking. The main content area includes a heading, a video player for 'Combating Human Trafficking on Transit', and a section for 'Learn More' with a video player. The page also includes a 'Related Links' section with links to 'Crime Prevention and Public Safety Awareness Initiatives of Funding' and 'Innovations in Transit Public Safety'. A 'Related Documents' section lists 'Human Trafficking Awareness and Public Safety Initiative Fact Sheet' and 'FTA Announces \$4 Million Initiative to Support Human Trafficking Awareness and Public Safety'. The page also includes contact information for the Office of Transit Safety and Oversight, including the address, phone number, and business hours.



FTA Human Trafficking Awareness and Public Safety Initiative Recent Activities

March 2019

- Published two Notice of Funding Opportunities (NOFO)
- Launched FTA Human Trafficking Initiative web page

Fall 2019

- Award \$4 million in funding for human trafficking awareness and prevention, and operator and rider safety enhancement activities

June 2019

- Produced educational video



Join the Fight Against Human Trafficking



The transportation industry is taking a united stand to stop the flow of human trafficking through America's transportation system



Partner with DOT's TLAHT to maximize our collective impact against human trafficking in the transportation industry



Sign the TLAHT pledge to make your stakeholders aware of your intention and actions, and call your organization to act



To date, over 200 organizations from across the transit industry have partnered with TLAHT to fight against human trafficking



Resources

- DOT's Transportation Leaders Against Human Trafficking webpage:
 - <https://www.transportation.gov/TLAHT>
- FTA's Human Trafficking Awareness and Public Safety Initiative webpage:
 - <https://www.transit.dot.gov/regulations-and-guidance/safety/human-trafficking-awareness-and-public-safety-initiative>
- FTA Human Trafficking Awareness and Public Safety Initiative Educational Video:
 - <https://www.youtube.com/watch?v=DBRAWz7yAXc&feature=youtu.be>
- Questions? Contact:
 - Dakisha Spratling, Dakisha.Spratling@dot.gov





Drug and Alcohol Program Update

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18th Biennial State Programs Meeting and
Public Transportation Partnerships Conference

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18th Biennial State Programs Meeting and
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Program Overview



Part 655 Program Components

- The **Omnibus Transportation Testing Act of 1991** authorized FTA to issue regulations (49 C.F.R. Part 655) to recipients of transit formula funds
- **Must establish a program to test:**
 - ✓ Safety-sensitive employees for the misuse of alcohol or the use of prohibited drugs
 - ✓ For Cocaine, Marijuana, Opiates, Amphetamines, and Phencyclidine (PCP)
- **DOT/FTA test for Opioids** (*As of January 1, 2018*)
- **Applicable grantees include those receiving funding for Sections:**

5339

Bus and Bus
Facilities

5307

Urbanized
Area

5309

Capital
Investment

5311

Rural Area
Program



Part 655 Program Components

- **Five testing categories:**

**Pre-
Employment**

Random

**Reasonable
Suspicion**

Post-Accident

**Return-to-
Duty &
Follow-up**

- **Five safety-sensitive positions covered:**
 - **Operator of revenue service vehicle, including when not in revenue service**
 - **Operator of nonrevenue service vehicle, when required to have a CDL**
 - **Controlling dispatch/movement of a revenue service vehicle**
 - **Maintaining a revenue service vehicle or equipment used in revenue service**
 - **Carrying a firearm for security purposes**



Part 655 Program Components





The FTA Regulated Landscape

677 Grantees

3,418 Entities

302,839 Safety-Sensitive Employees

96,796 Random Drug Tests

54,277 Random Alcohol Tests

13,032 Post-Accident Drug Tests

12,221 Post-Accident Alcohol Tests



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Random Testing Update



Part 655.45 Random Testing

49 C.F.R. Part 655.45 (a)

- The minimum annual percentage rate for random drug testing shall be 50% of covered employees

49 C.F.R. Part 655.45 (c)(2)

- When the minimum annual percentage rate for random drug testing is 25% and the data received indicates the positive rate is equal to or greater than 1.0 percent, the Administrator will increase the minimum annual percentage to 50% of all covered employees



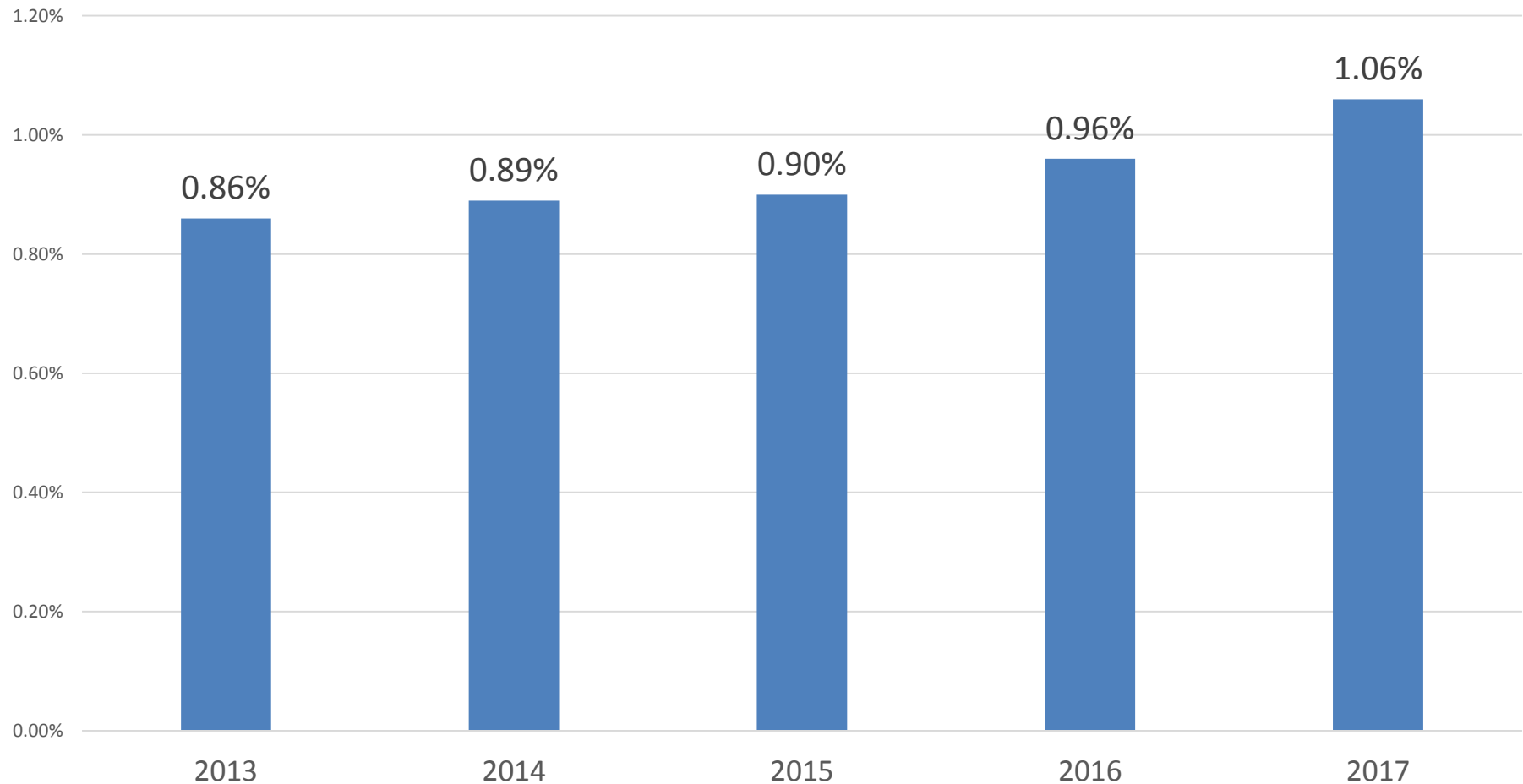
Part 655.45 Random Testing

- **In 1997, FTA implemented its Drug and Alcohol Testing Program with a set minimum random drug testing rate of 50%**
- **In 2007, the rate was lowered to 25% due to the positive rate staying below 1% for two consecutive years**
- **After 2007, the random rate has steadily risen and is now over 1% requiring the minimum random drug testing rate to increase to 50%**
 - **Effective January 1, 2019**
 - **No waivers issued**
 - **Covers all FTA-covered employers**
 - **Grantees, Contractors, Sub-recipients, Consortia/TPA**
- **Minimum random alcohol testing rate remains at 10%**



MIS Testing Data

FTA Random Testing Positive Rate (2013 - 2017)
Across All Drug Categories

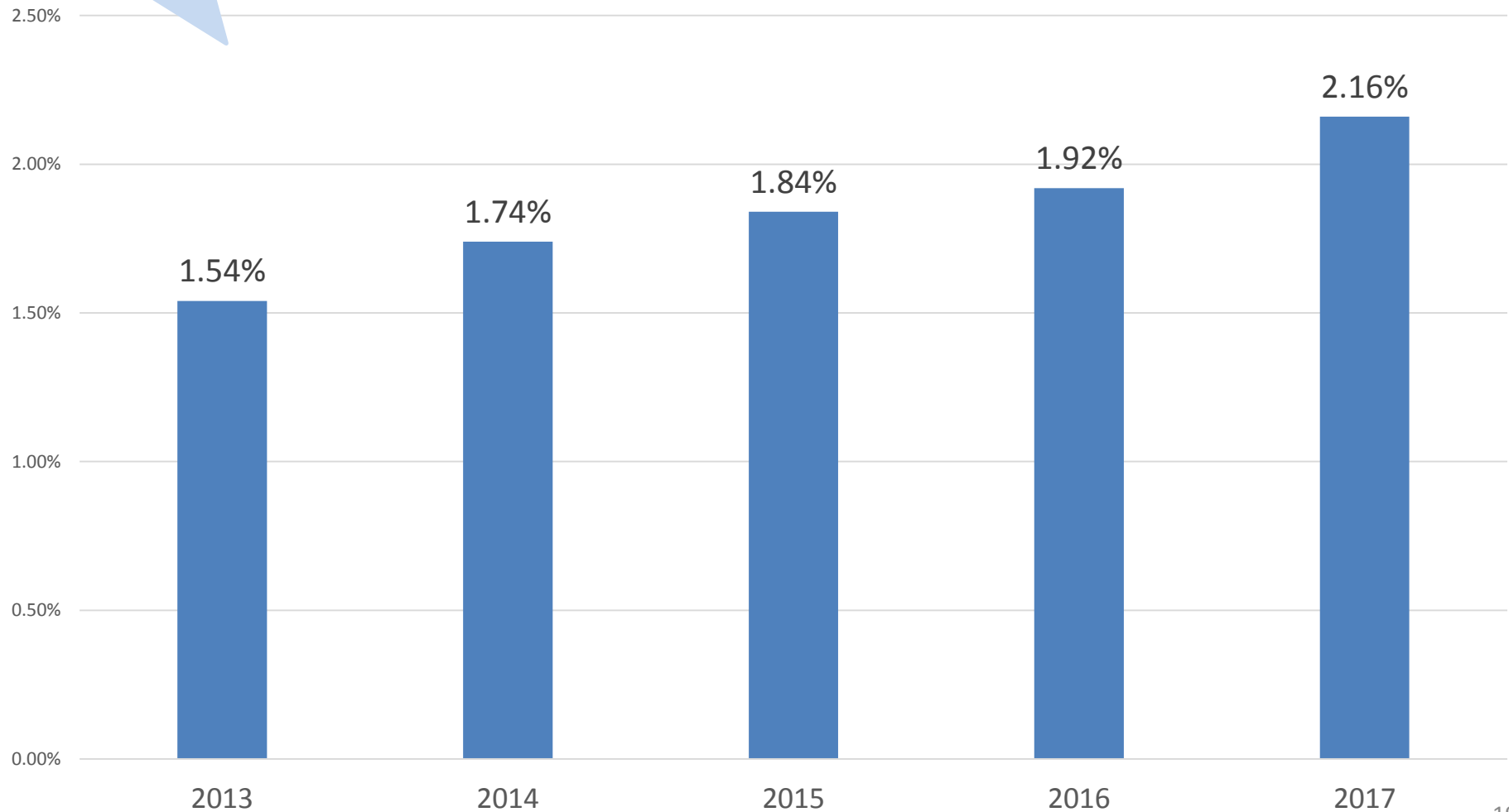




*Increase of positive
rate by 40% in four
years*

MIS Testing Data

Positive Rate (Across All Test Categories)





What Employers Need to Know



May require FTA Drug and Alcohol Policy revision



Higher testing rate of 50% for multi-modal random pool selections



No waivers issued



Auditors reviewing data as of January 1, 2019



Resources

- **Special Newsletter on Random Testing Rate**
 - Details of Employer responsibilities
- **60 Minute Training Video**
 - Meets the requirements of section 655.14(b):
“Covered employees must receive at least 60 minutes of training on the effects and consequences of prohibited drug use on personal health, safety, and the work environment, and on the signs and symptoms that may indicate prohibited drug use”
- **FTA Policy Builder**
 - Reflects recent Part 40 revisions
- Visit: <https://www.transit.dot.gov/drug-alcohol-program>

FTA Drug and Alcohol / October 2018
REGULATION UPDATES / Special Edition

FTA Minimum Random Drug Testing Rate Will Increase to 50 Percent

Effective January 1, 2018, the minimum random drug testing rate for FTA employees will increase to 50 percent of all covered employees. 49 CFR Part 655.14(b) requires the FTA Administration to update the minimum annual random drug testing rate from 25 percent to 50 percent of all covered employees when the Drug Information System (DIS) data indicates the positive test rate is equal to or greater than one percent.

In calendar year 2017, the random drug test positive rate was 10 percent. Therefore, the FTA Administration annual random drug testing rate is 50 percent of all covered employees for calendar year 2018.

Minimum Alcohol Testing Rate to Remain at 10 Percent

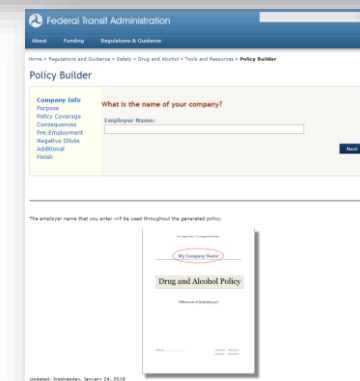
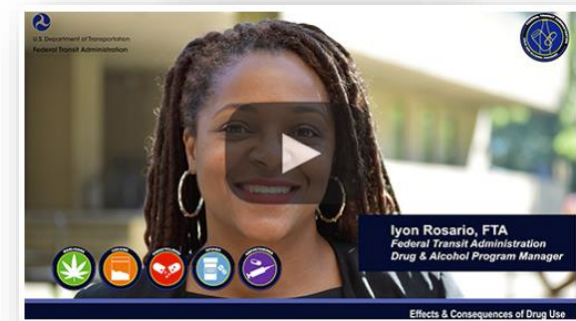
The FTA Administration's random testing rate on decision, the minimum annual percentage rate for random alcohol testing is based on the reported alcohol violation rate for the entire industry.

Section 655.14(b)(2)(C) states the random alcohol testing rate will increase if the alcohol violation rate equals or exceeds 2.0 percent. Since the 2017 alcohol violation rate was 1.8 percent, the minimum annual percentage rate for random alcohol testing will remain at 10 percent.

Increase to 50 Percent May Require Policy Change

FTA employees are required to adhere to the policy. If the policy does describe the specific FTA random testing rate, the policy must be updated to reflect the new required random drug testing rate of 50 percent. If the policy does not require the testing rate, the policy must be updated to be consistent with the testing rate. The testing rate must be approved by the employer and entered by the employee, and that rate is below 50 percent, then the policy must be updated to reflect the new required random drug testing rate of 50 percent. The testing rate must be approved by the employer and entered by the employee, and that rate is below 50 percent, then the policy must be updated to reflect the new required random drug testing rate of 50 percent.

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Questions



Emergency Preparedness Response and Recovery

Tony Tisdale

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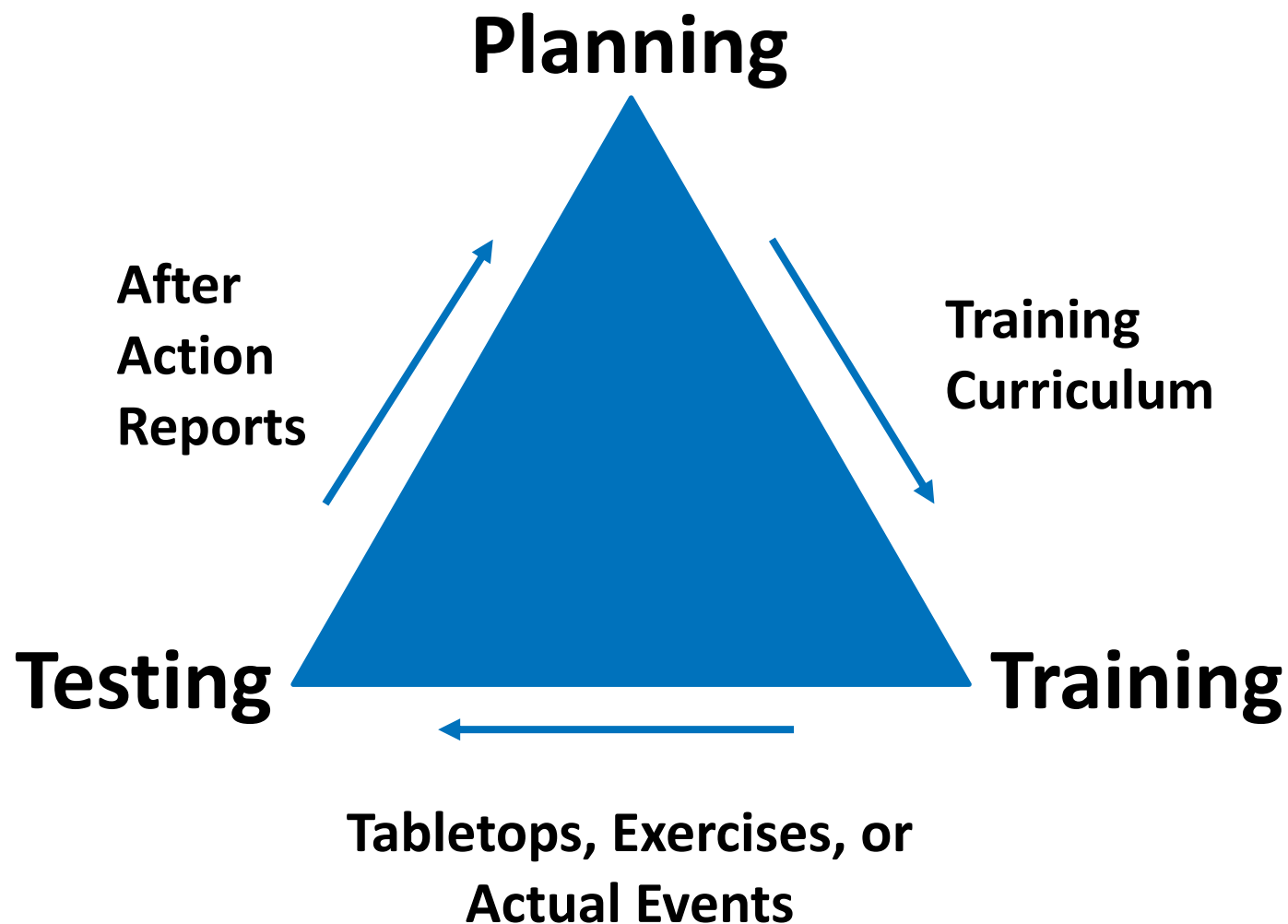


Presentation Overview

- **Emergency Management**
 - **Training**
 - **Public Awareness**
 - **Emergency Preparedness**
- **Emergency Response/Recovery**



Emergency Management: Training Process





Emergency Management: Public Awareness



- Exemplary Public Service Announcements (PSAs):
 - See Something, Say Something: <https://youtu.be/e3Lf-qc2PVk>
 - Are you Ready?: <https://youtu.be/7Kf1w5okWvo>



Emergency Preparedness

- **Public Awareness Campaigns and exemplary/recommended practices**
 - Security focused
 - All Hazards focused





Emergency Preparedness: All Hazards



Hurricane



Earthquake



Wildfire





Emergency Preparedness: Family Planning

- **Start your emergency plan by discussing these four questions with your family, friends, or household:**
 - How will I receive emergency alerts and warnings?
 - What is my shelter plan?
 - What is my evacuation route?
 - What is my family/household communication plan?
 - Visit: <https://www.ready.gov/make-a-plan>





Emergency Preparedness Guide for Transit

Federal Transit Administration

About Funding Regulations & Guidance

Home » Regulations and Guidance » Safety

Transit Safety & Oversight

Safety Rulemaking

Safety Guidance

State Safety Oversight Program

Safety Management Systems (SMS)

TRACS

Drug and Alcohol Program

Bus Safety Program

Safety Training

Stakeholder Outreach

FAQ

Emergency Preparedness Guide for Transit Employees on the Job and at Home

[Emergency Preparedness Guide for Transit Employees on the Job and at Home.pdf](#)

This Emergency Preparedness Guide is divided into two parts. Part I addresses emergency preparedness while on the job and Part II addresses emergency preparedness at home. The overall objectives are to help you learn how to:

- Protect yourself and assist your customers if disaster strikes
- Protect your family if you are at work
- Stock and maintain job and home preparedness kits

DOT is committed to ensuring that information is available in appropriate alternative formats to meet the requirements of persons who have a disability. If you require an alternative version of files provided on this page, please contact FTAWebAccessibility@dot.gov

NTI
National Transit Institute

Emergency Preparedness Guide for Transit Employees

ON THE JOB
AT HOME

Visit: <https://www.transit.dot.gov/regulations-and-guidance/safety/emergency-preparedness-guide-transit-employees-job-and-home-0>



Emergency Preparedness



Take steps now to plan for the unexpected.

HOME PREPAREDNESS

Ensure that you and your family are ready for any emergency through planning, assembling an emergency kit, and knowing how to get emergency information in your area.

WORK PREPAREDNESS

Know how to plan for and respond to building evacuation, shelter-in-place, and active shooter events.

TRANSPORTATION PREPAREDNESS

Raise your awareness of how to stay safe on public transportation and in your own vehicle.





FTA Emergency Relief Program

- Enables FTA to provide assistance to public transit operators in the aftermath of an emergency or major disaster:
 - Helps states and public transportation systems pay for repairs and/or damaged resources
 - Funding for operating costs of evacuation, rescue operations, temporary public transportation service, or reestablishing, expanding, or relocating service before, during or after an emergency

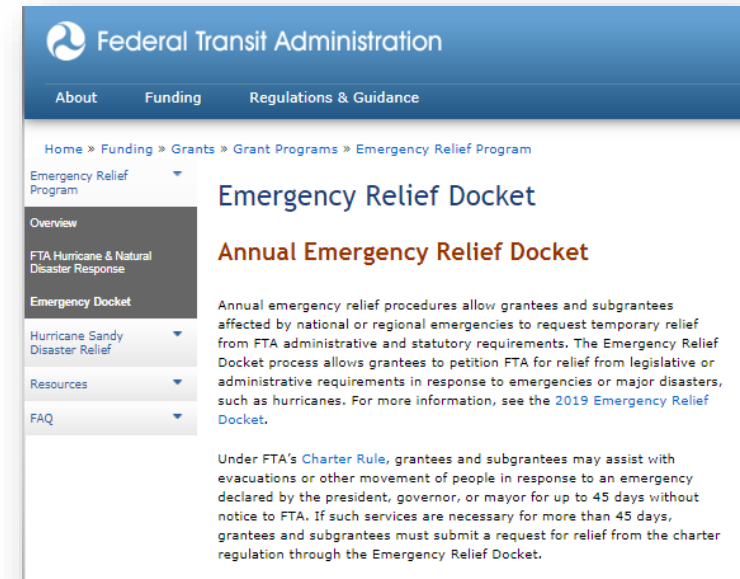
The screenshot shows the Federal Transit Administration website. The header includes the FTA logo and navigation links for 'About', 'Funding', and 'Regulations & Guidance'. The main content area is titled 'Emergency Relief Program' and includes a 'What's New' section with a paragraph about the 2019 disaster relief act. Below that is an 'Overview' section. On the right side, there are sections for 'Related Links' and 'Related Documents' with several links. At the bottom right, there is a 'Contact Us' section with the address of the Office of Program Management.

Visit: <https://www.transit.dot.gov/funding/grant-programs/emergency-relief-program>



FTA Emergency Relief Docket

- Major lessons learned on a process to permit FTA regulation exceptions during a Federally-declared disaster or emergency, to include:
 - Charter 49 C.F.R. §604.2(f)
 - Planning 23 C.F.R §450.218(g) and §450.326(e)
 - NEPA 23 C.F.R. §771.118(c)(11)
 - Procurement Uniform Guidance 2 C.F.R. §200.320



Transit
Agencies

State DOTs

Local
Government
Officials

Metropolitan
Planning
Organizations

Other
Entities*

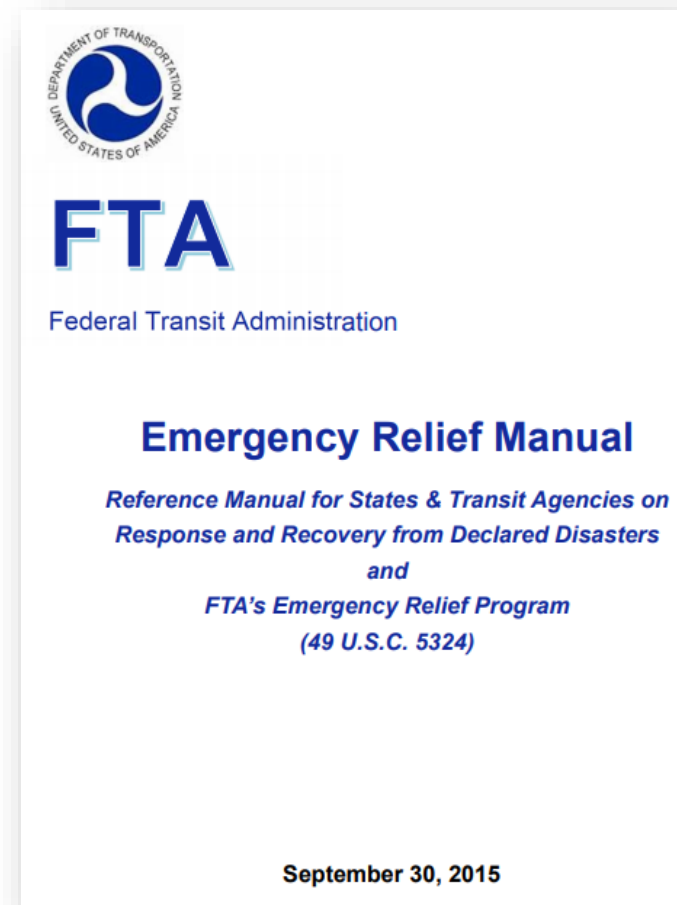
**Responsible for operating, funding, or directing public transportation in the event of an emergency*

Visit: <https://www.transit.dot.gov/funding/grant-programs/emergency-relief-program/emergency-relief-docket>



FTA Emergency Relief Manual

- **Guidance for Federally-declared emergencies or disasters on:**
 - Planning
 - Responding
 - Recovering
- **Provides program eligibility information and requirements**
- **Describes process for applying for Emergency Relief Program funding**
- **Includes FAQs and FTA POCs**



Visit: <https://www.transit.dot.gov/funding/grant-programs/emergency-relief-program/emergency-relief-manual-reference-manual-states>



General Contact Information

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FTA's Emergency Coordinators

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