AMENDMENT TO RULES COMMITTEE
PRINT 117–8
OFFERED BY MR. Auchincloss of Massachusetts

Page 782, line 6, insert the following:

SEC. 2206. NEW MUNICIPAL TRANSIT SERVICES TO BETTER CONNECT COMMUNITIES.

Section 5336 of title 49, United States Code, is further amended by adding at the end the following:

“(l) PASS THROUGH FUNDING.—

“(1) PASS THROUGH TO SERVICE PROVIDERS.—

Designated recipients, upon request of a provider of new public transportation service, shall enter into a split letter or some other agreement under which not less than 80 percent of the funding apportioned under subparagraphs (A)(i) and (B)(i) of subsection (c)(1) to a service provider that results from the provision of new qualified transit services provided by such provider is passed through to such provider so long as the following conditions are met—

“(A) the service being provided as well as the service provider are eligible for assistance and meets or exceeds all Federal Transit Ad-
ministration requirements, including the requirements of sections 5320 and 5333;

“(B) the service provided has submitted the appropriate data to the National Transit Database or has submitted such data to another regional entity for submission to the National Transit Database;

“(C) the service provider is eligible to be a recipient of Federal transit funds;

“(D) the service provider is able to use the funding for continued service or expansion of eligible transit services so long as any new service being provided does not duplicate existing service being provided; and

“(E) the regional metropolitan planning organization does not opt out of the pass-through requirement as allowed by paragraph (2).

“(2) OPT-OUT.—A metropolitan planning organization may elect to have designated recipients within the metropolitan planning area opt-out if such planning organization certifies with the Secretary that 1 of the following conditions are met:
“(A) The new service has not met the conditions outlined by paragraph (1) of this subsection.

“(B) The new service does not address or align with the policies and goals identified in the region’s transportation plan.

“(C) The metropolitan planning organization or designated recipient has in place a process or policy that addresses multi-agency or regional issues with formula funds and includes an opportunity for new service providers to participate and receive necessary funding from such policy or program.

“(3) DEFINITIONS.—In this subsection:

“(A) NEW TRANSIT SERVICES.—The term ‘new transit services’ means public transportation services whereby data from the provision of services has previously not been submitted to the national transit database and is service created to increase access to public transportation, address areas which are not adequately serviced by high frequency public transportation, create first and last mile connections to existing public transportation services, or provide access to public transportation to long distance commute.
routes where no or limited service previously existed.

“(B) SERVICE PROVIDER.—The term ‘service provider’—

“(i) has the meaning given the term ‘local government authority’ in section 5302; and

“(ii) means a public transportation agency.”.