

Pacific Region Transportation Symposium

Data Reporting Overview: What does it
mean?

Sacramento, CA

June 21, 2016

FAST Act – EOY TTP Data Report

- New 23 USC 201(c)(6)(C) – TRIBAL DATA COLLECTION
- SUMMARY
 - Any entity that carries out a project under TTP during a fiscal year shall submit data to the Secretaries of DOT and DOI so that a report can be generated by December 31 of each year. The submitted data will:
 - Contain the names of all projects and activities carried out and include:
 - A description of each;
 - The current status;
 - The obligations and expenditures; and
 - The number of jobs created and the number of jobs retained

23 USC 202(c)(6)(C)

- “(C) TRIBAL DATA COLLECTION.—In addition to the data to be collected under subparagraph (A), not later than 90 days after the last day of each fiscal year, any entity carrying out a project under the tribal transportation program under section 202 shall submit to the Secretary and the Secretary of the Interior, based on obligations and expenditures under the tribal transportation program during the preceding fiscal year, the following data:
 - “(i) The names of projects and activities carried out by the entity under the tribal transportation program during the preceding fiscal year.
 - “(ii) A description of the projects and activities identified under clause (i).
 - “(iii) The current status of the projects and activities identified under clause (i).
 - “(iv) An estimate of the number of jobs created and the number of jobs retained by the projects and activities identified under clause (i).”.

FAST Act – EOY TTP Data Report

- FHWA and BIADOT are developing a reporting mechanism that will use OMB-MAX.
 - FHWA used a similar system last year in a pilot with a few of the FHWA Program Agreement Tribes.
- Sample material was provided to BIA RREs and BIADOT for input and feedback. TTPCC will have the same opportunity at May meeting.
- FHWA and BIA will take that feedback to improve the system so that it is ready for data submittal on October 1.
- A reference to this reporting requirement must now be included in all TTP related agreements (Direct service, 638 (Title I & IV), BIA TTP PA's and FHWA PA's).

Data Collection and Reporting

- **What is an entity?**

- For purposes of this reporting, an entity is any federal, state, local government, tribal government, as well as public or private (non-governmental party) who qualifies to enter into an agreement to perform contractible and non-contractible activities.
- 2 CFR Part 25 Subpart C Definitions
 - Appendix A to Part 25—Award Term
 - C.3 Entity, as it is used in this award term, means all of the following, as defined at 2 CFR part 25, subpart C:
 - a. A Governmental organization, which is a State, local government, or Indian Tribe;
 - b. A foreign public entity;
 - c. A domestic or foreign nonprofit organization;
 - d. A domestic or foreign for-profit organization; and
 - e. A Federal agency, but only as a subrecipient under an award or subaward to a non-Federal entity.

Data Collection and Reporting

- **What is a project?**

- The term "project" means any undertaking eligible for assistance under Title 23 USC.
- Typically for this reporting provision it is defined as those undertakings listed individually on the annual FHWA-approved Tribal Transportation Program Transportation Improvement Program. (TTPTIP)

Data Collection and Reporting

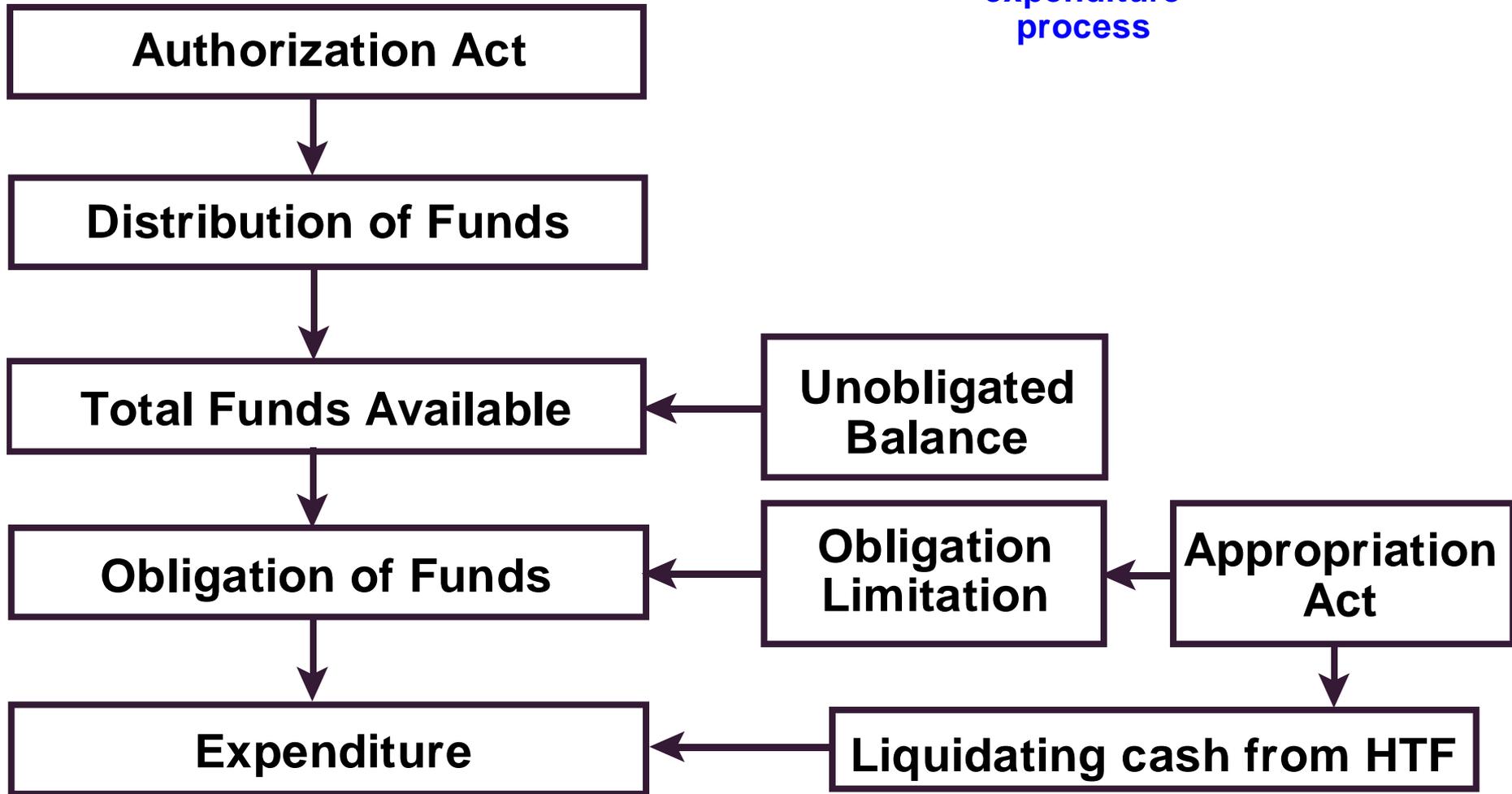
- **What is an activity?**
- Activities are those functions related to construction projects that are not necessary listed on a FHWA-approved TTPTIP as specific projects, but are eligible functions of the TTP program and are included in general, as: planning, maintenance, transit, administrative and safety.

Data Collection and Reporting

- **What is an obligation?**
- An obligation is a commitment—the Federal government’s promise to pay a State for the Federal share of a project’s eligible cost. This commitment occurs when the project is approved and the project agreement is executed. Obligated funds are considered “used” even though no cash is transferred. (*Financing Federal-aid Highways, Publication No. FHWA-PL-07-017, March 2007*)
 - The obligation process will vary based on the entity performing the work, the agreement type and subsequent sub-agreements.

Contract Authority

General Fed
obligation and
expenditure
process



Data Collection and Reporting

- **What is an expenditure?**
 - An expenditure *is an outlay or* actual cash (or electronic transfer) payments made to the *Tribes* or other entities. Outlays are provided as reimbursement for the Federal share for approved highway program *projects and* activities.
 - The expenditure process will vary based on the entity performing the work, the agreement type and subsequent sub-agreements.

Contract Authority

General Tribal
obligation and
expenditure
process

Authorization Act

Authorized by FAST, transferred from FHWA to BIA.

Distribution of Funds

From BIA to Tribe per formula and contract/agreement, considered obligated and expended by BIA.

Total Funds Available

Unobligated Balance

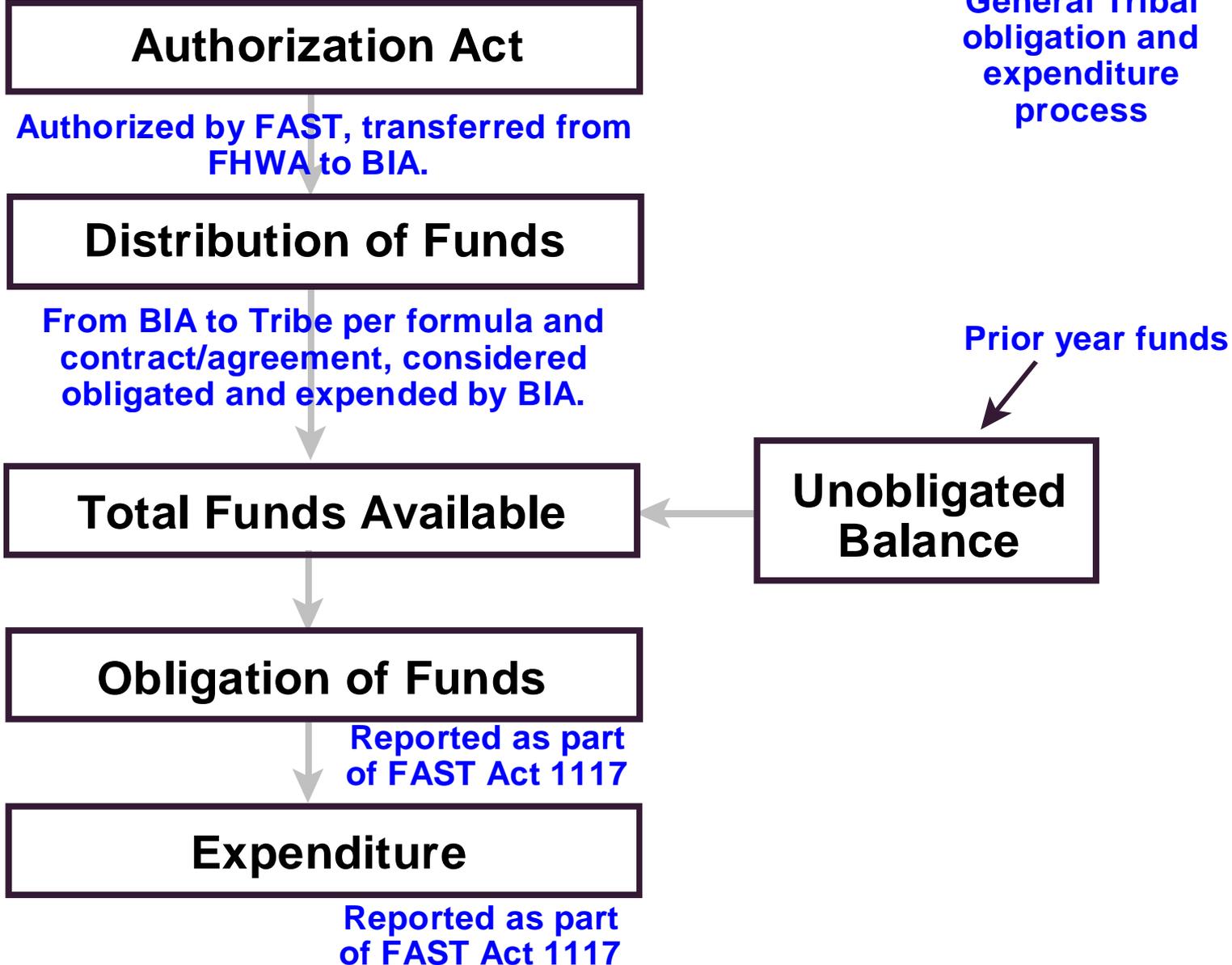
Prior year funds

Obligation of Funds

Reported as part of FAST Act 1117

Expenditure

Reported as part of FAST Act 1117



Data Collection and Reporting

- **What is considered “the names of projects and activities carried out by the entity”?**
 - The names of projects are those listed on an FHWA-approved TTPTIP such as:

EXAMPLE

Summary List of Approved TTP Projects

Karuk Tribe

Project Name	Project No.	2015	2016	2017	2018	2019	Total
Itroop Road Reconstruction Phase 2	J52555-0111	\$12,000	\$5,000	\$12,000	\$5,000	\$32,000	\$66,000
Asip Extension 815	J52555-0326/815	\$10,000	\$0	\$0	\$0	\$1,000	\$11,000
Orleans Community Safety Corridor Project	J52555-0096	\$40,000	\$15,000	\$30,000	\$16,955	\$20,000	\$121,955
Transit	J52555/SR0096	\$60,000	\$53,000	\$53,000	\$53,000	\$53,000	\$272,000
Red Cap Bike Way	J52555-C014	\$942,000	\$20,000	\$0	\$0	\$0	\$962,000
Somes Bar Work Cnt. Road & PF	J52555-0050.810.815	\$20,955	\$129,955	\$10,000	\$0	\$0	\$160,910
Happy Camp Complete Streets Project	J52555-0096	\$30,000	\$10,000	\$10,000	\$30,000	\$40,000	\$120,000
2% Planning	J52555	\$0	\$0	\$0	\$0	\$0	\$0
Maintenance	J52555	\$339,000	\$339,000	\$339,000	\$339,000	\$339,000	\$1,695,000
Yreka Clinic PF	J52555-0049.815	\$35,000	\$20,000	\$132,955	\$0	\$0	\$187,955
Yellow Hammer PF825	J52555-24.825	\$0	\$15,000	\$15,000	\$15,000	\$91,955	\$136,955
Yellow Hammer PF815	J52555-24.815	\$0	\$15,000	\$15,000	\$80,000	\$0	\$110,000
Tishawniik Hill Bikeway & Trail (Upper/Lower)	J52555-0096A	\$30,000	\$10,000	\$10,000	\$10,000	\$60,000	\$120,000
Katimin Road	J52555-51.810	\$0	\$15,000	\$20,000	\$98,000	\$10,000	\$143,000

Data Collection and Reporting

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Data Collection and Reporting

- **What is considered “a description of the projects and activities identified”?**
 - A short narrative of the location, route no., mile marker, general scope of work or activity.
 - May already be included in the TTPTIP.

Consortium: Tribe Code:
 Tribe: Date:
 Funding Source: (examples: IRR, IRRBP, 2% Planning, PLH-D) Current FY:

PROJECT INFORMATION [Click to Report for Turn Lanes - Hwy 24 @ Dollar Store](#)

STIP Amount:

Project Name:
 Location:
 Type of Work:

Route Number: Project Number:
 Length: Miles County:
 State: ~~Construction Year:~~

Comments:

Activity	2014	2015	2016	2017	2018	TOTAL
Administration	\$0	\$0	\$0	\$0	\$0	\$0.00
Planning	\$0	\$0	\$0	\$0	\$0	\$0
Preliminary Engineering	\$0	\$67,900	\$0	\$0	\$0	\$67,900
Construction	\$0	\$267,100	\$514,000	\$0	\$0	\$781,100
Construction Engineering	\$0	\$0	\$102,000	\$0	\$0	\$102,000
Transit	\$0	\$0	\$0	\$0	\$0	\$0
Maintenance	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL	\$0	\$335,000	\$616,000	\$0	\$0	\$951,000

Data Collection and Reporting

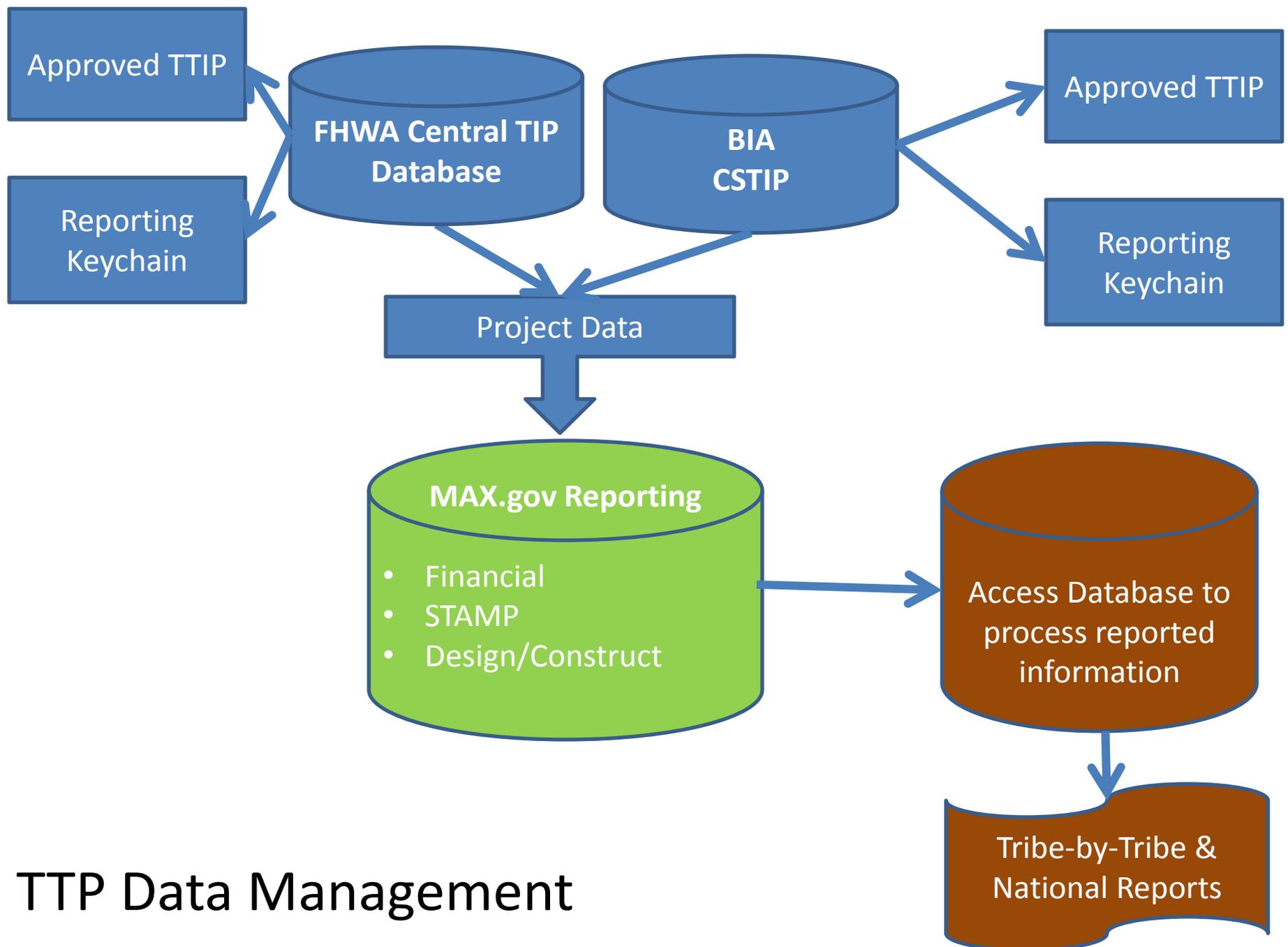
- **What is considered “the current status of the projects and activities identified”?**
 - Narrative of work performed during reporting period, for example
 - % of work to date
 - Miles of road constructed/paved
 - Milestones reached

Data Collection and Reporting

- **What is considered “an estimate of the number of jobs created by the projects and activities identified”?**
 - The estimated number of short-term positions used to carry out the listed projects and activities during the Fiscal Year
 - A job retained cannot also be counted as a job created
 - Count jobs created by each project or activity even if the same contractor performs multiple projects

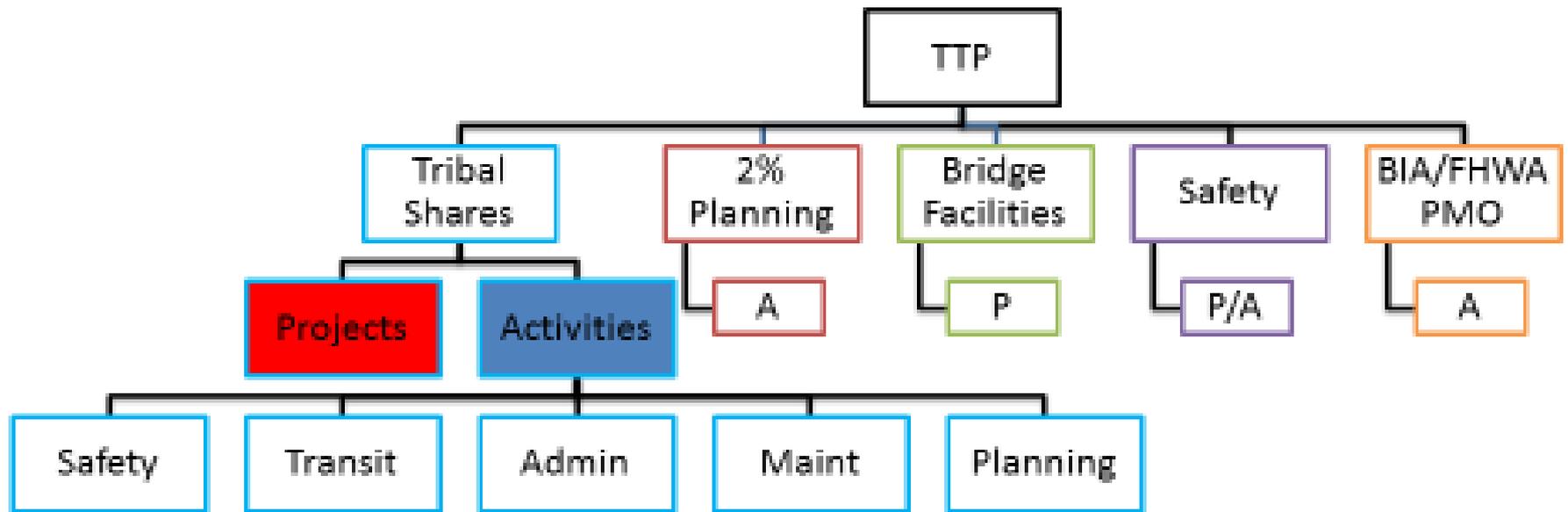
Data Collection and Reporting

- **What is considered “an estimate of the number of jobs retained by the projects and activities identified”?**
 - The estimated number of permanent positions funded by TTP during the Fiscal Year?
 - Typically occupied permanent full time positions of the residual staff.
 - A job retained cannot also be counted as a job created.



TTP Data Management

Recommended grouping for funding category or program to Project or Activity. Circumstances may vary individually by tribe also.



Example of Report language in Agreements (BIA)

- “Additionally, in order to assist the Tribe with fulfilling the requirements of 23 U.S.C. § 201 (c)(6)(C), the BIA will establish an electronic data reporting system, the Tribe shall be responsible for inputting its data into that system, and the Tribe shall provide its reports to the Director no later than December 30 of each year. From that data, a report will be generated by BIA and FHWA for the Secretaries. The Tribe acknowledges its understanding that the submittal of its data is mandated by statute, and that non-compliance with this requirement may be a sole basis for termination of this Agreement by the Director.”

Questions

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