

NOTICE OF PROPOSED GUIDANCE DOCUMENT

DTIM BTLRRH 42

Pursuant to Wis. Stat. s. 227.112, the Wisconsin Department of Transportation is hereby seeking comment on DTIM BTLRRH 42, FTA Section 5329, 49 CFR Part 674, a proposed guidance document.

PUBLIC COMMENTS AND DEADLINE FOR SUBMISSION

Comments may be submitted to the Wisconsin Department of Transportation for 21 days by:

1. Department's website: <https://appengine.egov.com/apps/wi/dot/guidance-docs?guidDocId=DTIMBTLRRH42>

2. Mailing written comments to:

Division of Transportation Investment Management
Wisconsin Department of Transportation
4822 Madison Yards Way
PO Box 7913
Madison, WI 53707- 7913

WEBSITE LOCATION OF FINAL GUIDANCE DOCUMENT

The final version of this guidance document will be posted at wisconsindot.gov to allow for ongoing comment.

AGENCY CONTACT

Kaleb Vander Wiele
DOTDTIMGuidanceDocs@DOT.WI.GOV



State of Wisconsin Department of Transportation

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Federal compliance for transit - Rail transit safety oversight

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Federal law requires each state to oversee the safety program of any federally-funded rail fixed guideway public transportation system ("rail transit system") in its jurisdiction – the Wisconsin Department of Transportation (WisDOT) is designated as the state safety oversight (SSO) agency to fulfill this federal requirement. WisDOT's SSO responsibilities are defined by five primary authorities:

- Federal law – [49 U.S.C. § 5329](#) (United States Code)
- Federal SSO rule – [49 CFR Part 674](#) (Code of Federal Regulations)
- State law – [s. 85.066, Wis. Stats](#) (Wisconsin Statutes)
- State SSO rule – [Trans 10](#) (Wisconsin Administrative Code)
- [WisDOT SSO Program Standard – Revision 5.0 \(April 2018\)](#)

- Required by Part 674 and Trans 10
- Provides information on the interaction between WisDOT, each rail transit agency (RTA), and the Federal Transit Administration (FTA)

As the SSO agency, WisDOT oversees RTA safety programs at all qualifying rail transit systems in the state – currently there are two: the Kenosha Streetcar, which has been in service since 2000 and is operated by Kenosha Area Transit (KAT); and the Milwaukee Streetcar, which began service in November 2018. All RTAs in Wisconsin are required to submit to WisDOT an agency safety plan compliant with federal and state requirements – WisDOT annually reviews each agency safety plan, is involved with accident investigations, and audits the safety program of each RTA every three years.

FTA's new SSO rule (Part 674) became effective on April 15, 2016, and was required by a mandate from Congress to strengthen both the FTA and SSO agencies in their respective rail transit safety oversight responsibilities. Part 674 also requires FTA certification of SSO programs, which must be completed by or before April 15, 2019.

As of July 25, 2018, WisDOT's SSO program is certified by the FTA to be compliant with Part 674.

More information about WisDOT's SSO program can be accessed through the links below:

WisDOT SSO Part 674 Certification

- [FTA Certification Letter](#)
- [FTA SSO Certification Status Table](#)
- [WisDOT SSO Certification Status Table](#)

SSO Resources

- [WisDOT SSO Program Standard – Revision 5.0 \(April 2018\)](#)
- [Appendices](#)
 - Appendix A – Federal authorizing documents
 - Appendix B – State authorizing documents
 - Appendix C – Technical training plan (TTP)
 - Appendix D – Organization charts
 - Appendix E – Investigations
 - Appendix F – Agency safety plan requirements
 - Appendix G – Agency safety plan checklist
 - Appendix H – Security plan assessment
 - Appendix I – Internal safety audit process
 - Appendix J – Open records
 - Appendix K – Kenosha Area Transit (KAT)
 - Appendix L – Triennial audit process
 - Appendix M – Milwaukee Streetcar System (MSS)
- [SSO Program Procedures](#)
 - Procedure SSO-001 – Program standard updates
 - Procedure SSO-002 – Conflict of interest
 - Procedure SSO-003 – Notifications
 - Procedure SSO-004 – Enforcement
 - Procedure SSO-005 – Annual program report
 - Procedure SSO-006 – Data submission
 - Procedure SSO-007 – Hazard data
 - Procedure SSO-008 – Risk monitoring
 - Procedure SSO-009 – Agency safety plan compliance
 - Procedure SSO-010 – Investigation reporting

- [S. 85.066 Wisconsin Statutes – Transit safety oversight program](#)
- [Trans 10 Wisconsin Administrative Code – Transit safety oversight program](#)
- [49 U.S.C. 5329 – Public transportation safety program](#)
- [49 CFR Part 674 – State safety oversight](#)

Other Resources

- [American Public Transportation Association \(APTA\)](#)
- [American Association of State Highways and Transportation Officials \(AASHTO\)](#)
- [City of Kenosha Streetcar](#)
- [City of Milwaukee Streetcar](#)
- [FTA – State Safety Oversight \(SSO\)](#)
- [FTA – Transit Safety and Oversight \(TSO\)](#)
- [FTA – Region 5](#)
- [National Transportation Safety Board \(NTSB\)](#)
- [Transportation Safety Institute \(TSI\) - Login required](#)

WisDOT State Safety Oversight Manager

Eric Stoegbauer
Wisconsin Department of Transportation
Bureau of Transit, Local Roads, Railroads and Harbors
(608) 286-0041
eric.stoegbauer@dot.wi.gov

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