

# SAFETEA - LU

## NHTSA

### Highway Safety Programs



# SECTION 402

## State and Community Highway Safety Grants Program

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$163.6M	\$217M	\$220M	\$225M	\$235M

- Authorizes almost \$900 Million FY 2006 – 2009
- Retains key features of the Section 402 program

## **SECTION 402**

# State and Community Highway Safety Grants Program

- **New assurances required:**
  - **Will support national highway safety goals, including national mobilizations**
  - **Sustained enforcement of impaired driving, occupant protection, speed**
  - **Annual safety belt use surveys**
  - **Development of timely, effective statewide data systems**

**SECTION  
403**

# Highway Safety Research and Development

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$71.4M	\$110M	\$107.7M	\$107.7M	\$105.5M

Authorizes \$431 Million for FY 2006 - 2009

## **SECTION 403**

# Highway Safety Research and Development

- Expands scope of program to include:
  - **Fatigued and distracted drivers, including effect of electronic devices**
  - **Driver education programs/graduated licenses**
  - **Older drivers**
  - **Motorcycle safety**
  - **International activities**

## SECTION 403

# Highway Safety Research and Development

- Mandates 13 special studies and pilot programs, including:

- Motor vehicle crash causation
- Distracted/fatigued drivers
- Pedestrian safety
- BAC test refusal
- Impaired motorcycle driving
- Reducing impaired driving recidivism
- Safety data on crashes involving vehicles backing up
- Drug impaired driving
- First responder vehicle safety
- Effects of glare on driver performance
- Rural EMS optimization pilot program
- Older driver safety
- Police pursuit guidelines

# SECTION 405

# Occupant Protection Incentive Grants

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$19.8M	\$25M	\$25M	\$25M	\$25M

- Maintains existing eligibility criteria and program features
- Funds may be used only for OP programs
- Grant amount = up to 100% of FY 2003 S.402 apportionment
- Federal share =
  - 75% 1st & 2nd year receive grant (FY2004)
  - 50% 3rd & 4th year receive grant
  - 25% 5th & 6th year receive grant
- Remaining funds may be transferred to 408 and/or 410

**SECTION  
406**

**Safety Belt  
Performance Grants**

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$0M	\$124.5M	\$124.5M	\$124.5M	\$124.5M

- Provides new, one-time grants to encourage the passage of primary safety belt laws
  - Amount of grant equal to 475% of FY2003 S.402 apportionment
  - Eligibility Criteria:
    - If enacted after 12/02 a conforming primary safety belt law for all passenger vehicles
- OR**
- Safety belt use rate of 85% or higher each of 2 immediate preceding calendar years beginning after 12/05

## SECTION 406

# Safety Belt Performance Grants

- Remaining Funds —  
Awarded for pre-2003 primary  
safety belt laws
  - **If funds remain on July 1 each year, provides  
single grants to conforming  
pre-2003 primary belt law States**
  - **Amount of grant equal to 200%  
of FY 2003 402 apportionment**
  - **May be paid in installments**

# SECTION 406

## Safety Belt Performance Grants

- Use of Section 406 funds
  - **Any behavioral safety purpose or project that improves a hazardous roadway location**
  - **At least \$1,000,000 must be obligated for behavioral highway safety**
- Federal Share 100%

# SECTION 408

## State Traffic Safety Information System Improvement Grants

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$0M	\$34.5M	\$34.5M	\$34.5M	\$34.5M

### ■ Eligibility Criteria

#### **First Year Grants**

- Data/traffic records coordinating committee
- Multi-year TR strategic plan
- Certify, adopt and use model data elements

#### **Successive Year Grants**

- Certifies assessment within 5 years
- Certifies coordinating committee operations
- Specifies how funds support the plan
- Reports on measurable progress

Funds may be used only to improve State safety data

# SECTION 410

## Alcohol Impaired Driving Countermeasures Incentive Grants

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$39.6M	\$120M	\$125M	\$131M	\$139M

### Incentive Grant Eligibility Criteria

- Eligibility Criteria:
  - Low fatality Rate – Alcohol Fatality Rate of  $\leq .5/100M$  vmt OR
  - Programmatic: Meet 3 of 8 criteria for FY 2006, 4 of 8 for FY 2007, 5 of 8 for FY 2008 and 2009

# SECTION 410

## Alcohol Impaired Driving Countermeasures Incentive Grants

- **Eligibility Criteria**
  - Checkpoint and/or saturation patrol statewide
  - Prosecution/adjudication outreach
  - Increased BAC testing of drivers in fatal crashes
  - High BAC law (stronger/additional penalties)
  - Effective alcohol rehabilitation and/or DWI courts
  - Under 21 program
  - Administrative license revocation or suspension
  - Self-sustaining program

**Fund may be used only for specific impaired driving activities**

## **SECTION 410**

# Alcohol Impaired Driving Countermeasures Incentive Grants

## High Fatality Rate (HFR) Grants

- **10 States with highest alcohol-related fatality rates\***
- **Set-aside no more than 15% of S.410 funds**
- **No State receives more than 30% of HFR funds**
- **At least half of HFR funds must be used for checkpoint and/or saturation patrol programs**

*\* also eligible for programmatic grants*

# Motorcycle Safety Grants

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$0M	\$6M	\$6M	\$6M	\$7M

- **New grant program to improve motorcycle safety**
- **Funds may only be used for motorcyclist safety training and awareness programs**

# Motorcycle Safety Grants

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- **Eligibility Criteria**
- **First Year 1 of 6 criteria and 2 of 6 criteria thereafter**
  - **Statewide motorcycle training courses**
  - **Motorcycle awareness program**
  - **Reduction of motorcycle fatalities and crashes**
  - **Impaired motorcycle driving program**
  - **Reduction of impaired motorcycle fatalities and crashes**
  - **Fees collected from motorcycles**

# Child Safety and Child Booster Seat Incentive Grants

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$0M	\$6M	\$6M	\$6M	\$7M

- **New grant program to improve booster seat use**
- **Eligibility Criteria:**
  - **State must enact and enforce law requiring booster seats meeting requirements in Anton's Law**
  - **States report on use of funds**

# Child Safety and Child Booster Seat Incentive Grants

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- Funds may be used only for child passenger programs
- Limited to 50% for child safety seat purchases
- Grants amount may not exceed 25% of FY 2003 S. 402 apportionments
- Federal share – 75% first 3 years  
50% thereafter

## **SECTION 154**

# Open Container Transfer Program

- **No change—Remains in effect until repealed**
- **States must have law that prohibits possession of open alcoholic beverage container and consumption of alcoholic beverage in the passenger area of a motor vehicle on a public roadway**
- **Transfer of 3% of certain highway construction funds for non-compliance by October 1**
- **Funds may be used for impaired driving or hazard elimination programs**

## SECTION 164

# Repeat Offender Transfer Program

- No change—Remains in effect until repealed
- States must meet 4 criteria:
  - **Minimum one year hard suspension**
  - **Impoundment, immobilization or ignition interlock**
  - **Alcohol assessment and treatment, as appropriate**
  - **Mandatory minimum sentence for 2<sup>nd</sup> offense, stiffer sentences for 3<sup>rd</sup> + offense**
- Transfer of 3% of certain highway construction funds for non-compliance by October 1
- Funds may be used for impaired driving or hazard elimination programs

# Consolidation of Applications

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- NHTSA must establish an approval process by which a State may apply for all grants through a single application process with one annual deadline
- BIA establishes a similar process for the tribes

# High Visibility Enforcement

Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$0M	\$29M	\$29M	\$29M	\$29M

- Not a grant program
- Authorizes media expenditures for high visibility enforcement
- At least 2 HVE campaigns annually
  - (1) Impaired driving
  - (2) Belts
- Coordinated with States (who use other funds for enforcement)
- Annual evaluation required

# Federal Interagency Committee on EMS (FICEMS)

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- Creates new Federal Interagency Committee on Emergency Medical Services (FICEMS)
- Specific statutory responsibilities:
  - **Ensure coordination among the Federal agencies involved with State, local, tribal Emergency Medical Services (EMS) and 9-1-1 systems**
  - **Identification of State, local, tribal EMS and 9-1-1 needs**
  - **Identification of new or expanded programs, including grant programs for improving EMS and 9-1-1 systems**
  - **Mandated reporting requirements to Congress**
- Appointed by DOT, DHS and DHHS
- NHTSA EMS provides staff support

# Grants to Prohibit Racial Profiling

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Year	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009
Amount	\$7.5M	\$7.5M	\$7.5M	\$7.5M	\$7.5M

- A new grant program for States that:
  - Enact and enforce laws prohibiting the use of racial profiling on Federal-aid highways AND
  - Maintain and allow public inspection of information for each motor vehicle stop regarding race and ethnicity of the driver and any passengers. OR
  - Provide assurances on undertaking activities to comply
- Eligible Activities
  - Collecting and maintaining information, evaluation
  - Developing and implementing programs to reduce racial profiling, including training
  - Other compliance activities

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**nhtsa**

people saving people

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