

(202) 366-9647, email: [saadat.khan@dot.gov](mailto:saadat.khan@dot.gov). FTA Region 2 is located at 1 Bowling Green, Room 428, New York, NY 10004. FTA and FRA Headquarters are located at 1200 New Jersey Avenue SE, Washington, DC 20590. Office hours for both Regional and Headquarters Offices are from 9:00 a.m. to 5:00 p.m., Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that FRA and FTA have taken final agency action by issuing certain approvals for the public transportation project listed below. In accordance with 40 CFR 1506.3 and 23 U.S.C. 139, FRA and FTA issued a final environmental impact statement (FEIS) and record of decision (ROD) on May 28, 2021. All actions on the project, as well as the laws under which such actions were taken, are described in the documentation issued in connection with the project to comply with the National Environmental Policy Act (NEPA) as well as in documents in the FTA environmental project file. Interested parties may find more information on the Project website (<http://www.hudson-tunnel-project.com/>) or FRA's website for the Project (<https://railroads.dot.gov/environmental-reviews/hudson-tunnel-project/environmental-impact-statement/>).

A summary of the Project that is the subject of this notice follows:

**Project name and location:** Hudson Tunnel Project, Hudson River passenger rail crossing, Hudson County, New Jersey and New York County, New York.

**Project Sponsor:** Port Authority of New York and New Jersey, New York, New York.

**Project description:** The Project involves construction of a two-track tunnel under the Hudson River (the Hudson River Tunnel) and railroad infrastructure in New Jersey and New York connecting the new rail tunnel to the existing Northeast Corridor (NEC), and rehabilitation of the existing North River Tunnel. The new Hudson River Tunnel will have two new tracks extending from the NEC in Secaucus, New Jersey, beneath the Palisades (North Bergen and Union City, New Jersey) and the Hoboken/Weehawken, New Jersey waterfront area, and beneath the Hudson River to connect to the existing tracks in Penn Station New York (PSNY). The new Hudson River Tunnel will be parallel to, and south of, the existing NEC between Secaucus, New Jersey and PSNY. This alignment will extend for a distance of approximately 4.5 miles. New ventilation shafts and associated fan plants will be located above the tunnel

in New Jersey and New York for regular and emergency ventilation and egress. The western terminus of the new tunnel and related tracks and infrastructure will be at Allied Interlocking, east of County Road in Secaucus, New Jersey and the eastern terminus will be at approximately Ninth Avenue in Manhattan, New York.

This notice applies to all decisions on the Project as of the issuance date of this notice and all laws under which such actions were taken, including, but not limited to, NEPA [42 U.S.C. 4321-4375], Section 4(f) requirements [23 U.S.C. 138, 49 U.S.C. 303], Section 106 of the National Historic Preservation Act [54 U.S.C. 306108], Endangered Species Act [16 U.S.C. 1531], Clean Water Act [33 U.S.C. 1251], Clean Air Act [42 U.S.C. 7401-7671q], the Rivers and Harbors Act of 1899 [33 U.S.C. 403], and the Coastal Zone Management Act of 1972 [16 U.S.C. 1451].

**Authority:** 23 U.S.C. 139(l)(1).

**Jamie P. Rennert,**

Director, Office of Infrastructure Investment,  
Federal Railroad Administration.

**Mark A. Ferroni,**

Deputy Associate Administrator for Planning  
and Environment, Federal Transit  
Administration.

[FR Doc. 2021-15575 Filed 7-21-21; 8:45 am]

**BILLING CODE 4910-57-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2021-0074]

### Petition for Waiver of Compliance

Under part 211 of title 49 Code of Federal Regulations (CFR), this document provides the public notice that on June 30, 2021, the Michigan State Trust for Railway Preservation, Inc. petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 215, Railroad Freight Car Safety Standards. FRA assigned the petition Docket Number FRA-2021-0074.

Specifically, Petitioner requests FRA approval pursuant to 49 CFR 215.203, *Restricted cars*, to continue in service 12 freight cars<sup>1</sup> that are more than 50 years from the date of construction. The cars are primarily used in tourist, historic, and/or excursion operations. Petitioner additionally requests relief from 49 CFR

215.303, *Stenciling of restricted cars*, to preserve the cars' historic appearance. Of the 12 total cars, only three would be used in service this calendar year. Trains containing the cars are currently operated only on the Great Lakes Central Railroad, but in the future, excursions may expand to the Lake State Railway by way of the Huron and Eastern Railroad.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at [www.regulations.gov](http://www.regulations.gov).

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested party desires an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number and may be submitted by any of the following methods:

- **Website:** <http://www.regulations.gov>. Follow the online instructions for submitting comments.

- **Fax:** 202-493-2251.

- **Mail:** Docket Operations Facility, U.S. Department of Transportation (DOT), 1200 New Jersey Ave. SE, W12-140, Washington, DC 20590.

Communications received by September 7, 2021 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable. Anyone can search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its processes. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at <https://www.transportation.gov/privacy>. See also <https://www.regulations.gov/privacy-notice> for the privacy notice of [www.regulations.gov](http://www.regulations.gov).

<sup>1</sup> Seven of the 12 cars were formerly given special approval in Docket Number FRA-2009-0084. The relief expired on May 15, 2020.

Issued in Washington, DC.

**John Karl Alexy,**

*Associate Administrator for Railroad Safety  
Chief Safety Officer.*

[FR Doc. 2021-15604 Filed 7-21-21; 8:45 am]

**BILLING CODE 4910-06-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Transit Administration

#### FTA Fiscal Year 2021 Apportionments, Allocations and Program Information

**AGENCY:** Federal Transit Administration (FTA), Department of Transportation (DOT).

**ACTION:** Notice.

**SUMMARY:** This notice provides priorities for programs in Fiscal Year (FY) 2021, announces Coronavirus Response and Relief Supplemental Appropriations Act, American Rescue Plan Act, and full-year apportionments and allocations for grant programs, provides contract authority, and describes plans for several competitive programs.

**FOR FURTHER INFORMATION CONTACT:** For general information about this notice, contact John Bodnar, Director of Transit Programs, Office of Program Management, at (202) 366-2053. Please contact the appropriate FTA Regional Office for any specific requests for information or technical assistance. FTA Regional Office contact information is available on FTA's website: [www.transit.dot.gov](http://www.transit.dot.gov). An FTA headquarters contact for each major program area is included in the discussion of that program in the text of this notice. FTA recommends stakeholders subscribe on FTA's website: [www.transit.dot.gov](http://www.transit.dot.gov) to receive email notifications when new information is available.

#### SUPPLEMENTARY INFORMATION:

##### Table of Contents

- I. Overview
- II. FY 2021 Funding for FTA Programs
  - A. Funding Available Under the Consolidated Appropriations Act, 2021
  - B. Oversight Takedown
  - C. FY 2021 Formula Apportionments: Data and Methodology
- III. FY 2021 Program Highlights
  - A. Emergency Relief Docket
  - B. Policy Priorities
    - 1. Supporting the Transit Industry COVID-19 Pandemic Response and Recovery
    - 2. Public Transportation Agency Safety Plans
    - 3. Public Transportation Safety Certification Training Program
    - 4. Changes to 2 CFR 200
    - 5. Other Policy Priorities
  - C. Implementation and Oversight of CARES, CRRSAA and ARP Funding

- D. FY 2021 Competitive Program Funding
- E. National Defense Authorization Act for FY 2020
- F. Prompt Notification of Knowledge of Potential Fraud, Waste, or Abuse Occurring on FTA-Funded Projects
- IV. FY 2021 Program-Specific Information
  - A. Metropolitan Planning Program (49 U.S.C. 5303 and 5305(d))
  - B. State Planning and Research Program (49 U.S.C. 5304 and 5305(e))
  - C. Urbanized Area Formula Program (49 U.S.C. 5307)
  - D. Fixed Guideway Capital Investment Grants Program (49 U.S.C. 5309)
  - E. Formula Grants for the Enhanced Mobility of Seniors and Individuals With Disabilities Program (49 U.S.C. 5310)
  - F. Formula Grants for Rural Areas Program (49 U.S.C. 5311)
  - G. Rural Transportation Assistance Program (49 U.S.C. 5311(b)(3))
  - H. Appalachian Development Public Transportation Assistance Program (49 U.S.C. 5311(c)(2))
  - I. Public Transportation on Indian Reservations Program (49 U.S.C. 5311(c)(1))
  - J. Public Transportation Innovation (49 U.S.C. 5312)
  - K. Technical Assistance and Workforce Development (49 U.S.C. 5314)
  - L. Public Transportation Emergency Relief Program (49 U.S.C. 5324)
  - M. State Safety Oversight Formula Program (49 U.S.C. 5329)
  - N. State of Good Repair Grants Program (49 U.S.C. 5337)
  - O. Grants for Buses and Bus Facilities Program (49 U.S.C. 5339)
  - P. Growing States and High-Density States Formula Factors (49 U.S.C. 5340)
  - Q. Washington Metropolitan Area Transit Authority Grants
  - R. Coronavirus Response and Recovery Supplemental Appropriations Act Transit Infrastructure Grants
  - S. American Rescue Plan Act of 2021
- V. FY 2021 Grants
  - A. Automatic Pre-Award Authority To Incur Project Costs
  - B. Letter of No Prejudice (LONP) Policy
  - C. FY 2021 Annual List of Certifications and Assurances
  - D. Civil Rights Requirements
  - E. Consolidated Planning Grants
  - F. Grant Application Procedures

#### I. Overview

This document provides notice to stakeholders that FTA is apportioning the full Fiscal Year (FY) 2021 authorized contract authority through September 30, 2021, for FTA formula and competitive programs pursuant to Division L of the Consolidated Appropriations Act, 2021 (Pub. L. 116-260). In addition, Section IV.R of this document includes information about supplemental funding provided in Division M of the Consolidated Appropriations Act, 2021, also known as the Coronavirus Response and Recovery Supplemental Appropriations

Act (CRRSAA). Section IV.S of this document includes information about the American Rescue Plan Act of 2021 (ARP). Important information about FTA programs, statutory requirements, and policy priorities is also included in this document.

Division B of the Continuing Appropriations Act, 2021 and Other Extensions Act (Pub. L. 116-159), extended the Federal Transit program authorization at FY 2020 funding levels. For each FTA program, this notice provides information on the FY 2021 authorized funding levels, funding availability, and the period of availability of funds. A separate section provides information on pre-award authority as well as other requirements applicable to FTA programs and grant administration. Finally, the notice includes a reference to tables on FTA's website that show new contract authority apportioned and made available through September 30, 2021.

Information in this document includes references to existing FTA program guidance and circulars. Some information in FTA's guidance documents and circulars may have been superseded by provisions in the Fixing America's Surface Transportation (FAST) Act (Pub. L. 114-94), but these guidance documents and circulars remain a resource for program management in most areas.

#### II. FY 2021 Funding for FTA Programs

##### A. Funding Available Under the Consolidated Appropriations Act, 2021

Division L of the Consolidated Appropriations Act, 2021 (Pub. L. 116-260) makes \$12.8 billion in funding available for FTA programs in FY 2021. The Consolidated Appropriations Act, 2021, provides \$10.15 billion in funding for FY2021 from the Mass Transit Account of the Highway Trust Fund at the amounts authorized under 49 U.S.C. 5338(a), as extended for FY 2021 by division B of Continuing Appropriations Act, 2021 and Other Extensions Act. The Consolidated Appropriations Act, 2021 also provides \$2.537 billion in general fund appropriations, including \$7.5 million for technical assistance and workforce development grants, \$2.014 billion for Capital Investment Grants, \$150 million for grants to the Washington Metropolitan Area Transit Authority (WMATA), and \$516.22 million for transit infrastructure grants, which includes: \$118 million for the Grants for Buses and Bus Facilities Formula Program, \$125 million for Buses and Bus Facilities competitive grants, \$125 million for Low or No Emissions Grants, \$40 million for