



NARC

Building Regional Communities

Updated Wednesday, January 13, 2010

Jobs For Main Street Act of 2010

HR 2847

(passed by the House on December 16, 2009)

Information represents areas and programs most relevant to NARC members and their local governments

Access full bill text by [clicking HERE](#). Access explanatory statement by [clicking HERE](#).

Coordinated by the House Democratic leadership and passed by a 217-212 vote, providing \$154.4 billion - redirects \$75 billion from the Troubled Asset Relief Program (TARP) in addition to \$79 billion in emergency funding.

Funds must be appropriated out of the Treasury for the FY ending September 30, 2010, and distributed in a manner consistent with ARRA (PL 111-5) – unless otherwise noted.

Title I, Chapter I Justice Department: (Pgs 1-2)

- \$1.179 million Community Oriented Policing Services (COPS) to hire and rehire career police officers

Title I, Chapter II Energy and Water Development: (Pgs 2-10)

- \$715 million Corps of Engineers Construction projects
 - No less than \$30 million for water-related environmental infrastructure assistance
 - Up to \$30 million may be transferred to the Mississippi Rives and Tributaries for projects
 - Funding is only for programs, projects or activities that already receive funding; can commence quickly; create immediate employment; executed by contract or direct hire of temporary employees; located within a state with high unemployment
 - Secretary of Army required to submit a report to Congress no later than 45 days after enactment
- \$100 million Bureau of Reclamation and Water Related Resources
 - No less than \$26 million for water reclamation and reuse projects
 - Up to \$30 million to implement water supply technology and infrastructure programs aimed at increasing and diversifying domestic water resources
 - Up to \$10 million for projects for Central Utah Project Construction and related efforts
 - Funding is only for programs, projects or activities that already receive funding; and/or would otherwise be expired for obligation
 - Secretary of Interior must submit a quarterly report to Congress beginning no later than 45 days after enactment

Title I, Chapter III Homeland Security: (Pgs 10-11)

- \$500 million Firefighter Assistance Grants
 - Must be used to increase the number of firefighters in Departments
 - Waivers can be granted by the DHS Secretary to remove timeframes associated with new hires; local match preferences; local budget requirements; and. Firefighter annual salary requirements; and to allow supplanting these funds for state/local funds
 - Funds must be made available for the retention of firefighters
 - Grants must be awarded no later than 120 days after enactment

Title I, Chapter IV Interior and the Environment: (Pgs 11-15)

- \$20 million Bureau of Land Management
- \$30 million U.S. Fish and Wildlife Service Resource Management
- \$50 million National Park Service Operations Employment
- \$20 million Wildland Fire Management for hazardous fuels reduction and related activities for inventory and monitoring using long-term employment

- \$2 billion EPA State and Tribal Assistance Grants
 - \$1 billion Clean Water State Revolving Fund for capitalization grants
 - \$1 billion Safe Drinking Water State Revolving Fund for capitalization grants
 - Funds will not be subject to matching or cost sharing requirements
 - Funds can be reallocated if not under contract or construction within 8 months of enactment
 - Priority given to projects that are on a State priority list and ready to proceed to construction within 12 months of enactment
 - Each State must use at least 50% of grants to provide forgiveness of principal, negative interest loans or grants or any combination of these
 - Not less than 20% of the funds shall be for green infrastructure, water or energy efficiency improvements or other environmentally innovative activities
 - Up to 2% of funding can be reserved for tribal grants
 - Up to 4% of Revolving Loan Funds tribal set-asides may be transferred to the Indian Health Service to support management and oversight of tribal projects
 - No funds appropriated can be used for the purchase of land or easements
 - Funds can be used to buy, finance, or restructure the debt obligations of eligible recipients if debt was incurred on or after Oct. 1, 2009
 - Davis-Bacon and the prevailing wage laws apply

- \$75 million State and Private Forestry (USDA, Forest Service) for term employment
- \$40 million National Forest System for term employment
- \$35 million Wildland Fire Management for hazardous fuels reduction and term employment

- General Provisions within Chapter:
 - For this chapter, funds will remain available to EPA for oversight and management until September 30, 2012
 - Secretary of Interior and Secretary of Agriculture shall utilize, to the maximum extent, various networks, Jobs Corps and related partnerships with Federal, State, local, tribal or non-profit groups that serve young adults, underserved and minority populations, veterans and special needs individuals

Title I, Chapter V Labor, Health and Human Services, and Education: (Pgs 16-28)

- \$1.25 billion Workforce Investment Act Training and Employment Services (Department of Labor)
 - \$500 million grants to the States for youth activities – solely for summer employment programs; must use WIA measure of performance to assess effectiveness of program; youth must meet low-income, in-school WIA requirements
 - \$750 million competitive grants for worker training and placement in high growth and emerging industries
 - \$275 million job training projects that prepare workers for careers in energy efficiency and renewable energy (\$225 million for Pathways Out of Poverty projects – priority given to projects that prepare workers in healthcare sector)

- \$23 billion Education Jobs Fund (Department of Education)
 - Remain available for obligation through September 30, 2010
 - Funds may be used for a variety of areas (as specified by PL 111-5), and for compensation, benefits and other expenses to retain existing employees for WIA activities; for new hires; and, for modernization, renovation and repair of public school facilities and institutions of higher

education

- States cannot use funds for a “rainy-day fund,” debt obligations or to supplant State funds
- If funds are not used in a timely manner, the Secretary of Education can reassign the funds to another entity or entities within a State
- Governor required to provide many State assurances on use of funds

Title I, Chapter VI Transportation and Housing and Urban Development: (Pgs 16-53)

See Attached Pages for Transportation-specific allocations

- \$1 billion Public Housing Capital Fund for competitive capital and management activities for public housing agencies
 - Priority investments given to those that leverage private sector funding or financing for renovations and energy conservation retrofits
 - HUD Secretary must obligate funding within 60 days of enactment
 - Public housing authorities to give priority to capital projects that can award projects within 120 days from funding receipt; to the rehabilitation of vacant rental units; projects that are underway or included in 5-year capital fund plans
 - Funding may not be used for operating rental assistance facilities
 - Public housing agencies must obligate 50% of the funds within 180 days of availability; 100% of funds must be obligated within 1-year of availability
 - If provisos are not fulfilled, HUD Secretary can redistribute funds to agencies in compliance
 - HUD Secretary can waive or specify alternative requirements at discretion
- \$1.065 billion Housing Trust Fund
 - \$65 million for project-based voucher and rental assistance to be allocated to the States via formula

Title I, Chapter 7; Title III, Chapter IV; Title IV General Provisions: (Pgs 53-54; 119)

- No funds made available in this Act may be used by any State or local government, or any private entity, for any casino or other gambling establishment, aquarium, zoo, golf course, or swimming pool.
- Funds made available are subject to reporting, transparency and oversight requirements as put in law by the American Recovery and Reinvestment Act (ARRA) (PL 111-5):
 - Will use a public website – www.recovery.gov
 - federal agencies to post a plan for using funds and all funding announcements, and contracts/grants awarded.
 - federal, state and local agencies must post all funds obligated to infrastructure investments, intended use of the funds, purpose of investment, total cost, rationale for funding with these funds, contact information, certification from appropriate executive (i.e. Governor, Mayor, etc), to verify full review and vetting process, and number of jobs created or sustained.
 - Any federal agency inspector general can review and questions raised about funds being spent and shall post all reviews on the website.
 - US Comptroller General will conduct bimonthly reviews and prepare reports on use of funding – these will be posted
 - Allows the public to give feedback.
 - Contains strict public, online reporting requirements
 - Infrastructure projects must have received full reviews and vetting required by law – must be fully certified
 - Contracts shall be awarded through fixed-price, competitive contracts
- All amounts are to meet emergency needs and designated for emergency purposes
- All funds are subject to Pay-As-You-Go provisions
- Must use American iron and steel for project construction, alternation, maintenance or repair of public building or public works effort, unless there is an insufficient amount available or overall project cost will increase by 25%.

Title II, Surface Transportation Extension: (Pgs 54-89)

- Includes language for the Surface Transportation Extension Act of 2009 to continue programs until September 30, 2010
- Restores \$20 billion to the Highway Trust Fund and rescinds a provision that bars Trust Fund balances from earning interest.

Title III, Chapter II Financial Services and General Government: (Pgs 97-118)

- \$354 million to extend Small Business Administration loan guarantee programs included within ARRA through September 30, 2010.
- \$41 billion for a six-month extension of expanded federal unemployment benefits; \$12.3 billion for a 15-month extension of COBRA health insurance subsidies for laid-off workers.

TRANSPORTATION SECTION

Maintenance of Effort, Periodic Reporting and Other Requirements

CERTIFICATIONS	<ul style="list-style-type: none">• Certification through 9/30/10 – the certification provisions contained in ARRA remain in effect• Certification through 9/30/11 – Within 30 days of enactment, the Governor shall certify to the Secretary that the State will maintain its effort<ul style="list-style-type: none">○ The Governor shall submit a statement identifying the amount of State funds the State planned to spend from its State sources○ The statement will cover funds for the period of 10/1/10 through 9/30/11
REPORTING	<p>Per ARRA, each grant recipient shall submit periodic reports:</p> <ul style="list-style-type: none">• 1 year (February 17, 2010)• 15 months (May 17, 2010)• 18 months (August 17, 2010)• 2 years (February 17, 2011)• 3 years (February 17, 2012)• 4 years (February 17, 2013) <p>Each State shall submit the following periodic reports:</p> <ul style="list-style-type: none">• For each program, the actual aggregate expenditures from State funds between 2/17/09 and 9/30/11, as compared to the level spent from State funds that planned to occur• Amount of federal funds appropriated, allocated, obligated and outlayed• Number of projects put out to bid and the amount of federal funds associated with such projects• Number of projects awarded contracts and amount of federal funds associated• Number of projects begun work under contracts and federal funds associated• Number of projects completed under contracts and federal funds associated• Number of direct and in-direct jobs created or sustained by federal funds provided under this appropriation and, to the extent possible, the estimated indirect jobs created or sustained in the associated supplying industries, including the number of job-years created and the total increase in

	employment since the date of enactment
BUY AMERICA	All funds provided in this legislation are subject to Buy America provisions
EXPIRATION DATE	All funding is made available until September 30, 2010 unless otherwise stated.
MISCELLANEOUS	Funds available in this title are subject to the same reporting, transparency, and oversight requirements established by PL 111-5, Title XV, A

Federal Aviation Administration

TOTAL	\$500 million (100% federal share)
FUNDING	<ul style="list-style-type: none"> • Discretionary Grants • Priority to projects that can be completed within 2 years
ELIGIBLE RECIPIENTS	AIP eligible Airports
ELIGIBLE ACTIVITIES	<ul style="list-style-type: none"> • Runway, Taxiway, or Apron construction/rehabilitation • Airfield lighting, signage, drainage • Land acquisition • Weather observation stations (AWOS) • Navaids • Planning studies • Environmental studies • Safety area improvements • Snow removal equipment • Snow removal equipment storage • Noise abatement • Fuel farms • Aircraft hangars • General Aviation terminal buildings
US DOT REQUIREMENTS	<ul style="list-style-type: none"> • The Secretary of Transportation is to award grants within 120 days of enactment • Funds are not subject to apportionment formulas, categories or the minimum percentages established in law.

Federal Highway Administration

TOTAL	\$27.5 billion (100% federal share)
FUNDING SET ASIDES	<ul style="list-style-type: none"> • \$550 million for Indian reservations and federal lands <ul style="list-style-type: none"> ○ \$310 million Indian Reservation Roads Program ○ \$170 million Park Roads and Parkways Program ○ \$60 million Forest Highway Program ○ \$10 million Refuge Roads Program ○ priority given to capital investments and projects completed within 2 years (2/2011) ○ Secretary has authority to distribute unobligated funds after 1 year (2/2010) \$105 million for Puerto Rico • \$45 million for the territories • \$60 million for ferries • \$20 million for highway surface transportation and technology training • \$20 million for Disadvantaged Business Enterprise bonding assistance • \$45 million for FHWA Oversight <ul style="list-style-type: none"> ○ \$5 million for an Office of Expedited Project Delivery • Priority given to projects that can be completed within 2 years • Secretary has authority to redistribute funds after 1 year.
FUNDING	<ul style="list-style-type: none"> • Funds remain available until 9/30/11 • 50% of funds apportioned to States by formula • 50% of funds apportioned to States via same ratio as obligation limit for FY08 • Not subject to obligation limitations
FUNDING ALLOCATION & SUBALLOCATION	<ul style="list-style-type: none"> • 30% suballocated within each State under STP formulas (no local/State match required): <ul style="list-style-type: none"> ○ Urbanized areas of over 200,000 population ○ Areas under 20,000 ○ Areas of less than 5,000 population • 3% set-aside to each State for Transportation Enhancement Program – programs listed below • Suballocation must be conducted in every State
ELIGIBLE RECIPIENTS	<ul style="list-style-type: none"> • State and local governments
ELIGIBLE ACTIVITIES	<ul style="list-style-type: none"> • Activities eligible under the Surface Transportation Program (Title 23, Section 133(b)) – programs listed below • Passenger and freight rail transportation

	<ul style="list-style-type: none"> • Port infrastructure projects
USE IT OR LOSE IT	<ul style="list-style-type: none"> • Funds must be put under contract within 90 days or: <ul style="list-style-type: none"> ○ Secretary will withdraw 50% of the funds apportioned to that State less the amount under contract, and ○ Redistribute it to other States with no funds withdrawn • Funds must be put under contract within 1 year or: <ul style="list-style-type: none"> ○ Secretary will withdraw all monies apportioned to that State, and ○ Redistribute it to other States with no funds withdrawn • US DOT may provide an extension of the 1-year deadline at the request of the State
US DOT REQUIREMENTS	<ul style="list-style-type: none"> • Awarded within 21 days after enactment • Priority given to projects that can be completed within a 3-year timeframe • Priority given to projects within an economically distressed area - definition listed below • These funds are in addition to any and all funds provided for FY10 and FY11 and shall not affect the distribution of funds provided in any other Act
STATE DOT REQUIREMENTS	<ul style="list-style-type: none"> • Ensure an equitable geographic distribution of funds and an appropriate balance in addressing the needs of urban and rural communities

Federal Transit Administration

TOTAL	<p>\$8.4 billion (100% federal)</p> <ul style="list-style-type: none"> ○ \$6.15 billion for Transit Capital Assistance ○ \$1.75 billion for Fixed Guideway Modernization ○ \$500 million for Capital Investment Grants (100% federal share)
FUNDING	<ul style="list-style-type: none"> • \$6.15 billion for Transit Capital Assistance <ul style="list-style-type: none"> ○ 80% to urban areas ○ 10% to rural areas ○ 10% to high growth, high density areas • Not subject to obligation limitations
FUNDING SET ASIDES	<ul style="list-style-type: none"> • \$100 million for greenhouse gas reduction grants • 2.5% for Indian reservations • .75% for 5307 and 5340 programs • .50% for oversight
ELIGIBLE RECIPIENTS	Public authorities, counties and cities
ELIGIBLE ACTIVITIES	<ul style="list-style-type: none"> • Can be used to purchase buses, vans, rail cars, either as replacement for existing vehicles or for expansion of fleets

	<ul style="list-style-type: none"> • Construct or rehabilitate maintenance facilities or administrative buildings • Construct or rehabilitate rail track, tunnels, elevated structures, or stations • Purchase equipment, such as generators, maintenance shop equipment, radios, security cameras, or computers • Maintain and repair vehicles, rail track, rail stations, maintenance facilities, or administration buildings • Recipient may use up to 10% of apportionment for operating costs
USE IT OR LOSE IT	<ul style="list-style-type: none"> • Funds must be put under contract within 90 days or: <ul style="list-style-type: none"> ○ Secretary will withdraw 50% of the funds apportioned to that urbanized area or State less the amount under contract, and ○ Redistribute it to other urbanized areas or States with no funds withdrawn • Funds must be put under contract within 1 year or: <ul style="list-style-type: none"> ○ Secretary will withdraw all monies apportioned to that urbanized area or State, and ○ Redistribute it to other urbanized areas or States with no funds withdrawn • US DOT may provide an extension of the 1-year deadline at the request of the urbanized area or State
US DOT REQUIREMENTS	<ul style="list-style-type: none"> • Funds available until 9/30/10 • Awarded within 21 days of enactment • Funds cannot be commingled with any prior year funds • Priority given to projects located within economically distressed areas
STATE DOT REQUIREMENTS	Ensure an equitable geographic distribution of funds and an appropriate balance in addressing the needs of urban and rural communities
FUNDING	\$1.75 billion for Fixed Guideway Modernization (100% federal share)
FUNDING SET ASIDES	1% of funds for oversight
ELIGIBLE ACTIVITIES	Rehabilitation and modernization of fixed guideway transit systems
USE IT OR LOSE IT	<ul style="list-style-type: none"> • Funds must be put under contract within 90 days or: <ul style="list-style-type: none"> ○ Secretary will withdraw 50% of the funds apportioned to that urbanized area less the amount under contract, and ○ Redistribute it to other urbanized areas with no funds withdrawn • Funds must be put under contract within 1 year or: <ul style="list-style-type: none"> ○ Secretary will withdraw all monies apportioned to that urbanized area, and ○ Redistribute it to other urbanized areas with no funds withdrawn <p>US DOT may provide an extension of the 1-year deadline at the request of the</p>

	urbanized area
US DOT REQUIREMENTS	<ul style="list-style-type: none"> • Funds cannot be commingled with any prior year funds • Awarded within 21 days of enactment
FUNDING	<p>\$500 million for Capital Investment Grants (100% federal share)</p> <ul style="list-style-type: none"> ○ Not subject to obligation limitations
FUNDING SET ASIDES	<ul style="list-style-type: none"> ○ \$1.5 million for the Office of Expedited Project Delivery (yet to be created) ○ 1% for oversight
ELIGIBLE ACTIVITIES	Support the construction of new systems or extensions to existing fixed guideway transit systems including bus rapid transit, commuter rail, heavy rail, light rail, streetcars, and ferries, as well as certain corridor-based bus systems
US DOT REQUIREMENTS	<ul style="list-style-type: none"> ○ Priority given to projects that can enter into contracts within 90 days of enactment ○ Disadvantaged Business Enterprise laws apply ○ Funds cannot be commingled with any prior year funds

Federal Railroad Administration

TOTAL	\$800 million
FUNDING	<ul style="list-style-type: none"> • Discretionary capital grants to Amtrak
ELIGIBLE ACTIVITIES	<ul style="list-style-type: none"> • Fleet modernization <ul style="list-style-type: none"> ○ Rehabilitation of existing passenger equipment ○ Acquisition of new passenger equipment (including fuel efficient trains)
US DOT Requirements	<ul style="list-style-type: none"> • None of these funds may be used to subsidize the operating losses of Amtrak • Awarded within 60 days after enactment

The Maritime Administration

TOTAL	\$100 million
FUNDING	Title XI shipbuilding loan subsidies
ELIGIBLE ACTIVITIES	<ul style="list-style-type: none"> ○ Provide low-interest financing for <ul style="list-style-type: none"> ○ commercial vessels ○ Proven technology, techniques and processes to enhance the productivity and quality of shipyards
GENERAL REQUIREMENTS	As this program was not originally authorized by ARRA. Recipients of this funding are held accountable to the reporting and certification requirements codified by ARRA.

Federal Highway Administration - Additional Details

Transportation Enhancement (TE) Activities:

The list of qualifying TE activities provided in 23 U.S.C. 101(a)(35) have 12 categories of eligible projects for transportation enhancement funds. TE funds may be used for direct educational expenses for surface transportation workforce development, training, and education, provided the activity specifically benefits eligible TE activities. Direct costs include training costs, conference and registration fees, and travel costs, but not salaries. Each project activity must demonstrate a relationship to surface transportation.

1. Provision of facilities for pedestrians and bicycles.
2. Provision of safety and educational activities for pedestrians and bicyclists.
3. Acquisition of scenic easements and scenic or historic sites (including historic battlefields).
4. Scenic or historic highway programs (including the provision of tourist and welcome center facilities).
5. Landscaping and other scenic beautification.
6. Historic preservation.
7. Rehabilitation and operation of historic transportation buildings, structures, or facilities (including historic railroad facilities and canals).
8. Preservation of abandoned railway corridors (including the conversion and use of the corridors for pedestrian or bicycle trails).
9. Inventory, control, and removal of outdoor advertising.
10. Archaeological planning and research.
11. Environmental mitigation to address water pollution due to highway runoff; or reduce vehicle-caused wildlife mortality while maintaining habitat connectivity.
12. Establishment of transportation museums.

Economically Distressed Definition: (42 USC 3161)

(a) Project shall be located in an area that, on the date of submission of the application, meets 1 or more of the following criteria:

(1) Low per capita income The area has a per capita income of 80 percent or less of the national average. (2) Unemployment rate above national average The area has an unemployment rate that is, for the most recent 24-month period for which data are available, at least 1 percent greater than the national average unemployment rate. (3) Unemployment or economic adjustment problems The area is an area that the Secretary determines has experienced or is about to experience a special need arising from actual or threatened severe unemployment or economic adjustment problems resulting from severe short-term or long-term changes in economic conditions. (b) Political boundaries of areas An area that meets 1 or more of the criteria of subsection (a) of this section, including a small area of poverty or high unemployment within a larger community in less economic distress, shall be eligible for assistance under section 3141 or 3149 of this title without regard to political or other subdivisions or boundaries. (c) Documentation (1) In general A determination of eligibility under subsection (a) of this section shall be supported by the most recent Federal data available, or, if no recent Federal data is available, by the most recent data available through the government of the State in which the area is located. (2) Acceptance by Secretary The documentation shall be accepted by the Secretary unless the Secretary determines that the documentation is inaccurate. (d) Prior designations Any designation of a redevelopment area made before the effective date of the Economic Development Administration Reform Act of 1998 shall not be effective after that effective date.