Performance Measures & Asset Management Plan - Key Implementation Dates

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)	NHS Asset Management Plan (23 CFR <u>Part 515</u>)
April 14, 2016 [FHWA, State DOTs, & MPOs]	<i>Final rule¹ effective date</i> : The FHWA Division Offices begin to ensure coordination ² takes place between State Highway Safety Offices (SHSOs), State Departments of Transportation (State DOTs), and Metropolitan Planning Organizations (MPOs) for target selection.			
May 20, 2017 [FHWA, State DOTs, & MPOs]		<i>Final rule³ effective date</i> : The FHWA Division Offices begin to ensure coordination ⁴ takes place between State DOTs and MPOs for target establishment for the first Performance Period.	<i>Final rule⁵ effective date</i> : The FHWA Division Offices begin to ensure coordination ⁶ takes place between State DOTs and MPOs for target establishment (except greenhouse gas (GHG) measure ⁷) for the first Performance Period.	

⁷ The effective date for the GHG measure was delayed until September 28, 2017, as described in Federal Register Notices published on September 28, 2017 [(82 FR 45179 Pg. 45179-45180): https://www.federalregister.gov/documents/2017/09/28/2017-20804/national-performance-management-measures-assessing-performance-of-the-national-highway-system] and May 19, 2017 [(82 FR 22879, Pg. 22879-22880)- https://www.federalregister.gov/documents/2017/05/19/2017-10092/national-performancemanagement-measures-assessing-performance-of-the-national-highway-system]. On October 5, 2017, FHWA published a Notice of Proposed Rulemaking (NPRM) in the Federal Register proposing to repeal the GHG measure [(82 FR 46427 Pg. 46427-46433: https://www.federalregister.gov/documents/2017/10/05/2017-21442/national-performance-management-measures-assessing-performance-of-the-national-highway-system].









¹ Final Rule on "National Performance Management Measures: Highway Safety Improvement Program": Docket No. FHWA–2013–0020, RIN 2125–AF49, Federal Register - RIN 2125–AF49 Vol. 81, No. 50, Pg. 13882 - March 15, 2016: https://www.gpo.gov/fdsys/pkg/FR-2016-03-15/pdf/2016-05202.pdf.

² Coordination requirement between State DOTs and SHSOs under 23 CFR 490.209(a)(1) and between State DOTs and MPOs under 23 CFR 490.209(d)(1).

³ Final Rule on "National Performance Management Measures; Assessing Pavement Condition for the National Highway Performance Program and Bridge Condition for the National Highway Performance Program": Docket No. FHWA–2013–0053, RIN 2125–AF53, Federal Register - Vol. 82, No. 11, Pg. 5886- January 18, 2017: https://www.gpo.gov/fdsys/pkg/FR-2017-01-18/pdf/2017-00550.pdf.

⁴ Target selection coordination requirement between State DOTs and MPOs under <u>23 CFR 490.105(e)(2)</u> and <u>23 CFR 490.105(f)(2)</u>.

⁵ Final Rule on "National Performance Management Measures; Assessing Performance of the National Highway System, Freight Movement on the Interstate System, and Congestion Mitigation and Air Quality Improvement Program": Docket No. FHWA–2013–0054, RIN 2125–AF54, Federal Register - Vol. 82, No. 11, Pg. 5970 - January 18, 2017: https://www.gpo.gov/fdsys/pkg/FR-2017-01-18/pdf/2017-00681.pdf.

⁶ Target selection coordination requirement between State DOTs and MPOs under <u>23 CFR 490.105(e)(2)</u> and <u>23 CFR 490.105(f)(2)</u>.

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
June 15, 2017, ⁸ and annually thereafter [FHWA]		FHWA extraction of NHS bridge condition data : FHWA extracts bridge condition metric data from NBI on June 15 every year to determine the minimum NHS bridge condition level ⁹ and complete the biennial determination of significant progress towards achieving targets ¹⁰ .	
By June 15, 2017, and annually thereafter [State DOTs]		State DOTs report Interstate and Non-Interstate NHS pavement condition data toHPMS:Note that the Interstate pavement conditiondata submittal due date changes to April15,11 beginning in 2019.	
No later than August 31, 2017, and annually thereafter [State DOTs]	State DOTs reports safety targets : State DOTs reports annual targets in their HSIP Annual Report to FHWA. ¹² Note, the 2017 HSIP Annual Report is the first report by State DOTs where they will be required to include their safety performance targets. The State DOTs will report their CY2018 targets in the 2017 HSIP Annual Report as described in <u>23 CFR 490.209(a)(2)</u> .		
September 28, 2017 [FHWA, State DOTs, & MPOs]			Greenhouse gas measure effective date. ¹³

⁸ <u>23 CFR 490.411(</u>d)

⁹ 23 CFR 490.411

¹⁰ 23 CFR 490.109(d)

¹¹ <u>23 CFR 490.311(</u>c)(4) and <u>23 CFR 490.311(</u>d)(2)

¹² 23 CFR 924.15(a)

¹³ The announcement of the effective date of the portions of PM 3 related to the GHG measure was published in the Federal Register on September 28, 2017 [(82 FR 45179 Pg. 45179-45180): <u>https://www.federalregister.gov/documents/2017/09/28/2017-20804/national-performance-management-measures-assessing-performance-of-the-national-highway-system</u>]. Please see footnote 7 for additional information.





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ł	NHS Asset Management Plan (23 CFR <u>Part 515</u>)		
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Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & D)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , G & H)
By October 1, 2017¹⁴ [FHWA]		FHWA determination of minimum NHS bridge condition level : The FHWA makes the minimum NHS bridge condition level determination and notifies State DOTs. Note, the determinations in 2017 are based on the legacy definition ¹⁵ of "Structurally Deficient".	
		Legacy definition of Structurally Deficient: A bridge will be classified as Structurally Deficient when one of its NBI Items, 58— Deck, 59—Superstructure, 60—Substructure, or 62—Culverts, is 4 or less, or when one of its NBI Items, 67—Structural Evaluation or 71—Waterway Adequacy, is 2 or less.	
October 1, 2017, and every 4 years thereafter [FHWA]			CMAQ measure applicability determination: Determination of which State DOTs and MPOs are subject ¹⁶ to CMAQ measure (PHED, Percent Non-SOV Travel, and Total Emissions Reduction measures) requirements for the Performance Period.
No later than October 1, 2017, ¹⁷ and annually thereafter [State DOTs] October 2, 2017 [FHWA & State DOTs]			The State DOT requests FHWA approval for the use of equivalent data source(s) for Travel Time based measures.

¹⁸ Final Rule on "Asset Management Plans and Periodic Evaluations of Facilities Repeatedly Requiring Repair and Reconstruction Due to Emergency Events": Docket No. FHWA–2013–0052, RIN 2125–AF57, Federal Register - Vol. 81, No. 205, Pg. 73196 - October 24, 2016: https://www.gpo.gov/fdsys/pkg/FR-2016-10-24/pdf/2016-25117.pdf. 23 CFR Part 515 in this rule is effective October 2, 2017. 23 CFR Part 667 (Periodic Evaluation of Facilities Repeatedly Requiring Repair and Reconstruction Due to Emergency Events) is effective on November 23, 2016.





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	Final rule ¹⁸ effective date for <u>23 CFR Part</u>
	<u>515</u> .



¹⁴ <u>23 CFR 490.411(d)</u> and <u>23 CFR 490.413(b)</u>

¹⁵ Defined in the "Additional Guidance on 23 CFR 650 D", dated September 30, 1992 (FHWA): <u>https://www.fhwa.dot.gov/bridge/0650dsup.cfm</u> and in <u>23 CFR 490.411(b)</u>. Beginning with calendar year 2018 and thereafter, a bridge will be classified as Structurally Deficient when that bridge is classified as in Poor condition, as provided in <u>23 CFR 490.411(b)</u> and <u>23 CFR 490.409(b)(3)</u>.

¹⁶ <u>23 CFR 490.105</u>(e)(8), (e)(9), (f)(5), and (f)(6)

¹⁷ 23 CFR 490.103(e)(2)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)	NHS Asset Management Plan (23 CFR <u>Part 515</u>)
January 1, 2018 ¹⁹ [State DOTs]		<i>First "full distress and IRI²⁰" data collection</i> <i>cycle starts for Interstate System pavement</i> <i>measure</i> : For the purpose of implementing Interstate pavement condition measures, State DOTs collect IRI, rutting, faulting, cracking percent, and inventory data elements for full-extent Interstate System in accordance with specifications prescribed in <u>23 CFR 490.309</u> and <u>23 CFR 490.311</u> .		
No later than February 27, 2018 (PM1 effective date + State DOT target reporting date + 180 days ²¹) [MPOs]	MPOs establishes targets for the first time : MPOs establish CY2018 ²² targets for the safety performance measures.			
No later than March 1, 2018, ²³ and annually thereafter [State DOTs]			State DOTs enter project information into the CMAQ project tracking system for each CMAQ project funded in the previous fiscal year: For the purpose of implementing Total Emissions Reduction measure, the project information entered by March 1 will be used to determine the baseline.	

²³ <u>23 CFR 490.809(b)(1)</u>







¹⁹ 23 CFR 490.309(a)

²⁰ 23 CFR 490.305 - International Roughness Index (IRI) means a statistic used to estimate the amount of roughness in a measured longitudinal profile. The IRI is computed from a single longitudinal profile using a quarter-car simulation, as described in the report: "On the Calculation of IRI from Longitudinal Road Profile" (Sayers, M.W., Transportation Research Board 1501, Transportation Research Board, Washington, DC 1995).

²¹ 23 CFR 490.209(c)

²² 23 CFR 490.209(c)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
March 15, ²⁴ 2018 and annually thereafter [State DOTs]		First year State DOTs will submit their annual National Bridge Inventory data to FHWA no later than March 15 of each year: For the purpose of carrying out the minimum condition level determination for bridges and notifying State DOTs of their compliance prior to October 1 of each year, annual National Bridge Inventory data reporting to FHWA is no later than March 15 of each year.	
By April 30, 2018, ²⁵ and at least every 4 years ²⁶ after the Initial FHWA Certification [State DOTs]			

²⁴ <u>23 CFR 490.411(e)</u>
 ²⁵ <u>23 CFR 515.11(a)(1)</u>
 ²⁶ <u>23 CFR 515.13(c)</u>



U.S. Department of Transportation

Federal Highway Administration

NHS Asset Management Plan (23 CFR <u>Part 515</u>)
State DOT submission of initial Asset
Management Plan and request for Plan Development Process Certification: State
DOTs submit to FHWA a State-approved
Initial Asset Management Plan. The FHWA
will review the plan development processes
described in the initial plan to make a
process certification decision under 23 CFR
515.13(a). The FHWA will consider the
completeness of the initial plan, but the plan
is not subject to a consistency determination
under <u>23 CFR 515.13(</u> b).
State DOT Updates to Asset Management
Plan & Plan Development Processes: State
DOTs must update their Asset Management
Plan and Plan Development Processes at
least every 4 years, beginning on the date of
the initial FHWA certification of the State
DOT's Plan Development Processes. State DOTs must submit updated or amended
processes and plans for a new process
certification and new consistency
determination as provided in 23 CFR

<u>515.13</u>(c).

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
Not later than 90 days ²⁷ after FHWA receipt of the Plan Development Processes and Certification Request [FHWA]			

- ²⁷ <u>23 CFR 515.13</u>(a)
- ²⁸ <u>23 CFR 515.13</u>(a)(2) ²⁹ 23 CFR <u>515.13</u>(a)
- ²³ <u>23 CFR 515.13(a)</u> ³⁰ <u>23 CFR 515.13(a)(2)</u>



U.S. Department of Transportation Federal Highway Administration

NHS Asset Management Plan (23 CFR Part 515)

Initial FHWA Process Certification: FHWA makes a process certification decision not later than 90 days from receipt of the State DOT's processes and request for certification. FHWA expects State DOTs will first submit their processes as part of their Initial Asset Management Plans (due not later than April 30, 2018), and FHWA will treat submission of the initial plan as a request for process certification. Should FHWA identify deficiencies, State DOTs have 90 days²⁸ from receipt of the notice to address them and resubmit. The FHWA may extend the State DOT's 90-day period to cure deficiencies upon request.

FHWA Re-Certification: For all subsequent updated Plan Development Processes, FHWA makes a process certification decision 90 days²⁹ after receipt of the updated Plan Development Processes. State DOTs have 90 days³⁰ from receipt of the notice to address the deficiencies identified in the notice and resubmit. The FHWA may extend the State DOT's 90-day period to cure deficiencies upon request.

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & D)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , G & H)
No later than May 20, 2018 (effective date + 1 year ³¹) [State DOTs]		State DOTs establish targets for the first Performance Period: State DOTs establish 4- year target only ³² for Interstate System pavement condition measures; and 2-year and 4-year targets for non-Interstate NHS pavement condition measures and NHS Bridge Condition measures for the first Performance Period. State DOTs shall submit their Data Quality Management Program ³³ to FHWA for approval.	State DOTs establish targets for the first Performance Period: State DOTs establish 4- year target only ³⁴ for non-Interstate NHS Travel Time Reliability and PHED measures; and both 2-year and 4-year targets for Interstate NHS Travel Time Reliability, Freight Reliability, Percent Non-SOV Travel, and Total Emissions Reduction measures for the first Performance Period.
On or after May 27, 2018 ³⁵ [State DOTs]	Updates or amendments to the long-range statewide transportation plan (LRSTP) and Statewide Transportation Improvement Program (STIP) must be developed according to the performance-based provisions of 23 CFR Part 450 and the safety performance measure requirements. ³⁶		
On or after May 27, 2018³⁷ [MPOs]	Updates or amendments to the Metropolitan Transportation Plan (MTP) and Transportation Improvement Program (TIP) must be developed according to the performance-based provisions of 23 CFR Part 450 and safety performance measure requirements. ³⁸		

- ³³ <u>23 CFR 490.319</u>(c)(1) ³⁴ <u>23 CFR 490.105</u>(e)(7) and (e)(8)(vi)
- ³⁵ 23 CFR 450.226
- ³⁶ 23 CFR Part 490, Subparts <u>A</u> and <u>B</u>
- ³⁷ 23 CFR 450.340

³⁸ 23 CFR Part 490, Subparts <u>A</u> and <u>B</u>





	NHS Asset Management Plan (23 CFR <u>Part 515</u>)
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³¹ <u>23 U.S.C. 150(d)(1)</u> and <u>23 CFR 490.105(e)(1) & (4)</u> ³² <u>23 CFR 490.105(e)(7)</u>

Dates	Safety Measures	Pavement and Bridge Condition	Performance of NHS, Freight and	NHS Asset Management Plan
[Responsible Parties]	(PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u>	Measures	CMAQ Measures	(23 CFR <u>Part 515</u>)
	and <u>Part 924</u>)	(PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	(PM 3 - 23 CFR Part 490 Subparts A, E, F,	
			<u><u>G</u> & <u>H</u>)</u>	
By June 15, 2018, ³⁹ and annually			Metric data for Travel-time based measures	
thereafter			<i>reported to HPMS</i> : For the purpose of	
[State DOTs]			implementing all travel time based measures	
			(Interstate and non-Interstate NHS Travel	
			Time Reliability, Freight Reliability, and PHED	
			measures), State DOTs report metric data to	
			HPMS.	
July 1, 2018, ⁴⁰ and every year			State DOTs extract the CMAQ Public Access	
thereafter			System data for calculating the Total	
[State DOTs]			Emissions Reduction measure.	
No later than August 2, 2018 ⁴¹ (60			State DOTs report the methodology to	
days before 1 st first Baseline			develop hourly traffic volume estimates and	
Performance Period Report due			methodology they use to develop annual	
date)			percent share of traffic volume by vehicle	
[State DOTs]			class to FHWA for PHED measure.	
No later than September 28, 2018			State DOTs establish GHG targets for the	
(effective date + 1 year ⁴²)			first Performance Period: State DOTs	
[State DOTs]			establish both 2-year and 4-year targets for	
			GHG measure for the first Performance	
			Period.	

⁴² 23 U.S.C. 150(d)(1) and 23 CFR 490.105(e)(1) & (4)



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³⁹ <u>23 CFR 490.511(e)</u>, <u>23 CFR 490.611(b)</u> & <u>23 CFR 490.711(f)</u>

⁴⁰ <u>23 CFR 490.809(b)(2)</u>

⁴¹ <u>23 CFR 490.709</u>(c)(3) and <u>23 CFR 490.709</u>(d)(2)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
By October 1, 2018, ⁴³ and annually thereafter [FHWA]		FHWA determination of minimum NHS bridge condition level : The FHWA determines the minimum NHS bridge condition level with the new definition ⁴⁴ of "Structurally Deficient" for the CY 2018 calculation, and annually thereafter, and notifies State DOTs.	
		Note that under the new definition a bridge will be classified as "Structurally Deficient" when that bridge has any component in Poor or worse condition. ⁴⁵	
		The penalty provision requires a data point from 3 consecutive years. In CY 2018, the new definition of "Structurally Deficient" will be applied to the CY 2018 calculation; the data points for CY 2016 and CY 2017 will be based on the legacy definition.	
Not later than October 1, 2018, and every 4 years thereafter ⁴⁶ [State DOTs and MPOs]			Relevant State DOTs submit the MPO CMAC Performance Plans (as applicable) as an attachment to the State DOT Baseline Performance Period Report. ⁴⁷
By October 1, 2018, and every 4 years thereafter ⁴⁸ [State DOTs]		State DOTs report targets for the performance period to FHWA in their Baseline Performance Period Report.	State DOTs report targets for the performance period to FHWA in their Baseline Performance Period Report. State DOTs also report metrics ⁴⁹ for the GHG measure and the data collection method ⁵⁰ for the Percent Non-SOV Travel measure in their Baseline Performance Period Report.

⁴³ <u>23 CFR 490.411</u>(b) and (d) and <u>23 CFR 490.413</u>(b)

⁴⁴ 23 CFR 490.411

⁴⁵ 23 CFR 490.409
 (b)(3) and 23 CFR 490.411
 (b)
 ⁴⁶ 23 CFR 490.107
 (b)(1)(ii)(G) and 23 CFR 490.107
 (c)(3)

⁴⁷ 23 CFR 490.107(b)(1)(ii)(G) and 23 CFR 490.107(c)(3)(i)

⁴⁸ <u>23 CFR 490.107</u>(b)(1)

⁴⁹ <u>23 CFR 490.511(f)</u> and <u>23 CFR 490.107(b)(1)(ii)(H)</u>

⁵⁰ 23 CFR 490.709(f)(2) and (f)(3)



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Dates	Safety Measures	Pavement and Bridge Condition	Performance of NHS, Freight and
[Responsible Parties]	(PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u>	Measures	CMAQ Measures
	and <u>Part 924</u>)	(PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	(PM 3 - 23 CFR Part 490 Subparts A, E, F,
		<u>D</u>)	<u>G</u> & <u>H</u>)
First Performance Period Only: Not later than November 16, 2018 (PM2 & PM3 rules effective date + State DOT target establishment date (I year ⁵¹) + 180 days ⁵²) [MPOs] All Subsequent Performance Periods: Not later than State DOT target establishment date + 180 days ⁵³ [MPOs]		 MPOs establish targets: MPOs establish 4- year targets not later than 180 days after the date on which the relevant State DOT(s) establishes the performance targets for the Interstate System and non-Interstate NHS pavement condition measures and NHS Bridge Condition measures. The MPOs report their established targets to their respective State DOT in a manner that is documented and mutually agreed upon by both parties.⁵⁴ 	 MPOs establish targets: MPOs establish 4- year targets not later than 180 days after the date on which the relevant State DOT(s) establishes targets for Interstate and non- Interstate NHS Travel Time Reliability, Freight Reliability, PHED,⁵⁵ and Total Emissions Reduction measures. Where applicable, MPOs establish both 2-year and 4-year targets for Percent Non-SOV Travel and Total Emissions Reduction measures. The MPOs report their established targets to their respective State DOT in a manner that is documented and mutually agreed upon by both parties.⁵⁶
As of November 20, 2018 (18 months after the effective date of the PM2 rule) ⁵⁷ [FHWA]			

- ⁵⁵ Establishing 4-year PHED target only for the first Performance Period (<u>23 CFR 490.105(f)(5)(vi)</u>). Beginning with second Performance Period, applicable MPOs are required to establish both 2-year and 4-year targets for PHED measure (<u>23 CFR 490.105(f)(5)(vi)</u>). Beginning with second Performance Period, applicable MPOs are required to establish both 2-year and 4-year targets for PHED measure (<u>23 CFR 490.105(f)(5)(vi)</u>).
- ⁵⁶ <u>23 CFR 490.107</u>(c)(1)

⁵⁷ 23 CFR 515.15(b)(1), FHWA may extend this deadline if FHWA determines the State DOT has made a good faith effort to meet the requirements specified in the statute and regulation (23 CFR 515.15(b)(2))





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	FHWA Determination of MAP-21, Section
	1106(b) Penalty: Subject to the extension
	provision in <u>23 CFR 515.15(</u> b)(2), if FHWA
	determines that the State DOT has not
	developed and implemented a state asset
	management plan that is consistent with the
	requirements of <u>23 U.S.C. 119</u> and Part 515,
	or has not established its 23 U.S.C. 150(d)
	performance targets for NHS pavements and
	bridges, then FHWA will not approve any
	further projects using National Highway
	Performance Program funds until the State DOT has complied with those requirements.
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⁵¹ <u>23 U.S.C. 150</u>(d)

⁵² <u>23 U.S.C. 134(h)(2)(C) and 23 CFR 490.105(f)(1)</u> ⁵³ <u>23 U.S.C. 134(h)(2)(C) and 23 CFR 490.105(f)(1)</u>

⁵⁴ 23 CFR 490.107(c)(1)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , G & H)
First Performance Period Only: Not later than March 27, 2019 (GHG measure effective date + State DOT target establishment date (I year ⁵⁸) + 180 days ⁵⁹) [MPOs]			MPOs establish targets : MPOs establish 4- year target for GHG measure not later than 180 days after the date on which the relevant State DOT(s) establishes targets for GHG measure.
All Subsequent Performance Periods: Not later than State DOT GHG target establishment date + 180 days ⁶⁰ [MPOs]			The MPOs report their established target for GHG measure to their respective State DOT in a manner that is documented and mutually agreed upon by both parties. ⁶¹
By April 15, 2019, ⁶² and annually thereafter [State DOTs]		<i>"Full distress and IRI" Interstate System</i> <i>pavement data reported to HPMS</i> : State DOTs report pavement metric and inventory data meeting the requirements in <u>23 CFR</u> <u>490.309</u> and <u>23 CFR 490.311</u> for the Interstate System to HPMS.	
By April 15, 2019 [State DOTs]	Serious injuries must be determined using the Model Minimum Uniform Crash Criteria (MMUCC) 4 th Edition definition for "Suspected Serious Injuries (A)". The FHWA recommends using this definition beginning January 1, 2019, to ensure a consistent data set for the calendar year.		

⁶² <u>23 CFR 490.311(c)(4)</u> and <u>23 CFR 490.311(d)(2)</u>





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⁵⁸ <u>23 U.S.C. 150</u>(d)

⁵⁹ <u>23 U.S.C. 134(h)(2)(C) and <u>23 CFR 490.105(f)(1)</u> ⁶⁰ <u>23 U.S.C. 134(h)(2)(C) and <u>23 CFR 490.105(f)(1)</u> ⁶¹ <u>23 CFR 490.107(c)(1)</u></u></u>

Dates	Safety Measures	Pavement and Bridge Condition	Performance of NHS, Freight and
[Responsible Parties]	(PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u>	Measures	CMAQ Measures
	and <u>Part 924</u>)	(PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	(PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> ,
		<u>D</u>)	<u>G</u> & <u>H</u>)
On or after May 20, 2019 ⁶³		Updates or amendments to LRSTP and STIP	Updates or amendments to LRSTP and STIP
[State DOTs]		must be developed according to the	must be developed according to the
		performance-based provisions of 23 CFR Part	performance-based provisions of 23 CFR Part
		450 and the pavement and bridge condition	450 and the system reliability, freight, CMAQ
		performance measure requirements. ⁶⁴	measure requirements. ⁶⁵
On or after May 20, 2019 ⁶⁶		Updates or amendments to MTP and TIP	Updates or amendments to MTP and TIP
[MPOs]		must be developed according to the	must be developed according to the
		performance-based provisions of 23 CFR Part	performance-based provisions of 23 CFR Part
		450 and the pavement and bridge condition	450 and the system reliability, freight, CMAQ
		performance measure requirements. ⁶⁷	measure requirements.68
On June 16, 2019, ⁶⁹ and annually		FHWA data extraction of Interstate System	
thereafter		pavement data: The FHWA extracts	
[FHWA]		Interstate System pavement data (subject to	
		data requirements in 23 CFR 490.309 and 23	
		CFR 490.311) from HPMS to compute	
		measures for the Interstate System every	
		year for the annual determination of	
		minimum Interstate System condition level ⁷⁰	
		and biennial determination of significant	
		progress towards achieving targets ⁷¹ .	
		Note: For the first performance period only,	
		FHWA will not make a significant progress	
		determination in 2020 for the 2-year targets	
		for the Interstate pavement condition measure. ⁷²	

63 23 CFR 450.226

- ⁶⁴ 23 CFR Part 490, Subparts <u>A</u>, <u>C</u> and <u>D</u>
- ⁶⁵ 23 CFR Part 490, Subparts <u>A</u>, <u>E</u>, <u>F</u>, <u>G</u> and <u>H</u>
- ⁶⁶ 23 CFR 450.340
- ⁶⁷ 23 CFR Part 490, Subparts <u>A</u>, <u>C</u> and <u>D</u> ⁶⁸ 23 CFR Part 490, Subparts <u>A</u>, <u>E</u>, <u>F</u>, <u>G</u> and <u>H</u>
- ⁶⁹ <u>23 CFR 490.317</u>(b) and <u>23 CFR 490.109</u>(d)(1). ⁷⁰ <u>23 CFR 490.315</u> and <u>23 CFR 490.317</u>
- ⁷¹ 23 CFR 490.109
- ⁷² 23 CFR 490.105(e)(7) and 23 CFR 490.109(e)(3)



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	NHS Asset Management Plan (23 CFR <u>Part 515</u>)		
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Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
Not later than June 30, 2019 ⁷³ [State DOTs]			
Not later than 90 days ⁷⁵ after FHWA receipt of Plan Development Processes and Certification Request [FHWA and State DOTs]			

⁷⁷ <u>23 CFR 515.13</u>(a)(2)



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NHS Asset Management Plan
(23 CFR Part 515)

State DOTs submit first fully compliant Asset Management Plans - State DOTs submit first State-approved fully compliant asset management plans. The FHWA will use this plan to make the first consistency determination under 23 CFR 515.13(b). The State DOT may choose to submit additional documentation to demonstrate implementation of the asset management plan. The State DOT must submit any additional documentation not less than 30 days prior to the deadline for the FHWA consistency determination.⁷⁴ Thus, for the first consistency determination, the State DOT must submit its plan implementation documentation not later than August 1, 2019. FHWA Re-Certification of Asset

Management Plan Development Processes -For all updated Plan Development Processes, FHWA makes a process certification decision 90 days⁷⁶ after receipt of updated Plan Development Processes. State DOTs have 90 days⁷⁷ from receipt of the notice to address any deficiencies identified by FHWA and resubmit. The FHWA may extend the State DOT's 90-day period to cure deficiencies upon request.

⁷³ 23 CFR 515.11(a)(2)

⁷⁴ 23 CFR 515.13(b)(2). For consistency determinations after 2019, the deadline for submission of plan implementation documentation is July 1.

⁷⁵ <u>23 CFR 515.13(a)</u>

⁷⁶ 23 CFR 515.13(a)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A & B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> ,	NHS Asset Management Plan (23 CFR <u>Part 515</u>)
Not later than August 31, 2019, and not later than July 31 in each year thereafter ⁷⁸ [FHWA and State DOTs]			<u>G</u> & <u>H</u>)	FHWA Annual Consistency Determinations: FHWA notifies the State DOT of the outcome of its annual consistency determination (whether the State DOT has developed and implemented an asset management plan consistent with <u>23 U.S.C. 119</u>). If FHWA determines the State DOT has not met the requirements (a "negative consistency determination"), the State DOT has 30 days ⁷⁹ to address the deficiencies.
On or after September 28, 2019 ⁸⁰ [State DOTs]			Updates or amendments to LRSTP and STIP must be developed according to the performance-based provisions of 23 CFR Part 450 and the GHG measure requirements. ⁸¹	
On or after September 28, 2019 ⁸² [MPOs]			Updates or amendments to MTP and TIP must be developed according to the performance-based provisions of 23 CFR Part 450 and the GHG measure requirements. ⁸³	
By September 30, 2019, ⁸⁴ and annually thereafter [FHWA]		<i>FHWA determination of minimum Interstate</i> <i>System condition level</i> : The FHWA determines the minimum Interstate System condition level and notifies State DOTs.		

⁷⁸ <u>23 CFR 515.13</u>(b) ⁷⁹ <u>23 CFR 515.13</u>(b)(3)

- ⁸⁰ 23 CFR 450.226
- ⁸¹ 23 CFR Part 490, Subparts <u>A</u> and <u>E</u>
 ⁸² <u>23 CFR 450.340</u>

⁸³ 23 CFR Part 490, Subparts <u>A</u> and <u>E</u>

⁸⁴ <u>23 CFR 490.317(</u>d)





Dates	Safety Measures	Pavement and Bridge Condition	Performance of NHS, Freight and
[Responsible Parties]	(PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u>	Measures	CMAQ Measures
	and <u>Part 924</u>)	(PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	(PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> ,
			<u>G</u> & <u>H</u>)
Beginning on October 1, 2019, and each fiscal year thereafter ⁸⁵ [FHWA]			
October 1, 2010, and even 4 years			CMAO monsuro applicability ro accossmonte
October 1, 2019, and every 4 years thereafter. [FHWA]			CMAQ measure applicability re-assessment: Determination of which State DOTs and MPOs are no longer subject ⁸⁶ to CMAQ measure (PHED, Percent Non-SOV Travel, and Total Emissions Reduction measures) requirements for the remainder of the Performance Period
After January 1, 2020 ⁸⁷ [State DOTs]		<i>First "full distress and IRI" data collection</i> <i>cycle starts for non-Interstate NHS</i> : State DOTs collect IRI, rutting, faulting, cracking percent and inventory data elements for full- extent non-Interstate NHS in accordance with specifications prescribed in <u>23 CFR</u> <u>490.309</u> and <u>23 CFR 490.311</u> . Biennial data collection frequency for IRI, rutting, faulting, cracking percent and inventory data elements for full-extent non-Interstate NHS is required for all subsequent data collection cycles.	
Expected by March 2020 and annually thereafter ⁸⁸ [FHWA]	FHWA notifies State DOTs whether they met or made significant progress toward meeting safety performance targets.		

⁸⁵ <u>23 CFR 515.15(a)</u>
 ⁸⁶ <u>23 CFR 490.105(e)(8), (e)(9), (f)(5), and (f)(6)</u>
 ⁸⁷ <u>23 CFR 490.309(a) and (b)</u>
 ⁸⁸ <u>23 CFR 490.211(</u>e)



ļ	NHS Asset Management Plan (23 CFR <u>Part 515</u>)
	Consistency Determination Penalty Assessment Pursuant to 23 U.S.C. 119(e)(5): If FHWA determines that a State DOT has not developed and implemented an asset management plan consistent with the requirements of 23 U.S.C. 119, the maximum Federal share for National Highway Performance Program projects and activities carried out by the State in that fiscal year shall be 65 percent
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Dates	Safety Measures	Pavement and Bridge Condition	Performance of NHS, Freight and
[Responsible Parties]	(PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u>	Measures	CMAQ Measures
	and <u>Part 924</u>)	(PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> &	(PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> ,
		<u>D</u>)	<u>G</u> & <u>H</u>)
Not later than August 2, 2020, and			If a State DOT elects to change their
every 2 years thereafter (60 days			methodology develop hourly traffic volume
before a subsequent State DOT			estimates or annual percent share of traffic
Biennial Performance Report is			volume by vehicle class for the PHED
due) ⁸⁹			measure, they report the updated
[State DOTs]			methodology to FHWA.
On August 16, 2020, ⁹⁰ and every 2		FHWA data extraction of HPMS data for	FHWA data extraction of HPMS data for
years thereafter		Non-Interstate NHS pavement measure: The	Travel Time Reliability and Freight reliability
[FHWA]		FHWA extracts data from HPMS to compute	<i>measures</i> : The FHWA extracts data from
		measures every 2 years for biennial	HPMS to compute measures every 2 years
		determination of significant progress towards achieving targets ⁹¹ .	for biennial determination of significant progress towards achieving targets. ⁹²
		Note that the data extraction for significant	Note that the data extraction for significant
		progress determination includes the baseline	progress determination includes the baseline
		condition data contained in HPMS of the	performance data contained in HPMS of the
		year in which the Baseline Period	year in which the Baseline Period
		Performance Report is due to FHWA.	Performance Report is due to FHWA.
			Also, for the first performance period only,
			FHWA will not make a significant progress
			determination in 2020 for the 2-year targets
			for the non-Interstate NHS Travel Time Reliability measure. ⁹³

⁹³ <u>23 CFR 490.105(e)(7)</u> and <u>23 CFR 490.109(e)(3)</u>.





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⁸⁹ <u>23 CFR 490.709</u>(c)(4) and <u>23 CFR 490.709</u>(d)(3)

⁹⁰ <u>23 CFR 490.109</u>(b), (c), and (d). ⁹¹ <u>23 CFR 490.109</u>(d)

⁹² 23 CFR 490.109(d)

Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A & B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & <u>D</u>)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , <u>G</u> & <u>H</u>)
August 31, 2020, and annually thereafter ⁹⁴ [State DOTs]	Beginning in the 2020 HSIP Annual Report, all serious injuries determined after April 15, 2019, and reported by States in their HSIP Annual Report must meet the definition of "Suspected Serious Injury (A)" as described in the Model Minimum Uniform Crash Criteria, 4 th Edition. ⁹⁵		
On October 1 ⁹⁶ , 2020 and every 2 years thereafter [FHWA]			<i>FHWA data extraction of metric data for</i> <i>GHG measure</i> : The FHWA extracts metric data from State Biennial Performance Reports to compute GHG measure every 2 years for biennial determination of significant progress towards achieving targets. ⁹⁷
			Note that the data extraction for significant progress determination includes the metric data contained in the Baseline Period Performance Report for the baseline performance.
Not later than October 1, 2020, and every 4 years thereafter ⁹⁸ [State DOTs and MPOs]			Relevant State DOTs submit the MPO CMAQ Performance Plans (as applicable) as an attachment to the State DOT Mid Performance Period Progress Report. ⁹⁹

⁹⁴ 23 CFR 490.205

⁹⁵ <u>23 CFR 490.207(</u>c)(2)

⁹⁶ 23 CFR 490.109(b), (c), and (d).

⁹⁷ 23 CFR 490.109(d)

⁹⁸ 23 CFR 490.107(b)(2)(ii)(I) and 23 CFR 490.107(c)(3)
 ⁹⁹ 23 CFR 490.105(f)(6)(iii), 23 CFR 490.107(b)(2)(ii)(I), and 23 CFR 490.107(c)(3)



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Dates [Responsible Parties]	Safety Measures (PM 1 - 23 CFR Part 490 Subparts <u>A</u> & <u>B</u> and <u>Part 924</u>)	Pavement and Bridge Condition Measures (PM 2 - 23 CFR Part 490 Subparts <u>A</u> , <u>C</u> & D)	Performance of NHS, Freight and CMAQ Measures (PM 3 - 23 CFR Part 490 Subparts <u>A</u> , <u>E</u> , <u>F</u> , G & H)
By October 1, 2020, and every 4 years thereafter ¹⁰⁰ [State DOTs]		State DOTs report their 2-year (midpoint performance period) progress and adjusted 4-year targets to FHWA in their Mid Performance Period Progress Report.	State DOTs report their 2-year (midpoint performance period) progress and adjusted 4-year targets to FHWA in their Mid Performance Period Progress Report. State DOTs also report metrics ¹⁰¹ for GHG measure in their Mid Performance Period Progress Report.
Not later than June 15, 2021, ¹⁰² and annually thereafter [State DOTs]		<i>"Full distress and IRI" Non-Interstate NHS pavement data reported to HPMS</i> : State DOTs report pavement metric and inventory data meeting the requirements in <u>23 CFR</u> <u>490.309</u> and <u>23 CFR 490.311</u> for non-Interstate NHS to HPMS by June 15 every year, ¹⁰³ beginning in CY 2021.	
No later than October 1, 2022, and every 4 years thereafter ¹⁰⁴ [State DOTs and MPOs]			Relevant State DOTs submit the MPO CMAQ Performance Plans (as applicable) as an attachment to the State DOT Full Performance Period Progress Report ¹⁰⁵
By October 1, 2022 and every 4 years thereafter ¹⁰⁶ [State DOTs]		State DOTs report their 4-year (end of performance period) progress to FHWA in their Full Performance Period Progress Report.	State DOTs report their 4-year (end of performance period) progress to FHWA in their Full Performance Period Progress Report. State DOTs also report metrics ¹⁰⁷ for GHG measure in their Full Performance Period Progress Report.

¹⁰⁷ 23 CFR 490.511(f) and 23 CFR 490.107(b)(3)(ii)(l)



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¹⁰⁰ <u>23 CFR 490.107(b)(2)</u>

¹⁰¹ <u>23 CFR 490.511(f)</u> and <u>23 CFR 490.107(b)(2)(ii)(J)</u>

¹⁰² 23 CFR 490.311(c)(5) and 23 CFR 490.311(d)(3) ¹⁰³ HPMS Field Manual – Section 1.5

¹⁰⁴ <u>23 CFR 490.107(b)(3)(ii)(H)</u> and <u>23 CFR 490.107(c)(3)</u>

¹⁰⁵ 23 CFR 490.105(f)(6)(iii), 23 CFR 490.107(b)(3)(ii)(H) and 23 CFR 490.107(c)(3)

¹⁰⁶ 23 CFR 490.107(b)(3)