

Transit Administration, Office of Safety and Security, 400 7th Street, S.W., Washington, DC 20590.

§ 659.47 Use of contractors.

(a) The oversight agency may use a contractor to—

- (1) Develop a system safety program standard;
- (2) Review system safety program plans;
- (3) Review annual audit reports;
- (4) Conduct safety reviews;
- (5) Prepare safety review findings;
- (6) Establish investigation procedures;
- (7) Conduct investigations;
- (8) Review corrective action plans; and/or
- (9) Prepare initial or annual submissions to FTA.

(b) The oversight agency may allow a transit agency to use a contractor to—

- (1) Develop or update a system safety program plan;
- (2) Prepare annual audit reports; and/or
- (3) Develop a corrective action plan.

§ 659.49 Certification of compliance.

(a) Before January 1, 1997, and annually thereafter, the oversight agency must certify to the FTA that it has complied with the requirements of this part. Each certification shall comply with the applicable sample certification provided in the appendix to this part. Each certification shall be sent to: Federal Transit Administration, Office of Safety and Security, 400 7th Street, S.W., Washington, DC 20590.

(b) Each certification must be signed by an official authorized by the oversight agency and must comply with the applicable sample certification provided in the appendix to this part.

Appendix to Part 659—Sample Certification of Compliance

This appendix contains an example of certification language.

I, (name), (title), certify that (name of the oversight agency) has implemented a State oversight program that meets the requirements of 49 CFR part 659 and further certify that I have no conflict of interest with any rail fixed guideway system overseen as a result of 49 CFR part 659, nor does (name of the oversight agency) and its contractors.

PART 661—BUY AMERICA REQUIREMENTS—SURFACE TRANSPORTATION ASSISTANCE ACT OF 1982, AS AMENDED

Sec.

- 661.1 Applicability.
- 661.3 Definitions.
- 661.5 General requirements.
- 661.6 Certification requirement for procurement of steel or manufactured products.
- 661.7 Waivers.
- 661.9 Application for waivers.
- 661.11 Rolling stock procurements.
- 661.12 Certification requirement for procurement of buses, other rolling stock and associated equipment.
- 661.13 Grantee responsibility.
- 661.15 Investigation procedures.
- 661.17 Failure to comply with certification.
- 661.18 Intentional violations.
- 661.19 Sanctions.
- 661.20 Rights of third parties.
- 661.21 State Buy America provisions.

AUTHORITY: 49 U.S.C. 5323(j) (formerly sec. 165, Pub. L. 97-424; as amended by sec. 337, Pub. L. 100-17 and sec. 1048, Pub. L. 102-240); 49 CFR 1.51.

SOURCE: 56 FR 932, Jan. 9, 1991, unless otherwise noted.

§ 661.1 Applicability.

Unless otherwise noted, this part applies to all federally assisted procurements using funds authorized by the Federal Mass Transit Act of 1964, as amended; 23 U.S.C. 103(e)(4); and section 14 of the National Capital Transportation Act of 1969, as amended.

§ 661.3 Definitions.

As used in this part:

Act means the Surface Transportation Assistance Act of 1982 (Pub. L. 97-424), as amended by section 337 of the Surface Transportation and Uniform Relocation Assistance of 1987 (Pub. L. 100-17).

Administrator means the Administrator of FTA, or designee.

Component means any article, material, or supply, whether manufactured or unmanufactured, that is directly incorporated into the end product at the final assembly location.

Grantee means any entity that is a recipient of FTA funds.

Manufactured product means an item produced as a result of manufacturing process.