



U.S. Department of Transportation
Federal Highway Administration
Office of Infrastructure

Changes to the Transportation Asset Management Plan (TAMP) Process and the Bipartisan Infrastructure Law (BIL)



Image source: FHWA

Disclaimer

- Except for any statutes or regulations cited, the contents of this presentation do not have the force and effect of law and are not meant to bind the public in any way. This presentation is intended only to provide information to the public regarding existing requirements under the law or agency policies.

Background: TAMP Contents

(23 CFR 515.9, except where noted)

Area	TAMP
NHS inventory and condition ¹	Yes
Objectives and measures	Yes
Performance gap identification	Yes
Lifecycle planning	Yes
Risk management analysis	Yes
Financial plan	Yes
Investment strategies	Yes
Data from other owners	Yes
Use of best available data (23 CFR 515.7)	Yes

¹ A TAMP must include a summary listing of all NHS pavement and bridge assets. State DOTs are also encouraged to include all other NHS infrastructure assets within the right-of-way corridor and assets on other public roads.

TAMP Development Processes and Consistency Determinations (23 CFR 515.13)

Process Certification: TAMP development processes meets requirements

- Occurs at least every 4 years
- TAMPs first certified in 2018
- 2022: All States are scheduled to submit updated TAMP development processes and analysis for recertification (dates vary by State)

- Divisions have 90 days to make certification decision
- States have 90 days to cure deficiencies

- TAMP is updated every 4-years.
- It is based on the TAMP development processes

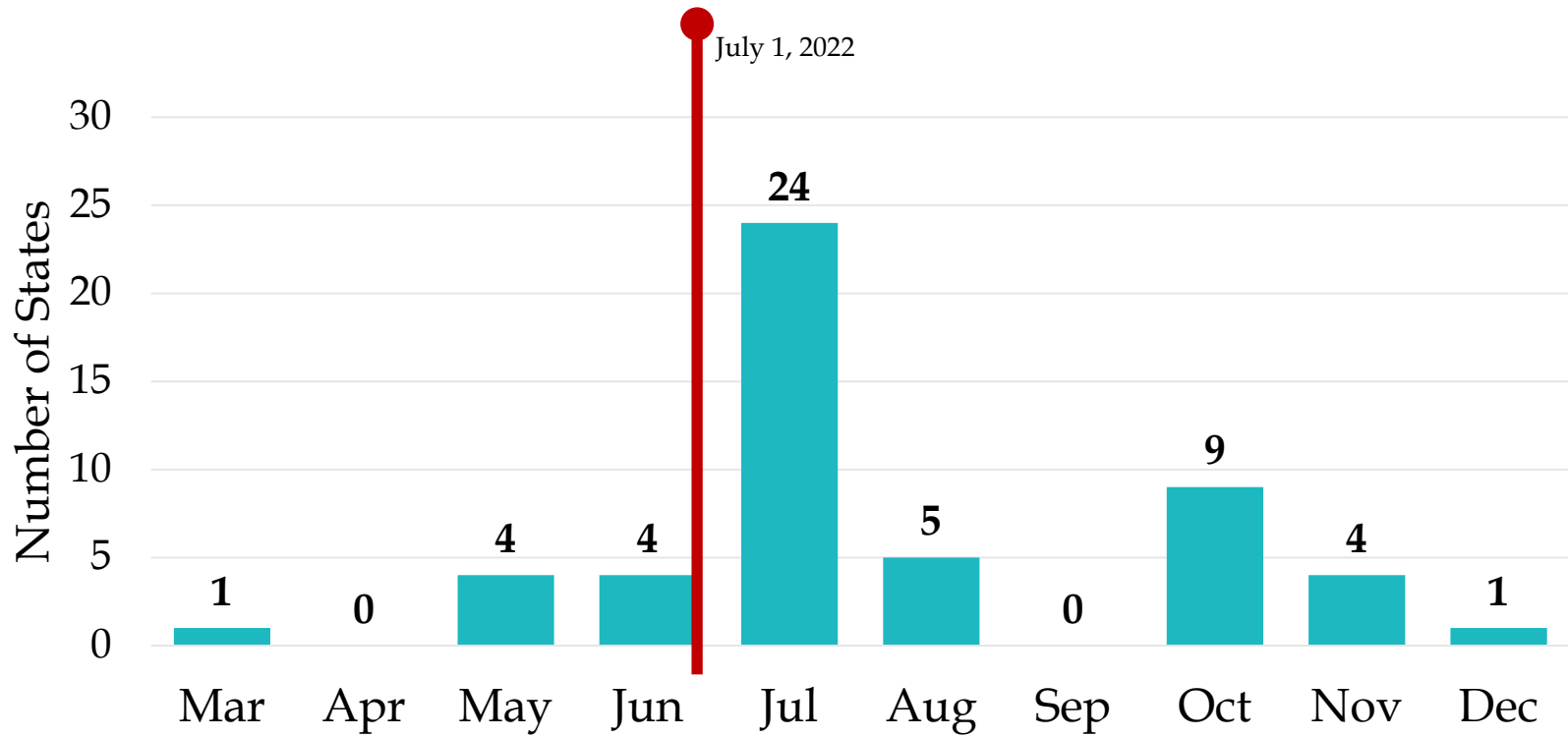
Consistency Determination

- TAMP is complete and compliant
- TAMP is implemented

- Occurs annually
- Based on most current TAMP
- By July 1st all States submit to Divisions:
 - 1) Most recent TAMP.
 - 2) Any additional documents demonstrating TAMP implementation.

- Divisions have until July 31st to make determination
- States have 30 days to cure deficiencies
- Penalty = reduced Fed-share of 65% for NHPP projects obligated in following fiscal year

Anticipated 2022 TAMP Process Certification and Consistency Determination Schedule



BIL Changes

- **23 U.S.C. 119(e), as amended by BIL, requires States to:**
 - Consider extreme weather and resiliency in the life cycle cost and risk management analyses of their TAMPs (23 U.S.C. 119(e)(4)(D))
- **Status of Current TAMPs:**
 - States are already required to consider extreme weather events and climate change when identifying risks that can affect the condition and performance of the NHS in their risk management analysis (23 CFR 515.7(c))
 - States are also already encouraged to consider extreme weather events and climate change in the development of their life-cycle planning processes (23 CFR 515.7(b))
- **Timing:** Changes to 23 U.S.C. 119(e)(4) resulting from BIL went into effect on October 1, 2021. Some States may find it challenging to comply with the new statutory requirements and meet the deadline for recertification of their 2022 TAMP development processes and updates, and the 2022 consistency determinations.
- **Implementation:** FHWA has prepared a memo outlining flexibilities available to State DOTs to comply with the new BIL requirements and meet existing deadlines.

2022 TAMP Process Recertification

Process Recertification:
TAMP development processes meets requirements

- Occurs at least every 4 years
- TAMPs first certified in 2018
- 2022: All States are scheduled to submit updated TAMP development processes and analysis for recertification (dates vary by State)

- Divisions have 90 days to make certification decision
- States have 90 days to cure deficiencies

- TAMP is updated every 4-years.
- It is based on the TAMP development processes

Flexibility for 2022

- Pre-BIL requirements met by original due dates.
- BIL compliant TAMP development processes and updated TAMP due no later than 12/31/2022
 - Life-cycle Planning & Risk Management Processes and related analyses
 - Division approval is the new date of TAMP recertification.

2022 TAMP Consistency Determinations

Consistency Determination

- TAMP is complete and compliant
- TAMP is implemented

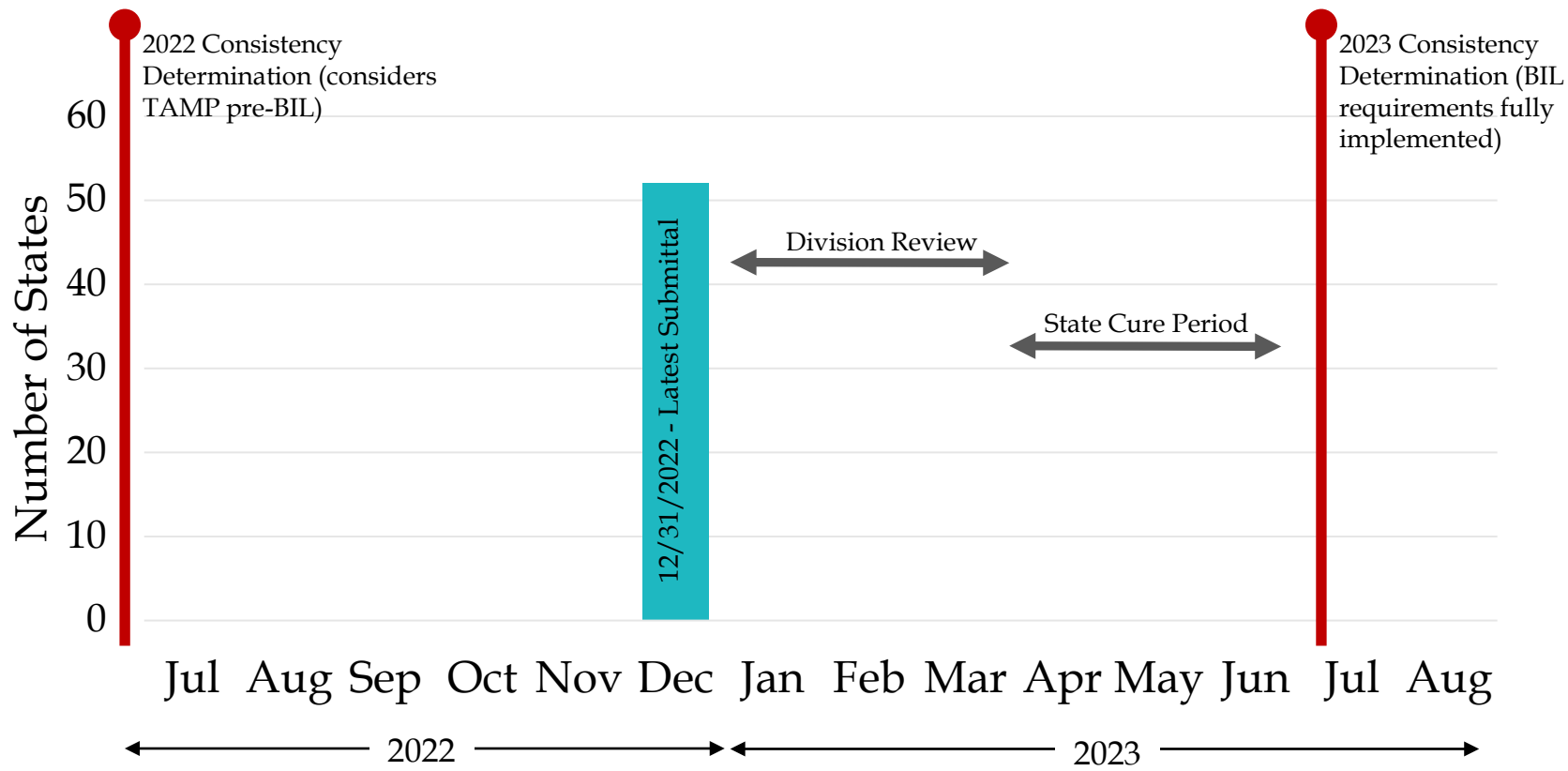
- **Occurs annually**
- Based on most current TAMP
- By July 1st all States submit to Divisions:
 - 1) Most recent TAMP.
 - 2) Any additional documents demonstrating TAMP implementation.

- Divisions have until July 31st to make determination
- States have 30 days to cure deficiencies
- Penalty = reduced Fed-share of 65% for NHPP projects obligated in following fiscal year

Flexibility for 2022

- Consistency determination based on pre-BIL TAMP requirements.
- State DOT must ALSO submit sStatement to FHWA Division that no later than 12/31/2022, the State DOT will submit updated TAMP development processes and an updated TAMP complying with BIL.

2022 TAMP Certification Flexibility Schedule & 2023 Consistency Determination



Asset Management Resources

- Guidance and Informational Materials*
 - FHWA Office of Asset Management Website <http://www.fhwa.dot.gov/asset/index.cfm>
 - Certification Guidelines:
 - External: <https://www.fhwa.dot.gov/asset/guidance/certification.cfm>
 - Internal: 2022 TAMP Development Processes: Link to certification SharePoint
 - Consistency Guidelines:
 - External: <https://www.fhwa.dot.gov/asset/guidance/consistency.pdf>
 - Internal: 2022 TAMP Consistency Determination: Link to consistency SharePoint
 - FHWA TAM Maturity Reports, provided to each Division
 - [FHWA Resources for the Asset Management Practitioner](#)
 - NHI Transportation Asset Management Training Courses
 - On-Demand, Tailored Technical Assistance from the Resource Center

*Note, all existing guidance is based on pre-BIL requirements.

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