

AMENDMENT

OFFERED BY MS. TITUS OF NEVADA

At the end of subtitle B of title III, insert the following:

1 **SEC. 31 ____ . DISABILITY ACCESS TO TRANSPORTATION.**

2 (a) ONE-STOP PARATRANSIT PILOT PROGRAM.—

3 (1) IN GENERAL.—Not later than 6 months
4 after the date of enactment of this Act, the Sec-
5 retary shall establish a one-stop paratransit pilot
6 program.

7 (2) PURPOSE.—The purpose of the pilot pro-
8 gram under this subsection is to develop or expand
9 paratransit programs carried out pursuant to the
10 ADA to provide for at least 1 stop of at least 15
11 minutes outside of the vehicle during a paratransit
12 trip to prevent long wait times between multiple
13 trips that unduly limit an individual’s ability to com-
14 plete essential tasks.

15 (3) ELIGIBLE ENTITIES.—

16 (A) IN GENERAL.—An entity eligible to
17 participate in the pilot program is a transit
18 agency that agrees to use the existing operator
19 of the paratransit service and its workforce,

1 such workforce to be directly employed by the
2 eligible entity or its contractor, to implement
3 the pilot program and to track and share infor-
4 mation as the Secretary requires, including—

5 (i) number of ADA paratransit trips
6 conducted each year;

7 (ii) requested time of each paratransit
8 trip;

9 (iii) scheduled time of each para-
10 transit trip;

11 (iv) actual pickup time for each para-
12 transit trip;

13 (v) average length of a stop in the
14 middle of a ride as allowed by this sub-
15 section;

16 (vi) any complaints received from a
17 paratransit rider;

18 (vii) rider satisfaction with para-
19 transit services; and

20 (viii) after the completion of the pilot
21 program, an assessment by the eligible en-
22 tity of its capacity to continue a one-stop
23 program independently.

24 (B) PREFERENCE.—The Secretary shall
25 give preference to entities that—

1 (i) have comparable data for the year
2 prior to implementation of the pilot pro-
3 gram that can be used by the Secretary
4 and other organizations, such as nonprofit
5 organizations and advocacy organizations,
6 for research purposes;

7 (ii) plan to use the existing operator
8 of the paratransit service and its work-
9 force, such workforce to be directly em-
10 ployed by the eligible entity or its con-
11 tractor, to implement the pilot program;
12 and

13 (iii) plan to use technology innovation
14 to improve the rider experience and cost-ef-
15 fectiveness of ADA paratransit services, in-
16 cluding—

17 (I) dynamic routing;

18 (II) real-time tracking; and

19 (III) scheduling same-day rides
20 with on-demand capabilities.

21 (4) APPLICATION.—To be eligible to participate
22 in the pilot program, an eligible entity shall submit
23 to the Secretary an application at such time, in such
24 manner, and containing such information as the Sec-
25 retary may require, including information on—

1 (A) methodology for informing the public
2 of the pilot program;

3 (B) vehicles, personnel, and other re-
4 sources that will be used to implement the pilot
5 program; and

6 (C) if the applicant does not intend the
7 pilot program to apply to the full area under
8 the jurisdiction of the applicant, a required de-
9 scription of the geographic area in which the
10 applicant intends the pilot program to apply.

11 (5) SELECTION.—The Secretary shall seek to
12 achieve diversity of participants in the pilot program
13 by selecting a range of eligible entities that includes
14 at least 5 of each of the following:

15 (A) An eligible entity that serves an area
16 with a population of 200,000 people or fewer.

17 (B) An eligible entity that serves an area
18 with a population of over 200,000 people.

19 (C) An eligible entity that provides trans-
20 portation for rural communities.

21 (6) REPORT.—Not later than 6 months after
22 the conclusion of the first 15 pilot projects carried
23 out under this subsection, the Secretary shall submit
24 to Congress a report on the results of the program,
25 including the feasibility of developing and imple-

1 menting one-stop programs for all ADA paratransit
2 services.

3 (7) FUNDING.—

4 (A) FEDERAL SHARE.—The Federal share
5 of the total cost of a project carried out under
6 this section may not exceed 80 percent.

7 (B) AUTHORIZATION OF APPROPRIA-
8 TIONS.—There are authorized to be appro-
9 priated to carry out this section \$75,000,000
10 for each of fiscal years 2025 through 2029.

11 (b) PEDESTRIAN FACILITIES IN THE PUBLIC RIGHT-
12 OF-WAY.—Not later than 180 days after the date of enact-
13 ment of this Act, the Attorney General shall issue such
14 regulations as are necessary to adopt enforceable stand-
15 ards for new construction and alterations of pedestrian fa-
16 cilities in the public right-of-way that comply with the
17 guidance issued by the Architectural and Transportation
18 Barriers Compliance Board, pursuant to section 502(b)(3)
19 of the Rehabilitation Act of 1973 (29 U.S.C. 792(b)(3)),
20 under part 1190 of title 36, Code of Federal Regulations.

21 (c) REPORTING ACCESSIBILITY COMPLAINTS.—

22 (1) IN GENERAL.—The Secretary shall ensure
23 that an individual who believes that the individual or
24 a specific class of individuals has been subjected to
25 discrimination on the basis of disability by a public

1 entity may, by the individual or by an authorized
2 representative, easily file a complaint with the De-
3 partment.

4 (2) PROCEDURES.—Not later than 1 year after
5 the date of enactment of this Act, the Secretary
6 shall implement procedures that allow an individual
7 to submit a complaint described in paragraph (1) by
8 phone, by mail-in form, and online through the
9 website of the Office of Civil Rights of the Federal
10 Transit Administration.

11 (3) NOTICE TO INDIVIDUALS WITH DISABIL-
12 ITIES.—Not later than 18 months after the date of
13 enactment of this Act, the Secretary shall require
14 that each public transit provider and contractor pro-
15 viding paratransit services shall include on a publicly
16 available website of the service provider, any related
17 mobile device application, and online service—

18 (A) the telephone number, or a comparable
19 electronic means of communication, for the dis-
20 ability assistance hotline of the Office of Civil
21 Rights of the Federal Transit Administration;

22 (B) notice that a consumer can file a dis-
23 ability-related complaint with the Office of Civil
24 Rights of the Federal Transit Administration;

1 (C) an active link to the website of the Of-
2 fice of Civil Rights of the Federal Transit Ad-
3 ministration for an individual to file a dis-
4 ability-related complaint; and

5 (D) notice that an individual can file a dis-
6 ability-related complaint with the local transit
7 agency and the process and any timelines for
8 filing such a complaint.

9 (4) INVESTIGATION OF COMPLAINTS.—Not later
10 than 60 days after the last day of each fiscal year,
11 the Secretary shall publish a report that lists the
12 disposition of complaints described in paragraph (1),
13 including—

14 (A) the number and type of complaints
15 filed with Department;

16 (B) the number of complaints investigated
17 by the Department;

18 (C) the result of the complaints that were
19 investigated by the Department including
20 whether the complaint was resolved—

21 (i) informally;

22 (ii) by issuing a violation through a
23 noncompliance Letter of Findings; or

24 (iii) by other means, which shall be
25 described in detail; and

1 (D) if a violation was issued for a com-
2 plaint, whether the Department resolved the
3 noncompliance by—

4 (i) reaching a voluntary compliance
5 agreement with the entity;

6 (ii) referring the matter to the Attor-
7 ney General; or

8 (iii) by other means, which shall be
9 described in detail.

10 (5) REPORT.—Upon implementation of this
11 subsection, the Secretary shall, to the extent prac-
12 ticable, issue a report composed of the information
13 collected under this subsection for the preceding 5
14 years.

15 (d) ACCESSIBILITY DATA PILOT PROGRAM.—

16 (1) IN GENERAL.—Not later than 1 year after
17 the date of enactment of this Act, the Secretary
18 shall establish an accessibility data pilot program.

19 (2) PURPOSE.—In carrying out the pilot pro-
20 gram, the Secretary shall develop or procure an ac-
21 cessibility data set and make that data set available
22 to each eligible entity selected to participate in the
23 pilot program to improve the transportation plan-
24 ning of such eligible entities by—

1 (A) measuring the level of access by mul-
2 tiple transportation modes, including transpor-
3 tation network companies, to desired destina-
4 tions, which may include connections between
5 modes, including connections to—

- 6 (i) high-quality transit or rail service;
7 (ii) safe bicycling corridors; and
8 (iii) safe sidewalks that achieve com-
9 pliance with applicable requirements of the
10 ADA;

11 (B) disaggregating the level of access by
12 multiple transportation modes by a variety of
13 population categories, which shall include—

- 14 (i) low-income populations;
15 (ii) minority populations;
16 (iii) age;
17 (iv) disability such as sensory, cog-
18 nitive, and physical, including wheelchair
19 users; and
20 (v) geographical location; and

21 (C) assessing the change in accessibility
22 that would result from new transportation in-
23 vestments.

24 (3) ELIGIBLE ENTITIES.—An entity eligible to
25 participate in the pilot program is—

- 1 (A) a State;
- 2 (B) a metropolitan planning organization;
- 3 or
- 4 (C) a rural transportation planning organi-
- 5 zation.

6 (4) APPLICATION.—To be eligible to participate

7 in the pilot program, an entity shall submit to the

8 Secretary an application at such time, in such man-

9 ner, and containing such information as the Sec-

10 retary may require, including information relating

11 to—

12 (A) previous experience of the eligible enti-

13 ty measuring transportation access or other

14 performance management experience;

15 (B) the types of important destinations to

16 which the eligible entity intends to measure ac-

17 cess;

18 (C) the types of data disaggregation the el-

19 igible entity intends to pursue;

20 (D) a general description of the method-

21 ology the eligible entity intends to apply; and

22 (E) if the applicant does not intend the

23 pilot program to apply to the full area under

24 the jurisdiction of the applicant, a description

1 of the geographic area in which the applicant
2 intends the pilot program to apply.

3 (5) SELECTION.—

4 (A) IN GENERAL.—The Secretary shall
5 seek to achieve diversity of participants in the
6 pilot program by selecting a range of eligible
7 entities that shall include—

8 (i) States;

9 (ii) metropolitan planning organiza-
10 tions that serve an area with a population
11 of 200,000 people or fewer;

12 (iii) metropolitan planning organiza-
13 tions that serve an area with a population
14 of over 200,000 people; and

15 (iv) rural transportation planning or-
16 ganizations.

17 (B) INCLUSIONS.—The Secretary shall
18 seek to ensure that, among the eligible entities
19 selected under subparagraph (A) program par-
20 ticipants represent—

21 (i) a range of capacity and previous
22 experience with measuring transportation
23 access; and

1 (ii) a variety of proposed methodolo-
2 gies and focus areas for measuring level of
3 access.

4 (6) DUTIES.—For each eligible entity partici-
5 pating in the pilot program, the Secretary shall—

6 (A) develop or acquire an accessibility data
7 set described in paragraph (2); and

8 (B) submit the data set to the eligible enti-
9 ty.

10 (7) METHODOLOGY.—In calculating the meas-
11 ures for the data set under the pilot program, the
12 Secretary shall ensure that methodology is open
13 source.

14 (8) AVAILABILITY.—The Secretary shall make
15 an accessibility data set under the pilot program
16 available to—

17 (A) units of local government within the
18 jurisdiction of the eligible entity participating in
19 the pilot program; and

20 (B) researchers.

21 (9) REPORT.—Not later than 120 days after
22 the last date on which the Secretary submits data
23 sets to the eligible entity under paragraph (6), the
24 Secretary shall submit to Congress a report on the
25 results of the program, including the feasibility of

1 developing and providing periodic accessibility data
2 sets for all States, regions, and localities.

3 (10) FUNDING.—The Secretary shall carry out
4 the pilot program using amounts made available to
5 the Secretary for administrative expenses to carry
6 out programs under the authority of the Secretary.

7 (11) SUNSET.—The pilot program shall termi-
8 nate on the date that is 8 years after the date on
9 which the pilot program is implemented.

10 (e) DEFINITIONS.—In this section:

11 (1) ADA.—The term “ADA” means the Ameri-
12 cans with Disabilities Act of 1990 (42 U.S.C. 12101
13 et seq.).

14 (2) STATE.—The term “State” means each of
15 the several States, the District of Columbia, and any
16 commonwealth, territory, or possession of the United
17 States.

18 (3) TRANSPORTATION NETWORK COMPANY.—
19 The term “transportation network company”—

20 (A) means a corporation, partnership, sole
21 proprietorship, or other entity, that uses an on-
22 line-enabled application or digital network to
23 connect riders to drivers affiliated with the enti-
24 ty in order for the driver to transport the rider
25 using a vehicle owned, leased, or otherwise au-

1 thorized for use by the driver to a point chosen
2 by the rider; and

3 (B) does not include a shared-expense car-
4 pool or vanpool arrangement that is not in-
5 tended to generate profit for the driver.

