

Chapter Trans 2

ELDERLY AND HANDICAPPED TRANSPORTATION ASSISTANCE PROGRAM FOR PRIVATE NONPROFIT ORGANIZATIONS

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Note: Chapter Trans 2 was created by emergency rule effective March 21, 1978.

Trans 2.01 Purpose and scope. The purposes of this chapter are to establish the department of transportation's administrative interpretation of s. 85.08 (6), Stats., and to prescribe administrative policies and procedures for implementing the elderly and handicapped transportation assistance program for private nonprofit organizations authorized under s. 85.08 (6), Stats.

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78.

Trans 2.02 Eligible applicants. (1) Private nonprofit organizations that are eligible for federal assistance under 49 U.S.C. 1612 (b) (2) [federal 16(b) (2) program] are eligible for state assistance under s. 85.08 (6), Stats. The eligible organization's application for federal 16 (b) (2) program aids shall be used as the basis for determining state aid eligibility under this chapter. All applicants must comply with federal regulations governing the 16 (b) (2) program.

(2) State aids administered under this chapter are available only for projects for which applicants received notice of eligibility under 49 U.S.C. 1612 (b) (2) after July 1, 1977. Projects that are eligible for such assistance but do not receive federal moneys due to insufficient federal funds are eligible for state aids under Trans 2.03 (2).

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78.

Trans 2.03 Capital project costs. (1) Commencing with the highest ranking application as determined under TRANS 2.06, and to the extent state moneys are available, the department shall offer to each eligible applicant who receives a federal 16 (b) (2) program grant state financial assistance in an amount equal to 20% of the capital project costs. State aids under this program are not available for operating assistance.

(2) If any applicant is eligible for, but does not receive, a federal 16 (b) (2) grant because federal moneys are not available for that applicant's project, then, to the extent that state moneys are available, the department may provide a capital assistance grant to that applicant solely from state moneys allocated under s. 85.08 (6) (d), Stats. Capital assistance grants under this subsection may be in an amount up to 100% of eligible capital costs.

(3) Eligible applicants may elect not to receive state capital offered under this chapter. Regardless of whether state assistance is accepted,

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eligible applicants receiving federal 16 (b) (2) program grants shall continue to be subject to all applicable federal requirements, including but not limited to carrying out prescribed coordination responsibilities.

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78, am., Register, March, 1980, No. 291, eff. 4-1-80.

Trans 2.04 Coordination. (1) It is the department's policy to encourage the coordination of elderly and handicapped transportation among providers of such services. To that end, each eligible applicant receiving aids under this chapter shall:

(a) Make affirmative efforts to coordinate its activities with other service providers in its service area;

(b) Include in its application evidence that the proposed project will not duplicate other services provided under s. 85.08(5), Stats.;

(c) Demonstrate how the proposed project will be integrated with specialized transportation services provided by public transit systems and previous 16 (b) (2) grantees located within the applicant's service area; and,

(d) Include in its application evidence that the transportation service proposed for the general elderly and handicapped public was designed with the cooperation of the appropriate county agencies, such as committees or commissions on aging and boards created under ss. 51.42 and 51.437, Stats.

(2) Every application shall include evidence that all other transportation providers in the applicant's service area have been afforded an opportunity to furnish the proposed service. As used in this subsection, "all other transportation providers" include: private operators such as taxis, school bus operators and the like; public operators such as county and city transit systems; and other private nonprofit agencies.

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78, am. (1), Register, March, 1980, No. 291, eff. 4-1-80.

Trans 2.05 Filing of application; distribution of copies. Applicants for federal assistance under the federal 16 (b) (2) program shall file the original application with the appropriate department district transportation office. An applicant shall also submit a copy of the application for review and comment purposes to the appropriate A-95 review agency, to the appropriate area agency on aging, and to the appropriate department of health and social services' division of community services' regional office. In order to be considered by the department, comments by such agencies must be submitted to the department's appropriate transportation district office within 45 days following the submission of the application to the department. The department shall give appropriate consideration to review comments of such agencies.

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78, am., Register, March, 1980, No. 291, eff. 4-1-80.

Trans 2.06 Application evaluation, fiscal years subsequent to FY 1977-78. (1) (a) The department shall use the criteria in sub. (2) to evaluate all applications for state aids administered during fiscal years subsequent to FY 1977-78 under this chapter and shall place each application in a statewide rank order of priority for distribution of available moneys.

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(b) Using the evaluation criteria, point scores will be assigned to each application. A minimum score of 125 points (of a possible 270) is required for funding consideration.

(2) The evaluation criteria and their relative weighting factors are:

(a) The extent of service coordination through:

1. evidence of written agreements with other agencies to supply or receive transportation (0-30 points); and

2. evidence that the applicant agency is willing to structure its activities in order to effect coordinated transportation (0-45 points).

(b) The extent that service can be provided to the general elderly and handicapped public through:

1. a capability to provide such service within the project area (0-15 points);

2. the development of a reasonable schedule of service to these non-client individuals (0-30 points); and

3. evidence of a financial plan by which to provide this service (0-30 points).

(c) The extent to which elderly and handicapped transportation needs are identified and the degree to which the project proposal meets these needs (0-75 points).

(d) Evidence of financial and managerial capabilities of the applicant in assuring that adequate operating funds and practices will be available to support the proposed project objectives (0-45 points).

History: Cr. Register, August, 1978, No. 272, eff. 9-1-78.