

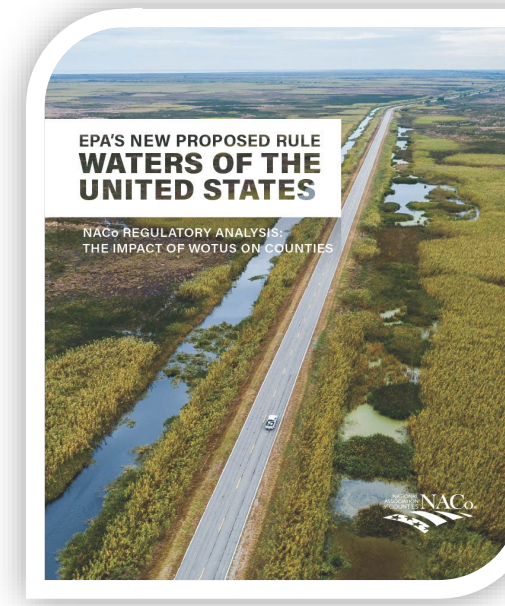
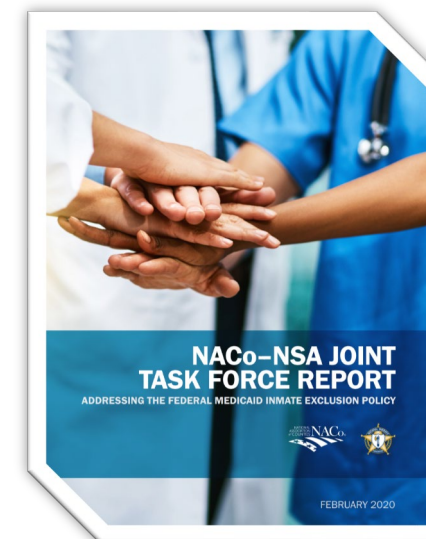
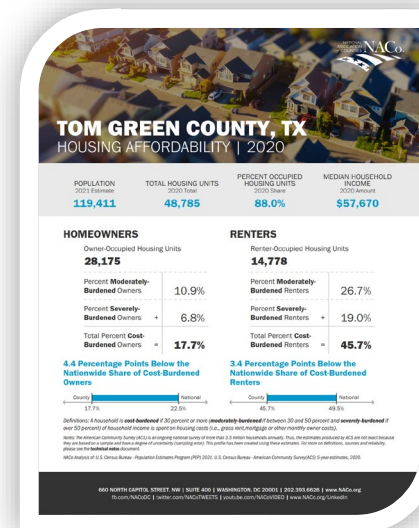
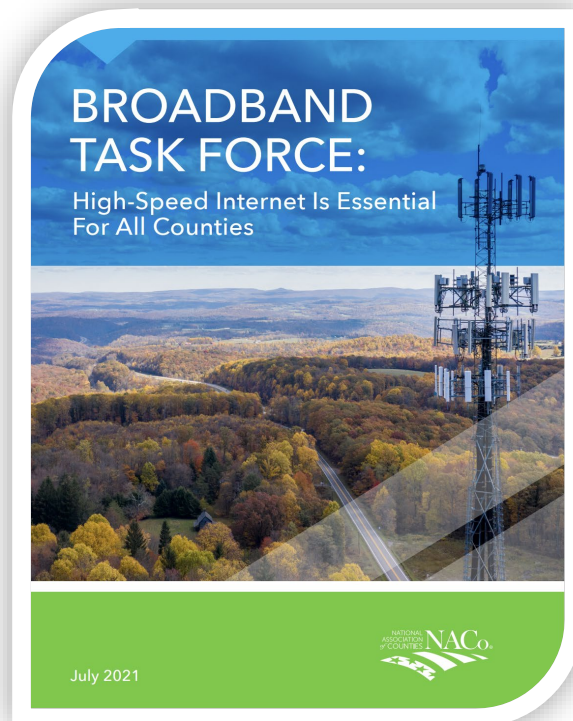
NATIONAL
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NACo FEDERAL POLICY UPDATE

Florida Association of Counties Legislative Conference
Pinellas County, Fla. | November 30, 2022



National Flood Insurance Program (NFIP)

NFIP State of Play:

1. **Extension likely in CR/Omnibus**
 - *Currently operating under 22nd short-term extension*
2. **Long-term reauthorization will have to wait until 118th Congress**
3. **Pushing for transparency bills in lame duck on Risk Rating 2.0 roll out**



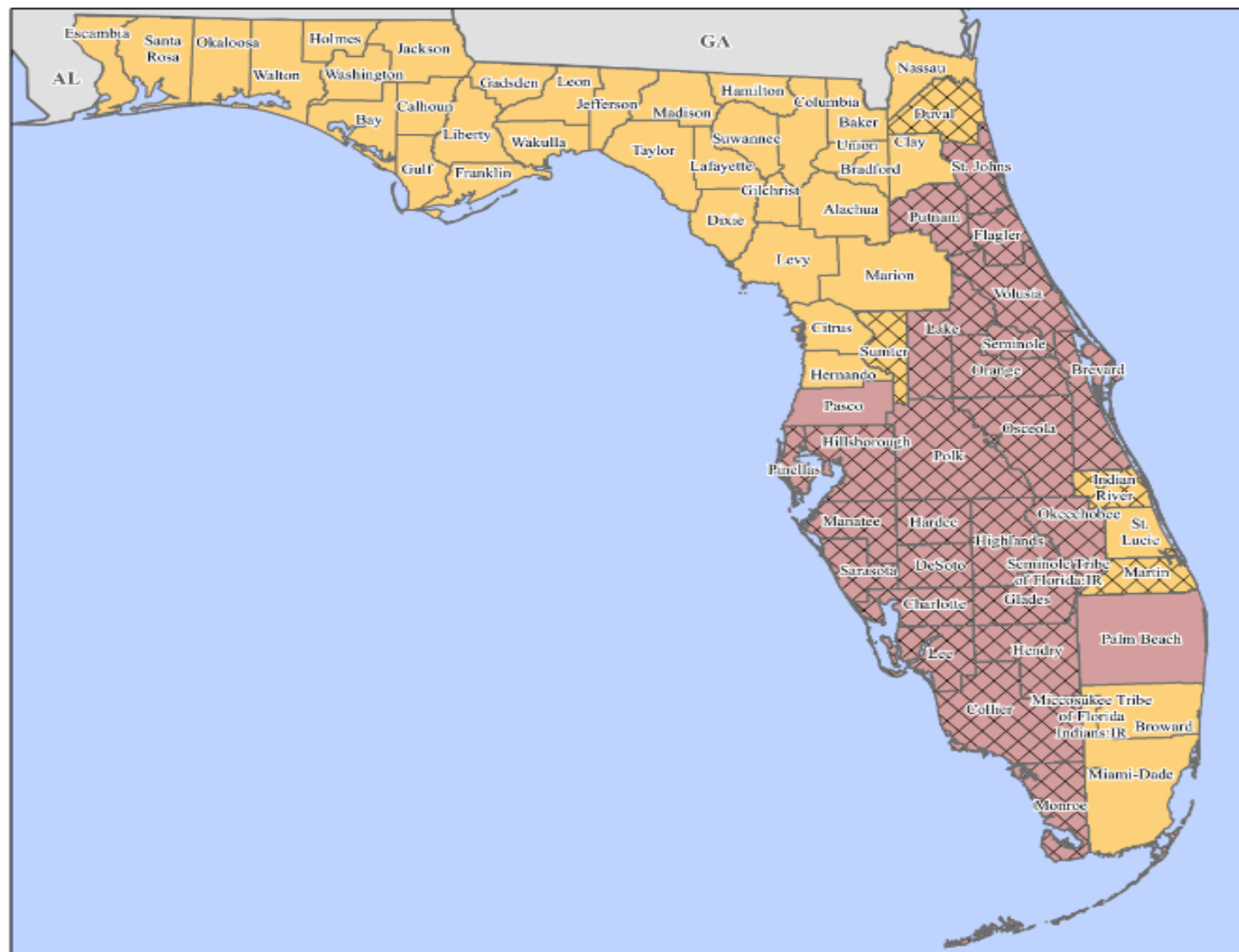
Federal Support for Hurricane Ian Response & Recovery

1. **As of November 28, \$3 billion in grants, loans and flood insurance payments** has been provided to the state of Florida and its residents to respond to Hurricane Ian
2. **Roughly \$350 million has been obligated through FEMA's Public Assistance Program** to eligible local governments and non-profits
 - *More information on how to apply and eligible expenses can be found on FEMA's website ([link here](#))*
3. **FEMA recently announced it has extended the period for individual assistance applications for survivors to **January 12, 2023****

FEMA-4673-DR, Florida Disaster Declaration as of 11/10/2022



FEMA



Data Layer/Map Description:

The types of assistance that have been designated for selected areas in the State of Florida.

All municipalities in the State of Florida are eligible to apply for assistance under the Hazard Mitigation Grant Program.

Designated Counties

- Public Assistance (Category B)
- Individual Assistance and Public Assistance (Category B)
- Individual Assistance and Public Assistance (Categories A - G)
- Public Assistance (Categories A - G)



0 25 50 75 100 Miles

Data Sources:

FEMA, ESRI;
Initial Declaration: 09/29/2022
Disaster Federal Registry Notice:
Amendment #12: 11/10/2022
Datum: North American 1983
Projection: Lambert Conformal Conic



Federal
Communications
Commission

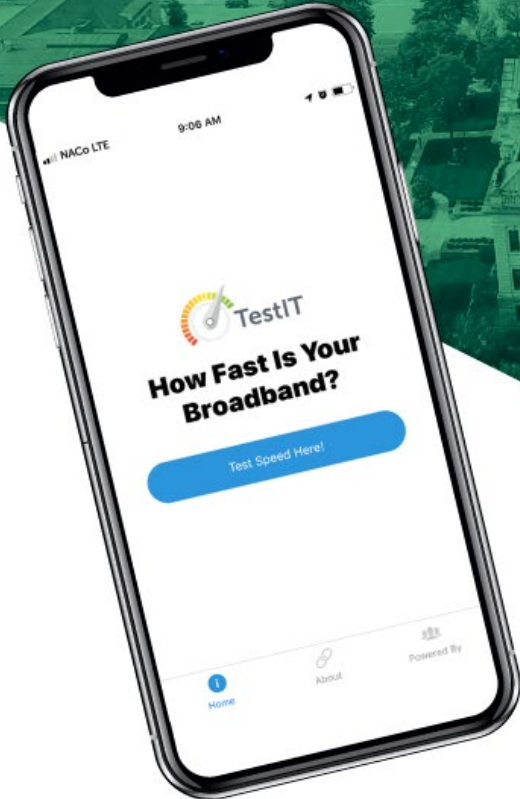
Broadband Data Collection System

FCC National Broadband Availability Maps Released

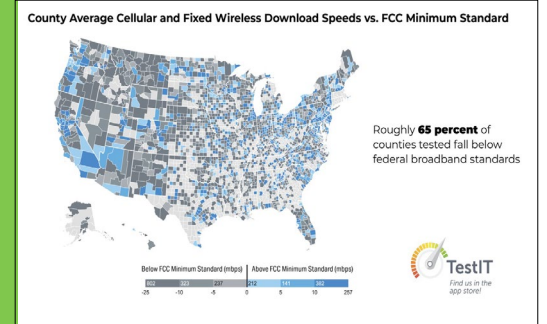
- The FCC **released their national broadband availability maps** in November, which displays all locations served and unserved by broadband infrastructure in the country.
- The FCC's national broadband availability maps will ultimately define state-level funding allocations made under the Bipartisan Infrastructure Law's (BIL) **\$42.45 billion Broadband Equity, Access and Deployment (BEAD) program**.
- Counties are highly encouraged to submit any necessary bulk challenges by **Friday, January 13th** in order to have the best chance to impact BEAD funding allocations for your state, which begin to flow on **June 30th, 2023**.



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app store!

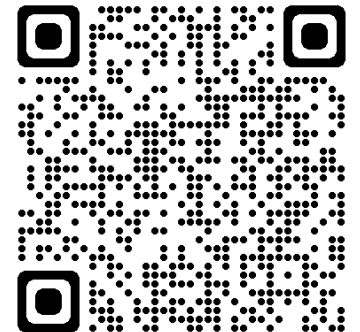


Today, reliable, fast, and
affordable high-speed
internet is as fundamental
as acquiring electricity
in the first half of the
20th century.



BEYOND BEING A BASIC NECESSITY,
HIGH-SPEED BROADBAND IS ALSO
AN ACCELERATOR OF OPPORTUNITY
IN TODAY'S CONNECTED WORLD.

BROADBAND
CROWDSOURCE MAPPING
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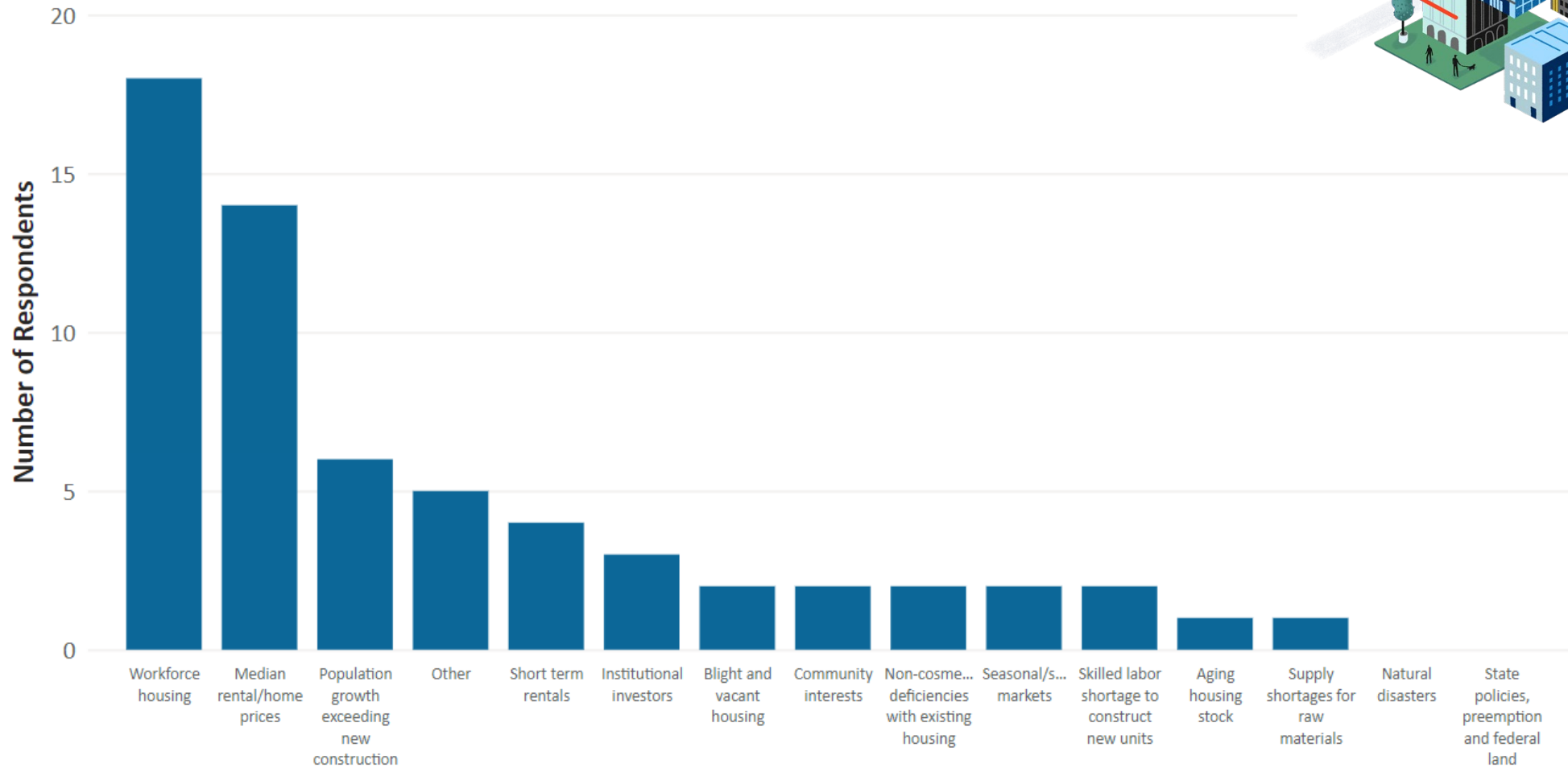
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HOUSING TASK FORCE



UPDATED: NOVEMBER 17, 2022

TASK FORCE MEMBER TOP CHALLENGES



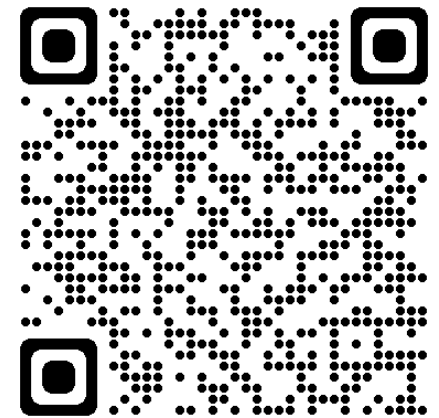
ARPA Local Assistance and Tribal Consistency Fund (LATCF)

- ARPA established the LATCF, which **provides \$1.5 billion split into two payments (\$750m/year) for FYs 22 and 23** to “eligible revenue sharing counties”
 - *defined under Treasury’s final formula as counties that receive federal PILT payments and/or Refuge Revenue Sharing (RRS) payments from the U.S. Fish and Wildlife Service*
- 2,086 local governments are considered eligible revenue sharing counties under the LATCF formula and will receive between a **minimum payment of \$50,000/year** (\$100,000 total) and a **maximum of \$6 million/year** (\$12 million total)
- This includes **50 counties in Florida who are collectively eligible for \$8.7 million** under the LATCF
- **Counties MUST apply through Treasury’s online portal by 11:59 p.m. Alaska Standard Time on January 31, 2023, OR FORFEIT BOTH PAYMENTS**

「UNTOLD STORIES」

Join NACo's **Untold Stories** campaign to highlight the human impact of county services

Visit NACo.org/UntoldStories to submit your story and access resources to engage local your audience, including a letter to the editor template, a media relations guide, social media templates and more.

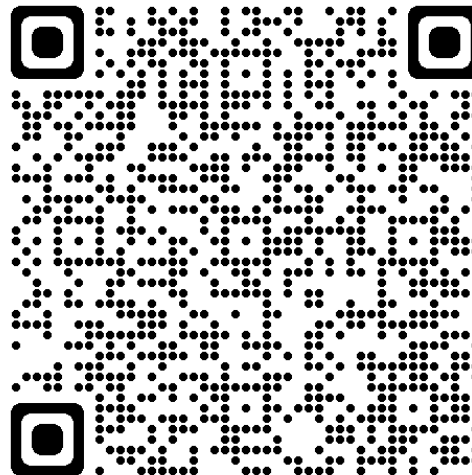
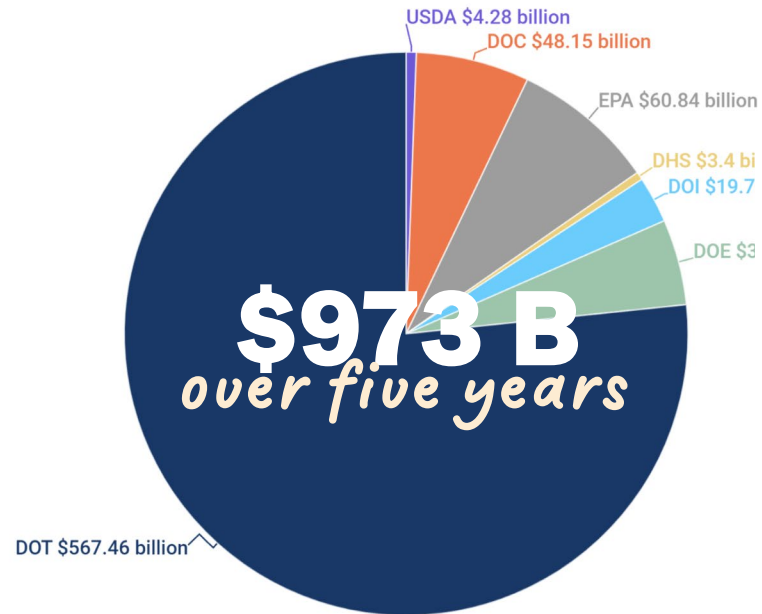


>> The Bipartisan Infrastructure Law <<

NACo SUPPLEMENTAL TO BIPARTISAN INFRASTRUCTURE LAW ANALYSIS:

BREAKDOWN OF FEDERAL INFRASTRUCTURE FUNDING AVAILABLE TO COUNTIES

BY THE NUMBERS: FUNDING BY FEDERAL AGENCY



BIPARTISAN INFRASTRUCTURE LAW: FUNDING TABLE FOR COUNTIES

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WWW.NACo.ORG | FEBRUARY 2022

National Association of Counties | June 2022 |

BIPARTISAN INFRASTRUCTURE LAW

ONE YEAR OF IMPACT UNDER THE BIDEN HARRIS ADMINISTRATION

ANNOUNCED
FUNDING TO DATE:

OVER
\$185B



- Since the BIL's enactment in 2021, USDOT has made roughly **two-thirds of the \$25 billion available in FY 2022** through competitive notices of funding
- About **30 percent of total funding has actually been awarded** to recipients with successful grant applications

Status of FY 2022 USDOT Competitive Grant Programs Funded Fully or Partially by the IJA

Source: *ENO Transportation Weekly*

		Provided for FY 2022 (Million \$)	Date of NOFO	Application Deadline	Awards Announced
FHWA	Accelerated Implementation Deployment	32			
FHWA	Advanced Transportation Technology & Innovative Mobility Deployment	53	Sept. 19	Nov. 18	
FAA	Airport Terminal Program	1,000	Feb. 25	Mar. 28	July 7
FTA	All Stations Accessibility Program	343	July 27	Sept. 30	
MARAD	America's Marine Highway Program	39	April 26	June 25	Oct. 6
OST	Asset Concessions	20			
FHWA	Bridge Investment Program - Planning Grants	18	June 10	July 25	Oct. 12
FHWA	Bridge Investment Program - Capital Projects	2,340	June 10	Sept. 8	
FTA	Bus and Bus Facility Competitive Grants	546	March 4	May 31	Aug. 16
FTA	Capital Investment Grants	3,810	ongoing, year-round process*		
FHWA	Charging & Fueling Infrastructure Grants (Competitive)	274			
FHWA	Congestion Relief Program (Competitive Portion)	46			
FRA	Consolidated Rail Infrastructure & Safety Improvement (CRISI) Grants	1,427	Sept. 2	Dec. 1	
FAA	Contract Tower Competitive Grant Program	20	April 20	May 16	Aug. 4
FTA	Electric or Low-Emission Ferry Program	49	July 8	Sept. 6	
FRA	Federal-State Partnership for Intercity Passenger Rail	7,300			
FTA	Ferry Service for Rural Communities	209	July 8	Sept. 6	
FTA	Low-No Emission Bus Grant Program	1,175	March 4	May 31	Aug. 16
OST	National Culvert Removal/Replacement Grants	196	Oct. 6	Feb. 6, 2023	
FHWA	National Electric Vehicle Infrastructure Discretionary Set-Aside	70			
FHWA	National Infrastructure Investments ("Megaprojects") Grants	1,000	March 22	May 23	
OST	National Infrastructure Investments ("RAISE") Grants	2,275	Jan. 27	April 14	Aug. 11
FHWA	Nationally Significant Federal Lands/Tribal Projects	125	Aug. 17	Oct. 24	
FHWA	Nationally Significant Multimodal Freight & Highway ("INFRA") Projects	1,553	March 22	May 23	Sept. 15
PHMSA	Natural Gas Distribution Infrastructure and Modernization Grants	200	May 24	Aug. 8	
MARAD	Port Infrastructure Grants	684	Feb. 23	May 16	
FHWA	Prioritization Process Pilot Program	9			
FHWA	PROTECT Competitive Grants	478			
FRA	Railroad Crossing Elimination Program	573	July 12	Oct. 4	
FHWA	Reconnecting Communities Pilot Program	187	June 30	Oct. 13	
FHWA	Reduction of Truck Emissions in Port Facilities Program	76			
FHWA	Rural Surface Transportation Grant Program	274	March 22	May 23	
OST	Safe Streets and Roads for All	1,000	May 16	Sept. 15	
FTA	State of Good Repair Rail Replacement Competitive Grants	300	Oct. 12	Jan. 5, 2023	
OST	Strengthening Mobility and Revolutionizing Transportation (SMART)	100	Sept. 19	Nov. 18	
FHWA	University Transportation Centers Program	92	May 25	Aug. 25	
FHWA	Wildlife Crossings Pilot Program	55			
Total Competitive Funding		27,948			
*As of August 30, FTA had allocated \$3.086 billion of the total CIG appropriations for FY 2022 to individual projects.					
Total Competitive Funding Without CIG		24,862	15,779		
			63%		
					6,626
					27%

BIPARTISAN INFRASTRUCTURE LAW: BRIDGE FORMULA PROGRAM IN FY 2023

FL Bridges
\$44.8 MILLION
Local Bridges in FL
\$7.9 MILLION
FY23 TOTAL
\$52.7 BILLION

- **\$5.5 BILLION** in formula funds to state DOTs annually through FY 2026
- Each state will receive at least **\$45 MILLION** annually, making **at least \$6.75 MILLION** available for off-system bridges annually in all 50 states
- BFP will invest roughly **\$263 MILLION** in FL bridges over five years
- Creates new, 15% off-system bridge set-aside within state formula funds



Subject: **ACTION:** Bridge Formula Program (BFP) Implementation Guidance

Date: January 14, 2022

From: Hari Kalla
Associate Administrator, Office of Infrastructure /s/

In Reply Refer To:
HIF-1

To: Division Administrators

Purpose

This memorandum provides background, guidance on Administration priorities and use of Federal-aid highway formula funding, eligibilities, fund information, and definitions for the implementation of the Bridge Replacement, Rehabilitation, Preservation, Protection, and Construction Program (hereafter, Bridge Formula Program (BFP)) as established in title VIII of division J of the Bipartisan Infrastructure Law, enacted as the Infrastructure Investment and Jobs Act, Public. Law 117-58 (Nov. 15, 2021).

Background

The Bipartisan Infrastructure Law (BIL) appropriates \$5,500,000,000 for the BFP under the Highway Infrastructure Program for each of Fiscal Years (FY) 2022 through 2026. Funds are distributed to the States¹ by a statutory formula (after set-asides for Federal Highway Administration (FHWA) administration and operations and Tribal transportation facility bridges). The statute requires that the apportionments be adjusted so that each State receives no less than \$45,000,000 each fiscal year. Additionally, 15 percent of each State's distributed funds are set aside for use on off-system bridges.

Funds made available under the BFP, except as otherwise provided, are to be administered as if apportioned under chapter 1 of title 23, United States Code (U.S.C.). Further, since any project funded under the BFP is to be treated as a project on a Federal-aid highway, Davis-Bacon wage requirements apply to all projects funded with BFP funds.

The FHWA Notice N4510.867 (<https://www.fhwa.dot.gov/legregs/directives/notices/>) provides more information on the distribution of FY 2022 funds and applicable statutory requirements. For FY 2023 through 2026 funds, please revisit FHWA's Notices website at the appropriate future time.

Guidance on Administration Priorities and Use of Federal-aid Highway Formula Funding

On December 16, 2021, FHWA issued guidance ("Policy on Using Bipartisan Infrastructure Law Resources to Build a Better America", hereafter "Policy") that serves as an overarching framework to prioritize the use of BIL resources on projects that will Build A Better America. That Policy is available on FHWA's BIL implementation website at the following URL: https://www.fhwa.dot.gov/bipartisan-infrastructure-law/building_a_better_america-policy_framework.cfm

"...the Federal share for costs reimbursed with BFP funds under this program for an off-system highway bridge owned by a county, town, township, city, municipality or other local agency, or federally-recognized Tribe⁵ shall be 100 percent. The FHWA encourages States to take advantage of this opportunity to use 100 percent Federal funds for off-system highway bridges.

States are required to set aside 15 percent of their BFP funding to address off-system bridge needs. **There is no provision authorizing States to reduce the minimum 15 percent set-aside amount, and the 15 percent set-aside is a minimum, not a maximum."**

--Jan.2022 FHWA BFP implementation guidance

BIPARTISAN INFRASTRUCTURE LAW: OFF-SYSTEM BRIDGES UNDER THE BIL

PROGRAM	FAST ACT FY 21	FY 23 FUNDING	TOTAL IN FY 23	% CHANGE FROM FY21
Bridge Formula Program off-system bridge set-aside	N/A	\$796 million	\$1.831 billion	130% increase
Surface Transportation Block Grant Program off-system bridge set-aside	\$776.5 million	\$1.035 billion		

IN FY 23, THE STATE OF FLORIDA IS REQUIRED TO INVEST
AT LEAST **\$36.2 MILLION** IN LOCALLY OWNED BRIDGES

BIPARTISAN INFRASTRUCTURE LAW: OPEN FUNDING OPPORTUNITIES



COUNTIES ARE ELIGIBLE FOR BILLIONS AVAILABLE NOW!



SCAN THE QR CODE TO ACCESS ALL
CURRENT & FUTURE BIL FUNDING
OPPORTUNITIES FOR COUNTIES

Open Notices of Funding

Sign up

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Rural ReConnect Program

FY 2022 AVAILABLE AMOUNT

\$1.5 billion

AGENCY

U.S. Department of Agriculture

SUB-AGENCY

Rural Utilities Service

DESCRIPTION

Provides loans, grants and combinations of the two to facilitate broadband deployment in rural areas

SPECIAL ELIGIBILITY REQUIREMENTS

For a proposed funded service area (PFSA) to be eligible, >90% of households in the PFSA must lack broadband ...

NOTICE OF FUNDING OPPORTUNITY

Opportunity.

DEADLINE TO APPLY

11/15/2022

State and Local Cybersecu...

FY 2022 AVAILABLE AMOUNT

\$185 million

AGENCY

U.S. Department of Homeland ...

SUB-AGENCY

Cybersecurity and Infrastructur...

DESCRIPTION

Supports the strengthening of state and local cybersecurity infrastructure

SPECIAL ELIGIBILITY REQUIREMENTS

NOTICE OF FUNDING OPPORTUNITY

Notice of Funding Opportunity.

DEADLINE TO APPLY

11/15/2022

Strengthening Mobility an...

FY 2022 AVAILABLE AMOUNT

\$100 million

AGENCY

U.S. Department of Transportat...

SUB-AGENCY

Office of the Secretary

DESCRIPTION

Provides funding for demonstration projects focused on smart community technologies and systems

SPECIAL ELIGIBILITY REQUIREMENTS

NOTICE OF FUNDING OPPORTUNITY

Notice of Funding Opportunity.

DEADLINE TO APPLY

11/18/2022

Advanced Transportation ...

FY 2022 AVAILABLE AMOUNT

\$60 million

AGENCY

U.S. Department of Transportat...

SUB-AGENCY

Federal Highway Administration

DESCRIPTION

Provides funding to deploy, install, and operate advanced transportation technologies

SPECIAL ELIGIBILITY REQUIREMENTS

Counties, local public agencies, port authorities, and multijurisdictional combinations of the above and others are eligible ...

NOTICE OF FUNDING OPPORTUNITY

Notice of Funding Opportunity.

DEADLINE TO APPLY

11/18/2022

Consolidated Rail Infrastr...

FY 2022 AVAILABLE AMOUNT

\$1.4 billion

AGENCY

U.S. Department of Transportat...

SUB-AGENCY

Federal Railroad Administration

DESCRIPTION

Provides funding for projects that improve the safety, efficiency, and reliability of intercity passenger and freight rail

SPECIAL ELIGIBILITY REQUIREMENTS

NOTICE OF FUNDING OPPORTUNITY

Notice of Funding Opportunity.

DEADLINE TO APPLY

12/1/2022

S ALL

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BIPARTISAN INFRASTRUCTURE LAW: STATE OF GOOD REPAIR RAIL VEHICLE REPLACEMENT GRANT PROGRAM

Purpose: *To support capital projects for the replacement of rail rolling stock;
administered by USDOT – FTA*

\$1.5 BILLION TOTAL OVER 5 YEARS

\$600 MILLION TOTAL IN FY 2022 & FY 2023

**FY23 ADVANCE
APPROPS**

**FY23 GENERAL
APPROPS**

N/A (directed to
another part of 5337)

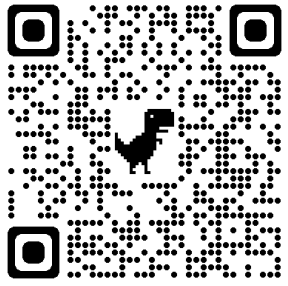
TBD
(\$300 M authorized)

ELIGIBLE ACTIVITIES

- Replace rolling stock for public transit systems
- *50% max federal cost share*



**DEADLINE TO
APPLY IS 1/5**



BIPARTISAN INFRASTRUCTURE LAW:

AFFORDABLE CONNECTIVITY OUTREACH GRANT PROGRAM



Purpose: *To fund eligible entities to increase awareness of and participation in the Affordable Connectivity Program among those households most in need; administered by DOC – FCC*

Part of the larger Affordable Connectivity Program that received one-time funding of \$14.2 billion in FY 2022

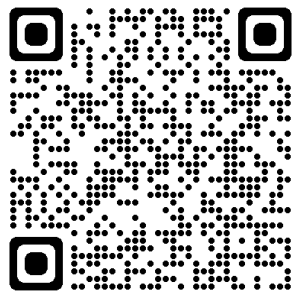
\$70 MILLION TOTAL IN FY 2022



**DEADLINE TO
APPLY IS 1/9**

ALLOWABLE COSTS

- Application assistance
- Digital campaigns and paid media campaigns
- Outreach materials
- Personnel costs + travel
- Project management
- Facilities rentals
- Indirect costs
- *100% federal cost share*



BIPARTISAN INFRASTRUCTURE LAW: **SOLID WASTE INFRASTRUCTURE FOR RECYCLING (SWIFR) GRANT PROGRAM**



Purpose: *To fund projects designed to build and transform solid waste infrastructure to equitably reduce waste and manage materials to create cleaner, resilient and healthier communities; administered by EPA*

ELIGIBLE ACTIVITIES

- Innovative solutions and/or programs that provide or increase access to prevention, reuse, and recycling in areas that currently do not have access
- Purchasing recycling equipment
- Upgrading and improving related facilities and collection programs, etc.

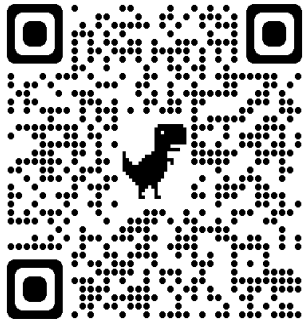
\$275 MILLION TOTAL OVER 5 YEARS

\$55 MILLION TOTAL IN FY 2022

**FY22 SWIFR Grant for Political Subdivisions
of States and Territories**

\$40 MILLION AVAILABLE NOW





BIPARTISAN INFRASTRUCTURE LAW: BUILDING RESILIENT INFRASTRUCTURE & COMMUNITIES GRANT PROGRAM



Purpose: *To provide funding to states and localities to implement pre-disaster mitigation activities that reduce risk and disaster costs, and increase the resilience of critical infrastructure lifelines that strengthen state and local cybersecurity infrastructure; administered by DHS – FEMA; must apply through the state*

\$1 BILLION OVER FIVE YEARS

\$2.3 BILLION TOTAL IN FY 2022

(thanks to additional FY22 appropriations)



**DEADLINE TO
APPLY IS 1/27**

ELIGIBLE ACTIVITIES

- Capability and capacity-building activities
- Cost-effective mitigation projects designed to increase resilience and public safety;
- Financial assistance to reimburse the recipient and subrecipient for eligible indirect costs, as well as direct and other administrative costs (capped)
- ***75% - 90% max federal cost share***



BIPARTISAN INFRASTRUCTURE LAW: FLOOD MITIGATION GRANT PROGRAM

Purpose: *To provide funding to states and localities to reduce or eliminate the risk of repetitive flood damage to buildings and structures insured under the National Flood Insurance Program; administered by DHS – FEMA; must apply through the state*

\$3.5 BILLION OVER FIVE YEARS

\$800 MILLION TOTAL IN FY 2022

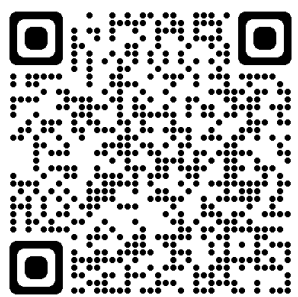
(thanks to additional FY22 appropriations)



**DEADLINE TO
APPLY IS 1/27**

ELIGIBLE ACTIVITIES

- Project scoping (previously advance assistance)
- Projects that address community flood risk to reduce NFIP premiums
- Technical assistance
- Planning sub-applications for the flood hazard component of state, local, territory, and tribal Hazard Mitigation Plans and plan updates
- *75% federal cost share (up to 100%)*



BIPARTISAN INFRASTRUCTURE LAW:

GRID RESILIENCE INNOVATION PARTNERSHIP PROGRAMS

Purpose: *To prevent outages and enhance the resilience and flexibility of the electric grid and to demonstrate innovative approaches to grid resilience; administered by DOE*

\$10.5 BILLION TOTAL OVER 5 YEARS

\$3.8 BILLION TOTAL AVAILABLE IN FY 2022 & FY 2023

Grid Resilience Grants (40101c)	Smart Grid Grants (40107)	Grid Innovation Program (40103b)
------------------------------------	------------------------------	--

\$918 million

\$1.4 billion

\$1.9 billion

**Concept papers
due 12/16/22;
Application due
4/6/23**

**Concept papers
due 12/16/22;
Application due
3/17/23**

**Concept papers
due 1/13/22;
Applications due
5/19/23**

- Counties eligible as **direct grant recipients** for **Smart Grid Grants** and **Grid Innovation Grants**
- Counties are **indirectly eligible as utility owners or operators** to partner with EPA through **cooperative agreements** for the **Grid Resilience Grants**
- All programs require a **50% local match**, except for small utilities under Grid Resilience Grants where the match is 30%



BIPARTISAN INFRASTRUCTURE LAW: WHAT TO EXPECT IN FY 2023

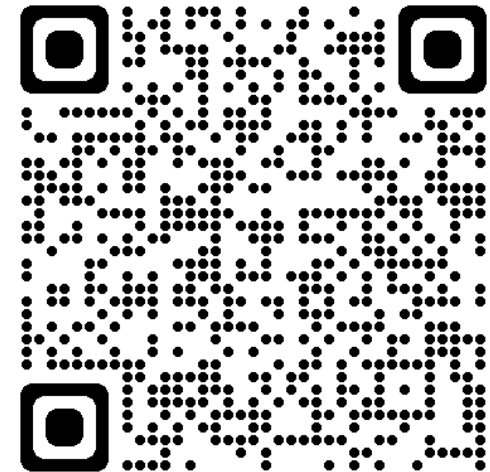
- **Quicker rollouts of notices of funding** than FY 2022
 - *Anticipating USDOT RAISE NOFO in January 2023*
- **New programs** in FY 2023
 - *USDOT PROTECT Program, Charging and Refueling Infrastructure Grants*
- With new programs largely in place, a **shifting focus to improving regulations and processes**
 - *Especially in the U.S. House*





NACo LEGISLATIVE UPDATE: THE INFLATION REDUCTION ACT

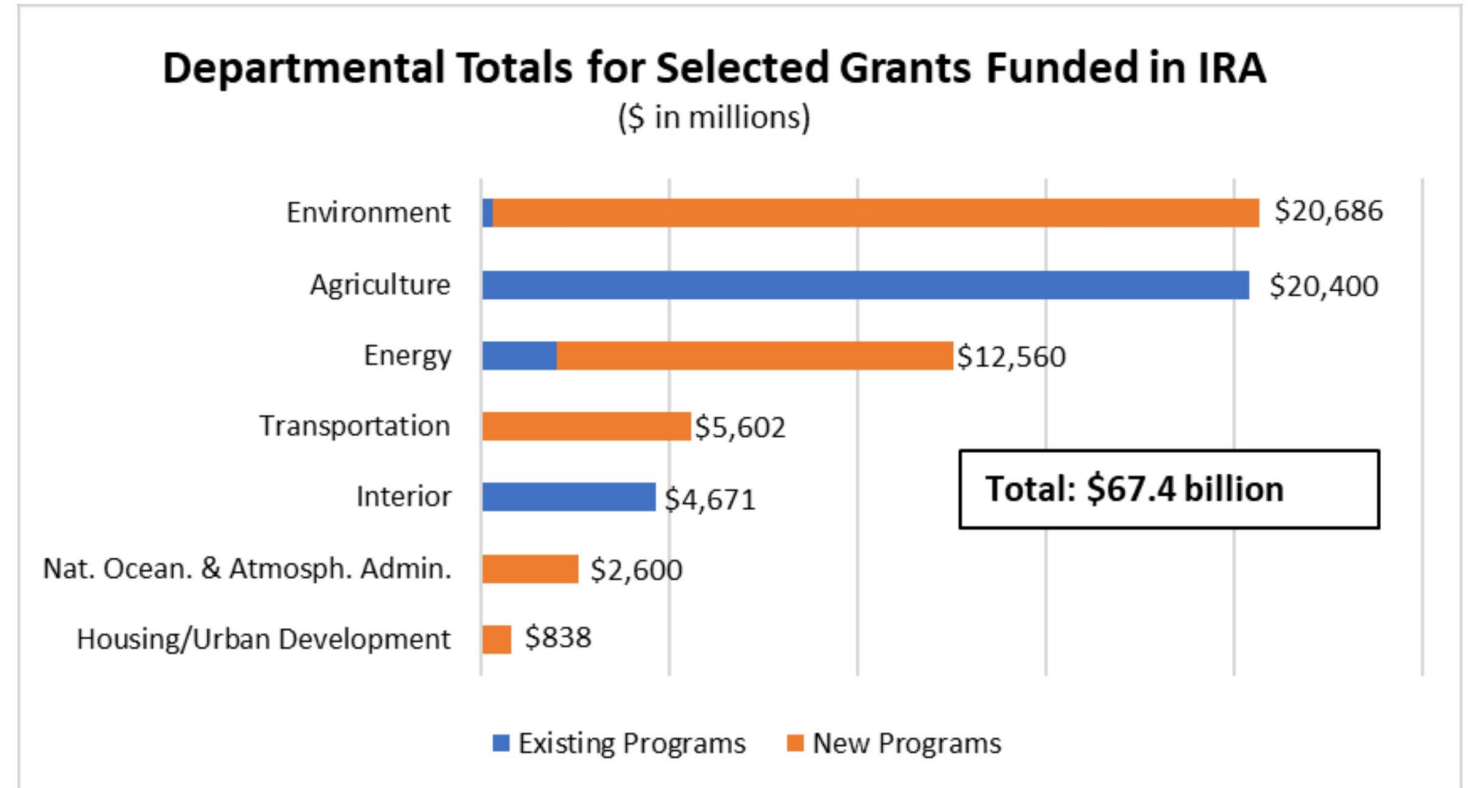
\$793 billion over ten years with important health, energy, tax and transportation provisions for county officials, including new direct, competitive grant programs



Inflation Reduction Act of 2022 (IRA P.L. 117-169)

KEY HIGHLIGHTS

- **\$67.4 billion in new grants**, with almost \$40 billion for 18 new grant programs, according to the Federal Funds Information for States (FFIS)
- **Section 13801 of the IRA allows certain organizations**, including state and local govts., to treat certain tax credit amounts as payments of tax. These payments can be refunded to such organizations as “direct pay”.



\$67.4 billion in new grant funding, with almost \$40 billion for 18 new grant programs, according to the Federal Funds Information for States (FFIS).

Inflation Reduction Act of 2022

OPTIONS FOR DIRECT PAY TO COUNTIES

CREDIT TYPE	CREDIT	ELIGIBLE FOR DIRECT PAY
CLEAN ELECTRICITY AND REDUCING CARBON EMISSIONS	Extension and Modification of Credit for Electricity Produced from Certain Renewable Resources	X
	Extension and Modification of Energy Credit	X
	Extension and Modification of Credit for Carbon Oxide Sequestration	X
	Zero-Emission Nuclear Power Production Credit	X
CLEAN FUELS	Clean Hydrogen	X
CLEAN VEHICLES	Qualified Commercial Clean Vehicles	X
	Alternative Fuel Refueling Property Credit	X
INVESTMENT IN CLEAN ENERGY MANUFACTURING AND ENERGY SECURITY	Extension of the Advanced Energy Project Credit	X
	Advanced Manufacturing Production Credit	X
INCENTIVES FOR CLEAN ELECTRICITY AND CLEAN TRANSPORTATION	Clean Electricity Production & Clean Electricity Investment Credits	X
	Clean Fuel Production Credit	X

COMMITTEE INVOLVEMENT

NACo members can serve on 31 committees, caucuses, task forces and advisory boards to inform national policy and help solve problems impacting counties.

Over 1,500 county officials and staff participate

Committees focus on:

Arts and Culture | Broadband | Disaster Mitigation & Recovery |
Economic Development | Elections | Finance | Health | Housing |
Human Service Delivery | Transportation & Infrastructure | Justice |
Natural Resources Management | Public Lands | Public Safety |
Resiliency | Rural Affairs | Technology | Veteran Services

www.naco.org/getinvolved



2023 NACo **LEGISLATIVE CONFERENCE**

>> *February 11-14*
>> *Washington D.C.*





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2023 ANNUAL CONFERENCE & EXPOSITION

TRAVIS COUNTY, TEXAS 2023 **JULY** 21-24



NATIONAL
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NACo FEDERAL POLICY UPDATE

Florida Association of Counties Legislative Conference
Pinellas County, Fla. | November 30, 2022