



U.S. Department
of Transportation

**Federal Highway
Administration**

Memorandum

Date: May 13, 2016

To: Docket No. FHWA-2013-0054 (NPRM for National Performance Management Measures; Assessing Performance of the National Highway System, Freight Movement on the Interstate System, and Congestion Mitigation and Air Quality Improvement Program)

Subject: Summary of meeting including representatives of AASHTO and DOT representatives regarding FHWA's NRPM for National Performance Management Measures; Assessing Performance of the National Highway System, Freight Movement on the Interstate System, and Congestion Mitigation and Air Quality Improvement Program

Attendees: FHWA Administrator Gregory Nadeau, FHWA Executive Director Walter "Butch" Waidelich, Jr., FHWA Chief Counsel Thomas G. Echikson, FHWA staff, individuals from the Office of the Secretary. AASHTO participants: Bud Wright (Executive Director), Jim Tymon (Director of Policy and Management/Chief Operating Officer), Joungh Lee (Policy Director), Jim McDonnell (Program Director for Engineering), Jen Brickett (Director, BATIC Institute), Shayne Gill (Program Director for Multimodal Transportation), and Matt Hardy (Program Director for Planning and Performance Management).

Summary: On Friday, May 13, 2016, individuals from the FHWA and the Office of the Secretary met with representatives from the American Association of State Highway and Transportation Officials (AASHTO) to discuss the AASHTO Implementation Plan for FAST Act and MAP-21.

During this meeting, Mr. Wright expressed his disappointment regarding the inclusion of consideration of a greenhouse gas (GHG) measure in the NPRM on National Performance Management Measures: Assessing Performance of the National Highway System, Freight Movement on the Interstate System, and Congestion Mitigation and Air Quality Improvement Program. Mr. Wright noted that AASHTO is supportive of the overall performance management regime but MAP-21 does not reference a GHG measure, there is not data to support the measure, and therefore, USDOT should not include such a measure. Mr. Lee also expressed AASHTO's view that USDOT should not add new performance measures at a time when the Department is still in the process of developing the other measures required under MAP-21.

Mr. Hardy reiterated the importance of AASHTO's prior written request for an extension of the comment period for this NPRM. He indicated that AASHTO needs additional time to consider USDOT's proposal. Administrator Nadeau noted that USDOT received the written request and will respond in writing. Administrator Nadeau indicated that the

USDOT believed the already extended 120-day comment period for the NPRM recognized the importance of ensuring that commenters have ample time during which to respond to the proposed rulemaking.

Tom Echikson explained that USDOT could not discuss the substance of an ongoing rulemaking and noted that we would include in the Docket any comments AASHTO made during the meeting regarding this proposed rule.