

AMERICAN SAMOA HIGHWAY SAFETY PLAN

FEDERAL FISCAL YEAR 2012

PREPARED FOR:

U.S. DEPARTMENT OF TRANSPORTATION
NATIONAL HIGHWAY
TRAFFIC SAFETY ADMINISTRATION



DEVELOPED AND PRESENTED BY:

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American Samoa Highway Safety Plan

Federal Fiscal Year 2012

Prepared for:

U.S. Department of Transportation
National Highway Traffic Safety Administration

Developed and presented by:

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Acronym List

ASCERS	American Samoa Crash Reporting System
ASOHS	American Samoa Office of Highway Safety
BAC	Blood Alcohol Concentration
CIOT	Click It Or Ticket
CPS	Child Passenger Safety
DPW	Department of Public Works
DUI	Driving Under the Influence
FARS	Fatality Analysis Reporting System
FFY	Federal Fiscal Year
GDL	Graduated Drivers Licensing
GHSA	Governor's Highway Safety Association
HS-1	Highway Safety Grant application
HSP	Highway Safety Plan
HVE	High Visibility Enforcement
LBJ	Lyndon B Johnson Memorial Hospital
MOU	Memorandum of Understanding
NHTSA	National Highway Traffic Safety Administration
NOPUS	National Occupant Protection Use Survey
OHS	Office on Highway Safety
RFP	Request for Proposals
SAFETEA-LU	SAFETY-LU Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users
SFST	Standardized Field Sobriety Testing

1.0 Introduction to the American Samoa Highway Safety Planning Process

■ 1.1 Executive Summary

This American Samoa Highway Safety Plan (HSP) for Federal Fiscal Year (FFY) 2012 serves as the Territory's application to the National Highway Traffic Safety Administration (NHTSA) for Federal funds available under Section 402 of the Safe, Accountable, Flexible, and Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU). The Government of American Samoa, Department of Public Safety (DPS) Office of Highway Safety's (OHS) goals, objectives, and performance measures related to the program areas are described in this plan.

To identify the issues to be addressed in the FFY 2012 highway safety program, analysis was conducted using a three-year period of data, and whenever possible, also provided 2010 data points. When assessing safety needs and programming potential, it is important to understand how American Samoa differs from the nation and other territories. The Territory annual motor vehicle population, annual crashes, and number of fatalities are significantly lower compared to other territories and states. As such, one fatality is significant and can impact the analysis results. Increase or decrease in percentages, particularly from one year to the next must be carefully analyzed for true impact.

Therefore, whenever possible, raw numbers, percentages, and rates, as well as fatality and serious injury (defined for the purposes of this plan as Incapacitating Injury) data (when available) are presented.

Based on this analysis, the following problem areas will be addressed through the HSP:

- **Occupant Protection** - American Samoa achieved a major increase in the percentage of observed seat belt use from 73% in 2010 to 77% in 2011, a 4% increase in usage. Even though American Samoa remains below the nation for restraint use, this is a significant accomplishment compared to previous years. In the early part of FY11, OHS provided law enforcement with new strategies to plan and execute monthly enforcement as well as increased public awareness of the Child Safety Restrain law on the Island through paid media. In addition, a Safe Community Program was instituted that included village police and churches to promote highway safety on the Island.

- **Impaired Driving** - Alcohol impaired driving decreased slightly on the Island. There were 219 DUI citations issued in FY 2010 compared to 232 citations in 2009.
- **Speed** - Even though speed related fatalities decreased in 2010, speed still comprised a large share of the territory's motor vehicle crashes. The number of speeding tickets issued in 2010 increased by 73% from 207 to 764. Overtime, enforcement continued to deter speed related crashes.
- **Traffic Records** - The Traffic Records Coordinating Committee (TRCC) has been and will continue to work on the multiyear Highway Safety Data and Traffic Records System Improvement Plan.
- **Planning and Administration** - The OHS will continue to serve as the primary agency responsible for insuring that highway safety concerns for American Samoa are identified and addressed through the development and implementation of appropriate programs and countermeasures.

American Samoa expects to receive an estimated \$1,086,000.00 in highway safety grants in Federal Fiscal Year 2012 (October 1, 2011 through September 30, 2012):

- Section 402 General Use
- Section 405 Restricted to seat belt projects
- Section 408 Restricted to traffic data projects

Beginning with the 2011 Highway Safety Plan (HSP), NHTSA and the Governors Highway Safety Association (GHSA) agreed upon a minimum set of performance measures to be used by states and federal agencies in the development and implementation of behavioral highway safety plans and programs. An expert panel from NHTSA, State Highway Safety Offices, academic and research organizations, and other key groups assisted in developing the measures. The initial minimum set contains 14 measures: Ten core outcome measures, one core behavior measure, and three activity measures. States are required to set goals for and report progress on each of the 11 core outcomes and behavior measures annually, beginning with their 2011 Highway Safety Plans and Annual Reports. NHTSA will use the core measures as an integral part of its reporting to the Congress, the public, and others.

Not all the required measures are applicable to the territory of American Samoa due to its size, population and roadway. American Samoa's applicable core measures and performance goals are presented throughout this HSP in their respective sections.

■ 1.2 American Samoa Traffic Safety Trend

C-1: TRAFFIC FATALITIES IN AMERICAN SAMOA, 2005-2010

Table 1. Traffic Fatality Trends

2005	2006	2007	2008	2009	2010
6	3	1	2	3	5

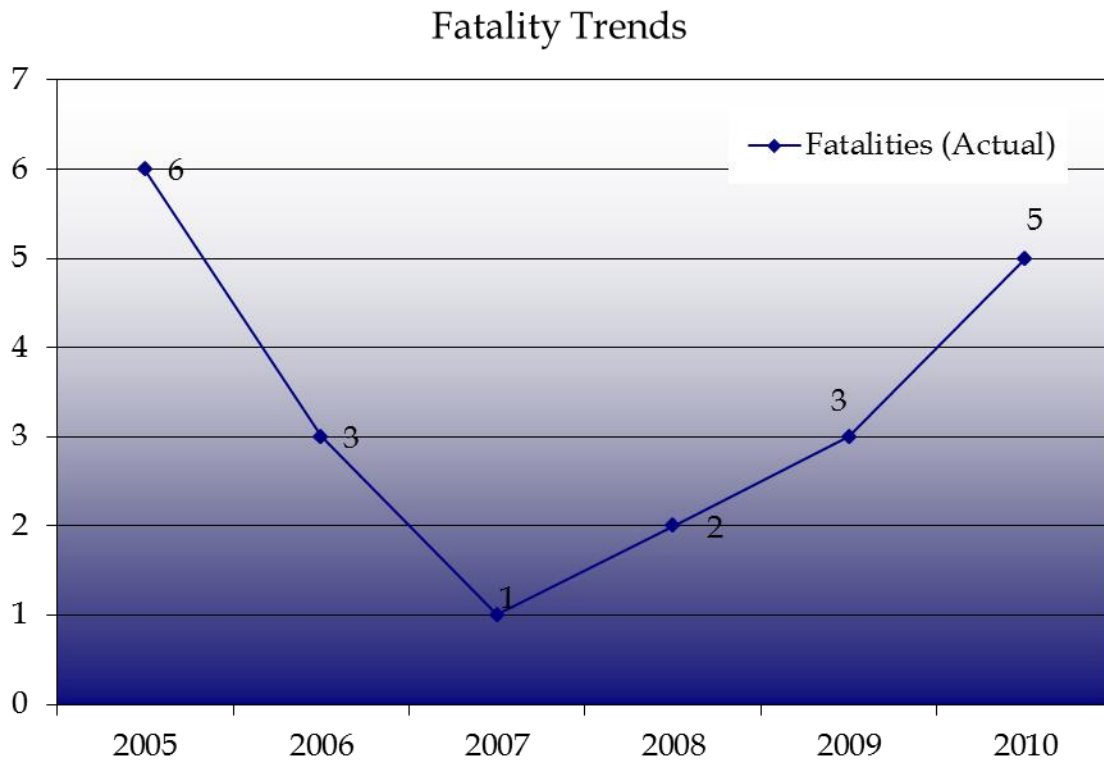


Figure 1. Traffic Fatality Trends (2005 – 2009) in American Samoa

American Samoa goal is “Zero” deaths on the Island roadways and has maintained that goal so far this year.

C-2: SERIOUS INJURIES IN TRAFFIC CRASHES IN AMERICAN SAMOA, 2005-2010

Table 2. Serious Injuries in Traffic Crashes Trends

2005	2006	2007	2008	2009	2010
77	83	73	87	63	20

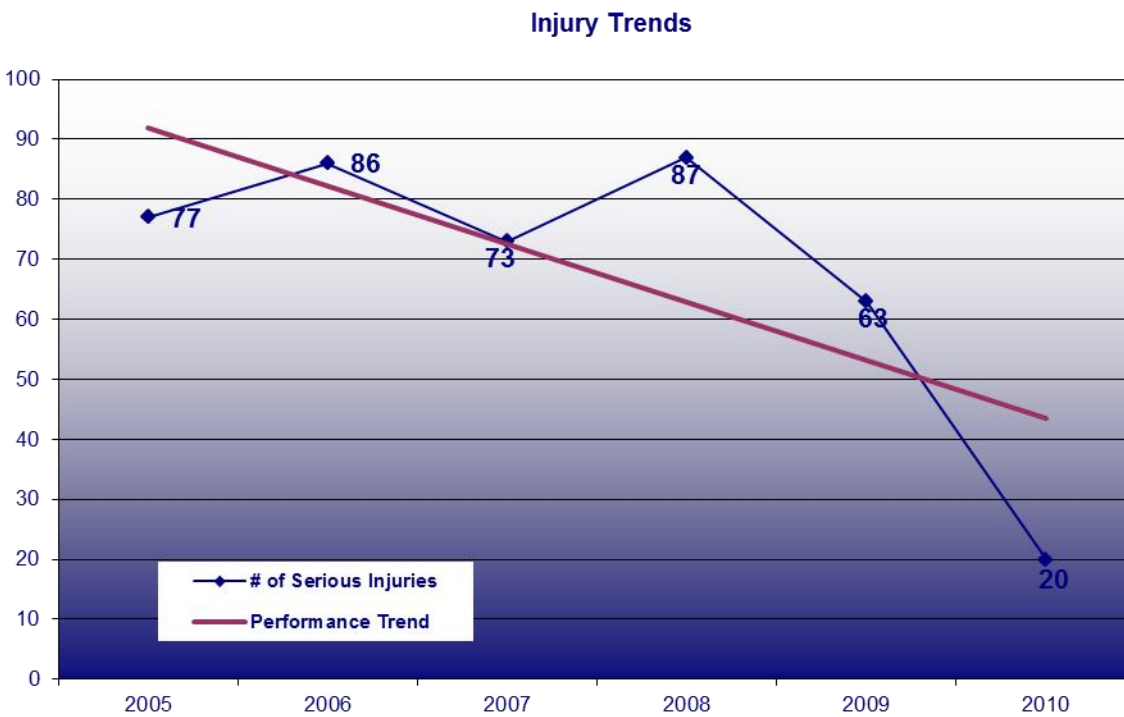


Figure 2. Injury Trends (2005 -2010)

Motor vehicle related injury crashes decreased by **68%** in 2010 in American Samoa. American Samoa’s goal is to decrease serious traffic injuries further by 5% from the 2010 number by December 31, 2012

C-3: FATALITIES/VMT IN AMERICAN SAMOA, 2005-2010

VMT are not collected in American Samoa

C-8: DRIVERS AGE 20 OR YOUNGER INVOLVED IN FATAL CRASHES 2008 - 2010

Table 3. Driver Age 20/Younger in Fatal Crashes Trends

2005	2006	2007	2008	2009	2010
NC	NC	NC	1	2	1

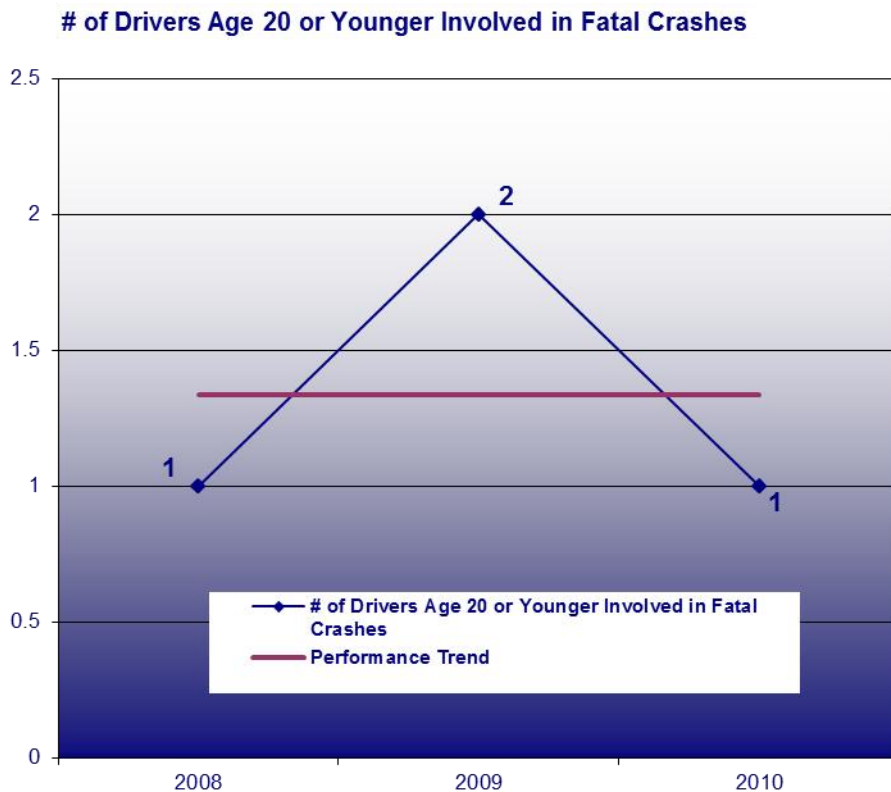


Figure 3. Drivers Age 20/Younger Involved in Fatal Crashes (2008 - 2010)

Prior to 2008, the number of drivers age 20 or younger involved in fatal crashes was not tracked. American Samoa’s crash system was paper driven and even though the numbers of fatalities are known, the age of persons involved was not noted.

The goal of the American Samoa Highway Safety Office is to maintain the low number of young adults involved in fatal crash on the Island.

2012 PERFORMANCE GOALS

Table 4. Performance Goals

Program Areas	Performance Measures	Base Level	Base Date	Goal	By Year
Total Program					
C-1: Total Fatalities	Fatalities	3	2006	Decrease to 0	2012
C-2: Total Serious Injuries	Serious Injuries	83	2006	Decrease to 0	2012
Occupant Protection					
C-4: Number of Unrestrained Passenger Vehicle Occupant Fatalities, all seats positions	All Occupants	0	2006	Decrease to 0	2012
B-1: Observed Seat Belt Use for Passenger Vehicles, front seat outboard occupant (Islandwide observational surveys)	Front seat Occupant	73%	2010	Increase to 78%	2012
B-2: Child Passenger Restraints Use	All Children	16%	2009	Increase to 23%	2012
All Occupant Fatalities	Restraints	2	2006	Decrease to 0	2012
Alcohol					
C-5: Alcohol Impaired Driving Fatalities (fatalities involving driver or a motorcycle operator with BAC of .08 or above)	Drivers or motorcycle operator with .08 & above BAC	0	2006	Maintain 0	2012
C-6: Alcohol Related Crashes	Alcohol related crashes	48	2006	Decrease to 20	2012
Speed Control					
C-7: Speed Related Fatalities	Speed related fatalities	2	2008	Decrease to 0	2012

2.0 Highway Safety Performance Plan

The Department of Public Safety (DPS), Office of Highway Safety (OHS) is the agency responsible for implementing federally funded highway safety projects in the Territory. As a critical part of improving the quality of life for its citizens and visitors of the territory, the mission of the DPS/OHS consist of two goals:

1. To reduce the traffic crashes, traffic fatalities, injuries and property damage on American Samoa roadways, and
2. Create a safer environment for motorists, passengers, and pedestrians.

The OHS will provide the required resources to plan and carry out activities to fulfill this mission. To ensure effectiveness, relationships will be developed and maintained with advocacy groups, citizens, community safety groups, complementary government and Federal agencies, and village, and law enforcement. The OHS will also conduct data analysis to monitor crash trends in the territory and to ensure that Federal resources target the areas of greatest need. The OHS works closely with DPW to ensure coordination between the Highway Safety Plan (HSP) and the Transportation Improvement Plan, ideally resulting in one comprehensive and strategic highway safety program for the Territory.

The OHS establishes and implements a comprehensive program to accomplish its goals effectively. This Plan for Federal Fiscal Year 2012 outlines the process used to identify specific highway safety problem areas, develop countermeasures to correct those problems, and monitor the performance of those countermeasures.

■ 2.1 Proposed Timeline and Process

Under the new American Samoa Office of Highway Safety management staff, the following timeline and process described in Table 5 will be used for the OHS planning cycle. The OHS will conduct transportation safety planning year round. Emerging trends and safety needs will be identified through data monitoring and outreach to key safety stakeholders.

Table 5. American Samoa Office of Highway Safety Annual Safety Planning Calendar

Month	Activities
January - March	Staff conducts grant oversight and monitoring visits. Review progress of prior year programs with OHS staff as well as analyze data to identify upcoming fiscal year key program areas. Review spending and determine revenue estimates. Obtain input from partner agencies and stakeholders on program direction.
April - May	Conduct strategic planning sessions with staff to create specific plans and projects within each program area. Staff develops the kick-off event and activities to support the national "Click It Or Ticket (CIOT)" campaign in May.
June - July	Conduct strategic planning with key stakeholders to review recent highway safety trends and issues to create project proposals for staff review. Draft the Performance Plan for review and approval. Attend Pre-HSP meeting in Hawaii. Prepare section 408 (Traffic Records) grant application.
August	Submit the final Performance Plan to NHTSA. Held meetings with potential grantees.
September	Issue Request for Proposals (RFP) and applications for Grant Funding (HS-1) based on availability of Federal funding. FFY 2012 Year grants and contracts are finalized.
October	Implement grants and contracts. Begin work on the FY 2011 Annual Report.
November - December	OHS closeout the prior fiscal year. OHS collects and reviews year-end reports from its grantees.

Strategic Partners

OHS conducted a safety stakeholders meeting annually to brief the partners on the agency's safety initiatives and to listen and gather input on safety problems on the Island. Opportunities to enhance and improve partnerships and collaboration are also identified. The list of invited stakeholders is provided below:

- Department of Public Safety
- Department of Health and Social Services
- American Samoa Community College
- Teen Challenge Organization
- Village Police Association
- CID Alcohol Enforcement
- American Samoa Airport and Port Police
- American Samoa Fire Division
- Emergency Medical Services
- LBJ Hospital

Grant Funding Process

Currently, there are two methods for awarding grantee funding for projects that supports the American Samoa Office of Highway Safety (OHS) efforts to reduce the number of fatalities and serious injuries on American Samoa roadways.

The first option is for a potential grantee to submit a Highway Safety Grant application (HS-1) to OHS for review. Each applicant is required to provide a Problem Identification statement (Problem I.D.); Project Description; strategy(s); performance measures; and a description of how the goals and performance will be measured. Grantees also must provide a detailed budget, including the source of all funding and any local funds if any that may be required.

Applications are reviewed for approval/rejection by the OHS Coordinator and the appropriate Program Manager. OHS has managers for the following programs: Impaired Driving; Occupant Protection; Young Drivers; Traffic (Speed); Other Road Users; and Traffic Records.

When the Problem I.D./budget has been approved, the next step is to determine if the goods or services can be provided by any other entity. If these services cannot be

provided by others (excluding government agencies), then a grant can be issued after a Grants and Assurances document has been signed by the grantee. If the goods or services can be provided by others, OHS must submit a Request for Proposal (RFP) to Procurement for advertisement for a minimum of 30 days to ensure a quality product is being provided at a competitive price. This process takes approximately one to three months.

All grantees will be required to provide quarterly reports to the Program Manager, including invoices, timesheets, and any other documentation necessary for monitoring, reporting, and overseeing of program areas. Field visits also may be required for evaluation of the effectiveness of the program and to ensure that the appropriate territory procedures/guidelines are being followed.

The OHS grant partners are an essential component of the success of any program as they implement the programs that address the highlighted issues of concern included within the Highway Safety Program.

■ 2.2 Organization

The OHS finally hired one program staff and brought onboard a law enforcement officer not only to serve as liaison between OHS and the police force but also as part of the OHS staff. Figure 4 illustrates the new OHS organizational structure.

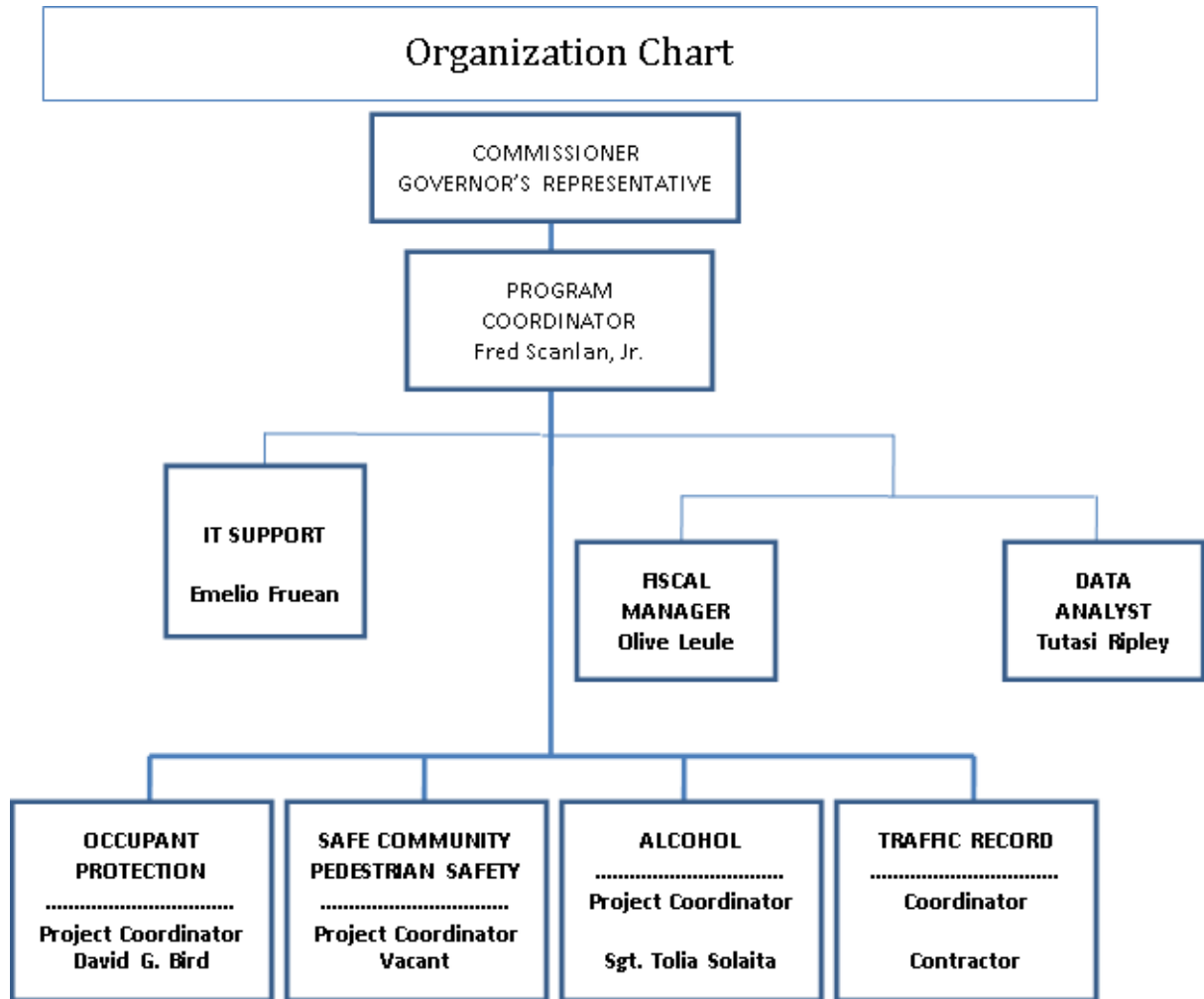


Figure 4. OHS Organization Chart

■ 2.3 Process Description

In fiscal year 2012, American Samoa will continue to focus on maintaining a zero fatal crash on our roadways. The Island will concentrate on public awareness, education, and enforcement.

The following have been identified as the most critical problem areas in highway safety in American Samoa and grants to selected projects in these areas will receive priority:

- ❖ Programs to enforce traffic laws in the areas of speed, occupant protection, and alcohol
- ❖ Programs to reduce pedestrian injuries and fatalities for persons of all ages
- ❖ Programs to reduce excessive speeding by persons ages 16-45
- ❖ Programs to increase the use of seat belts for persons 16-45 years
- ❖ Programs to increase use of child safety seats, including booster seats
- ❖ Program to involve businesses in traffic safety program and public awareness

All of our safety projects for FY 2012 will be targeted to these key program areas.

The American Samoa Office of Highway Safety used a variety of data sources to determine areas of concern. OHS emphasizes activities that use available resources most effectively to save lives and improve highway safety. Specific goals, strategies, and performance measures are determined by:

- Using data and prior experience to identify problem areas;
- Soliciting input and project proposals from government and local organizations that have expertise in areas relevant to highway safety; and
- Analyzing trends in serious injury and fatality rates and comparing them to national trends.

Sources of highway safety data used by the OHS include:

- * American Samoa Crash Reporting System (ASCERS)

- * American Samoa Department of Public Safety, Police Division
- * American Samoa Department of Public Safety, Office of Motor Vehicles
- * American Samoa Attorney General's Office
- * American Samoa High Court
- * National Highway Traffic Safety Administration (NHTSA)
- * National Occupant Protection Use Survey (NOPUS)

With the overall goal of reducing motor vehicle crashes and the resulting deaths, injuries, and property damage, the problem identification process focuses on the national and territory priority areas. These areas include: Occupant Protection, Impaired Driving, Police Traffic Services & Speed Control, Traffic Records, Emergency Medical Services, and Pedestrian/Bicycle Safety, as well as Community Traffic Safety Programs/Safe Communities and Roadway Safety activities.

FEDERAL FISCAL YEAR 2012 HIGHWAY SAFETY PLAN COST SUMMARY

Table 6. FY 2012 Cost Summary

Project Title	Total
Planning & Administration	\$117,631.13
Alcohol Countermeasures	\$363,931.00
Police Traffic Services	\$277,198.00
Occupant Protection	\$230,751.00
Speed Control	\$238,255.00
Pedestrian	\$89,316.00
Traffic Records	\$1,062,811.32
Paid Media	\$183,300.00
Total Program Cost	\$2,563,193.45

3.0 Program Areas for FFY 2012

In the 2012 Highway Safety Plan, American Samoa OHS will fund projects on the condition that federal appropriations are received for FY 2012.

■ 3.1 Planning and Administration

OHS has increased its capacity from three employees to five.

The Planning and administration program area includes those activities and costs necessary for the overall management and operations of the American Samoa Office of Highway Safety. These activities include:

- Identifying the Island's traffic safety problems
- Use traffic safety data (crash, citation, roadway, injury, alcohol, etc.) for the problem identifications
- Work with Highways Safety Strategic Partners to develop countermeasures
- Develop the annual Highway Safety Plan (HSP)
- Develop annual Highway Safety Report
- Solicit and review grant application submitted by potential sub grantees for funding
- Monitor all grants
- Prepare program performance measures
- Use performance measures to evaluate accomplishments
- Conduct Grantee performance reviews
- Propose traffic safety legislation
- Increase public awareness of traffic safety laws and programs
- Participate on various traffic safety and community programs
- Promote and coordinate traffic safety in American Samoa
- Create public awareness campaign and provide support for all annual national campaign, e.g., Child Passenger Week, Drunk and Drugged Driving Awareness Month, Click it or Tick It, etc.

Goal and Performance Measures

OHS's goal of the Planning and Administration program is to provide management, supervision and support for all the activities of the island traffic safety program. The performance measures to support the goal include:

- To develop a coordinated HSP/Performance Plan to the NHTSA by September 1, 2011.

- To provide documentation of all funded programs.
- To develop, coordinate, and monitor traffic safety grants proposed in the plan.
- To submit an Annual Performance Report to NHTSA by December 1, 2011.
- To utilize all available resources to improve and promote the Island traffic safety program.
- To administer a fiscally responsible, effective highway safety program that targets the Island’s most significant safety problems in an effort to save lives and reduce serious injuries.

Strategic Partners

The AS OHS will continue to work with NHTSA to address and implement a new program management plan and procedures to ensure compliance with the program rules and regulations.

OHS will also continue to work with traffic safety stakeholders, including state and local law enforcement agencies and all grant recipients.

Planned Activity

- Enrollment of new Program Managers in TSI courses
- Fund travels
- Office space lease and storage
- Hire Pedestrian/Media Project Coordinator

1	<p>Project Number - PA-12-01 Project Title - Administration of the Territory Traffic Safety Program Project Description - This program area cost include salary of the Program Coordinator, the salaries of the management staff, the salaries of the fiscal and clerical support personnel, and most operating costs. The portion of all other OHS personnel salaries, as well as certain operating expenses directly related to program development, coordination, monitoring, and evaluation are charged to the appropriate program area. Funds will also be used for travel to meetings and conferences.</p> <p>Fiscal Manager salary: \$33,649.00 - 100% FM Travel: \$12,085.00 Program Coordinator salary: \$24,073.00 - 50% PC Travel: \$14,143.00 50% Other Direct Cost: \$33,681.13</p>
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	Project Budget/Source - \$112,275.50 of Section 402 \$5,355.63 of Section 406

Project Cost Summary

Project Number	Project Title	Budget
PA-12-01	Program Management	\$117,631.13

■ **3.2 Occupant Protection**

As of June 2011, American Samoa seat belt use rate increased to 77%. However, it is still below the national average.

TREND

Table 7. Occupant Protection Behavior Measures

Core Behavior Measure	2005	2006	2007	2008	2009	2010
B-1: Seat Belt Rate (Islandwide observational surveys)	56%	46%	50%	56%	60%	77%
B-2: Child Passenger Restraints Use	NC	NC	NC	NC	16%	27%

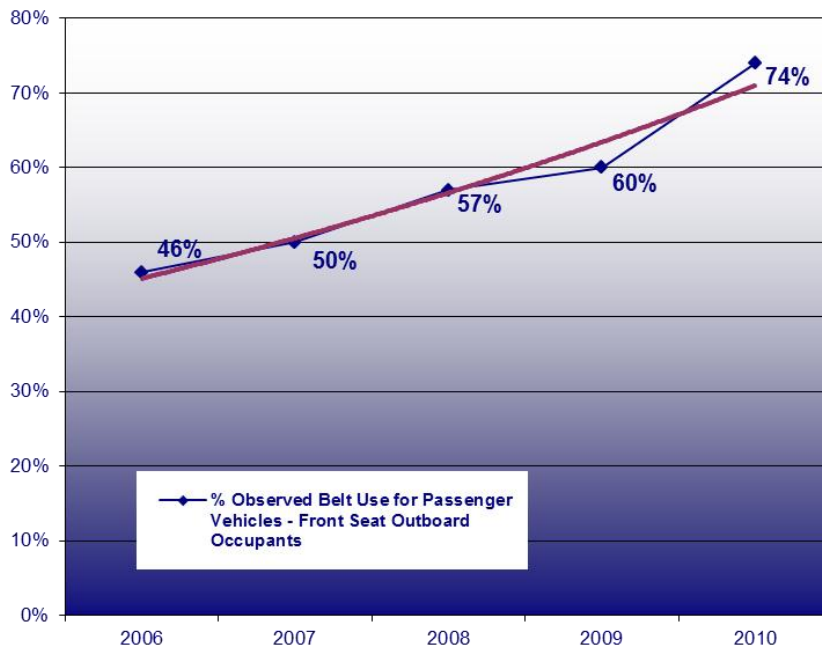


Figure 5. Observed Seat Belt Usage Rate

Table 8. Yearly Comparison for Seatbelt Usage 2006 – Jun2 2010

Year	2006	2007	2008	2009	May 2010	June 2010
Observed:						
Vehicles	3,695	14,719	14,359	19,894	33,445	26,746
Total	6,349	23,154	21,498	38,841	53,872	39,677
Compliance	45%	50%	56%	60%	62.4%	73%

Table 9. Observed Usage for May and June 2011

Year	May 2011	June 2011
Observed:		
Vehicles	30,347	26,277
Total	48,271	39,528
Compliance	70%	77%

American Samoa’s goal is to increase Islandwide observed seat belt use of front seat outboard occupants in passenger vehicles by 5% from the June 2011 77% to 82% by June 2012.

Occupant Protection Countermeasures

1	<p>Project Number - OP-12-01</p> <p>Project Title - Occupant Protection Paid and Earned Media</p> <p>Project Description - Develop and implement Islandwide Public Information and Education (PI&E) paid and earned media plan for the CIOT Mobilization (October, November 2011 and May-June, September 2012). Media effort will educate the public about the benefits of safety belt, booster seats, and child safety seat use, as well as the Territory's occupant protection laws. The primary target audience will be males and females ages 16 to 49, with secondary audience of diverse populations, public buses, and pick-up truck occupants. Four media Occupant Protection campaigns will be conducted during FFY 2012</p> <p>Project Cost: \$8,000.00</p>
2	<p>Project Number - OP-12-02</p> <p>Project Title - CIOT and Bi-Monthly Law Enforcement Campaign</p> <p>Project Description - Provide funds for overtime enforcement by DPS to participate in the CIOT Mobilization and bi-monthly enforcements.</p> <p>DPS will implement community outreach and enforcement measures Islandwide that are designated to increase seat belt usage for all, as well as to increase the proper use of child passenger restraint systems (CPRS) for children at or below the age of six.</p> <p>Enforcement efforts will focus on increasing compliance with occupant protection laws and will be implemented at high risk locations. The project goals are to reduce the number of fatalities and injuries in collisions in which victims were not using safety equipment.</p> <p>Project Cost: \$38,000.00</p>
3	<p>Project Number - OP-12-03</p> <p>Project Title - Occupant Protection Community Educational Initiatives</p> <p>Project Description - Provide funding for the development, purchase, and distribution of educational materials for the Occupant Protection Annual Campaigns in English as well as Samoan. Provide law enforcement and public health and other partners with mobilization kickoff meetings and</p>

	<p>materials to encourage maximum support.</p> <p>Project Cost: \$16,000.00</p>
4	<p>Project Number - OP-12-04</p> <p>Project Title - Child Passenger Safety (CPS) Program Administration and Training Overtime</p> <p>Project Description - Fund CPS program training to establish certified training instructors on the Island and to provide recertification course. Send highway safety personnel to off-island conferences, workshops related to transportation safety issues, i.e., Moving Kids Safely, Lifesavers and Child Passenger Safety Technical Conference. Provide overtime funding for technicians conducting fitting stations throughout FY2012.</p> <p>Project Cost: \$25,000.00</p>
5	<p>Project Number - OP-12-05</p> <p>Project Title - CPS Equipment Grants</p> <p>Project Description - Implement a CPS grant program to fund government agencies, health care providers, and other agencies providing services to families and children to purchase CPS equipment.</p> <p>Project Cost: \$52,000.00</p>
6	<p>Project Number - OP-12-06</p> <p>Project Title - Safety Belt Survey</p> <p>Project Description - Before and after the May - June CIOT Mobilization, a contractor will conduct an Islandwide telephone survey to determine whether there has been an improvement in American Samoa's residents knowledge and perception of occupant protection laws, enforcement of those laws, and awareness of the media campaign. Promote survey results with paid media.</p> <p>Project Cost: \$17,133.00</p>
7	<p>Project Number - OP-12-07</p> <p>Project Title - Comprehensive Community Occupant Protection Grants</p> <p>Project Description - Provide funding for the development of a community-based network to promote safety community programs that addresses the Island Occupant Protection problems. This grant includes activities with schools, churches, medical facilities, law enforcement, courts, media, village police, government agencies, etc. This grant develops child safety seat programs that educate and train on the correct use of safety belt and child safety seats. Activities include: conducting media events, public information</p>

	<p>campaigns, child safety check ups, child safety seat and seat belt surveys, educational presentations, providing NHTSA Certified Child Passenger Safety Technician training, disseminating educational literature, distributing low cost or no cost child safety seats to low income families, and serving as fitting stations.</p> <p>Project Cost: \$12,000.00</p>
8	<p>Project Number - OP-12-08</p> <p>Project Title - Program Development and Management</p> <p>Project Description - Provide for necessary staff time and expenses incurred by OHS that are directly related to the planning, development, coordination, monitoring, auditing, and evaluation of grants within this program area and the preparation of Highway Safety Plan. Funding is also provided in this task for printing brochures and pamphlets, distributing literature developed through successful grants or obtained from other sources. Conduct occupant protection-related programming described in this plan as well as cover training, travel, conference fees, and miscellaneous expenses. This includes OP program vehicle fuel and maintenance. Conduct a CPS assessment to the island of Manu'a as the need arises for car seats. Manu'a Island is part of the American Samoa Territory and hasn't been included over the years due to lack of reporting. Travel is required. Program Manager will attend and complete the Program Management Course during the FY.</p> <p>Program Management salary: \$23,940</p> <p>PM Travel: \$17,678</p> <p>Other cost: \$20,000</p> <p>Project Cost: \$62,618.00</p>

Project Cost Summary

Project Number	Project Title	Budget
OP-12-01	Occupant Protection Paid and Earned Media	\$8,000.00
OP-12-02	CIOT and Bi-Monthly Law Enforcement Campaign	\$38,000.00
OP-12-03	Occupant Protection Community Educational Initiatives	\$16,000.00
OP-12-04	Child Passenger Safety (CPS) Program Administration and Training Overtime	\$25,000.00
OP-12-05	CPS Equipment Grants - 500 Child Safety Seats @ \$97/Each = \$48,500.00 Shipment = \$3,500	\$52,000.00
OP-12-06	Safety Belt Survey	\$17,133.00
OP-12-07	Comprehensive Community Occupant Protection Grants	\$12,000.00
OP-12-08	Program Development and Management Salary ; Other Direct Cost; Travel Expenses (Conf) and Training Program Vehicle Fuel and Maintenance (F-150) Manu'a Island CPS assessment	\$62,618.00
Total Fund	All Funds	\$230,751.00

■ 3.3 Impaired Driving

The American Samoa Office of Highway Safety (ASOHS) recognizes the magnitude of the impact that alcohol has on roadway safety and continues to aggressively address impaired driving through grant funded projects which use proven countermeasures to reduce impaired driving.

Trend

ASOHS will continue to fund youth prevention grants that engage parents, schools, communities, all level of government, all social systems that interface with youth and youth themselves in a coordinated effort to prevent and reduce the incidents of underage drinking and driving in American Samoa.

Figure 6, shows the number of DUI citations issued from 2005 to 2010 in American Samoa by age group. The goal of American Samoa is to maintain zero DUI related traffic fatalities and reduce DUI related crashes by 5% from FY 2008 number of 33.

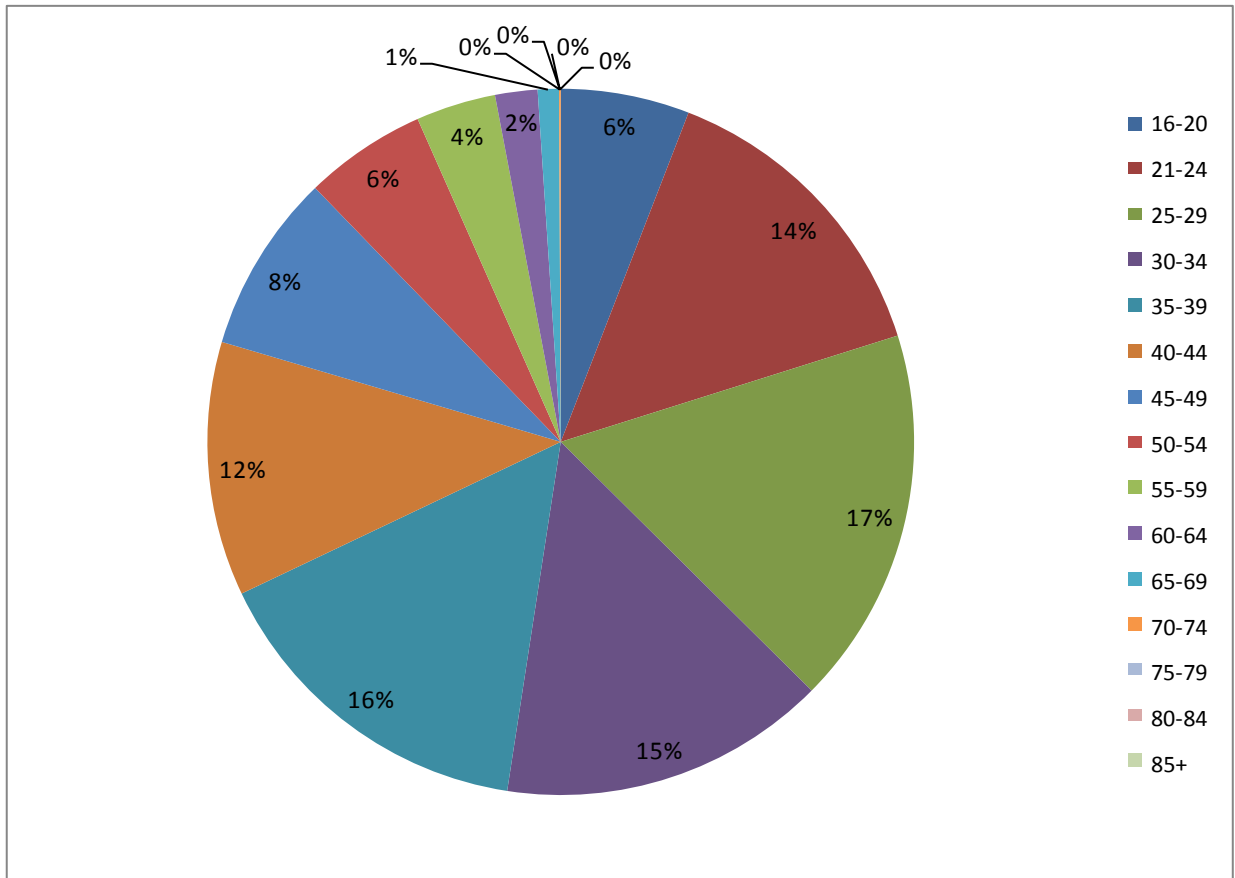


Figure 6. DUI Citations by Age Group

■ **3.4 Alcohol Countermeasures**

<p>1</p>	<p>Project Number - AL-12-01</p> <p>Project Title - Drunk Driving. Over the limit Under Arrest (DD-OL-UA) Annual Campaigns Paid Media</p> <p>Project Description - Develop and implement Islandwide paid and earned media plan for the following DD-OL-UA Mobilization periods: October - December 2011 - January 2012, March, June - July 2012, and August - September 2012. Also provide media support to law enforcement Sobriety Checkpoint Partnership and Breath Alcohol Testing Mobile initiatives. This effort will educate the public about the danger and a cost of impaired driving as well as the Territory's impaired driving laws. Primary audience will be males ages 16 to 34, with a secondary audience of diverse populations.</p> <p>Project Cost: \$17,000.00</p>
<p>2</p>	<p>Project Number - AL-12-02</p> <p>Project Title - DD-OL-UA Law Enforcement Campaign</p> <p>Project Description - Provide for overtime enforcement by DPS for participation in the October-December 2011 - January 2012, March, June-July 2012, and August 2012 Mobilizations. Enforcement efforts will focus on apprehending impaired drivers and will be conducted during high-risk time and various locations on the Island.</p> <p>Project Cost: \$96,000.00</p>
<p>3</p>	<p>Project Number - AL-12-03</p> <p>Project Title - Impaired Driving Community Educational Initiatives</p> <p>Project Description - Fund development, purchase, and distribution of educational and incentive materials for the DD-OL-UA Mobilizations in English as well as Samoan. Provide law enforcement, public health, employers, and other partners with mobilization kickoff meetings and materials to encourage maximum support.</p> <p>Project Cost: \$50,000.00</p>
<p>4</p>	<p>Project Number - AL-12-04</p> <p>Project Title - Youth Alcohol Purchase Enforcement Program</p> <p>Project Description - Continue to provide funding to support the efforts of</p>

	<p>the Liquor Inspectors, Police Bureau, and DPS Juvenile Division in targeting vendors selling alcohol to minors as well as fund outreach programs to help deter youths from using alcohol and driving intoxicated. Provide overtime funding for off-duty police officers to conduct saturation patrols during high school graduation week and Teen Driver Safety week.</p> <p>Project Cost: \$35,000.00</p>
5	<p>Project Number - AL-12-05</p> <p>Project Title - Program Development and Management</p> <p>Project Description - Provide for necessary staff time and expenses incurred by OHS that are directly related to the planning, development, coordination, monitoring, auditing, and evaluation of grants within this program area and the preparation of Highway Safety Plan. Funding is also provided in this task for printing brochures and pamphlets, distributing literature developed through successful grants or obtained from other sources. Assistance is provided under this task to individuals to attend and participate in training sessions, educational meetings or conferences and technology transfer workshops. Also to conduct assessment on the number of DUI cases of the Manu'a Island and other related citations. Travel is required. Program Manager will attend and complete the Program Management Course during the FY.</p> <p>Program Manager salary: \$29,659</p> <p>PM Travel: \$22,667</p> <p>Office cost: \$20,000</p> <p>Project Cost: \$72,326</p>
6	<p>Project Number - AL-12-06</p> <p>Project Title - Prosecutors Training</p> <p>Project Description: The project will be to provide start-up and exploration of efficacy in a local population of a contingency-management-based, treatment affiliated DWI court in American Samoa. This pilot project is proposed by the Prosecutor's Office in (AG Office) collaboration with the High Court of American Samoa, the Public Defender's Office and the Office of Adult Probation. Grant funds may be used for related training if approved by the Highway Safety Office.</p> <p>Project Cost: \$45,605.00</p>
7	<p>Project Number - AL-12-07</p> <p>Project Title - Alcohol Program Vehicle</p>

	<p>Project Description - OHS last purchased an alcohol program vehicle in 2004 and has been over the 4 year cyclic. This will assist program manager in evaluate and monitor the program to especially pilot testing of new equipment and onsite visits during sobriety check points and other enforcement.</p> <p>GSA Purchase SUV-Suburban or Tahoe: \$44,000</p> <p>Shipment: \$4000</p> <p>Project Cost: \$48,000</p>
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Project Cost Summary

Project Number	Project Title	Budget
AL-12-01	Drunk Driving. Over the limit Under Arrest (DD-OL-UA) Annual Campaigns Paid Media	\$17,000.00
AL-12-02	DD-OL-UA Law Enforcement Campaign	\$96,000.00
AL-12-03	Impaired Driving Community Educational Initiatives	\$50,000.00
AL-12-04	DUI Enforcement Education/ Public Information	\$35,000.00
AL-12-05	Program Development and Management - Salary; Other Direct Cost; Travel Expenses and Training	\$72,326.00
AL-12-06	Prosecutor Training	\$45,605.00
AL-12-07	Program Vehicle	\$48,000.00
Total		\$363,931.00

■ 3.5 Police Traffic Services Program Area

Police Traffic Services (PTS) is an essential part of any traffic safety program. With few exceptions, most programs depend on the participation and cooperation of the law enforcement community. This program gives the law enforcement agency the ability to start effective selective traffic enforcement programs; provide training and appropriate enforcement of DUI, driver license, occupant restraint laws, and speed.

1	<p>Project Number - PT-12-01</p> <p>Project Title DPS Officers Training</p> <p>Project Description - This project will provide DPS Traffic Enforcement Unit officers with training in Inspection and Investigation of motor vehicle, pedestrian and commercial crashes. Grant from this project may be used to procure investigating equipment if approved by OHS. Off Island certified training through Hawaii, Saipan, or Guam may be required.</p> <p>Project Cost: \$25,000.00</p>
2	<p>Project Number - PT-12-02</p> <p>Project Title - Selective Traffic Enforcement and Education Program (STEEP)</p> <p>Project Description - Funding in this task provide personnel, equipment, and operating costs to conduct traffic safety enforcement and education. The primary goal includes reduction of the number of persons killed in alcohol-involved, speed-related and night time collisions. A successful PTS program must also have a community based effort. The purpose of the community effort approach is to organize an effective community response to collision-related problems by involving public agencies, private organizations and community-based organizations. Under such program, a community uses both public and private resources to understand and attack all of its significant traffic safety problems.</p> <p>Funds in this task provide for the purchase of sobriety checkpoint and visible display radar trailers; changeable message signs, radar and laser speed monitoring devices, other traffic safety equipment, educational items, personnel positions and overtime.</p> <p>Project Cost: \$80,000.00</p>

3	<p>Project Number - PT-12-03</p> <p>Project Title - Traffic Enforcement Fuel and Maintenance</p> <p>Project Description - OHS will procure fuel for use for overtime enforcement as follows: Monthly DUI Saturation Enforcement Fuel 360 gals. @ \$3.00/gal. Graduation DUI Saturation Enforcement Fuel 120 gals @ \$3.00/gal. 3D DUI Check Point and Saturation Enforcement Fuel 224 gals @ \$3.00/gal.</p> <p>Project Cost: \$14,000.00</p>
4	<p>Project Number - PT-12-04</p> <p>Project Title - Traffic Enforcement Equipment and DUI Vehicle</p> <p>Project Description- This project will provide needed equipment to DPS Traffic Enforcement Unit for the enforcement of the island speed and alcohol laws as well as the prosecution of the offenses. The following equipment will be procured:</p> <ol style="list-style-type: none"> 1. Digital Ally <ol style="list-style-type: none"> a. 4 each in car video DVM-500 Plus = \$ 4,295 each b. 4 each flash light video = \$795 each 2. NVG-Night Vision PVS14 = Total of 7 = \$2,940.00 each 3. DUI Van DPS DUI Task Force van will be used to conduct weekly enforcement efforts throughout the island and will provide a strong visual deterrent to warn drivers about the dangers of driving while impaired by alcohol and drugs. Cost Estimate: \$55,000.00. <p>Project Cost: 95,940.00</p>
5	<p>Project Number - PT-12-05</p> <p>Project Title - Traffic Enforcement Program</p> <p>Project Description; DPS will use this grant to pay for overtime hours for officers to perform the following tasks:</p> <ul style="list-style-type: none"> ■ Increase Visible Enforcement to deter violations of laws and increase compliance <ul style="list-style-type: none"> • Sobriety checkpoints major holidays • Continue safety belt checkpoints • Continue saturation patrols • Compliance check (e.g., Liquor store patrol to prevent sale of alcohol to minors)

	<ul style="list-style-type: none"> • Speed/Aggressive Driving Program <p>Project Cost: \$42,258.00</p>
6	<p>Project Number - PT-12-06</p> <p>Project Title - Program Development and Management</p> <p>Project Description - Provide sufficient staff to conduct police traffic services related programs described in this plan as well as cover travel, conferences fees, and include assistance to staff to attend and participate in technology transfer workshops, training sessions, educational meetings, and seminars. To include salary of Procurement Clerk to track and electronically inventory equipment procure under the program.</p> <p>Project Cost: \$20,000.00</p>

Project Cost Summary

Project Number	Project Title	Budget
PT-12-01	Law Enforcement Training	\$25,000.00
PT-12-02	Selective Traffic Enforcement and Education Program (STEEP)	\$80,000.00
PT-12-03	Traffic Enforcement Fuel & Maintenance	\$14,000.00
PT-12-04	Traffic Enforcement Equipment and DUI Vehicle	\$95,940.00
PT-12-05	Traffic Enforcement Programs	\$42,258.00
PT-12-06	Program Management	\$20,000.00
Total		\$277,198.00

■ **3.6 Paid Media**

The Office of Highway Safety will continue to educate and inform the general public at large on highway safety issues and concerns in areas like Alcohol and other Drugs Countermeasures, Occupant Protection/Safety Belt, Police Traffic Safety, and Pedestrian and Bicycle Safety.

1	<p>Project Number - PM-12-01</p> <p>Project Title - Paid Media</p> <p>Project Description - Funding will be used to advertise in magazines, brochures, as well as contract services for video production, screening, and air-time services on T.V. and on various radio stations as well as on Commercial Vehicles.</p> <p>Project Cost: \$183,300.00</p>
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Project Cost Summary

Project Number	Project Title	Budget
PM-12-01	Paid Media	\$183,300.00
Total		\$183,300.00

■ 3.7 Speed Control

Crashes related to speed continue to be a problem in American Samoa. The only recorded fatality in 2010 was speed related. The significant of speed-related crashes have been over shadowed in recent years by the attention given to impaired driving and occupant protection. There were 765 speeding violations issued in 2010 by DPS.

Table 10. Speed Data, 2005 -2010

Core Behavior Measures	2005	2006	2007	2008	2009	2010
C-7: Speed Related Fatalities	NC	NC	1	2	3	1
Speed Violations	297	481	194	132	210	765

American Samoa’s goal is to reduce the role of speeding in highway injuries and fatalities by 100% from the 2010 calendar base year of one to zero by December 2012.

■ 3.8 Speed Countermeasures

1	<p>Project Number - SC-12-01</p> <p>Project Title - Speed and Aggressive Driving Community Education Initiatives</p> <p>Project Description - Fund the development, purchase and distribution of educational materials on the dangers and costs of speeding as well as the Territory’s applicable laws. Primary target will be males ages 16 to 39.</p> <p>Project Cost: \$25,000.00</p>
2	<p>Project Number - SC-12-02</p> <p>Project Title - Speed Enforcement Campaign</p> <p>Project Description - Provide funds for overtime enforcement of the Territory’s speed law. DPS Traffic Division will use crash, fatal and injury data too focus their enforcement efforts in those areas that shows speeding and aggressive driving and will be done at high risk locations and times on the Island. DPS hopes to conduct several checkpoints specifically in locations prone to excessive speed violations.</p> <p>Project Cost: \$153,755.00</p>

3	<p>Project Number - SC-12-03</p> <p>Project Title - Program Management</p> <p>Project Description - Provide sufficient staff to conduct speed-related programs described in this plan as well as cover travel, conference fees, and miscellaneous expenses.</p> <p>Project Cost Summary: \$40,000.00</p>
4	<p>Project Number - SC-12-4</p> <p>Project Title - Stalker Radar DSR 2X Dir-Sensing 2Ant Motorcycle</p> <p>Project Description - To procure four units for four Harley motorcycles. This is high tech dual directional radar monitoring at the same time front and rear. This includes onsite training.</p> <p>Radar: \$3,500 each</p> <p>Training Package: \$5,500</p> <p>Project Cost: \$19,500</p>

Project Cost Summary

Project Number	Project Title	Budget
SC-12-01	Speed and Aggressive Driving Community Education Initiatives	\$25,000.00
SC-12-02	Speed Enforcement Campaign	\$173,255.00
SC-12_03	Program Management	\$40,000.00
SC-12-04	Stalker Radar for Motorcycle	\$19,500.00
Total		\$238,255.00

■ **3.9 Pedestrian Safety**

Pedestrian safety data in American Samoa involved fatality. Even though the number may seem low, it accounts for 100% of fatal crashes in 2010. The goal of this program is to maintain zero fatal crashes in American Samoa including pedestrians.

Table 11. Pedestrian Safety Data, 2005 -2010

Core Behavior Measures	2005	2006	2007	2008	2009	2010
C-9: Pedestrian Fatalities	2	1	1	0	0	1

■ **3.10 Pedestrian and Other Roadway User Countermeasures**

1	<p>Project Number - PS-12-01</p> <p>Project Title - Pedestrian Safety Campaign</p> <p>Project Description - Develop and implement Islandwide paid media plan and promotional materials to educate and make the public aware of pedestrian safety</p> <p>Project Cost: \$20,000.00</p>
2	<p>Project Number - PS-12-02</p> <p>Project Title - School Crossing Guard Training and Equipment</p> <p>Project Description - Provide funding for school crossing guide training for schools along the Island, busy highways, and procure safety equipment for the Crossing Guard program.</p> <p>Project Cost: \$40,316.00</p>
3	<p>Project Number - PS-12-03</p> <p>Project Title - Program Management</p> <p>Project Description - Provide sufficient staff to conduct Pedestrian Safety programs described in this plan, as well as cover travel, conference fees, and miscellaneous expenses.</p> <p>Project Cost Summary: \$29,000.00</p>

Project Cost Summary

Project Number	Project Title	Budget
PS-12-01	Pedestrian Safety Campaign	\$20,000.00
PS-12-02	School Crossing Guard Training and Equipment	\$40,316.00
SC-12_03	Program Management	\$29,000.00
Total		\$89,316.00

■ 3.11 Traffic Records

Traffic Records Systems include data elements necessary for problem identification, problem analysis, and countermeasure evaluation in all areas of traffic safety. Traffic records program include data related to collisions and to every aspect of the program infrastructure. Data pertaining to people, vehicles, and roadways are all part of the traffic records system.

American Samoa has embarked on an Islandwide Traffic Records System Development, Improvement and Enhancements program with the inception of the Section 408 program. An Electronic Crash Reporting System has been developed and deployed, an ECitation System in undergoing testing, and a Roadway Inventory Management System which include the development of a roadway network system for the island which is GIS based and will be used for crash location identification project has begun.

The following tasks are continuing from previous year.

1	<p>Project Number - TR-12-01</p> <p>Project Title - Traffic Records Coordinating Committee (TRCC)</p> <p>Project Description - The funds will be used to pay for expenses in coordinating the functions of the TRCC by the Highway Safety approved contractor dedicated as the highway safety specialist. The contractor will oversee the TRCC activities and 408 grants for the Highway Safety Office. Grant funds may be used for related training and equipment purchases if approved by the Highway Safety Office.</p> <p>Project Cost: \$60,000.00</p>
2	<p>Project Number - TR-12-02</p> <p>Project Title - Traffic Records Management & Section 408 Application</p> <p>Prepare for TRCC approval of FFY 2012 section 408 Application, including a 2011 update to the American Samoa Strategic Plan for Traffic Records by April 2012.</p> <p>Project Cost: \$60,000.00</p>
3	<p>Project Number - TR-12-03</p> <p>Project Title - Electronic Traffic Safety Data Collection and Data Analysis Tools</p>

	<p>Project Description - With the assistance of the ASOHS's current traffic records contractor, this funds will be used to continue to upgrade the electronic crash reporting system and implement electronic data collection and transfer from the car to the substations and to a centralized database at DPS headquarter. Continue the implementation and training DPS, Court, and Law Enforcement personnel in the use of the data analysis tools. Create system access and data analysis capability for OHS as well as all authorized users and stakeholders' maximum support. These tasks include the maintenance and support of all traffic records system in operation as well as enhancements and technology upgrades as required.</p> <p>Project Cost: \$125,000.00</p>
4	<p>Project Number - TR-12-04</p> <p>Project Title - Section 408 Data Program - Electronic Citation</p> <p>Project Description - These funds will be used by the American Samoa District Court to continue the development and field testing of an Electronic Citation program with DPS. The District Court will continue their system analysis and system upgrade plan for the use of electronic citations.</p> <p>Continue the implementation of the Driver History File in the current Driver License Database to provide the ability to post driver involvement in crashes, convictions of traffic offenses and disposition in the driver records. This project identify any reporting problems from court conviction to update on the Driver License Database in two ways; checking the accuracy and completeness of driving under the influence (DUI) conviction reporting and improving the court reporting time for DUI convictions.</p> <p>This project will also include the development and implementation of DUI tracking as part of the Electronic Citation System.</p> <p>Project Cost: \$150,000.00</p>
5	<p>Project Number - TR-12-05</p> <p>Project Title - Section 408 - Roadway Information Management System</p> <p>Project Description - DPW will continue the development of the Roadway Inventory System to create a standardized unique location identification schema for locating crashes on the Territory's highways. DPW will work with the current contractor to incorporate the data into a Geo-coded map for use in the Crash System Map Interface program for crash location identification</p> <p>Project Cost: \$180,000.00</p>

6	<p>Project Number - TR-12-06</p> <p>Project Title - Section 408 - Department of Health System Integration & Data Sharing</p> <p>Project Description - OHS as part of the Data Improvement program will provide funding to the Department of Health for system integration with EMS and to provide data sharing access to OHS for traffic injury analysis.</p> <p>Project Cost: \$87,811.32</p>
7	<p>Project Number - TR-12-07</p> <p>Project Title - Section 408 - Traffic Safety Data Portal</p> <p>Project Description - Continue the development of the Traffic Safety Data Portal as part of the territory data improvement project with the current OHS contractor that will provide access to all traffic safety data in the Territory. The project will include all the analysis tools provided in OSCAR for OHS use, as well as data entry of the last three year crash reports into the new database for trend analysis.</p> <p>A web based viewing and analysis system will be created to allow users to query specific Islandwide Integrated Traffic Safety Information System data, interactively build map based reports, and incorporate other data in the map (e.g., village population data; roadway feature; location data, etc.) Users will also be able to conduct basic or advanced spatial analyses on the mapped data.</p> <p>The Data Analysis Tool (OSCAR) will provide access to all Traffic Records System data in aggregated form and raw data for a comprehensive data mining, highway safety problem identification and development of countermeasures.</p> <p>Project Cost: \$220,000.00</p>
8	<p>Project Number - TR-12-08</p> <p>Project Title - Grant and Program Management System</p> <p>Project Description - This fund will be used to continue to develop the remaining modules of the Grant and Program Management System and training. The system will be used to track, monitor, and provide management reports for all OHS grants.</p> <p>Project Cost: \$60,000.00</p>
9	<p>Project Number - TR-12-09</p> <p>Project Title - Program Development and Management</p>

	<p>Project Description - This task provides for the necessary staff time and expenses incurred by OHS that are directly related to the planning, development, coordination, monitoring, and evaluation of grants within this program area, and the preparation of the section 408 grant applications. This plan includes grants that will be continued from prior fiscal years. Funding is also provided under this task to assist individuals to attend and participate in technology transfer workshops, training sessions, or educational meetings or conferences.</p> <p>Program Manger salary: \$19,285.00 - 100%</p> <p>PM Travel: \$10,725</p> <p>Program Coordinator salary: \$24,073.00 - 50%</p> <p>PC Travel: \$14,143.00</p> <p>Other Direct Cost: \$51,774.00</p> <p>Project Cost: \$120,000.00</p>
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Project Cost Summary

Project Number	Project Title	Budget
TR-12-01	Traffic Records Coordinating Committee (TRCC)	\$60,000.00
TR-12-02	Traffic Records Management & Section 408 Application	\$60,000.00
TR-12-03	Electronic Traffic Safety Data Collection and Data Analysis Tools	\$125,000.00
TR-12-04	Section 408 Data Program - Electronic Citation	\$150,000.00
TR-12-05	DPW Roadway Information Management System for Crash Location Identification	\$180,000.00
TR-12-06	Section 408 - Department of Health System Integration & Data Sharing	\$87,811.32
TR-12-07	Section 408 - Traffic Safety Data Portal	\$220,000.00
TR-12-08	Grant and Program Management System	\$60,000.00
TR-12-09	Program Development and Management (Contractual)	\$120,000.00
Total		\$1,062,811.32

4.0 State Certifications and Assurances

Failure to comply with applicable Federal statutes, regulations, and directives may subject State officials to civil or criminal penalties and/or place the State in a high risk grantee status in accordance with 49 CFR 18.12.

Each fiscal year the State will sign these Certifications and Assurances that the State complies with all applicable Federal statutes, regulations, and directives in effect with respect to the periods for which it receives grant funding. Applicable provisions include, but not limited to, the following:

- 23 U.S.C. Chapter 4 - Highway Safety Act of 1966, as amended
- 49 CFR Part 18 - Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments
- 23 CFR Chapter II - (§§1200, 1205, 1206, 1250, 1251, & 1252) Regulations governing highway safety programs
- NHTSA Order 462-6C - Matching Rates for State and Community Highway Safety Programs
- Highway Safety Grant Funding Policy for Field-Administered Grants

■ 4.1 Certifications and Assurances

Section 402 Requirements

The Governor is responsible for the administration of the State highway safety program through a State highway safety agency which has adequate powers and is suitably equipped and organized (as evidenced by appropriate oversight procedures governing such areas as procurement, financial administration, and the use, management, and disposition of equipment) to carry out the program (23 USC 402(b) (1) (A));

The political subdivisions of this State are authorized, as part of the State highway safety program, to carry out within their jurisdictions local highway safety programs which have been approved by the Governor and are in accordance with the uniform guidelines promulgated by the Secretary of Transportation (23 USC 402(b) (1) (B));

At least 40 percent of all Federal funds apportioned to this State under 23 USC 402 for this fiscal year will be expended by or for the benefit of the political subdivision of the State in carrying out local highway safety programs (23 USC 402(b) (1) (C)), unless this requirement is waived in writing;

This State's highway safety program provides adequate and reasonable access for the safe and convenient movement of physically handicapped persons, including those in wheelchairs, across curbs constructed or replaced on or after July 1, 1976, at all pedestrian crosswalks (23 USC 402(b) (1) (D));

The State will implement activities in support of national highway safety goals to reduce motor vehicle related fatalities that also reflect the primary data-related crash factors within the State as identified by the State highway safety planning process, including:

- **National law enforcement mobilizations,**
- **Sustained enforcement of statutes addressing impaired driving, occupant protection, and driving in excess of posted speed limits,**
- **An annual statewide safety belt use survey in accordance with criteria established by the Secretary for the measurement of State safety belt use rates to ensure that the measurements are accurate and representative,**
- **Development of statewide data systems to provide timely and effective data analysis to support allocation of highway safety resources.**

The State shall actively encourage all relevant law enforcement agencies in the State to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police that are currently in effect. (23 USC 402 (b)(1)(E).

Other Federal Requirements

Cash drawdowns will be initiated only when actually needed for disbursement. 49 CFR 18.20.

Cash disbursements and balances will be reported in a timely manner as required by NHTSA. 49 CFR 18.21.

The same standards of timing and amount, including the reporting of cash disbursement and balances, will be imposed upon any secondary recipient organizations. 49 CFR 18.41.

Failure to adhere to these provisions may result in the termination of drawdown privileges.

The State has submitted appropriate documentation for review to the single point of contact designated by the Governor to review Federal programs, as required by Executive Order 12372 (Intergovernmental Review of Federal Programs);

Equipment acquired under this agreement for use in highway safety program areas shall be used and kept in operation for highway safety purposes by the State; or the State, by formal agreement with appropriate officials of a political subdivision or State agency, shall cause such equipment to be used and kept in operation for highway safety purposes 23 CFR 1200.21;

The State will comply with all applicable State procurement procedures and will maintain a financial management system that complies with the minimum requirements of 49 CFR 18.20;

Federal Funding Accountability and Transparency Act

The State will report for each **sub-grant** awarded:

- Name of the entity receiving the award;
- Amount of the award;
- Information on the award including transaction type, funding agency, the North American Industry Classification System code or Catalog of Federal Domestic Assistance number (where applicable), program source;
- Location of the entity receiving the award and the primary location of performance under the award, including the city, State, congressional district, and country; , and an award title descriptive of the purpose of each funding action;
- A unique identifier (DUNS);
- The names and total compensation of the five most highly compensated officers of the entity if-- of the entity receiving the award and of the parent entity of the recipient, should the entity be owned by another entity;

(i) the entity in the preceding fiscal year received –

(I) 80 percent or more of its annual gross revenues in Federal awards; and(II) \$25,000,000 or more in annual gross revenues from Federal awards; and(ii) the public does not have access to information about the compensation of the senior executives of the entity through periodic

reports filed under section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or section 6104 of the Internal Revenue Code of 1986;

- Other relevant information specified by the Office of Management and Budget in subsequent guidance or regulation.

The State highway safety agency will comply with all Federal statutes and implementing regulations relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin (and 49 CFR Part 21); (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794) and the Americans with Disabilities Act of 1990 (42 USC § 12101, *et seq.*; PL 101-336), which prohibits discrimination on the basis of disabilities (and 49 CFR Part 27); (d) the Age Discrimination Act of 1975, as amended (42U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970(P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse of alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§ 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 *et seq.*), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; The Civil Rights Restoration Act of 1987, which provides that any portion of a state or local entity receiving federal funds will obligate all programs or activities of that entity to comply with these civil rights laws; and, (k) the requirements of any other nondiscrimination statute(s) which may apply to the application.

■ **4.2 The Drug-Free Workplace Act of 1988 (41 U.S.C. 702 ;)**

The State will provide a drug-free workplace by:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- b. Establishing a drug-free awareness program to inform employees about:
 1. The dangers of drug abuse in the workplace.
 2. The grantee's policy of maintaining a drug-free workplace.
 3. Any available drug counseling, rehabilitation, and employee assistance programs.
 4. The penalties that may be imposed upon employees for drug violations occurring in the workplace.
- c. Making it a requirement that each employee engaged in the performance of the grant be given a copy of the statement required by paragraph (a).
- d. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
 1. Abide by the terms of the statement.
 2. Notify the employer of any criminal drug statute convictions for a violation occurring in the workplace no later than five days after such conviction.
- e. Notifying the agency within ten days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction.
- f. Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted.

- g. Taking appropriate personnel action against such an employee, up to and including termination.
- h. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by Federal, State, or local health, law enforcement, or other appropriate agency.
- i. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f) above.

■ 4.3 Buy America Act

The State will comply with the provisions of the Buy America Act (23 USC 101 Note) which contains the following requirements:

- Only steel, iron, and manufactured products produced in the United States may be purchased with Federal funds unless the Secretary of Transportation determines that such domestic purchases would be inconsistent with the public interest; that such materials are not reasonably available and of a satisfactory quality; or that inclusion of domestic materials will increase the cost of the overall project contract by more than 25 percent. Clear justification for the purchase of nondomestic items must be in the form of a waiver request submitted to and approved by the Secretary of Transportation.

■ 4.4 Political Activity (Hatch Act)

The State will comply with the provisions of five U.S.C. §§1501-1508 and implementing regulations of five CFR Part 151, concerning "Political Activity of State or Local Offices, or Employees."

■ 4.5 Certification Regarding Federal Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements.

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to

influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-award at all tiers (including subcontracts, subgrants, and contracts under grant, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

■ 4.6 Restriction on State Lobbying

None of the funds under this program will be used for any activity specifically designed to urge or influence a State or local legislator to favor or oppose the adoption of any specific legislative proposal pending before any State or local legislative body. Such activities include both direct and indirect (e.g., "grassroots") lobbying activities, with one exception. This does not preclude a State official whose salary is supported with NHTSA funds from engaging in direct communications with State or local legislative officials, in accordance with customary State practice, even if such communications urge legislative officials to favor or oppose the adoption of a specific pending legislative proposal.

■ 4.7 Certification Regarding Debarment and Suspension

Instructions for Primary Certification

1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.
4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and coverage sections of 49 CFR Part 29. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in

this covered transaction, unless authorized by the department or agency entering into this transaction.

7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the list of Parties Excluded from Federal Procurement and Non-procurement Programs.
9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

■ **4.8 Certification Regarding Debarment, Suspension, and Other Responsibility Matters - Primary Covered Transactions**

1. The prospective primary participant certifies to the best of its knowledge and belief, that its principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
 - b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of record, making false statements, or receiving stolen property;
 - c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or Local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
 - d. Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.
2. Where the prospective primary participant is unable to certify to any of the Statements in this certification, such prospective participant shall attach an explanation to this proposal.

■ **4.9 Instructions for Lower Tier Certification**

1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
3. The prospective lower tier participant shall provide immediate written notice to the person to whom this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.

4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definition and Coverage sections of 49 CFR Part 29. You may contact the person to whom this proposal is submitted for assistance in obtaining a copy of those regulations.
5. The prospective lower tier participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
6. The prospective lower tier participant further agrees by submitting this proposal that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion - Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions. (See below.)
7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR Part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Non-procurement Programs.
8. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under

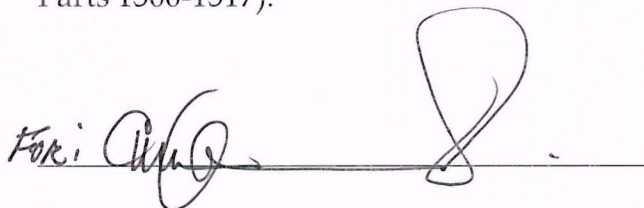
48 CFR Part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

■ **4.10 Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion – Lower Tier Covered Transactions**

1. The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
2. Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participants shall attach an explanation to this proposal.

■ **4.11 Environmental Impact**

The Governor's Representative for Highway Safety has reviewed the State's Fiscal Year 2009 highway safety planning document and hereby declares that no significant environmental impact will result from implementing this Highway Safety Plan. If, under a future revision, this Plan will be modified in such a manner that a project would be instituted that could affect environmental quality to the extent that a review and statement would be necessary, this office is prepared to take the action necessary to comply with the National Environmental Policy Act of 1969 (42 USC 4321 et seq.) and the implementing regulations of the Council on Environmental Quality (40 CFR Parts 1500-1517).

For: 

HTC Tualo M. E. Fruean, Commissioner
Department of Public Safety
Governor's Representative for Highway Safety

09/20/2011
Date