

NATIONAL PRIORITY SAFETY PROGRAMS

FISCAL YEAR (FY) 2020

STATE GRANT DETERMINATIONS

Section 4010 of the Fixing America's Surface Transportation (FAST) Act, P.L. 114-94, requires NHTSA to post on a public website information about grant determinations under the National Priority Safety Programs (23 U.S.C. 405). Specifically, 60 days after making grant award determinations, NHTSA must identify:

- (1) the States that received grant awards,
- (2) the States that applied for but did not receive grant awards, and
- (3) the States that did not apply for grants.

For those States that applied for but did not receive grant awards, NHTSA must additionally provide a list of deficiencies that made the States ineligible for award.

The tables below address these FAST Act requirements. The first table identifies items #1 through #3 above. Subsequent tables, broken out by grant program, identify some of the significant deficiencies that prevented a State from receiving an award. NHTSA reviewed State laws based on the legal citations provided by States in their application package. While we exercised due diligence in that effort, inaccurate or incomplete legal citations in some State applications may have affected NHTSA's review.

In order to make timely award determinations and notifications to the States, once a determination was made that a State did not meet the mandatory requirements listed in the "Deficiencies" tables, NHTSA did not proceed with further evaluation. As a result, the list of deficiencies in the tables below should not be viewed as comprehensive. Any interested State may obtain a detailed debriefing by contacting the NHTSA Regional Office by November 15, 2019.

As always, NHTSA remains available to provide a review of proposed bills as individual States pursue legislative efforts to achieve compliance with these important grant programs. We will do our best to provide fast turnaround guidance in those situations, including telephone discussions at a State's request when its legislative process is moving rapidly. It is our hope that the information provided below will assist States in their legislative efforts.

FY 2020 Section 405 Grant Determination Results

State	Occupant Protection Grants (405b)	State Traffic Safety Information System Improvements Grants (405c)	Impaired Driving Counter-measures Grants (405d)	Ignition Interlock Law Grants (405d)	24-7 Sobriety Program Grants (405d)	Comprehensive Distracted Driving Grants (405e)	Motorcyclist Safety Grants (405f)	Graduated Driver Licensing Law Grants (405g)	Non-Motorized Safety Grants (405h)
ALABAMA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible
ALASKA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Awarded
AMERICAN SAMOA	Did Not Apply	Awarded	Not Eligible	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible	Did Not Apply	Not Eligible
ARIZONA	Awarded	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
ARKANSAS	Awarded	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Awarded	Did Not Apply	Not Eligible
CALIFORNIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Awarded
COLORADO	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
CONNECTICUT	Awarded	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Awarded	Did Not Apply	Awarded
DELAWARE	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
DISTRICT OF COLUMBIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Awarded
FLORIDA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
GEORGIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
GUAM	Awarded	Awarded	Not Eligible	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible	Did Not Apply	Not Eligible
HAWAII	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Awarded

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IDAHO	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
ILLINOIS	Awarded	Awarded	Awarded	Not Awarded	Not Awarded	Not Awarded	Awarded	Not Awarded	Awarded
INDIANA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Not Eligible
IOWA	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Did Not Apply	Awarded	Did Not Apply	Not Eligible
KANSAS	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
KENTUCKY	Awarded	Awarded	Awarded	Not Awarded	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
LOUISIANA	Awarded	Awarded	Awarded	Not Awarded	Did Not Apply	Not Awarded	Did Not Apply	Did Not Apply	Awarded
MAINE	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Awarded	Did Not Apply	Not Eligible
MARYLAND	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
MASSACHUSETTS	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
MICHIGAN	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Not Awarded	Did Not Apply	Awarded
MINNESOTA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
MISSISSIPPI	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible
MISSOURI	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible

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MONTANA	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Did Not Apply	Awarded	Did Not Apply	Not Eligible
N. MARIANAS	Awarded	Awarded	Not Eligible	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible	Did Not Apply	Not Eligible
NEBRASKA	Awarded	Awarded	Awarded	Not Awarded	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
NEVADA	Awarded	Awarded	Awarded	Not Awarded	Not Awarded	Did Not Apply	Awarded	Did Not Apply	Awarded
NEW HAMPSHIRE	Awarded	Awarded	Awarded	Not Awarded	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Not Eligible
NEW JERSEY	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Awarded	Did Not Apply	Awarded
NEW MEXICO	Awarded	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
NEW YORK	Awarded	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
NORTH CAROLINA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
NORTH DAKOTA	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Did Not Apply	Awarded	Did Not Apply	Not Eligible
OHIO	Awarded	Awarded	Awarded	Not Awarded	Did Not Apply	Not Awarded	Awarded	Not Awarded	Not Eligible
OKLAHOMA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
OREGON	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Awarded	Did Not Apply	Awarded
PENNSYLVANIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded

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PUERTO RICO	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Awarded
RHODE ISLAND	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Awarded	Did Not Apply	Awarded
SOUTH CAROLINA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
SOUTH DAKOTA	Did Not Apply	Awarded	Awarded	Did Not Apply	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible
TENNESSEE	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
TEXAS	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
UTAH	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Not Awarded	Awarded	Did Not Apply	Not Eligible
VERMONT	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Awarded	Awarded	Did Not Apply	Not Eligible
VIRGIN ISLANDS	Did Not Apply	Did Not Apply	Not Eligible	Did Not Apply	Did Not Apply	Did Not Apply	Not Eligible	Did Not Apply	Not Eligible
VIRGINIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Awarded
WASHINGTON	Awarded	Awarded	Awarded	Not Awarded	Awarded	Not Awarded	Not Awarded	Not Awarded	Awarded
WEST VIRGINIA	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
WISCONSIN	Awarded	Awarded	Awarded	Did Not Apply	Did Not Apply	Did Not Apply	Awarded	Did Not Apply	Not Eligible
WYOMING	Awarded	Awarded	Awarded	Did Not Apply	Awarded	Did Not Apply	Awarded	Did Not Apply	Not Eligible

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Summary Table

Applied	53	55	52	13	8	17	46	3	28
Awarded	53	55	52	5	6	7	44	0	28
Not Awarded	0	0	0	8	2	10	2	3	0
Did Not Apply	3	1	0	43	48	39	6	53	0
Not Eligible	0	0	4	0	0	0	4	0	28

State	FY 2020 Section 405D Ignition Interlock Law Grant	
	Deficiencies	
	Does not apply to all DUI offenders (or is permissive for some offenders). [23 CFR 1300.23(g)(1); 23 USC 405(d)(6)(A)]	Does not limit exemptions to only those specified in Federal statute (i.e., employment, health, or location of interlock facility). [23 CFR 1300.23(g)(2); 23 USC 405(d)(6)(F)]
Illinois	X	X
Kentucky	X	
Louisiana	X	
Nebraska	X	
Nevada	X	X
New Hampshire	X	
Ohio	X	
Washington		X

State	FY 2020 Section 405D 24-7 Sobriety Program Grant	
	Deficiencies	
	Does not have a 24-7 sobriety program that meets the Federal definition (e.g., DUI courts, optional transdermal monitoring are not sufficient). [23 CFR 1300.23(h)(2); 23 USC 405(d)(6)(B) & (7)(A)]	Does not have a program that operates on a statewide basis (e.g., county or pilot programs are not sufficient). [23 CFR 1300.23(h)(2); 23 USC 405(d)(6)(B) & (7)(A)]
Illinois	X	
Nevada	X	

State	FY 2020 Section 405E Comprehensive Distracted Driving Grant			
	Deficiencies			
	Does not ban texting as defined by statute ("reading from or manually entering data into a personal wireless communications device...or engaging in any other form of electronic data retrieval") [23 CFR 1300.24(c)(2)(i)(A); 23 USC 405(e)(2)(A)]	Does not prohibit drivers under age 18 or in GDL program from using a personal wireless communications device [23 CFR 1300.24(c)(2)(ii)(A); 23 USC 405(e)(3)(A)]	Does not require primary enforcement of texting law and/or youth law (primary enforcement for both is required) [23 CFR 1300.24(c)(2)(i)(B) & (ii)(B); 23 USC 405(e)(2)(B) & (3)(B)]	Does not impose minimum fine of \$25 for violation of texting law or youth law (fine for both is required) [23 CFR 1300.24(c)(2)(i)(C) & (ii)(C); 23 USC 405(e)(2)(C) & (3)(C)]
California			X	X
Hawaii	X			
Illinois	X	X		X
Indiana	X			X
Louisiana	X	X	X	X
New Hampshire	X			
Ohio	X	X	X	X
Puerto Rico	X	X		
Utah	X	X		X
Washington	X			X

State	FY 2020 Section 405F Motorcyclist Safety Grant
	Deficiencies
	Does not meet a minimum of 2 program criteria [23 CFR 1300.25(d); 23 USC 405(f)(3)]
Michigan	Did not meet one of the two submitted criteria: Met “motorcyclist training course”; Did not meet “reduction of fatalities and crashes involving motorcycles.” The motorcyclist fatality data provided did not show the required reduction in motorcyclist fatalities.
Washington	Did not meet one of the two submitted criteria: Met “motorcyclist training course”; Did not meet “use of fees.” Not all fees collected by the State from motorcyclists for the purposes of funding motorcycle training and safety programs are used for motorcycle training and safety programs.

State	FY 2020 Section 405G Graduated Driver Licensing Law Grant					
	Deficiencies					
	Learner's Permit Stage		Intermediate Stage		Both Stages	
	Does not require driver to be accompanied and supervised at all times by individuals specified in Federal law for the entirety of the stage [23 CFR 1300.26(d)(4); 23 USC 405(g)(2)(B)(i)(IV)]	Does not require either a driver education or training course or 50 hours (including 10 nighttime hours) of behind-the-wheel training [23 CFR 1300.26(d)(5); 23 USC 405(g)(2)(B)(i)(V)]	Does not require driver to be accompanied and supervised between 10 pm and 5 am during first 6 months of the stage, or includes exceptions broader than permitted [23 CFR 1300.26(e)(3); 23 USC 405(g)(2)(B)(ii)(IV)]	Does not prohibit more than 1 non-familial passenger younger than 21 years of age (unless accompanied by individuals specified in Federal law) for the entirety of the stage [23 CFR 1300.26(e)(4); 23 USC 405(g)(2)(B)(ii)(V)]	Does not prohibit use of personal wireless communications device while driving for the entirety of each stage [23 CFR 1300.26(d)(6) & (e)(5); 23 USC 405(g)(2)(B)(i)(II) & (ii)(III)]	Does not require extension of stage if convicted of driving-related offense during first 6 months of each stage [23 CFR 1300.26(d)(7) & (e)(6); 23 USC 405(g)(2)(B)(iii)]
Illinois			X	X	X	X
Ohio		X	X	X		X
Washington	X		X	X		X