



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: DocuSigned by: <i>Michael Jones</i> 47000790F2D7463...		GENERAL MANAGER ACTION REQ'D: Yes		
DATE: 2/2/2023		3/1/2023		
BOARD INITIATED ITEM: No				
Originator/Prepared by: Jeffrey Lau Dept: System Safety DocuSigned by: <i>Jeffrey Lau</i> C5F9A4C722234D3... Signature/Date: 2/24/2023	General Counsel DocuSigned by: <i>Jana Belan</i> F8FD7B3A73E74E8... 2/24/2023 []	Controller/Treasurer DocuSigned by: <i>Chris Gan</i> EE11C8CEEEA04FD... 2/24/2023 []	District Secretary []	BARC DocuSigned by: <i>Shane Edwards</i> 8128A2EB2F014F3... 2/27/2023 []

Approval of Updated BART Agency Safety Plan

PURPOSE:

Approve the BART Public Transportation Agency Safety Plan (PTASP) which was recently updated.

DISCUSSION:

As required by federal regulation 49 C.F.R. Part 673 and California Public Utilities Commission (CPUC) General Order 164, BART developed and issued a Public Transportation Agency Safety Plan (PTASP) in 2020. The PTASP, or the safety plan, is a document that describes the various safety management programs and processes that BART has in place to manage hazards and safety risks. The safety plan was approved by the Board on May 28, 2020, and formally approved by the CPUC on June 25, 2020. In 2021, the Bipartisan Infrastructure Law required public transportation agencies to establish a safety committee to approve the PTASP, among other responsibilities.

In response to this requirement, BART formed a new safety committee entitled Safety Management System (SMS) Joint Union Management Safety Committee in 2022, with equal representation from unions and management, pursuant to the Federal Transit Administration (FTA) guidance. The SMS Committee reviewed, discussed, and formally approved the revised PTASP in December 2022, meeting the FTA deadline of December 31, 2022. The revised PTASP includes the following updates: addition of the SMS Joint Union Management Safety Committee, the consolidation of eBART into BART operations as E-Line, revised organizational charts, and other editorial changes.

The revised safety plan was submitted to and reviewed by the CPUC. On February 24,



To approve the updated BART Agency Safety Plan

2023, BART obtained CPUC's preliminary approval of the safety plan.

Upon Board approval, staff will provide the revised safety plan to the CPUC for its final written approval.

FISCAL IMPACT:

Since all the programs and processes described in the PTASP are currently in place, there is no financial impact as a result of Board approval of this plan. This action is not anticipated to have any Fiscal Impact on the annual operating budget.

ALTERNATIVES:

The Board may elect not to approve the revised PTASP. However, this action is not recommended because such action will subject BART to regulatory enforcement action by the FTA and/or CPUC which could include withholding of federal funds for non-compliance with the FTA's Public Transportation Safety Program and 49 C.F.R. Part 673 .

RECOMMENDATION:

It is recommended that the Board adopt the following motion:

MOTION:

The Board approves and adopts the BART Public Transportation Agency Safety Plan, Revision 3, dated January 1, 2023.