

U.S. Department of Transportation  
Federal Highway Administration

## 2024 Transportation Conference



**Tim Marshall, P.E.**  
Division Administrator  
Federal Highway Administration  
Iowa Division

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U.S. Department of Transportation  
Federal Highway Administration

**USDOT**



**STRATEGIC GOALS**

**FHWA**



**FHWA STRATEGIC PLAN**  
FY 2022-2026

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U.S. Department of Transportation  
Federal Highway Administration

## Federal Highway Administration

**Our Mission**  
To deliver a world-class transportation system that advances safe, efficient, equitable, and sustainable mobility choices for all while strengthening the Nation's economy.

**Our Core Values:**

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U.S. Department of Transportation  
Federal Highway Administration

## Federal Highway Administration

**Our Employees<sup>1</sup>**

Total Onboard (2,996)

- Headquarters (907)
- Field (2,089)

**FHWA FIELD OFFICES**  
The FHWA's interactive online map of Field Offices

Image Source: FHWA web site

<sup>1</sup> As of June 1, 2024

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U.S. Department of Transportation  
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## Federal Highway Administration

**Our Offices**

- Headquarters
- Federal-aid Divisions
- Federal Lands Highway Divisions
- Resource Center
- National Highway Institute
- Turner-Fairbank Highway Research Center

**Program Delivery**

- Federal-aid Highway Program (FAHP)
- Federal Lands and Tribal Transportation Program

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## FAHP Overview

- Federally-assisted, State-administered
- Each State must have a highway agency
- Funding tied to specific categories of roads
- States pay for routine maintenance
- Matching requirements ("Federal share")

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U.S. Department of Transportation  
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### The Federal Role

- Establishing national highway policy
- Developing regulations, guidance and standards
- Providing technical assistance (e.g. States/locals, Congress)
- Assisting States, FLMAs, Tribal Nations deliver the program
- Distributing "funding" (contract authority)
- Approving State requests for payment of eligible expenses\*
- Foster research and technology deployment

\* **Note:** Payments are ultimately made by the Treasury Department (not FHWA)

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### Bipartisan Infrastructure Law (BIL)

- \$350.8 B (FY 22-26)
- **More than a dozen new highway programs**, including—
  - **Formula:** resilience, carbon reduction, bridges and electric vehicle (EV) charging infrastructure
  - **Discretionary:** safety, bridges, EV charging infrastructure, rural projects, resilience, wildlife crossings, and reconnecting communities
- Focus on safety, bridges, climate change, resilience, and project delivery
- **More opportunities for local governments and other non-traditional entities** to access new funding

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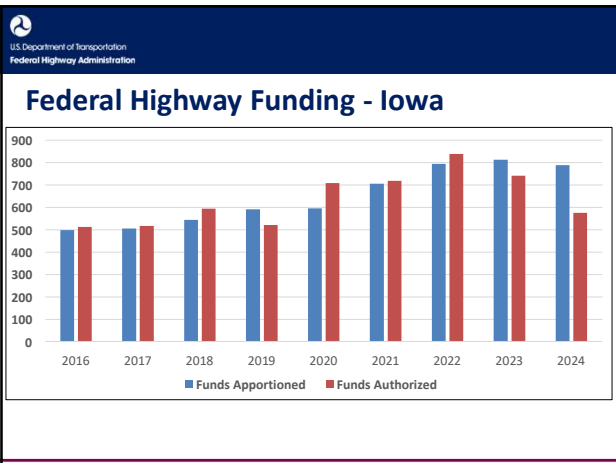
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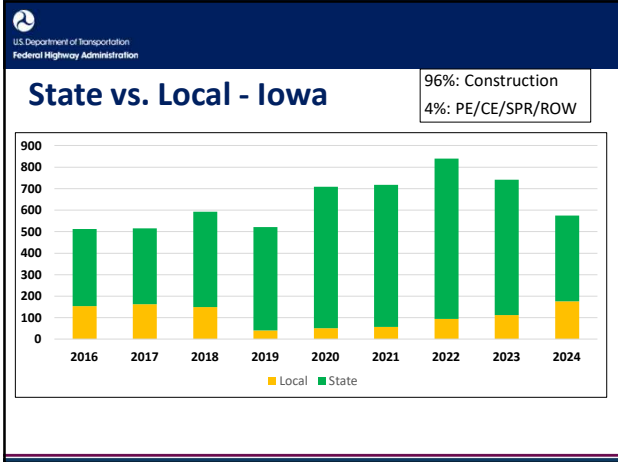
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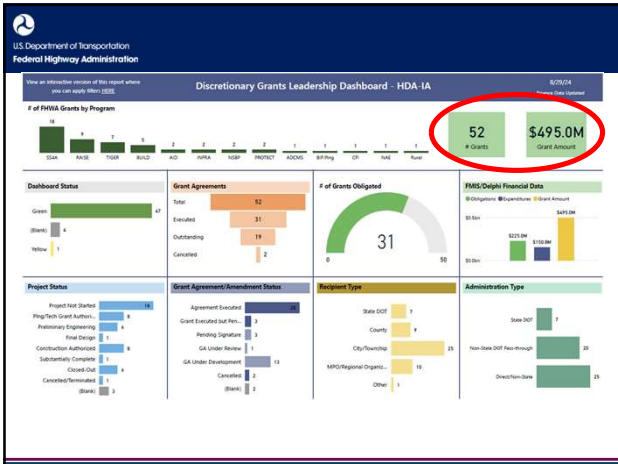
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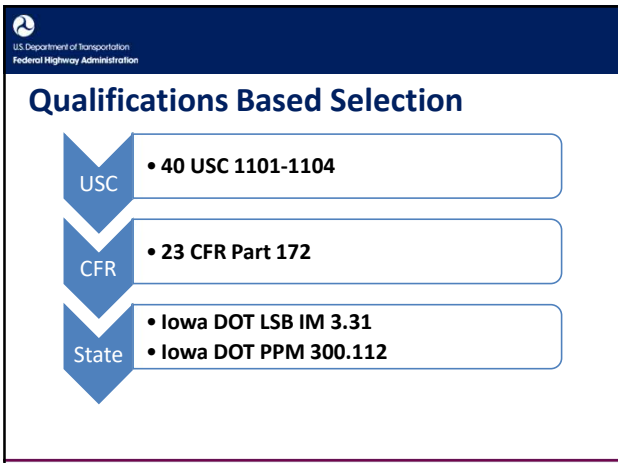
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## Brooks Act (40 USC 1101-1104)

The policy of the Federal Government is to publicly announce all requirements for architectural and engineering services and to negotiate contracts for architectural and engineering services **on the basis of demonstrated competence and qualification** for the type of professional services required and at fair and reasonable prices.

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## 23 CFR Part 172

Contracting agencies shall use the competitive negotiation method for the procurement of engineering and design related services when FAHP funds are involved in the contract, as specified in 23 U.S.C. 112(b)(2)(A). **The solicitation, evaluation, ranking, selection, and negotiation shall comply with the qualifications-based selection procurement procedures for architectural and engineering services codified under 40 U.S.C. 1101-1104, commonly referred to as the Brooks Act.**

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**INSTRUCTIONAL MEMORANDUM**  
 10/2/2024  
 10/2/2024  
 10/2/2024  
 10/2/2024

**Summary:** This memorandum provides guidance and instructions for the procurement of architectural and engineering services under the Brooks Act. It covers the requirements for solicitation, evaluation, ranking, selection, and negotiation.

**Authority:** 40 USC 1101-1104; 23 CFR 172.101-172.105

**References:** 40 USC 1101-1104; 23 CFR 172.101-172.105

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## RAISE 2024 General Terms

15.4 Engineering and Design Services. As applicable, the Recipient shall award each contract or sub-contract for program management, construction management, planning studies, feasibility studies, architectural services, preliminary engineering, design, engineering, surveying, mapping, or related services with respect to the project in **the same manner that a contract for architectural and engineering services is negotiated under the Brooks Act, 40 U.S.C. 1101–1104 as implemented in 23 U.S.C. 112(b)(2), or an equivalent qualifications-based requirement prescribed for or by the Recipient and approved in writing by the USDOT.**

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## Safe System Approach

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