



U.S. Department
of Transportation

**Federal Transit
Administration**

Headquarters

1200 New Jersey Avenue, SE
Washington, DC 20590

SENT VIA EMAIL

June 21, 2024

Mr. Phillip Eng
General Manager
Massachusetts Bay Transportation Authority
10 Park Plaza
Boston, MA 02116

Subject: Response to Closeout Request for FTA-LC-22-001 (Operations Personnel Certification)

Dear Mr. Eng:

On September 7, 2023, the Massachusetts Bay Transportation Authority (MBTA) submitted a closeout request for FTA-LC-22-001 (Operations Personnel Certification). The MBTA has been submitting documents for this Required Action as part of its response to interim findings issued in Special Directive (SD) 22-7: Lapsed Certifications from the Safety Management Inspection (SMI) initiated by the Federal Transit Administration (FTA) in April 2022.

Closeout Approval for FTA-LC-22-001 (Operations Personnel Certification)

Special Directive 22-7 identified the following Finding and Required Action:

- **Finding 1:** MBTA does not ensure operations personnel are recertified.
- **Required Action (FTA-LC-22-001):** MBTA must ensure that staff operating revenue service trains and supervising train movements and revenue service trains are certified.

To implement this Required Action, between June 24, 2022, and April 8, 2024, MBTA submitted the following documentation demonstrating completion of the Required Action:

- Between June 24, 2022, and August 31, 2022, MBTA submitted weekly scheduled and as-performed work reports that identified the last certification or recertification date for each applicable worker and any workers who were past the recertification deadline.
- Between October 5, 2022, and April 5, 2023, MBTA submitted monthly violations reports and between July 7, 2023, and April 7, 2024, MBTA submitted quarterly violations reports that identified any applicable worker who performed work while past the recertification deadline.

FTA carefully evaluated the submitted documentation and reviewed submissions with MBTA during regular meetings on SD 22-7 between August 2022 and April 2024. These submissions and conversations with MBTA confirm that staff operating revenue service trains and supervising train movements and revenue service trains are certified.

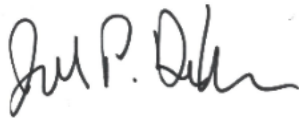
Based on review of these submissions, FTA finds that these submissions satisfy the requirements of Required Action FTA-LC-22-001 and this finding may now be closed.

Because of this closure, MBTA is not required to submit its upcoming quarterly report, due July 5, 2024, and may stop all reporting on operations personnel certification, as originally required in FTA's January 5, 2023, correspondence.

Conclusion

This CAP closure represents a tremendous amount of work and FTA greatly appreciates your efforts. Please contact our Safety Management Inspection Coordinator, Christian Hernandez, at christian.hernandez@dot.gov or (213) 552-3494.

Sincerely,



Joe DeLorenzo
Associate Administrator and
Chief Safety Officer
Office of Transit Safety and Oversight

cc: Peter Butler, Regional Administrator, FTA Region 1
Ryan Coholan, Chief Operating Officer, MBTA
Tim Lesniak, Chief Safety Officer, MBTA
Meredith Sandberg, Chief of Quality, Compliance, and Oversight, MBTA
Pat Lavin, Chief Safety Officer, Massachusetts Department of Transportation
Jamie Van Nostrand, Chair, Massachusetts Department of Public Utilities (DPU)
Robert Hanson, Rail Safety Director, DPU