



Infrastructure Flexibility Act Talking Points

April 7, 2022

On April 4, 2022, a key group of Senators reached a bipartisan agreement on H.R. 4373, the Bipartisan COVID Supplemental Appropriations Act, 2022. This legislation includes S. 3011, the State, Local Tribal, and Territorial Fiscal Recovery, Infrastructure, and Disaster Relief Flexibility Act, which passed the Senate by Unanimous Consent in 2021. The bill authorizes state and local governments to use up to \$123 billion of Fiscal Recovery Funds provided by the American Rescue Plan Act of 2021 (ARP), for transportation infrastructure investments, including public transportation.

APTA urges Congress to pass H.R. 4373, the Bipartisan COVID Supplemental Appropriations Act, 2022, which includes S. 3011, the Infrastructure Flexibility Act.

The ARP provides \$350 billion of COVID-19 emergency funding to states and local government, including \$195 billion to states, \$130 billion to local governments, and \$25 billion to tribal and territorial governments. Although the Fiscal Recovery Funds are available for water, sewer, and broadband infrastructure, transportation infrastructure investment is not eligible under the current program.

This bill allows increased flexibility to use ARP Fiscal Recovery Funds for transportation investments, including:



Capital Investment Grants (e.g., New Starts, Core Capacity, and Small Starts)



Urban and Rural Transit Formula Grants



RAISE Grants



State of Good Repair Grants



Grants for Buses and Bus Facilities



Mega Grants

APTA Urges Congress to:

- Pass H.R. 4373, the Bipartisan COVID Supplemental Appropriations Act, 2022, which includes S. 3011, the Fiscal Recovery Infrastructure Flexibility Act.