



U.S. Department
of Transportation

**Federal Transit
Administration**

Headquarters

1200 New Jersey Avenue, SE
Washington, DC 20590

SENT VIA EMAIL

December 11, 2023

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

Subject: Resubmission Required – Corrective Action Plan Revision for Special Directive 22-12, Finding 3 (FTA-23-12-MBTA-CAT4-3)

Dear Mr. Eng:

Thank you and your team for submitting the revised corrective action plan (CAP) for Finding 3 from Special Directive 22-12, issued by the Federal Transit Administration (FTA) on August 31, 2022. Finding 3 addresses four required actions specified in SD 22-12.

The Massachusetts Bay Transportation Authority (MBTA) submitted the first version of this CAP revision on November 9, 2023, as requested by the FTA. The goal of the CAP revision is to better align the MBTA objectives with FTA's required actions, particularly regarding the goal of ensuring an independent Quality Management program, ensuring monthly reporting to the general manager, and establishing a documented and complete Quality Assurance/Quality Compliance program for Vehicle Maintenance and Vehicle Engineering.

Based on careful review of the revised CAP and crosswalk to ensure that all required actions from Finding 3 in SD 22-12 are addressed, FTA is requiring resubmission of FTA-23-12-MBTA-CAT4-3.

FTA has thoroughly reviewed the revised CAP and is approving 13 action items; conditionally approving 2 action items; rejecting 7 action items; and requiring clarification on 11 action items. The primary issues with these items are due to excessive timelines and lack of clarity on specific deliverables.

The enclosed CAP evaluation matrix identifies the stipulations for action item approval. In addition to the enclosed comments, FTA requests that the next version of the proposed CAP rewrite include the following:

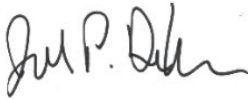
- Line item continuing the monthly briefing to the general manager currently executed under FTA-22-12-MBTA-CAT4-3 Action Item 2.

- Line item including the Project Management Plan, previously tracked under FTA-22-12-MBTA-CAT4-1 Action Item 18.

MBTA must resubmit the revised CAP 3 for SD 22-12 **no later than December 22, 2023.**

We appreciate your efforts to enhance MBTA's safety performance, and we look forward to working with you as the MBTA continues to improve its safety rules compliance capabilities. If you have any question, please contact our Safety Management Inspection Coordinator Erin Powell at (771) 200-8016 or by email at Erin.Powell@dot.gov.

Sincerely,



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

Enclosure: FTA-23-12-MBTA-CAT4-3 CAP Rewrite Evaluation Matrix

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