

Issued in Washington, DC.

**Paul Nissenbaum,**

*Associate Administrator and Chief  
Development Officer, Office of Railroad  
Development.*

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## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket No. FRA-2000-7257, Notice No. 92]

#### Railroad Safety Advisory Committee; Notice of Meeting

**AGENCY:** Federal Railroad Administration (FRA), Department of Transportation (DOT).

**ACTION:** Notice of public meeting.

**SUMMARY:** FRA announces the sixty-third meeting of the Railroad Safety Advisory Committee (RSAC), a Federal Advisory Committee that develops railroad safety regulations through a consensus process.

**DATES:** The RSAC meeting is scheduled for Monday, December 12, 2022. The meeting will commence at 9:30 a.m. and will adjourn by 11:30 a.m. (all times Eastern Standard Time). Requests to attend the meeting must be received by December 2, 2022. Requests for accommodations because of a disability must be received by December 2, 2022.

**ADDRESSES:** The RSAC meeting will be held by Microsoft Teams and by telephone. Virtual and telephonic attendance information will be provided upon registration with either of the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section. Copies of the minutes of past meetings, along with general information about the committee, are available on the RSAC internet website at <https://rsac.fra.dot.gov/>.

**FOR FURTHER INFORMATION CONTACT:** Kenton Kilgore, RSAC Designated Federal Officer/RSAC Coordinator, FRA Office of Railroad Safety, telephone: (202) 365-3724 or email: [kenton.kilgore@dot.gov](mailto:kenton.kilgore@dot.gov); or Thomas Woodhams, Executive Officer, FRA Office of Railroad Safety, telephone: (504) 232-6601 or email: [thomas.woodhams@dot.gov](mailto:thomas.woodhams@dot.gov). Any committee-related request should be sent to the persons listed in this section.

**SUPPLEMENTARY INFORMATION:** Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), FRA is giving notice of a meeting of the RSAC. The RSAC is composed of 51 voting representatives from 26 member organizations, representing

various rail industry perspectives. The diversity of the Committee ensures a representative range of views and expertise necessary to discharge its responsibilities.

**Public Participation:** The meeting will be open to the public and attendance may be limited due to virtual and telephonic meeting constraints. To register to attend, please send an email to either of the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section. The meeting is accessible to individuals with disabilities. DOT and FRA are committed to providing equal access to this meeting for all participants. If you need alternative formats or services because of a disability, please contact either of the individuals listed in the **FOR FURTHER INFORMATION CONTACT** section and submit your request by December 2, 2022. Any member of the public may submit a written statement to the committee at any time. If a member of the public wants to submit written materials to be reviewed by the committee during the meeting, the submission must be received by December 2, 2022.

**Agenda Summary:** The RSAC meeting topics will include updates on recent activity by RSAC Working Groups for: Passenger Safety; Track Standards; Roadway Worker Protection; Part 220 Electronic Devices; Confidential Close Call Reporting System; and Critical Incident Stress Plans. The detailed agenda will be posted on the RSAC internet website at least one week in advance of the meeting.

Issued in Washington, DC.

**Amitabha Bose,**

*Administrator.*

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## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

[Docket No. DOT-OST-2022-0123]

#### Notice That the Build America, Buy America Requirement for Construction Materials Applies Effective November 10, 2022, and Notice of Proposed Waiver of That Requirement for a Narrow Category of Contracts and Solicitations

**ACTION:** Notice; request for comments.

**SUMMARY:** The Department of Transportation (DOT) seeks to maximize the use of American-made products and materials in all federally funded projects as part of the Biden-Harris

Administration's implementation of the Build America, Buy America Act (the Act), which was included in the historic Bipartisan Infrastructure Law (BIL). The implementation of this law will transform DOT's approach to domestic procurement requirements and is designed to drive significant investment in domestic manufacturing, spur job creation and grow the economy. The Department is taking three concurrent actions: (1) DOT is not extending its temporary waiver for construction materials, making that requirement applicable effective November 10, 2022; (2) in a separate notice, DOT is proposing a narrow waiver for de minimis costs, small grants, and minor components; and (3) in this notice, DOT is proposing to take two actions to help transition to the new construction materials standard. First, for DOT awards obligated on or after the effective date of the final waiver, DOT is proposing to waive the construction materials requirements for any contracts entered into before November 10, 2022. Second, DOT is proposing to waive the construction materials requirements for any contracts entered into before March 10, 2023, that result from solicitations published before May 14, 2022.

**DATES:** Comments must be received by November 20, 2022. Late-filed comments will be considered to the extent practicable.

**ADDRESSES:** Please submit your comments to the Federal eRulemaking Portal at <http://www.regulations.gov/>, Docket: DOT-OST-2022-0123.

**Note:** All submissions must contain the agency name and the docket number. All submissions received, including any personal information therein, will be posted without change or alteration to <http://www.regulations.gov>. For more information, you may review DOT's complete Privacy Act Statement published in the **Federal Register** on April 11, 2000 (65 FR 19477).

**FOR FURTHER INFORMATION CONTACT:** For questions about this notice, please contact Darren Timothy, DOT Office of the Assistant Secretary for Transportation Policy, at [darren.timothy@dot.gov](mailto:darren.timothy@dot.gov) or at 202-366-4051. For legal questions, please contact Michael A. Smith, DOT Office of the General Counsel, 202-366-2917, or via email at [michael.a.smith@dot.gov](mailto:michael.a.smith@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

In January 2021, President Biden issued Executive Order 14005, titled "Ensuring the Future is Made in All of America by All of America's Workers," launching a whole-of-government initiative to strengthen Made in America