

Subject: U.S. DEPARTMENT OF TRANSPORTATION'S NON-TRADITIONAL AND EMERGING TRANSPORTATION TECHNOLOGY COUNCIL

1. **PURPOSE.** This Order establishes the responsibilities and duties of the U.S. Department of Transportation's (DOT or Department) Non-Traditional and Emerging Transportation Technology (NETT) Council.
2. **RESPONSIBILITIES.** The Non-Traditional and Emerging Transportation Technology (NETT) Council shall:
 - a. Identify and resolve jurisdictional and regulatory gaps associated with non-traditional and emerging transportation projects pending before DOT, including with respect to:
 - Safety oversight;
 - Environmental review; and
 - Funding issues.
 - b. Coordinate the Department's internal oversight of NETT projects and outside engagement with project stakeholders.
 - c. Develop and establish Department-wide processes, solutions, and best practices for identifying and managing NETT projects.
3. **MEMBERSHIP.** The NETT Council shall consist of the following members:
 - a. Secretary of Transportation, *ex officio*
 - b. Deputy Secretary of Transportation (Chair)
 - c. Under Secretary of Transportation for Policy (Vice Chair)
 - d. General Counsel
 - e. Chief Information Officer
 - f. Assistant Secretary for Research and Technology
 - g. Assistant Secretary for Budget and Programs
 - h. Administrators (or next most senior officer) from:
 - 1) Federal Aviation Administration
 - 2) Federal Highway Administration
 - 3) Federal Motor Carrier Safety Administration
 - 4) Federal Railroad Administration
 - 5) Federal Transit Administration
 - 6) Maritime Administration
 - 7) National Highway Traffic Safety Administration
 - 8) Pipeline and Hazardous Materials Safety Administration

- i. Additional members may be added at the discretion of the Secretary or the Chair (e.g., Senior Advisor to the Secretary for Infrastructure)
- j. Assistant Secretary for Government Affairs, *ex officio*
- k. Director of the Office of Public Affairs, *ex officio*

4. **DUTIES OF THE MEMBERS.** Members of the NETT Council shall:

- a. Participate in all meetings and be prepared to share their experiences, challenges, and insights related to their work on NETT projects.
- b. Recommend projects to the Chair for consideration by the NETT Council that warrant the establishment of a project-specific working group.
- c. Work to resolve swiftly and amicably any intermodal disagreements over the Department's role in relation to NETT projects.
- d. Identify statutory, regulatory, and policy issues that may represent impediments to timely project implementation, and identify potential solutions or mitigation measures.

5. **MEETINGS.**

- a. The NETT Council shall hold a meeting of the full membership as needed, in the judgment of the Chair or at the Secretary's direction.
- b. Working groups established by the NETT Council shall meet at least twice per month.

6. **WORK PRODUCT / DELIVERABLES.**

- a. For each project identified by the NETT Council as a NETT project, the Chair shall:
 - 1) Assign a working group comprised of NETT Council members (or their designees) as determined by the Chair to be relevant to the project;
 - 2) Establish a meeting schedule for the working group;
 - 3) Designate a lead mode for environmental review (with due consideration of the Federal actions involved, if any) and arrange for the detailing of staff between modes or to OST as needed to maximize the sharing of experience and expertise; and
 - 4) Provide periodic updates to the Secretary, and as requested.

- b. Prior to each full Council meeting, and as requested by the Chair or the Secretary, each Working Group shall provide a report to the Chair on the status of the project, including issues that have been resolved and all outstanding issues;
 - c. The Chair shall circulate an agenda and a summary of the work performed and actions taken by each of the working groups for discussion at the meeting.
7. **EFFECTIVE DATE.** This Order is effective, December 11, 2018.



Elaine L. Chao
Secretary of Transportation