

# FP<sup>2</sup> Inc. and Legislative Update

**Jim Moulthrop**  
**Executive Director**  
**FP<sup>2</sup> Inc.**  
**Austin, TX**

**Northeast Pavement Preservation Partnership Meeting**  
**Boston, Massachusetts**  
**November 9, 2011**



# Presentation Outline

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- Introduction
- A little history
- Governance
- What is FP<sup>2</sup> and what do we do?
- 2011 Priorities
- Emerging Issue?



# A Little History

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- 1992-The Foundation for Pavement Rehabilitation and Maintenance Research
- 2000- The Foundation for Pavement Preservation
  - Just a name change
- 2009-The Foundation dissolved
- 2009- FP<sup>2</sup> Inc.



# A Little History



# Governance

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- **Board of Directors and Officers**
  - Board composed of industry representatives
  - Executive Director
- **Purpose**
  - Advocacy-educate public officials and influence legislation
  - Promotion-sponsor key events and distribute materials
  - Research-promote the FHWA Roadmap and work with TRB committees

# Governance

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- **Officers**

- **Baxter Burns, Ergon, President (MS)**
- **Mike Buckingham, Strawser, Vice President (OH)**
- **Bob Koleas, Western Emulsions, Secretary (CA)**
- **Bill O'Leary, Martin Asphalt, Treasurer (TX)**

# Governance

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- **Board of Directors**

- **Baxter Burns, Ergon, President (MS)**
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- **Mark McCollough, Asphalt Materials (AEMA) (MO)**
- **Scott Bergkamp, Bergkamp Equipment (ISSA) (KS)**
- **Mike Polak, E.J. Brenman (ARRA) (PA)**
- **Peter Grass, The Asphalt Institute (KY)**
- **Andrew Crow, MeadWestvaco (SC)**
- **Rod Birdsall, All States Materials Group (MA)**



# What is FP<sup>2</sup> and what do we do?

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- **What is FP2 Inc?**
  - **An Industry supported trade association**
- **Purpose of FP2 Inc?**
  - **Promoting the importance of protecting and preserving the huge investment in our nation's pavement infrastructure**





# What is FP<sup>2</sup> and what do we do?

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- **Who supports FP2 Inc?**
  - Supporters consist of sponsoring associations including NAPA, ISSA, AEMA, ARRA, The Asphalt Institute, IGGA
  - Corporations such as large and small contractors, material suppliers, equipment manufactures, chemical and polymer suppliers



# What is FP<sup>2</sup> and what do we do?

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- **FP2 Inc. financially supports**
  - **The National Center for Pavement Preservation at Michigan State University**
- **FP2 Inc. works closely with**
  - **Regional Preservation Centers in California and Texas**
  - **Regional Preservation Partnerships in the Northeast, Southeast, Midwest, and Rocky Mountain West**
  - **Federal Highway Administration**



# What is FP<sup>2</sup> and what do we do?

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- **Things FP2 Inc. has done or will do**
  - **Produce and distribute a variety of publications including pocket guides on treatments and The Pavement Preservation Journal**
  - **Co-Sponsored the First International Conference on Pavement Preservation in 2010**
  - **Sponsor of the 2012 National Pavement Preservation Conference in Nashville**



# What is FP<sup>2</sup> and what do we do?

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- Things FP2 Inc. has done or will do
  - Co-Sponsor of the 2015 International Conference with ISSA-AEMA-ARRA in Paris, France
  - Exhibit at various trade shows including TRB, APWA, NACE, and the AASHTO Maintenance meeting
  - TRB hospitality suite



# 2011 Priorities

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- **SAFETEA-LU reauthorization**
  - Over 36 Capital Hill visits-to date in 2011
  - ARTBA Fly-in, May 23-25, 2011
- **Update as of November 9**
  - House Bill (Transportation and Infrastructure)
  - Senate Bill (Environmental & Public Works)
  - Senate Bill S.1193 “Federal-Aid Highway Preservation and Renewal Program Act of 2011”

# 2011 Priorities

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- **SAFETEA-LU reauthorization**
  - Expires March 31, 2012
- **Update as of November 9**
  - House Bill (Transportation and Infrastructure Comm.)
    - 6 year bill/\$10+ B yearly shortfall at current spending levels
    - Rep. Mica (R-FL) insists on a 6 year bill, cutting FHWA programs significantly, performance standards, and \$\$ for transit
    - Speaker has given Mica go-ahead to pursue bill and he will provide the shortfall with “offsets”
    - No bill at this point, but, Speaker wants bill by years end

# 2011 Priorities

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- **Senate Bill (Environmental & Public Works)**
  - **MAP-21,( Moving Ahead for Progress in the 21<sup>st</sup> Century) 2 year bill/funded at current levels**
  - **Bill released last Friday night**
  - **2 year bill at current funding levels + inflation**
  - **Reduces FHWA programs from 90 to 30**
  - **Asset Management Plan-performance targets and measures**
  - **No earmarks**
  - **Mark-up by full Committee *today***



# What's Going to Happen?

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- ?? Who knows!! But at least there is some movement
- Issue is \$\$\$\$ and where it is going to come from
- FP2 is committed to stay engaged in the effort
- Stay tuned!



# Emerging Issue?

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U.S. Department of Transportation

**Federal Highway Administration**

## Memorandum

**Subject:** **INFORMATION:** Clarification of FHWA's Oversight  
Role in Accessibility

**Date:** 9-12-06

**From:** J. Richard Capka  
Administrator

**Reply to Attn of:** HCR-1  
HIF-1

**To:** Associate Administrators  
Chief Counsel  
Chief Financial Officer  
Directors of Field Services  
Resource Center Director and Operations Managers  
Division Administrators  
Federal Lands Highway Division Engineers



# Emerging Issue?

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- *Alterations*

- “Alterations shall incorporate accessibility improvements to existing pedestrian facilities to the extent that those improvements are in the scope of the project and are technically feasible, without regards to cost”

- **Maintenance**

- “Maintenance activities are not considered alterations”

# Emerging Issue?

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**44664 Federal Register** / Vol. 76, No. 143 / Tuesday, July 26, 2011 / Proposed Rules

**DATES:** Submit comments by November 23, 2011. Hearings will be held on the proposed guidelines on the following dates:

1. September 12, 2011, 9:30 to 11:30 a.m., Dallas, TX.
2. November 9, 2011, 9:30 to 11:30 a.m., Washington, DC.



# Emerging Issue?

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- Is this a problem?
- Don't know-don't get excited yet!!!!!!!
- Currently FHWA Office of Asset Management is trying to clarify what “altered” means !!
- FHWA currently proposing internal meetings to make sure FHWA offices are on the same page and to understand DOJ's interpretation
- Stay tuned!!!

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**That's all folks!!**

**QUESTIONS?**