safety review of the transit agency's implementation of its system safety program plan and prepare and issue a report containing findings and recommendations resulting from that review, which, at a minimum, must include an analysis of the efficacy of the system safety program plan and a determination of whether it should be updated

§ 659.39 Transit agency report on accidents and unacceptable hazardous conditions.

The oversight agency must require that the transit agency report accidents and unacceptable hazardous conditions to the oversight agency within a specified period of time.

§659.41 Investigations.

The oversight agency must—

- (a) Establish procedures to investigate accidents and unacceptable hazardous conditions.
- (b) Unless the National Transportation Safety Board has investigated or will investigate an accident, the oversight agency must investigate accidents and unacceptable hazardous conditions occurring at a transit agency under its jurisdiction.

§ 659.43 Corrective actions.

The oversight agency must require the transit agency to minimize, control, correct, or eliminate any investigated hazardous condition within a time period specified by and in accordance with a corrective action plan approved by the oversight agency.

§ 659.45 Oversight agency report to the Federal Transit Administration.

- (a) *Initial submissions*. Before January 1, 1997, the oversight agency must submit to FTA the following information, which must be updated as necessary:
- (1) The name and address of the oversight agency;
- (2) The name(s) and address(es) of the transit agency or agencies subject to the oversight agency's jurisdiction under this part; and
- (3) A written description of the oversight agency's oversight program including the following information:
- (i) A copy of its system safety program standard;

- (ii) Its procedures or process for reviewing and approving the transit agency's system safety program plan;
- (iii) Its investigatory procedures; and (iv) Its procedures for ensuring that appropriate corrective actions have been taken by the transit agency to correct, eliminate, minimize, or control investigated hazardous conditions.
- (b) Annual submissions. Before March 15 of each year, the oversight agency must submit to FTA a publicly available annual report summarizing its oversight activities for the preceding twelve months, including a description of the most common probable causal factors of accidents and unacceptable hazardous conditions.
- (c) Periodic submissions. Status reports of accidents, hazardous conditions, and corrective action plans must be forwarded to the FTA upon request.
- (d) Addresses. Reports and annual summaries must be sent to: Federal Transit Administration, Office of Safety and Security, 400 7th Street, S.W., Washington, DC 20590.

[60 FR 67046, Dec. 27, 1995, as amended at 61 FR 67493, Dec. 23, 1996]

§ 659.47 Use of contractors.

- (a) The oversight agency may use a contractor to—
- (1) Develop a system safety program standard;
- (2) Review system safety program plans;
- (3) Review annual audit reports;
- (4) Conduct safety reviews;
- (5) Prepare safety review findings;
- (6) Establish investigation procedures;
 - (7) Conduct investigations;
- (8) Review corrective action plans; and/or
- (9) Prepare initial or annual submissions to FTA.
- (b) The oversight agency may allow a transit agency to use a contractor to—
- (1) Develop or update a system safety program plan;
- (2) Prepare annual audit reports; and/or
- (3) Develop a corrective action plan.

§659.49 Certification of compliance.

(a) Before January 1, 1997, and annually thereafter, the oversight agency must certify to the FTA that it has