U.S. Department
of Transportation
**National Highway
Traffic Safety
Administration**

Federal Highway
Administration

October 22, 2007

1200 New Jersey Avenue SE
Washington, DC 20590

Subject: Joint FHWA-NHTSA Administration of Section 154, 163 and 164 Programs

From: Marlene Markison
Associate Administrator
for Regional Operations and Program Delivery

For Jeffrey A. Lindley
Associate Administrator for Safety

To: NHTSA Regional Administrators
FHWA Division Administrators

The purpose of this memorandum is to clarify the management and oversight responsibilities for the following programs where both NHTSA and FHWA have joint responsibilities for their administration:

- Safety Incentives to Prevent Operation of Motor Vehicle by Intoxicated Persons—23 U.S.C. §163

- Open Container Law--23 U.S.C. §154 (Penalty Transfer Program)

- Repeat Offender Law--23 U.S.C. §164 (Penalty Transfer Program)

Attachments 1 and 2 provide background information and describe the processes and responsibilities for each program.

While one agency will have the lead responsibility for a program, both NHTSA and FHWA are responsible, as stewards of the taxpayer's funds, for ensuring that the funds allocated to the various programs are expended in accordance with the appropriate regulations, guidance, and/or procedures. Continually working together, the NHTSA Regional Administrators (RA) and the FHWA Division Administrators (DA), can ensure that the above programs are properly administered. The RAs and DAs have a two-fold responsibility concerning the Sections 163, 154, and 164 programs to: 1) continually communicate with each other ensuring program elements are adhered to; and 2) communicate with the applicable States what their responsibilities are relative to tracking funding, tracking program balances, ensuring all funds are obligated appropriately and in a timely manner, etc. for the respective programs.

We also want to make you aware that in a number of States, unobligated balances remain. These unobligated balances by State are broken down by sections154, 163, and 164 and are included with Attachments 1 and 2. States are strongly encouraged to obligate these funds, as driven by the emphasis areas in their Strategic Highway Safety Plans (SHSP).

Should you have any questions, please contact Kenneth Epstein, FHWA, 202-366-2157, or Tami Levitas, NHTSA, 202-366-3990.

Attachments

cc: Safetyfield

ATTACHMENT 1

SECTION 163
SAFETY INCENTIVES TO PREVENT OPERATION OF MOTOR VEHICLES BY INTOXICATED PERSONS (0.08 PERCENT BAC)

Background

Under TEA-21, States could qualify for incentive grants under 23 U.S.C. 163 if they submitted 0.08 Blood Alcohol Concentration (BAC) laws or newly passed 0.08 percent BAC legislation to their National Highway Traffic Safety Administration (NHTSA) Regional Office certifying that a 0.08 percent BAC law was in effect. States with compliant 0.08 percent BAC laws were eligible for these grants between Fiscal Years (FY) 1998 and 2005. These funds may be used for any project eligible for assistance under Title 23. The Federal share for any project funded under this section was 100 percent.

Procedures

- Qualification for Section 163 Funding
  Under TEA-21, States that submitted their 0.08 percent BAC laws or newly passed 0.08 percent BAC legislation to their NHTSA regional office certifying that a 0.08 percent BAC law was in effect could qualify for Section 163 funding.

  NHTSA's Office of Chief Counsel (NCC) reviewed submitted laws and/or legislative changes for Section 163 compliance. States with compliant (0.08 percent BAC) laws were eligible to receive incentive funds during the FY 1998 through, and including, FY 2005.

- Awarding of Section 163 Funds
  Each year (FY98 – FY05) NHTSA and the Federal Highway Administration (FHWA) jointly compiled a list of compliant States. Based on funds appropriated, per NHTSA formula, minus various NHTSA earmarks, rescissions, and other congressionally applied factors, funding awards were determined for compliant States.

  NHTSA and FHWA jointly prepared State award letters for signature by the Secretary of the Department of Transportation (DOT) announcing State awards.

  The Secretary's award letter was addressed to the Governor and included instructions for the State DOT's Chief Executive Officer (CEO) and the Governor's Representative for Highway Safety (GR) to **jointly** identify, in writing, to the NHTSA Regional Administrator (RA) and the FHWA Division Administrator (DA), the State's "*split*" intensions. Since Section 163 funds could be used for projects eligible for assistance under title 23, *United States Code (USC),* States were required to identify what portion of the funds would be used for behavioral highway safety projects and what portion for federal-aid projects.

NHTSA's Office of Regional Operations and Program Delivery (ROPD) [formerly known as: Injury Control Operations and Resources (ICOR) and State and Community Services] collected the split letters from the States. FHWA divisions provided copies of the split letters to the FHWA's Office of Safety (HSA). NHTSA/ROPD and FHWA/HSA jointly reviewed the split letters and created a funding spreadsheet for submission to the FHWA Fiscal Management Information System (FMIS) team.

After the FHWA Budget and Finance Office issued the Section 163 incentive allotment via form 370, the FHWA Associate Administrator for Safety issued action memos for FMIS to make funds available to eligible States. Each memo was accompanied by a funding spreadsheet. The memo concurrently instructed division offices to work with the States to assure the funds were obligated by the obligation deadline using the appropriate FMIS account code to match the split intentions noted by the State.

FMIS allocated all Section 163 funds to the States intended to be used for federal aid projects with the code **Q-08** for FY98 – FY03 and **H-08** for FY04 and FY05. As the funds were obligated by the State they were to be entered under the code corresponding to their intended use. Those funds intended for highway safety use (NHTSA type programs) should have been obligated under codes **QN-10** (FY1998 – FY2003) and **HN-10** (FY 2004 and FY2005) which "drew down" from the parent account (Q-08 and H-08).

- Program Oversight Responsibility

  Program oversight for the funds, by statute, is the responsibility of the state DOT and FHWA/Division Office.

  However, as stewards of the taxpayer's funds, the State GR and State DOT, along with the FHWA Division Offices and NHTSA Regional Office, have a responsibility to assure that funds allocated to highway safety programs are expended according to guidance agreed to jointly by NHTSA and FHWA at the on-set of TEA-21.

  In short, the agreement notes that funds allocated to highway safety programs administered by NHTSA will meet the NHTSA requirements for these programs, while funds allocated for federal-aid programs will meet FHWA requirements. For more specific information on NHTSA-related programs, refer to the NHTSA Highway Safety Grant Funding Policy for Field-Administrated Grants. For information on FHWA's programs, refer to Title 23, *Code of Federal Regulations.*

- Re-Programming of Section 163 Funds

  Section 163 funds should be spent in accordance with the State's "split" letter and cannot be reallocated to any other program.

Status of Section 163 Funds (TEA-21 and Surface Transportation Ext Acts)--9/19/07			
State	Total Available	Obligated to Date	Unobligated Balance
Alabama	$ 19,492,038	$ 19,457,702	$ 34,336
Alaska	$ 3,014,648	$ 3,014,648	$ -
Arizona	$ 9,508,092	$ 8,464,148	$ 1,043,944
Arkansas	$ 7,669,176	$ 6,895,861	$ 773,315
California	$ 108,786,633	$ 97,164,559	$ 11,622,075
Colorado	$ 2,872,129	$ 2,872,128	$ 1
Connecticut	$ 4,465,997	$ 4,027,628	$ 438,369
Delaware	$ 889,762	$ 808,592	$ 81,170
District of Columbia	$ 4,798,497	$ 4,798,497	$ -
Florida	$ 51,695,076	$ 45,326,706	$ 6,368,370
Georgia	$ 16,408,565	$ 16,408,565	$ -
Hawaii	$ 5,667,767	$ 5,625,484	$ 42,283
Idaho	$ 6,954,712	$ 6,226,570	$ 728,142
Illinois	$ 46,157,202	$ 46,153,930	$ 3,271
Indiana	$ 12,816,346	$ 12,640,235	$ 176,111
Iowa	$ 4,139,139	$ 3,677,276	$ 461,863
Kansas	$ 17,167,699	$ 14,512,614	$ 2,655,085
Kentucky	$ 11,560,251	$ 11,560,251	$ -
Louisiana	$ 4,348,008	$ 4,348,008	$ -
Maine	$ 5,667,767	$ 5,180,356	$ 487,411
Maryland	$ 9,269,090	$ -	$ 9,269,090
Massachusetts	$ 5,282,292	$ 4,397,585	$ 884,707
Michigan	$ 9,434,987	$ 9,434,987	$ -
Minnesota	$ 1,851,487	$ 1,519,676	$ 331,811
Mississippi	$ 5,265,883	$ 4,748,960	$ 516,923
Missouri	$ 13,175,325	$ 13,175,325	$ -
Montana	$ 1,881,764	$ 1,671,836	$ 209,928
Nebraska	$ 6,045,496	$ 6,045,496	$ -
Neveda	$ 2,099,557	$ 1,865,586	$ 233,971
New Hampshire	$ 5,667,767	$ 4,998,241	$ 669,526
New Jersey	$ 4,202,293	$ 3,817,820	$ 384,473
New Mexico	$ 9,198,669	$ 7,849,972	$ 1,348,697
New York	$ 15,915,806	$ 15,915,806	$ -
North Carolina	$ 29,063,368	$ 26,323,684	$ 2,739,684
North Dakota	$ 1,992,173	$ 1,992,173	$ -
Ohio	$ 10,464,744	$ 10,464,744	$ -
Oklahoma	$ 9,441,405	$ 9,148,212	$ 293,193
Oregon	$ 14,640,979	$ 14,640,979	$ -
Pennsylvania	$ 6,835,537	$ 6,835,537	$ -
Rhode Island	$ 1,447,553	$ 1,384,894	$ 62,659
South Carolina	$ 4,106,233	$ 4,106,233	$ -
South Dakota	$ 3,144,144	$ 3,144,144	$ -
Tennessee	$ 5,723,040	$ 5,709,023	$ 14,017

Status of Section 163 Funds (TEA-21 and Surface Transportation Ext Acts--09/19/07			
State	Total Available	Obligated to Date	Unobligated Balance
Texas	$ 66,142,403	$ 65,781,921	$ 360,482
Utah	$ 8,828,181	$ 8,828,181	$ -
Vermont	$ 5,667,767	$ 5,045,987	$ 621,780
Virgina	$ 25,077,873	$ 21,882,762	$ 3,195,111
Washington	$ 18,555,490	$ 18,091,325	$ 464,165
West Virginia	$ 1,213,949	$ 434,179	$ 779,770
Wisconsin	$ 5,918,471	$ 5,918,471	$ -
Wyoming	$ 2,253,101	$ 2,253,101	$ 0
Puerto Rico	$ 6,448,283	$ 6,377,780	$ 70,503
Total	**$ 660,334,616**	**$ 612,968,380**	**$ 47,366,236**

ATTACHMENT 2

SECTION 154 OPEN CONTAINER LAW and
SECTION 164 REPEAT OFFENDER LAW

Background

The TEA-21 Restoration Act, enacted on July 22, 1998, established programs to encourage the States to enact and enforce Open Container (Section 154) and Repeat Offender (Section 164) laws. States that do not meet the requirements currently have 3 percent of their apportioned funds under three Federal Highway Administration (FHWA) programs [National Highway System (NHS), the Surface Transportation Program (STP), and Interstate Maintenance (IM)] transferred to Section 402 for each law. Thus, if a State does not comply with both laws,
6 percent of its funds will be transferred. The legislation further stipulated that funds transferred under these provisions are to be used for one or more of the following: alcohol-impaired driving countermeasures, enforcement of laws prohibiting driving while intoxicated and other related laws or regulations; and hazard elimination activities eligible under 23 U.S.C. §152. With the passage of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), these funds can now be used for eligible infrastructure related activities under the Highway Safety Improvement Program (HSIP) under 23 U.S.C. §148. The Federal share of the cost of a project carried out with these transferred funds is 100 percent.

In March 2000, the National Highway Traffic Safety Administration (NHTSA) and FHWA provided guidance to the NHTSA Regional Administrators (RA) and FHWA Division Administrators (DA) on the procedures to be followed. An addendum to this guidance was issued in July 2000.

The total amount to be transferred from a non-conforming State will be calculated based on a percentage of the funds apportioned to the State under each of 23 U.S.C., Sections 104(b)(1), (b)(3) and (b)(4) [NHS, STP, and IM, respectively]. However, the actual transfers need not be distributed proportionately among these three sources. The transferred funds may come from any one or a combination of the apportionments under these sections. On October 1, the transfers to Section 402 apportionments will be made based on proportionate amounts from each of the apportionments under Sections 104(b)(1), (b)(3) and (b)(4). States will have until October 30 to notify FHWA, through the appropriate DA, if they would like to change the distribution among Sections 104(b)(1), (b)(3) and (b)(4). Otherwise, the distributions will be made proportionately.

Procedures

- State Compliance Process
  Under TEA-21 and continued into SAFETEA-LU, States submit newly passed Open Container and/or Repeat Offender legislation (as appropriate) to their NHTSA Regional office. NHTSA's Regional office submits a copy of the legislation to NHTSA Headquarters, through Regional Operations and Program Delivery (ROPD), for NHTSA's Office of Chief Counsel (NCC) to review the laws and/or any legislative changes for Section 154/164 compliance. After the State enacts a compliant law, beginning with Fiscal Year 2001, the State submits a certification with the law to the Secretary of Transportation, on or before September 30, in order to come into compliance for the coming (next) fiscal year. On a one-time basis--unless the law changes--once NCC reviews the certification and law and deems them compliant, no further action is required by the State. If the law changes, then the State must notify the NHTSA RA. Annually, NCC notifies FHWA which States are compliant and which are non-compliant. FHWA then prepares a memo identifying the States that will have funds transferred.

- Penalties for Non-Compliance
  States without compliant Section 154 and/or Section 164 laws are subject to penalty transfers. During FY 2001 and FY 2002, non-compliant States were subject to a 1.5 percent penalty (per transfer program) assessed to the funds apportioned to the State under 23 U.S.C. 104(b)(1), (b)(3) and (b)(4). For
  FY 2003 and beyond, States are subject to a 3 percent penalty assessment (per transfer program) under 23 U.S.C. 104(b)(1), (b)(3) and (b)(4).

- State Process for Penalty Transfer (State "Shift Letter")
  Each year, non-compliant States are given until October 30 to notify the FHWA, through the appropriate DA, if the State would like to change the penalty distribution among Sections 104(b)(1), (b)(3), and (b)(4) rather than have it applied proportionately. This notice is referred to as a "shift letter." If a State elects to change the distribution, its "shift letter" should indicate percentages to be transferred (e.g. 25 percent from the national Highway System, 50 percent from the Surface Transportation Program, and 25 percent from the Interstate Maintenance) instead of dollar amounts. If a State does not respond, penalties apply equally from the above Federal programs.

- Federal Process for Penalty Transfer Funds
  Once the penalty shifts have been identified, FHWA's Budget and Finance processes the penalties and issues an "Advice of Funds" form 370 to NHTSA for administration of the funds through NHTSA's Grant Tracking System (GTS). NHTSA notifies the Regions (and copies FHWA's Office of Safety) that the funds are available. The NHTSA Regions notify the States, with a copy to the FHWA Division Office, of the availability of funds in GTS.

- State "Split" Letter
  The Governor's Representative for Highway Safety (GR) and the DOT's Chief Executive Officer (CEO) shall agree upon how the penalty funds are to be "split" and jointly

identify, in writing, to the NHTSA RA and the FHWA Division Administrator (DA) the State's "split" intention. Within 60 days of notification, the States send in split letters, jointly signed by the GR and the State DOT how the money is to be split between alcohol and hazard elimination activities.

- <u>Federal Process for Creating Penalty Transfer Account</u>
  NHTSA's ROPD collects the split letters from the States. NHTSA/ROPD and FHWA/Office of Safety (HSA) jointly review the split letters, and upon agreement, NHTSA creates a funding spreadsheet for submission to the NHTSA GTS to track the expenditures of all the 154/164 funds. NHTSA's RAs, along with the States, jointly manage and track the States' obligation and spending of 154/164 funds. Although all 154/164 money is tracked through NHTSA's GTS, the FHWA DA's and the NHTSA RA's must work closely to track the 154/164 HSP funds that are used for Hazard Elimination or Highway Safety Improvement Program (HSIP) activities.

- <u>Eligible Uses for Penalty Transfer Funds</u>
  Transfer funds may be used for alcohol-impaired driving countermeasures, or for hazard elimination (23 U.S.C. 152) or HSIP (23 U.S.C. 148) activities. Section 154/164 funds used for alcohol programs must meet the same requirements as NHTSA's Section 402 funds. Section 154/164 funds used for hazard elimination or HSIP activities must follow the requirements in 23 U.S.C. 152 (FY 2005 and prior), or Section 148 (FY 2006 and beyond)

  The portion of a State's funds designated for alcohol programs must adhere to the provisions of Section 402, including at least 40 percent of the total Federal annual obligation limitation to be used by or for the benefit of political subdivisions, which is tracked in GTS. Funds designated as Hazard Elimination/Highway Safety Improvement Program are not subject to the 40 percent rule.

- <u>Program Oversight Responsibility</u>
  Program oversight for all 154/164 funds is the responsibility of the State GR and the designated NHTSA Regional office. As stewards of the taxpayer's funds, the State DOT and FHWA Division Office have a responsibility to assure that funds allocated to hazard elimination or HSIP activities are expended according to Federal-aid guidelines and guidance agreed to jointly by NHTSA and FHWA at the on–set of TEA-21, as amended. For more specific information on NHTSA's programs, refer to 23 CFR Part 1270 – Open Container laws and 23 CFR Part 1275 – Repeat Intoxicated Driver Laws. For information on FHWA's programs, refer to Title 23, *United States Code.*

For hazard elimination or HSIP activities, the State Highway Safety Office (SHSO) may prepare a single sub-grant agreement with the State Highway agency to manage all of Hazard Elimination/Highway Safety Improvement Program funds. The State Highway agency submits reimbursement requests to the SHSO, signed by the State Highway agency.

If the Highway Safety Office is part of the State DOT, the State would develop written internal funding agreements to manage the hazard elimination/HSIP transfer funds.

- Re-Programming Funds Between Programs
  If a State still has funds after it becomes compliant, the State must use the funds as intended from the split letter until all Section 154/164 funds are obligated and spent. The funds cannot be reallocated to any other program.

		FUND		
STATE	Data	154 Transfer Funds	164 Transfer Funds	Grand Total
Alaska	Sum of TOTAL_2007Q3_AMOUNT	$4,766,755.15	$5,017,637.00	$9,784,392.15
	Sum of TOTAL_CARRY_FORWARD	$4,512,679.69	$23,364,038.32	$27,876,718.01
	Sum of TOTAL_OBLIGATIONS	$9,279,434.84	$28,381,675.32	$37,661,110.16
	Sum of TOTAL_EXPENDITURES	$1,839,014.83	$3,490,433.71	$5,329,448.54
	Sum of PROGRAM BALANCE	$7,440,420.01	$24,891,241.61	$32,331,661.62
Arkansas	Sum of TOTAL_2007Q3_AMOUNT	$7,936,181.00	$0.00	$7,936,181.00
	Sum of TOTAL_CARRY_FORWARD	$20,002,961.98	$0.00	$20,002,961.98
	Sum of TOTAL_OBLIGATIONS	$27,939,142.98	$0.00	$27,939,142.98
	Sum of TOTAL_EXPENDITURES	$10,832,743.51	$0.00	$10,832,743.51
	Sum of PROGRAM BALANCE	$17,106,399.47	$0.00	$17,106,399.47
California	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$49,126,959.00	$49,126,959.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$132,780,652.43	$132,780,652.43
	Sum of TOTAL_OBLIGATIONS	$0.00	$181,907,611.43	$181,907,611.43
	Sum of TOTAL_EXPENDITURES	$0.00	$12,683,974.07	$12,683,974.07
	Sum of PROGRAM BALANCE	$0.00	$169,223,637.36	$169,223,637.36
Colorado	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$8,180,163.92	$0.00	$8,180,163.92
	Sum of TOTAL_OBLIGATIONS	$8,180,163.92	$0.00	$8,180,163.92
	Sum of TOTAL_EXPENDITURES	$201,466.00	$0.00	$201,466.00
	Sum of PROGRAM BALANCE	$7,978,697.92	$0.00	$7,978,697.92
Connecticu	Sum of TOTAL_2007Q3_AMOUNT	$5,437,097.00	$0.00	$5,437,097.00
	Sum of TOTAL_CARRY_FORWARD	$8,543,523.76	$91,640.70	$8,635,164.46
	Sum of TOTAL_OBLIGATIONS	$13,980,620.76	$91,640.70	$14,072,261.46
	Sum of TOTAL_EXPENDITURES	$4,260,263.38	$86,685.77	$4,346,949.15
	Sum of PROGRAM BALANCE	$9,720,357.38	$4,954.93	$9,725,312.31
Delaware	Sum of TOTAL_2007Q3_AMOUNT	$2,543,170.00	$0.00	$2,543,170.00
	Sum of TOTAL_CARRY_FORWARD	$4,493,337.31	$0.00	$4,493,337.31
	Sum of TOTAL_OBLIGATIONS	$7,036,507.31	$0.00	$7,036,507.31
	Sum of TOTAL_EXPENDITURES	$1,234,522.82	$0.00	$1,234,522.82
	Sum of PROGRAM BALANCE	$5,801,984.49	$0.00	$5,801,984.49
Georgia	Sum of TOTAL_2007Q3_AMOUNT	($0.06)	$0.00	($0.06)
	Sum of TOTAL_CARRY_FORWARD	$207,863.95	$429,016.30	$636,880.25
	Sum of TOTAL_OBLIGATIONS	$207,863.89	$429,016.30	$636,880.19
	Sum of TOTAL_EXPENDITURES	$0.00	$0.00	$0.00
	Sum of PROGRAM BALANCE	$207,863.89	$429,016.30	$636,880.19
Indiana	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$18,161,616.49	$0.00	$18,161,616.49
	Sum of TOTAL_OBLIGATIONS	$18,161,616.49	$0.00	$18,161,616.49
	Sum of TOTAL_EXPENDITURES	$796,775.76	$0.00	$796,775.76
	Sum of PROGRAM BALANCE	$17,364,840.73	$0.00	$17,364,840.73
Louisiana	Sum of TOTAL_2007Q3_AMOUNT	$7,830,641.00	$7,830,641.00	$15,661,282.00
	Sum of TOTAL_CARRY_FORWARD	$20,892,010.92	$20,892,010.93	$41,784,021.85
	Sum of TOTAL_OBLIGATIONS	$28,722,651.92	$28,722,651.93	$57,445,303.85
	Sum of TOTAL_EXPENDITURES	$4,382,666.52	$4,382,666.54	$8,765,333.06
	Sum of PROGRAM BALANCE	$24,339,985.40	$24,339,985.39	$48,679,970.79
Massachus	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$19,520,245.41	$19,520,245.41
	Sum of TOTAL_OBLIGATIONS	$0.00	$19,520,245.41	$19,520,245.41
	Sum of TOTAL_EXPENDITURES	$0.00	$1,343,648.98	$1,343,648.98
	Sum of PROGRAM BALANCE	$0.00	$18,176,596.43	$18,176,596.43

Minnesota	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$10,630,358.00	$10,630,358.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$11,273,287.72	$11,273,287.72
	Sum of TOTAL_OBLIGATIONS	$0.00	$21,903,645.72	$21,903,645.72
	Sum of TOTAL_EXPENDITURES	$0.00	$1,015,227.04	$1,015,227.04
	Sum of PROGRAM BALANCE	$0.00	$20,888,418.68	$20,888,418.68
Mississippi	Sum of TOTAL_2007Q3_AMOUNT	$8,419,785.00	$0.00	$8,419,785.00
	Sum of TOTAL_CARRY_FORWARD	$13,012,205.35	$0.00	$13,012,205.35
	Sum of TOTAL_OBLIGATIONS	$21,431,990.35	$0.00	$21,431,990.35
	Sum of TOTAL_EXPENDITURES	$1,763,475.13	$0.00	$1,763,475.13
	Sum of PROGRAM BALANCE	$19,668,515.22	$0.00	$19,668,515.22
Missouri	Sum of TOTAL_2007Q3_AMOUNT	$14,049,460.00	$0.00	$14,049,460.00
	Sum of TOTAL_CARRY_FORWARD	$9,036,406.53	$0.00	$9,036,406.53
	Sum of TOTAL_OBLIGATIONS	$23,085,866.53	$0.00	$23,085,866.53
	Sum of TOTAL_EXPENDITURES	$14,769,358.34	$0.00	$14,769,358.34
	Sum of PROGRAM BALANCE	$8,316,508.19	$0.00	$8,316,508.19
Montana	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$6,350,891.74	$389,607.24	$6,740,498.98
	Sum of TOTAL_OBLIGATIONS	$6,350,891.74	$389,607.24	$6,740,498.98
	Sum of TOTAL_EXPENDITURES	$225,116.12	$141,705.72	$366,821.84
	Sum of PROGRAM BALANCE	$6,125,775.62	$247,901.52	$6,373,677.14
New Mexic	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$7,612,440.00	$7,612,440.00
	Sum of TOTAL_CARRY_FORWARD	$1,123,837.99	$10,301,965.71	$11,425,803.70
	Sum of TOTAL_OBLIGATIONS	$1,123,837.99	$17,914,405.71	$19,038,243.70
	Sum of TOTAL_EXPENDITURES	$16,134.48	$5,144,657.22	$5,160,791.70
	Sum of PROGRAM BALANCE	$1,107,703.51	$12,769,748.49	$13,877,452.00
New York	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$12,527,312.00	$0.00	$12,527,312.00
	Sum of TOTAL_OBLIGATIONS	$12,527,312.00	$0.00	$12,527,312.00
	Sum of TOTAL_EXPENDITURES	$0.00	$0.00	$0.00
	Sum of PROGRAM BALANCE	$12,527,312.00	$0.00	$12,527,312.00
North Dako	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$57,696.48	$57,696.48
	Sum of TOTAL_OBLIGATIONS	$0.00	$57,696.48	$57,696.48
	Sum of TOTAL_EXPENDITURES	$0.00	$46,585.74	$46,585.74
	Sum of PROGRAM BALANCE	$0.00	$11,110.74	$11,110.74
Ohio	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$21,219,842.00	$21,219,842.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$16,566,513.48	$16,566,513.48
	Sum of TOTAL_OBLIGATIONS	$0.00	$37,786,355.48	$37,786,355.48
	Sum of TOTAL_EXPENDITURES	$0.00	$23,103,107.22	$23,103,107.22
	Sum of PROGRAM BALANCE	$0.00	$14,683,248.26	$14,683,248.26
Oregon	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$6,712,407.00	$6,712,407.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$19,111,246.77	$19,111,246.77
	Sum of TOTAL_OBLIGATIONS	$0.00	$25,823,653.77	$25,823,653.77
	Sum of TOTAL_EXPENDITURES	$0.00	$5,980,902.09	$5,980,902.09
	Sum of PROGRAM BALANCE	$0.00	$19,842,751.68	$19,842,751.68
Puerto Ric	Sum of TOTAL_2007Q3_AMOUNT	$2,808,046.00	$2,808,046.00	$5,616,092.00
	Sum of TOTAL_CARRY_FORWARD	$4,556,769.90	$2,607,614.78	$7,164,384.68
	Sum of TOTAL_OBLIGATIONS	$7,364,815.90	$5,415,660.78	$12,780,476.68
	Sum of TOTAL_EXPENDITURES	$2,733,205.85	$2,063,107.94	$4,796,313.79
	Sum of PROGRAM BALANCE	$4,631,610.05	$3,352,552.84	$7,984,162.89
Rhode Isla	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$2,299,483.00	$2,299,483.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$5,741,349.38	$5,741,349.38
	Sum of TOTAL_OBLIGATIONS	$0.00	$8,040,832.38	$8,040,832.38
	Sum of TOTAL_EXPENDITURES	$0.00	$3,159,105.89	$3,159,105.89
	Sum of PROGRAM BALANCE	$0.00	$4,881,726.49	$4,881,726.49

South Dak	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$4,626,903.00	$4,626,903.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$1,924,644.25	$1,924,644.25
	Sum of TOTAL_OBLIGATIONS	$0.00	$6,551,547.25	$6,551,547.25
	Sum of TOTAL_EXPENDITURES	$0.00	$3,430,031.42	$3,430,031.42
	Sum of PROGRAM BALANCE	$0.00	$3,121,515.83	$3,121,515.83
Tennessee	Sum of TOTAL_2007Q3_AMOUNT	$13,847,567.00	$0.00	$13,847,567.00
	Sum of TOTAL_CARRY_FORWARD	$18,155,775.47	$0.00	$18,155,775.47
	Sum of TOTAL_OBLIGATIONS	$32,003,342.47	$0.00	$32,003,342.47
	Sum of TOTAL_EXPENDITURES	$6,281,972.54	$0.00	$6,281,972.54
	Sum of PROGRAM BALANCE	$25,721,369.93	$0.00	$25,721,369.93
Texas	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$0.00	$0.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$1,132,740.01	$1,132,740.01
	Sum of TOTAL_OBLIGATIONS	$0.00	$1,132,740.01	$1,132,740.01
	Sum of TOTAL_EXPENDITURES	$0.00	$95,941.64	$95,941.64
	Sum of PROGRAM BALANCE	$0.00	$1,036,798.37	$1,036,798.37
Vermont	Sum of TOTAL_2007Q3_AMOUNT	$0.00	$2,299,480.00	$2,299,480.00
	Sum of TOTAL_CARRY_FORWARD	$0.00	$7,158,376.94	$7,158,376.94
	Sum of TOTAL_OBLIGATIONS	$0.00	$9,457,856.94	$9,457,856.94
	Sum of TOTAL_EXPENDITURES	$0.00	$0.00	$0.00
	Sum of PROGRAM BALANCE	$0.00	$9,457,856.94	$9,457,856.94
Virginia	Sum of TOTAL_2007Q3_AMOUNT	$16,281,147.00	$0.00	$16,281,147.00
	Sum of TOTAL_CARRY_FORWARD	$44,187,392.39	$2,340,975.60	$46,528,367.99
	Sum of TOTAL_OBLIGATIONS	$60,468,539.39	$2,340,975.60	$62,809,514.99
	Sum of TOTAL_EXPENDITURES	$4,119,184.64	$0.00	$4,119,184.64
	Sum of PROGRAM BALANCE	$56,349,354.75	$2,340,975.60	$58,690,330.35
West Virgi	Sum of TOTAL_2007Q3_AMOUNT	$4,563,956.00	$0.00	$4,563,956.00
	Sum of TOTAL_CARRY_FORWARD	$13,025,943.91	$9,019,005.07	$22,044,948.98
	Sum of TOTAL_OBLIGATIONS	$17,589,899.91	$9,019,005.07	$26,608,904.98
	Sum of TOTAL_EXPENDITURES	$1,347,810.51	$1,048,142.59	$2,395,953.10
	Sum of PROGRAM BALANCE	$16,242,089.40	$7,970,862.48	$24,212,951.88
Wyoming	Sum of TOTAL_2007Q3_AMOUNT	$5,080,960.00	$5,080,960.00	$10,161,920.00
	Sum of TOTAL_CARRY_FORWARD	$4,927,080.10	$4,450,879.00	$9,377,959.10
	Sum of TOTAL_OBLIGATIONS	$10,008,040.10	$9,531,839.00	$19,539,879.10
	Sum of TOTAL_EXPENDITURES	$2,936,500.30	$3,527,854.77	$6,464,355.07
	Sum of PROGRAM BALANCE	$7,071,539.80	$6,003,984.23	$13,075,524.03
Total Sum of TOTAL_2007Q3_AMOUNT		$93,564,765.09	$125,265,156.00	$218,829,921.09
Total Sum of TOTAL_CARRY_FORWARD		$211,897,773.40	$289,153,506.52	$501,051,279.92
Total Sum of TOTAL_OBLIGATIONS		$305,462,538.49	$414,418,662.52	$719,881,201.01
Total Sum of TOTAL_EXPENDITURES		$57,740,210.73	$70,743,778.35	$128,483,989.08
Total Sum of PROGRAM BALANCE		$247,722,327.76	$343,674,884.17	$591,397,211.93