

Congressionally Directed Spending (CDS)
Eligible Accounts and Requirements

Transportation, Housing and Urban Development, and Related Agencies

General Guidance

The subcommittee will not fund CDS requests for operational expenses or administrative salaries and benefits. CDS projects must have a reasonable expectation of being obligated by the end of FY 2026. All DOT CDS projects will have a non-Federal cost-share requirement, consistent with the authorized program. The cost share may vary by State and by type of project, and it is recommended that you consult with DOT for the cost-share requirements of any specific project.

The following accounts are eligible for CDS requests

- **Transportation Planning, Research, and Development (TPR&D)**
 - Projects must be eligible under title 23 or title 49 of the United States Code. Planning for specific local highway, transit, or rail projects that are eligible under HIP, TIG, or CRISI should NOT be included in this account. Applicants are encouraged to use this account for national or regional research and development projects.
 - The Project Website for TPR&D projects should provide additional background behind the project.
- **Grants-in-Aid for Airports (Airport Improvement Program or AIP)**
 - Applicants can request CDS within the AIP account for airport projects eligible under chapter 471 of title 49, United States Code (<https://www.faa.gov/airports/aip/overview>).
 - NOTE: As AIP CDS follows the existing AIP statute, the Federal cost-share requirements still apply to CDS. For large and medium primary hub airports, CDS can cover 75 percent of eligible costs (or 80 percent for noise program implementation). For small primary, reliever, and general aviation airports, CDS can cover a range of 90-95 percent of eligible costs, based on statutory requirements.
 - Applicants are required to provide a link to the airport master plan that includes the requested project.
 - Applicants are required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. Applicants should also provide a description of all other sources of funding contributing to the total cost of the project.
 - Applicants are required to provide the airport name (see [NPIAS](#) for airport names).
- **Facilities and Equipment (F&E)**
 - Applicants can request CDS within the FAA F&E account but only for terminal air traffic control tower facility replacement projects eligible under part A of subtitle VII of title 49, United States Code.
 - Applicants are required to provide a link to the airport master plan.
 - Applicants are required to provide a statement of why the tower needs to be replaced. Applicants are required to provide the age of the tower, number of enplanements, operational line of sight issues, other related infrastructure work not

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covered by the cost of replacing the air traffic control tower (roads, utilities, etc.), and any other information to justify the project. In addition, the project detail is required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. Applicant requests should provide information on how the CDS funding will ensure completion of a project or segments of a project, including the total cost of the project, the CDS funding amount, and any other identified sources of funding.

- Applicants are required to select the airport name (see NPIAS for airport names).

- **Highway Infrastructure Program (HIP)**

- Applicants can request CDS within the HIP account for highway projects eligible under title 23, United States Code, including, but not limited to, highway and bridge construction projects, planning, environmental review, design, and right-of-way acquisition. Operational expenses are not eligible.
- All highway CDS funds will be provided directly to the State Department of Transportation. If the local or county level government is requesting the CDS, they are required to coordinate with the State DOT to receive the funding and ensure a non-Federal match is available. The only exception to this is if the project is intended to be for a Tribal government.
- Applicants are required to provide a link to the Statewide Transportation Improvement Program (STIP) or Transportation Improvement Program (TIP) that includes the requested project.
 - Consistent with FY 2023, applicants can request funding for highway projects that are not currently on the STIP or TIP but for which a State DOT has provided a letter confirming that: (1) the project is eligible for Federal-aid highway funding under title 23, United States Code; (2) the State DOT is willing to carry out the project if funding is enacted; and (3) the State DOT will include the project on the STIP or TIP once funding for the project is enacted. The letter from the State DOT should be attached to the request
 - Applicants are required to include the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. In addition, applicants must provide the STIP or TIP ID number for the project as it appears in the STIP or TIP. Applicants should also provide a description of all other sources of funding contributing to the total cost of the project.
 - All HIP CDS funding is provided directly to the State DOT. Local or county level governments interested in a HIP CDS are required to coordinate with the State DOT for implementation. For projects where the intended recipient is a Tribal government, please contact staff.

- **Transit Infrastructure Grants (TIG)**

- Applicants can request CDS within the TIG account for transit projects eligible under chapter 53 of title 49, United States Code.
- Applicants are required to provide a link to the STIP or TIP that includes the

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requested project.

- Consistent with FY 2023, applicants can request funding for transit projects that are not currently on the STIP or TIP but for which a transit agency has provided a letter confirming that: (1) the project is eligible for transit funding under chapter 53 of title 49, United States Code; (2) the transit agency is willing to carry out the project if funding is enacted; and (3) the transit agency will include the project on the STIP or TIP once funding for the project is enacted.
 - Applicants are required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. In addition, applicants should provide the STIP or TIP ID number for the project as it appears in the STIP or TIP (if the project is already on a STIP or TIP). Applicants should also provide a description of all other sources of funding contributing to the total cost of the project.
- **Consolidated Rail Infrastructure and Safety Improvement (CRISI) Grants**
 - Applicants can request CDS within the CRISI account for rail capital projects eligible under section 22907(c) of title 49, United States Code.
 - Applicants are required to provide a link to the State Rail Plan that includes the requested project.
 - Consistent with FY 2023, applicants can request funding for rail projects that are not currently on the State Rail Plan but for which a State rail agency or State DOT has provided a letter confirming that: (1) the project is eligible for rail funding under section 22907 of title 49, United States Code; (2) the State rail agency, State DOT, or other relevant State agency is willing to carry out the project if funding is enacted; and (3) the State rail agency or State DOT will include the project on the State Rail Plan once funding for the project is enacted.
 - Applicants are required to provide the status of the planning and environmental work so the Subcommittee can assess the readiness of the project. Applicants should also provide a description of all other sources of funding contributing to the total cost of the project.
- **Community Development Fund for Economic Development Initiatives (EDIs)**
 - Applicants can request funding for EDIs within the “Community Development Fund” account for activities eligible under section 5305 of chapter 69 of title 42, United States Code, as well as for affordable housing construction.
 - Applicants are encouraged to pursue projects that address affordable housing, community services, and economic development. Examples of eligible EDI projects include, but are not limited to:
 - Acquisition of real property (land, water rights, buildings);
 - Construction of new affordable housing; o
 - Blight removal or remediation; and,
 - Construction, rehabilitation, and improvements of public facilities (except buildings for general conduct of government), such as neighborhood

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centers, parks, and shelter for persons having special needs such as survivors of domestic violence and the homeless.

- EDIs are subject to other Federal requirements including the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 CFR Part 200, the National Environmental Policy Act (NEPA), HUD's NEPA-implementing regulations at 24 CFR Part 50 or 24 CFR Part 58, and all appropriate Federal environmental and historic preservation laws, regulations, and Executive Orders. Applicants should confirm that they will be able to comply with these requirements. To review HUD's current implementation of the EDI program and the applicable Federal requirements, please see HUD's EDI landing page: https://www.hud.gov/program_offices/comm_planning/edi-grants
- Reimbursement of expenses incurred prior to the enactment of a final FY24 appropriations bill is not permitted. •
- Applicants should provide a link to the project website, if available, or if the project is included in an existing CDBG grantee's Consolidated Plan or Annual Action Plan, a link to such plan.
- Applicants are required to provide at a minimum:
 - description of the project;
 - status of the project (planning, design, under construction, etc.) and timeline of its expected completion;
 - breakdown of how EDI funds would be used;
 - description of all other sources of funding contributing to the total cost of the project; and
 - the status of the environmental review work. •
- Applicants should identify which of the three National Objectives of the broader CDBG program the EDI project and its activities meets and include relevant data or a description indicating how it meets such National Objective(s). The three CDBG program National Objectives are:
 - (1) benefit low- and moderate-income persons or communities;
 - (2) prevent or eliminate slums or blight; or
 - (3) address community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community for which other funding is not available. The most common CDBG National Objective that EDI projects will meet is the benefit to low- and moderate- income (LMI) persons.
 - If using the LMI National Objective, please review this HUD resource: <https://www.hudexchange.info/programs/cdbg/cdbg-low-moderate-income-data/>
 - Use the "Map Application" tool to provide the necessary data points demonstrating the LMI benefit: <https://hud.maps.arcgis.com/home/item.html?id=ffd0597e8af24f88b501b7e7f326bedd>