

**Missouri Department of Transportation
Section 536.175 RSMo Periodic Rule Review Report - June 30, 2017**

Rule Number	Rule Title	Date of Adoption or Last Amendment	Is the rule necessary?	Is the rule obsolete?	Does the rule overlap, duplicate or conflict with other rules? (state, federal, local)	Can a less restrictive or alternative rule accomplish the same purpose?	Can the rule be amended or rescinded to reduce regulatory burden or eliminate unnecessary paperwork?	Does the rule properly incorporate material by reference?	For rules affecting small business, does the public purpose or interest for the rule justify its continued existence?	Public Comments Appendix included? (For rules receiving public comment)	Page number of Appendix for Response	Number of Comments received on rule	Notes
7 CSR 10-1 Organization; General Provisions													
7 CSR 10-1.010	Description, Organization, and Information	3/30/2017	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	This rule was amended effective March 30, 2017 to update the Missouri Department of Transportation's (MoDOT) organizational structure to be consistent with the Department's current business practices.
7 CSR 10-1.020	Subpoenas	8/30/2004	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	The Missouri Highways and Transportation (MHTC), through MoDOT filed an amended rule that shall be effective July 30, 2017 that will make several changes to this rule, including authorizing the MoDOT Director, and the directors of MoDOT's Motor Carrier Services and Multimodal Operations divisions to authorize the issuance of subpoenas that are sometimes necessary to obtain documents of motor carriers carrying property and/or passengers in inter or intrastate commerce in order to perform MoDOT's statutorily required enforcement of federal motor carrier safety regulations.
7 CSR 10-2 Traffic Regulation													
7 CSR 10-2.020	Ordering Limitation of Weight on, or Closing of, Certain State Roads	2/27/1950	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-2.030	Weight Limitation Exception	5/12/1988	No	Yes	Yes	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rulemaking that shall be effective July 30, 2017.
7 CSR 10-3 Utility and Private Line Location and Relocation													
7 CSR 10-3.010	Location and Relocation of Utility Facilities on State Highways	5/30/2003	Yes	No	No	No	No	No	Yes	No	N/Ap	0	The material listed under section (5) is antiquated. Reference to current industry standard materials should be referenced instead.
7 CSR 10-3.020	Utility Relocation Hearings	8/11/1978	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-3.030	Location and Relocation of Private Lines on State Highways	2/26/1995	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-4 Uniform Relocation Assistance													
7 CSR 10-4.010	Administrative Review of Denial of Relocation Assistance Benefits	1/31/1994	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-4.020	Relocation Assistance Program	9/30/2007	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	The federal transportation authorization bill, Moving Ahead for Progress in the 21st Century changed some of the maximum payments under the federal Relocation Assistance Program. Once the Code of Federal Regulations (CFR) has been updated to reflect these changes, the rules pertaining to relocation will need to be updated as well. The CFR is estimated to be updated by the fall of 2017.
7 CSR 10-5 Junkyards													
7 CSR 10-5.010	Licensing of Junkyards	8/15/1966	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	The majority of this rule is a repeat of the underlying state law (see §§ 226.650-226.720 RSMo).

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7 CSR 10-6 Outdoor Advertising													
7 CSR 10-6.010	Public Information	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.015	Definitions	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.020	Directional and Other Official Signs	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.030	On-Premises Signs	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.040	Outdoor Advertising in Zoned and Unzoned Commercial and Industrial Areas	5/30/2014	Yes	No	No	Yes	No	Yes	Yes	No	N/Ap	0	The current rule requires a minimum 10-second static time for ads on digital billboards. However, the Federal Highway Administration (FHWA) Guidance recommends 8 seconds. A less restrictive alternative is to follow the minimum federal guidance.
7 CSR 10-6.050	Outdoor Advertising Beyond Six Hundred Sixty Feet (660') of the Right-of-Way	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.060	Nonconforming Signs	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.070	Permits for Outdoor Advertising	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.080	Removal of Outdoor Advertising Without Compensation	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.085	Cutting and Trimming of Vegetation on Right-of-Way	5/30/2014	Yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	The current rule sets the maximum vegetation cutting area is as 450 feet on either side of the billboard. MoDOT intends to propose a rule amendment that would allow a longer vegetation cutting length, which would be less restrictive. Currently, the rule authorizes billboard permit holders to have 120 days to cut the desired vegetation. MoDOT intends to propose a rule amendment that would allow to extend the time frame to 365 days, which would reduce the number of extensions required to be issued by MoDOT. In addition, MoDOT currently charges a fee to remove any tree with a diameter equal to or greater than 6 inches. The fee is \$100 for a 6-inch tree and then an additional \$100 for every in greater than 6 inches. Other areas in MoDOT do not charge for tree removal. To be consistent and reduce paperwork, the fee for tree removal could be eliminated.
7 CSR 10-6.090	Administrative Review of Notices to Remove Outdoor Advertising and to Terminate Nonconforming Signs	5/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-6.100	Removal or Concealment of Outdoor Advertising Pending Judicial Review	11/30/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-7 Transportation													
7 CSR 10-7.010	Distribution of Funds Appropriated to the Missouri Elderly and Handicapped Transportation Assistance Program (MEHTAP)	3/10/1994	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	MoDOT will propose an amended rule to reflect MoDOT's current practice of allocating 50% of available MEHTAP funding to Area Agencies on Aging.
7 CSR 10-7.020	Definitions for Missouri State Transit Assistance Program	8/30/2013	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	
7 CSR 10-7.030	Distribution of Funds Appropriated to the Missouri State Transit Assistance Program	8/30/2013	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	

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7 CSR 10-8 Disadvantaged Business Enterprise (DBE) Program													
7 CSR 10-8.011	Definitions	11/30/2000	Yes	Yes	Yes	No	No	No	Yes	Yes	1	1	MoDOT will rescind the current rule and adopt a new rule (7 Code of State Regulations (CSR) 10-8.005) that would properly incorporate the federal DBE regulations into the Department's DBE Program.
7 CSR 10-8.021	General Information	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.031	Who is Governed and Bound by the USDOT and MoDOT and MoDOT DBE Program Regulations	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.041	Effective Date of the DBE Program Under 49 CFR Part 26	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.051	Procedures and Policies for Initially Certifying and Recertifying Disadvantaged Business Enterprise Firms	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.061	Missouri Unified Certification Program	11/30/2000	Yes	No	Yes	No	No	No	Yes	Yes	1	1	MoDOT will rescind the current rule and adopt a new rule that would properly incorporate the federal DBE regulations into the Department's DBE Program.
7 CSR 10-8.071	DBE Program Reporting and Disclosure Requirements for Currently Certified DBE Firms	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.081	Ineligibility Complaints	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.091	MoDOT Procedures and Hearings to Remove a Firm's DBE Eligibility	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.101	The Effect of a USDOT Certification Appeal	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.111	Prompt Payment, Record Keeping and Audit Requirements	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.121	MoDOT DBE Program Annual Goals and Contract Goals	11/30/2000	Yes	No	Yes	No	No	No	Yes	Yes	1	1	MoDOT will rescind the current rule and adopt a new rule that would properly incorporate the federal DBE regulations into the Department's DBE Program. The new rule, by harmonizing state rules and federal regulations, will also help clarify the setting of DBE program goals and contract goals on federal-aid highway projects let by the Commission.
7 CSR 10-8.131	DBE Participation Credit Toward Project or Contract Goals	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.141	USDOT-Assisted DBE Contract Awards and Good Faith Efforts	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.
7 CSR 10-8.151	Performance of a Commercially Useful Function by a DBE Firm	11/30/2000	Yes	No	Yes	No	No	No	Yes	Yes	1	1	MoDOT will rescind the current rule and adopt a new rule that would properly incorporate the federal DBE regulations into the Department's DBE Program. The new rule, by harmonizing state rules and federal regulations, will also help clarify what comprises, for a DBE, a commercially useful function.
7 CSR 10-8.161	Confidentiality of DBE Program Financial and Other Information	11/30/2000	No	Yes	Yes	Yes	Yes	No	No	No	N/Ap	0	MoDOT will rescind the current rule.

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7 CSR 10-10 Contractor Performance Rating to Determine Responsibility													
7 CSR 10-10.010	Definitions	7/30/2007	Yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017. This rule addresses poor construction practices that can arise for state highway system construction projects. This rule and subsequent changes were developed after discussions with the highway contracting industry.
7 CSR 10-10.020	Explanation of Contractor Performance Rating System	7/8/1991	yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	See Notes for 7 CSR 10-10.010
7 CSR 10-10.030	Rating Categories for Evaluating the Performance of a Contractor	7/30/2007	yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	See Notes for 7 CSR 10-10.010
7 CSR 10-10.040	Contractor Performance Project Evaluation Used in Evaluating Contractor Performance	7/30/2007	yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	See Notes for 7 CSR 10-10.010
7 CSR 10-10.050	Procedure and Schedule for Completing the Contractor Performance Project Evaluation	7/30/2007	yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	See Notes for 7 CSR 10-10.010
7 CSR 10-10.060	Explanation of Standard Deviation Rating System for All Contractors	7/30/2007	yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-10.070	Procedure for Annual Rating of Contractors	7/30/2007	yes	No	No	Yes	yes	Yes	Yes	No	N/Ap	0	See Notes for 7 CSR 10-10.010
7 CSR 10-10.080	Determination of Nonresponsibility	7/30/2007	yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-10.090	Reservation of Rights to Recommend or Declare Persons or Contractors Nonresponsible on Other Grounds	7/30/2007	yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-11 Procurement of Supplies													
7 CSR 10-11.010	Definitions	1/30/2010	Yes	No	no	no	no	Yes	Yes	No	N/Ap	0	This chapter needs to be updated to address minority and women business enterprises (MWBE) (Executive Order 15-06) and other Preferences.
7 CSR 10-11.020	Procedures for Solicitation, Receipt of Bids, and Award and Administration of Contracts	1/30/2010	Yes	No	no	no	no	Yes	Yes	No	N/Ap	0	This chapter needs to be updated to address MWBE (Executive Order 15-06) and other Preferences.
7 CSR 10-11.030	Vender Registration, Notification of Competitive Bidding Opportunities, Suspension, and Debarment	1/30/2010	Yes	No	no	no	no	Yes	Yes	No	N/Ap	0	This chapter needs to be updated to address MWBE (Executive Order 15-06) and other Preferences.
7 CSR 10-12 Scenic Byways													
7 CSR 10-12.010	Scenic Byways	8/30/2014	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	
7 CSR 10-12.020	Application Procedures	8/30/2014	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	
7 CSR 10-12.030	Nomination Review Process	8/30/2014	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	
7 CSR 10-13 Plant Collection from Right-of-Way													
7 CSR 10-13.010	Permit Specifications for Removal of Plants	12/30/1996	No	Yes	No	No	Yes	Yes	N/Ap	No	N/Ap	0	Propose to rescind rule
7 CSR 10-14 Adopt-A-Highway Program													
7 CSR 10-14.010	Purpose	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.
7 CSR 10-14.020	Definitions	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.
7 CSR 10-14.030	Application for Participation	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.

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7 CSR 10-14 Adopt-A-Highway Program (Cont'd)													
7 CSR 10-14.040	Agreement; Responsibilities of Adopter and Commission	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.
7 CSR 10-14.050	Sign	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.
7 CSR 10-14.060	Modification or Termination of the Agreement	8/30/2006	Yes	No	No	No	No	Yes	N/Ap	No	N/Ap	0	No Revisions proposed.
7 CSR 10-15 Contractor Prequalification													
7 CSR 10-15.010	Prequalification to Bid of Certain Contractors	2/28/1997	Yes	No	No	Yes	Yes	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that corrected department personnel titles and divisions responsible to administer the rule and that requires electronic bids only to be submitted.
7 CSR 10-16 Rest Areas													
7 CSR 10-16.020	Definitions	2/28/2011	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will properly incorporate by reference a reference to section 111 of Title 23 of the CFR.
7 CSR 10-16.025	Public Information	2/28/2011	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will update the title of the Division Director where information on publications in rest areas may be obtained.
7 CSR 10-16.035	Commission Responsibilities and Requirements	2/28/2011	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT will file an amended rule that will correct two intersectional references to a rule that no longer exists and update the title of the Division Director in this rule.
7 CSR 10-16.045	Licensee Responsibilities and Requirements	2/28/2011	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-16.050	Publisher Responsibilities and Requirements	2/28/2011	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-17 Supplemental Guide Sign Program													
7 CSR 10-17.020	Definitions	6/30/2015	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-17.030	Administration	6/30/2015	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-17.040	Tourist Oriented Directional Signing Requirements	6/30/2015	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-17.050	Requirements for Logo Signing	6/30/2015	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-17.060	Requirements for Traffic Generators	6/30/2015	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18 Contractor Disqualification for Misconduct													
7 CSR 10-18.010	Definitions	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies the MoDOT staff that shall comprise the Review Board that will receive and make decisions on the disqualification of contractors authorized by the rule.
7 CSR 10-18.020	Causes for Disqualification	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule but did not file the final order of rulemaking as there was insufficient time to address all stakeholder questions on the amended rule.
7 CSR 10-18.030	Notice of Proposed Disqualification	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies that the notice of proposed disqualification shall also contain the proposed duration of the proposed disqualification.

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7 CSR 10-18 Contractor Disqualification for Misconduct (Cont'd)													
7 CSR 10-18.040	Opportunity to Appeal Proposed Disqualification and Review Board Proceedings	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies the Disqualification Review Board's Report must ensure that the disqualification cause was based on a preponderance of the evidence and that no fact-finding hearing is needed if the cause for disqualification is based on a conviction, judgment, admission or debarment issue by another federal, state or local government entity.
7 CSR 10-18.050	Commission Action	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18.060	Notice of Commission Determination to Disqualify Contractor	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18.070	Period of Disqualification	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies that any declaration by MoDOT's Chief Engineer to extend the duration of a disqualification must include notification to the contractor and the opportunity to appeal to the MoDOT Disqualification Review Board.
7 CSR 10-18.080	Effect of a Commission Determination that a Contractor is Disqualified	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18.090	Procedure for Reinstatement of a Contractor Previously Disqualified	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies that the MoDOT Chief Engineer may request additional documentation to evaluate a contractor's reinstatement to bid on state highway system construction contracts.
7 CSR 10-18.100	Effect of Reinstatement of a Contractor Previously Disqualified	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18.110	Addresses for Written Notification or Appeal	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-18.120	Commission Notification Regarding Contractors Who Have Been Disqualified	6/30/1997	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-19 Contractor Drug Testing Program													
7 CSR 10-19.010	General Program Requirements	5/30/1998	No	Yes	Yes	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission administrative rule because the federal Drug Free Workplace Act and the Occupational Safety and Health Administration regulations already address this issue. However, MoDOT did not file the final order of rulemaking as there was insufficient time to address questions raised on the rescinded rule.
7 CSR 10-20 Financial Assistance													
7 CSR 10-20.010	State Transportation Assistance Revolving (STAR) Fund	1/30/1998	Yes	No	No	Yes	Yes	Yes	N/Ap	No	N/Ap	0	MoDOT intends to file an amended rule that will solely address the issues that require rulemaking under section 226.191 RSMo, namely the procedures, conditions, and repayment terms applicable to any STAR Fund loan/grant.

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7 CSR 10-21 Transportation Corporations													
7 CSR 10-21.010	Procedures for Authorizing Transportation Corporations (TCs) to Enforce Collection of Tolls	7/30/1998	No	Yes	No	Yes	Yes	Yes	No	No	N/Ap	0	Section 238.362 RSMo says the Commission may authorize TCs which operate a toll facility to enforce payment of tolls against the operator of a vehicle, but that such authorization shall be made in accordance with rules. There are currently no TC projects that impose and collect tolls. MoDOT is considering whether to amend and update the rule for future TCs that would impose and collect tolls, or to rescind the rule entirely.
7 CSR 10-23 Technician Certification Program													
7 CSR 10-23.010	Definitions	6/30/2009	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that modifies definitions necessary for the Technician Certification Program and clarifies MoDOT staff that shall comprise the Technician Certification Review Board.
7 CSR 10-23.020	Certification and Certification Renewal Requirements for Qualified Sampling and Testing Technicians and Sampling or Testing Technicians-in-Training	6/30/2009	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies a registered intern under the Technician Certification Program must work under a certified supervision for all applicable test methods the intern performs, eliminate fee forfeiture and the number of times an applicant may be approved provisions, and adds certification types for current construction methods.
7 CSR 10-23.030	Certification Suspension and Revocation Procedures and the Appeal Process for Technicians and Sampling or Testing Technicians-in-Training	6/30/2009	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective July 30, 2017 that clarifies Technician Certification Review Board certification revocations shall last for one (1) year, retains records for Review Board actions against a technician for five (5), not three (3), years, and issue written reprimands to an intern's supervisor upon finding of improper procedure contribution.
7 CSR 10-24 Design-Build Project Contracts													
7 CSR 10-24.010	Definitions	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.020	General	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.030	Procedures for Solicitations and Receipt of Proposals	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.050	Types of Projects in Which Design-Build Contracting May Be Used	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.060	Stipends	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.070	Risk Allocation	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.080	Organizational Conflicts of Interest	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.100	Selection Procedures and Award Criteria	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.110	Solicitation Procedures for Competitive Proposals	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.120	Past Performance	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.130	Modified Design-Build Procedures	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	

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7 CSR 10-24 Design-Build Project Contracts (Cont'd)													
7 CSR 10-24.140	Tradeoffs in Design-Build Contracting	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.150	Use of a Competitive Range to Limit Competition	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.200	Proposal Evaluation Factors	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.210	Process to Review, Rate and Score Proposals	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.300	Information Exchange, General	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.310	Clarifications	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.320	Communications	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.330	Discussions	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-24.413	Negotiations Allowed After Source Selection Prior to Contract Execution	2/28/2006	Yes	No	Yes	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-25 Motor Carrier Operations													
7 CSR 10-25.010	Skill Performance Evaluation (SPE) Certificates for Commercial Drivers	12/30/2003	Yes	No	Yes	Yes	Yes	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would: (1) properly incorporate material by reference; (2) clarify that publication of a SPE notice of application in the <i>Missouri Register</i> is not required; (3) correct the address for the Motor Carrier Services Director; (4) remove language regarding limb and vision exemptions that duplicate federal regulations; and (5) the like.
7 CSR 10-25.020	Oversize and Overweight (OSOW) Permits	7/30/2015	Yes	No	No	Yes	Yes	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would: (1) properly incorporate material by reference; (2) clarify OSOW holiday travel restriction periods; (3) delete proof of insurance/surety bond waivers; (4) remove the requirement that OSOW applications be filed at least two days before the OSOW movement; and (5) the like.
7 CSR 10-25.030	Apportion Registration Pursuant to the International Registration Plan (IRP)	12/30/2015	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would: (1) properly incorporate the most recent version of the IRP; (2) clarify the temporary vehicle registration process; (3) expressly outline the consequences of flagrant or repeated violations of the temporary vehicle registration process; and (4) the like.
7 CSR 10-25.040	Notice to be Given to Consumers by Household Goods Carriers—Timing of Delivery, Form and Contents	11/30/2006	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-25.050	Reciprocity with Other States—Registration of Trailers	2/29/2008	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-25.060	Trip Permits and Hunter's (Unladen) Permits	2/29/2008	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-25.070	Definitions	2/29/2008	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would: (1) properly incorporate material by reference; (2) clarify several definitions; and (3) remove a definition that is obsolete.

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7 CSR 10-25 Motor Carrier Operations (Cont'd)													
7 CSR 10-25.071	Application for International Fuel Tax Agreement License	2/29/2008	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-25.072	Fuel Tax Returns	2/29/2008	Yes	No	No	Yes	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that reduces the reporting burden and makes the rule less restrictive for certain small businesses. It also aligns the rule with MoDOT's current processes and removes language that is explicit in the IFTA agreement (redundant.)
7 CSR 10-25.073	Record Keeping Requirements	2/29/2008	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-25.080	Investigation and Audits	7/1/2008	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would properly incorporate material by reference.
7 CSR 10-25.090	Appeals	2/29/2008	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 10-26 Arbitration and Mediation of Construction Disputes													
7 CSR 10-26.010	Selection of Arbitrator in Arbitration Proceeding	8/30/2006	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that would amend the rule title.
7 CSR 10-26.020	Mediation	8/30/2006	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that shall become effective on July 30, 2017 that clarifies that all construction contract claims will follow the claim process in section 226.096 RSMo.
7 CSR 10-27 David's Law Signing													
7 CSR 10-27.010	Definitions	4/30/2010	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-27.020	Eligibility Requirements	4/30/2010	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-27.030	Sign Design and Installation	4/30/2010	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 10-27.040	Administration	4/30/2010	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1 Motorcycle Safety Education Program													
7 CSR 60-1.010	Definitions	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective on July 30, 2017 that amends definitions of the entities (i.e., Commission, Department, and Traffic and Highway Safety Division) that are responsible for the administration and operation of the Motorcycle Safety Education Program.
7 CSR 60-1.020	Program Sponsor	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective on July 30, 2017 that clarifies the standards for an approved motorcycle rider training program, clarifies when Commission approval of a sponsor to conduct a motorcycle rider training program may be suspended; and clarifies that there is a letter of agreement between the sponsor and other parties (i.e., MoDOT, instructors, or students) instead of a contract.

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7 CSR 60-1 Motorcycle Safety Education Program (Cont'd)													
7 CSR 60-1.030	Motorcycle Instructor	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that outlines the standards for an instructor of an approved motorcycle rider training program and requires the instructor to not be addicted to controlled substances.
7 CSR 60-1.040	Student Admission Requirements	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1.050	Verification of Court Completion	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that changes the name of the entity that issues a motorcycle rider training program completion certificate from the Department of Public Safety to MoDOT's Traffic and Highway Safety Division.
7 CSR 60-1.060	Approved Motorcycle Training Courses	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that outlines the standards for an approved motorcycle rider training program.
7 CSR 60-1.070	Motorcycle Requirements	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1.080	Notice and Hearing Requirements	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1.090	Sponsor Suspension	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1.100	Quality Assurance Visits	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-1.110	Sponsor Pre-Suspension Notification	8/28/2003	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	
7 CSR 60-2 Breath Alcohol Ignition Interlock Device Certification and Operational Requirements													
7 CSR 60-2.010	Definitions	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.
7 CSR 60-2.020	Approval Procedure	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.
7 CSR 60-2.030	Standards and Specifications	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.

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7 CSR 60-2 Breath Alcohol Ignition Interlock Device Certification and Operational Requirements (Cont'd)													
7 CSR 60-2.040	Responsibilities of Authorized Service Providers	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.
7 CSR 60-2.050	Breath Alcohol Ignition Interlock Device Security	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.
7 CSR 60-2.060	Suspension or Revocation of Approval of a Device	3/30/2014	Yes	No	No	No	No	Yes	Yes	No	N/Ap	0	MoDOT filed proposed rulemaking that was published in the <i>Missouri Register</i> on 11/15/16 that were later allowed to expire and not become effective. Comments were received from ignition interlock manufacturers that prompted the decision. MoDOT intends to file amended rules after the conclusion of the public comment period and conducting stakeholder outreach required by Executive Order 17-03.
7 CSR 265-9 Rail Fixed Guideway Systems													
7 CSR 265-9.010	Applicability of Chapter; Definitions	6/30/2007	Yes	No	Yes	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will change some existing definitions and add new definitions as the result of changes from the enactment of the Moving Ahead for Progress in the 21st Century Act (MAP-21) and associated federal regulations.
7 CSR 265-9.020	System Safety Program Plan and Security Plan	6/30/2007	Yes	No	Yes	Yes	Yes	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will replace the majority of the rule with a statement that for the provisions of this rule a Rail Fixed Guideway System shall comply with the requirements stated in Title 49 CFR 659 and 674.
7 CSR 265-9.040	Safety Reviews Shall Be in Accordance with Federal Transit Administration (FTA) Standards	6/30/2007	Yes	No	Yes	Yes	Yes	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will replace the majority of the rule with a statement that for the provisions of this rule a Rail Fixed Guideway System shall comply with the requirements stated in Title 49 CFR 659 and 674.
7 CSR 265-9.050	Signs	6/30/2007	Yes	No	No	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will provide the latest Manual on Uniform Traffic Control Devices (MUTCD) retroreflectivity standards.
7 CSR 265-9.060	Drug and Alcohol Testing	6/30/2007	Yes	No	No	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will incorporate the provisions of 49 CFR Part 40.
7 CSR 265-9.070	Hours of Service	6/30/2007	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	

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7 CSR 265-9 Rail Fixed Guideway Systems (Cont'd)													
7 CSR 265-9.090	Walkways	6/30/2007	Yes	No	No	Yes	No	N/Ap	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will add language authorizing a waiver.
7 CSR 265-9.100	Rail-Highway Grade Crossing Construction and Maintenance	6/30/2007	Yes	No	No	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will update the MUTCD reference to 2009 edition and American Railway Engineering and Maintenance of Way Association (AREMA) standards to 2013 edition and remove 112 pound rail AREMA exception.
7 CSR 265-9.110	Rail-Highway Grade Crossing Warning Devices	6/30/2007	Yes	No	No	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will update the MUTCD reference to the 2009 edition.
7 CSR 265-9.130	Visual Obstructions at Public Grade Crossings	6/30/2007	Yes	No	No	No	No	N/Ap	N/Ap	No	N/Ap	0	
7 CSR 265-9.140	Dedicated Rail Fixed Guideway Telephone	6/30/2007	Yes	No	No	Yes	No	N/Ap	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will provide flexibility for location of telephone and for Rail Fixed Guideway Systems that are not physically staffed 24 hours a day (i.e. Loop Trolley).
7 CSR 265-9.150	Accidents and Hazards, Compliance with Federal Transit Administration (FTA) Notification	6/30/2007	Yes	No	No	No	No	No	N/Ap	No	N/Ap	0	MoDOT will file an amended rule that will add language to reflect authority; and add reference to new FTA rule 49 CFR 674.
7 CSR 265-10 Motor Carrier Operations													
7 CSR 265-10.010	Definitions	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.015	Application Requirements for the Issuance and Transfer of Intrastate Motor Carrier Authority	12/30/2013	Yes	No	Yes	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that: (1) deletes an obsolete process in the rule; (2) corrects the U.S. Department of Transportation (USDOT) number issuance process; and (3) removes unnecessary language regarding the transfer of an operating certificate or permit. These changes are more consistent with federal law.
7 CSR 265-10.020	Licensing of Vehicles	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.025	Marking of Vehicles	12/30/2013	Yes	No	No	No	Yes	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that: (1) properly incorporates material by reference; (2) modifies the requirement to display the USDOT number on noncommercial drivers license passenger carrying vehicles; and (3) removes unnecessary language.
7 CSR 265-10.030	Insurance	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.035	Application for a Self-Insurer Status	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.040	Motor Vehicle Leasing	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.045	Passenger Service Requirement	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.050	Tariffs, Time Schedules, and Motor Carrier Documentation	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.055	Passenger Tariffs	12/30/2013	No	Yes	No	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
7 CSR 265-10.090	Merger of Duplicated or Overlapping Motor Carrier Operating Authority	12/30/2013	No	Yes	No	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.

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7 CSR 265-10 Motor Carrier Operations (Cont'd)													
7 CSR 265-10.100	Regulation of Advertising by Motor Carriers	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.110	Joint Service and Interlining by Passenger or Household Goods Carrier	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.130	Complaints	12/30/2013	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	
7 CSR 265-10.140	Discontinuance of Service; Suspension and Revocation of Certificates, Permits, and Property Carrier Registrations	12/30/2013	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that removes some unnecessary, obsolete language and changes the responsibility of ordering revocation from the Administrative Hearing Commission (AHC) to MHTC.
4 CSR 265-2 Practice and Procedure													
4 CSR 265-2.010	Definitions	2/25/1996	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	This rule is currently published under Title 4 DED. MoDOT will file an amended rule to update the rule and move it to Title 7. Additional changes will include updating definitions and adding new definitions of railroad terms not elsewhere defined by statute or regulation such as "Public Crossing" and "Private Crossing".
4 CSR 265-2.020	Principal Offices	2/25/1996	No	Yes	No	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.030	Records of the Division	2/25/1996	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended that will become effective July 30, 2017 that: (1) properly incorporates material by reference; (2) updates the process to maintain a record of all proceedings; and (3) replaces the rule's reference to the former administrative law judge to the AHC. It also moves the rule to Title 7 and deletes obsolete provisions.
4 CSR 265-2.040	Practice by Attorneys	10/29/1985	No	Yes	No	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.050	Computation of Effective Dates	10/27/1986	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that replaces the rules reference to the former administrative law judge to the AHC and moves the rule to Title 7.
4 CSR 265-2.055	Name and Address Changes for Motor Carriers, Railroad Corporations and Certain Contracting Shippers	2/25/1996	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that deletes obsolete provisions relating to motor carriers, such as requirements for a motor carrier to get approval to change addresses or change its name. The amended rule also moves the rule to Title 7.
4 CSR 265-2.057	Interpretation of Federal Preemption Under Section 601 of the Federal Aviation Administration Authorization Act of 1994	2/25/1996	No	Yes	Yes	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.065	Applications for Interstate Motor Carrier Permits & Intrastate Regular Route Passenger Certificates Issued Pursuant to 49 U.S.C. 10922(c)(2)	2/25/1996	No	YES	Yes	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.067	Application to Issue or Create Certain Debt Instruments	2/25/1996	No	YES	No	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.

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4 CSR 265-2 Practice and Procedure (Cont'd)													
4 CSR 265-2.069	Application for Approval of Corporation to Acquire Capital Stock of Common Carrier Incorporated Under Missouri Law Pursuant to Requirements of §387.260, RSMo	2/25/1996	No	Yes	No	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.160	Rulemaking	2/25/1996	No	Yes	Yes	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.170	Hearings Under Rulemaking	2/25/1996	No	Yes	Yes	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.200	Motor Carrier Notice Register Publication, Scope and Subscription Orders	2/25/1996	No	Yes	No	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-2.300	Railroad Safety Applications (Other Than Railroad-Highway Crossings)	7/8/1993	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will delete references to the administrative law judge and a rescinded rule; add sections to reflect current procedures as a result of railroad regulatory duties being transferred to MHTC; and remove the two forms that are a part of the current published rule.
4 CSR 265-2.320	Railroad-Highway Crossing Applications	2/28/1999	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will delete references to administrative law judge and a rescinded rule and add sections to reflect current procedures as a result of railroad regulatory duties being transferred to MHTC.
4 CSR 265-2.322	Approved Installation of Stop Signs at Highway-Rail Grade Crossings	2/28/1999	No	Yes	Yes	No	Yes	No	No	No	N/Ap	0	MoDOT will file a rescission rule to eliminate this obsolete rule.
4 CSR 265-2.324	Changes to Highway-Rail Grade Crossing Active Warning Devices	2/28/1999	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will delete references to administrative law judge and change reference to division orders; and reflect current procedures as a result of railroad regulatory duties being transferred to MHTC.
4 CSR 265-6 Transportation													
4 CSR 265-6.030	Utilization of Motor Carriers in National Emergencies	2/25/1996	No	Yes	Yes	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
4 CSR 265-8 Railroads and Street Railroads													
4 CSR 265-8.010	Accidents	2/28/1999	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will clarify meaning of hazardous materials; add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.012	Dedicated Railroad Telephone	12/9/1991	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7.
4 CSR 265-8.018	Signs	12/9/1991	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 and add incorporation language required by 536.031.4 to properly incorporate material by reference.

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Rule Number	Rule Title	Date of Adoption or Last Amendment	Is the rule necessary?	Is the rule obsolete?	Does the rule overlap, duplicate or conflict with other rules? (state, federal, local)	Can a less restrictive or alternative rule accomplish the same purpose?	Can the rule be amended or rescinded to reduce regulatory burden or eliminate unnecessary paperwork?	Does the rule properly incorporate material by reference?	For rules affecting small business, does the public purpose or interest for the rule justify its continued existence?	Public Comments Appendix included? (For rules receiving public comment)	Page number of Appendix for Response	Number of Comments received on rule	Notes
4 CSR 265-8 Railroads and Street Railroads (Cont'd)													
4 CSR 265-8.020	Tracks Switch Position Indicators	2/28/1999	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 and that will eliminate all references to oil lamps because these are no longer used in the rail industry (technology change).
4 CSR 265-8.030	Visual Obstructions at Public Grade Crossings	12/9/1991	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7.
4 CSR 265-8.032	Temporary Closing of a Public Grade Crossing	2/28/1999	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will change the reference from Traffic Control handbook to MUTCD for standards when closing a grade crossing; add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.040	Transportation of Employees	10/29/1985	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will correct name of the division and remove one requirement that is no longer needed due to changes in the industry.
4 CSR 265-8.041	Required Equipment for Railroad Motor Cars	12/9/1991	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7.
4 CSR 265-8.050	Facilities for Employees	6/30/1986	Yes	No	No	No	Yes	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will correct the name of the division and Dept. of Health name, and clarify one requirement due to technology change.
4 CSR 265-8.060	Structural Clearances	10/29/1985	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will correct the name of the division; add incorporation language required by 536.031.4 to properly incorporate material by reference; and retain four diagrams that are a part of the current published rule.
4 CSR 265-8.070	Grade Crossing Account	4/27/1989	No	Yes	Yes	Yes	Yes	N/Ap	No	No	N/Ap	0	MoDOT will file a rescission rule to eliminate this obsolete rule.
4 CSR 265-8.071	Grade Crossing Safety Account	7/8/1993	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will correct the name of the regulating division, delete reference to SB 765 and reference related statute-389.612, delete (3)(G) because the referenced Grade Crossing Account no longer exists. the amended rule will also change section (4)-delete reference to division audit section and clarified final payment request and section (5)-delete reference to annual accounting as the entire RR Sections activities are captured in the annual accountability report in Sec 21.795 RSMo; incorporate material from 23 CFR Parts 140 and 646 and add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.080	Railroad-Highway Grade Crossing Warning Systems	2/28/1999	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 that will correct MUTCD reference and division name, delete the previous rule's corrections to MUTCD referencing 12 inch lens requirement, add wording re 12 inch lenses; change the 49 CFR Part 234 reference to correct date & delete language regarding subsequent amendments to CFRs; add incorporation language required by 536.031.4 to properly incorporate material by reference; and remove the diagram that is a part of the current published rule.

**Missouri Department of Transportation
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Rule Number	Rule Title	Date of Adoption or Last Amendment	Is the rule necessary?	Is the rule obsolete?	Does the rule overlap, duplicate or conflict with other rules? (state, federal, local)	Can a less restrictive or alternative rule accomplish the same purpose?	Can the rule be amended or rescinded to reduce regulatory burden or eliminate unnecessary paperwork?	Does the rule properly incorporate material by reference?	For rules affecting small business, does the public purpose or interest for the rule justify its continued existence?	Public Comments Appendix included? (For rules receiving public comment)	Page number of Appendix for Response	Number of Comments received on rule	Notes
4 CSR 265-8 Railroads and Street Railroads (Cont'd)													
4 CSR 265-8.090	Annual Report-State Statistics	12/9/1991	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will remove Interstate Commerce Commission and related annual report reference, clarify information required from Class I railroads and other railroads; and add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.092	Railroad Traffic Statistics	12/9/1991	Yes	No	No	No	Yes	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will remove the requirement for system rail traffic density diagram; add incorporation language required by 536.031.4 to properly incorporate material by reference; and remove the two forms that are a part of the current published rule.
4 CSR 265-8.100	Track and Railroad Workplace Safety Standards	2/28/1999	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will change the 49 CFR Parts 213 and 214 references to correct dates and delete language regarding subsequent amendments to CFRs; and add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.110	Walkway Safety Standards at Industrial Tracks	10/29/1985	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7.
4 CSR 265-8.120	Hazardous Material Requirements	2/28/1999	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will correct the name of the regulating division; correct references to CFRs; and add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.130	Grade Crossing Construction and Maintenance	12/9/1991	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7, that will delete reference to SB 676; correct MUTCD and AREMA references; remove 112 pound rail AREMA exception; and add incorporation language required by 536.031.4 to properly incorporate material by reference.
4 CSR 265-8.140	First-Aid Kits	4/27/1989	Yes	No	No	No	No	N/Ap	Yes	No	N/Ap	0	MoDOT will file an amended rule that will move this rule to Title 7 and that will delete reference to SB 676.
4 CSR 265-14 Training													
4 CSR 265-14.010	Transportation Enforcement Inspector I	2/28/1999	No	Yes	No	N/Ap	Yes	N/Ap	No	No	N/Ap	0	MoDOT filed a rescission rule that will become effective July 30, 2017 as the current rule is obsolete.
11 CSR 30-3 Driver Improvement Program													
11 CSR 30-3.010	Approval	1/12/1987	Yes	No	No	No	No	No	Yes	No	N/Ap	0	MoDOT filed an amended rule that will become effective July 30, 2017 that moves the rule from Title 11 to Title 7, corrects the name of the state agency administering the driver improvement program from the Department of Public Safety to the MHTC and the Traffic and Highway Safety Division and updates references to external materials so such materials are properly incorporated.

Missouri Department of Transportation
Section 536.175 RSMo APPENDIX A - Periodic Rule Review Report

Date	Name	Rule Number	Rule Title	Support/ Oppose	Comment	Missouri Department of Transportation Response
8/31/2016	H. Wes Pratt, President Minorities in Business (MIB)	7 CSR 10-8.011	Definitions	Support	MIB supports rescinding this rule and readopting a new rule to harmonize state rules and federal regulations by incorporating the federal regulations on the disadvantaged business enterprise (DBE) program and provide guidance on the federal regulation and further clarify state rules.	The Missouri Department of Transportation (MoDOT) is in the process of drafting the proposed changes referenced in this comment.
8/31/2016	H. Wes Pratt, President MIB	7 CSR 10-8.061	Missouri Unified Certification Program	Support	MIB supports amending this rule to describe Missouri's Unified Certification Program for the United States Department of Transportation DBE certifications.	MoDOT is in the process of drafting the proposed changes referenced in this comment.
8/31/2016	H. Wes Pratt, President MIB	7 CSR 10-8.121	MoDOT DBE Program Annual Goals and Contract Goals	Support	MIB supports amending this rule to harmonize state rules and federal regulations on setting DBE program goals and contract goals on federal-aid highway projects by incorporating the federal regulations on the DBE program and provide guidance on the federal regulation and further clarify state rules.	MoDOT is in the process of drafting the proposed changes referenced in this comment.
8/31/2016	H. Wes Pratt, President MIB	7 CSR 10-8.151	Performance of a Commercially Useful Function by a DBE Firm	Support	MIB supports amending this rule to harmonize state rules and federal regulations on a DBE performance of a commercially useful function by incorporating the federal regulations on the DBE program and provide guidance on the federal regulation and further clarify state rules.	MoDOT is in the process of drafting the proposed changes referenced in this comment.