

Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation Commission
Chapter 7—Transportation

RECEIVED

OCT 06 2017

PROPOSED AMENDMENT

SECRETARY OF STATE
ADMINISTRATIVE RULES

7 CSR 10-7.010 Distribution of Funds Appropriated to the Missouri Elderly and Handicapped Transportation Assistance Program. The Missouri Highways and Transportation Commission is adding a new subsection (2)(A), renumbering subsections (2)(A) through (2)(D) accordingly, and amending subsections (1)(A) and (1)(C), and sections (1) and (3).

COPY

PURPOSE: This proposed amendment changes the rule to reflect the current practice of the Department.

(1) Criteria. The following criteria is *[shall]* be used to distribute state financial assistance to eligible transportation providers under section 208.260, RSMo:

(A) Eligibility. **Applicants must:**

1. *[Applicants must]* meet one (1) of the following criteria:

A. Be incorporated as a not-for-profit corporation in Missouri under the provisions of Chapter 355, RSMo; or

B. Engage the services of a not-for-profit corporation, County Sheltered Work-shop or Developmental Disability Services under the provisions of sections 205.968–205.972, RSMo, or Senior Citizens Service Fund Tax under the provisions of sections 67.990–67.995, RSMo.

2. *[Applicants must show]* Show availability of federal, local or private funds for the project under application.

3. *[Applicants' total operating costs must]* Show that their total operating costs exceed their total operating revenues, including all dues, membership fees and all other sources of operating revenue.

4. *[Costs shall be]* Show that its costs are limited to operating costs specifically for transporting elderly and handicapped persons;

(B) Distribution of state assistance will be made on the basis of relative point scores determined by the following criteria: need for service (maximum twenty-five (25) points), trip purpose (maximum twenty-five (25) points), cost effectiveness based on yearly statistical average cost per revenue mile and one-way passenger trips of all applicants (maximum twenty-five (25) points), and cost and availability of alternative service (maximum twenty-five (25) points); and

(C) Federal, local and private funds will be matched with program funds to defray transportation operating losses for approved applicants by the following procedures:

1. When an organization receives federal funds from a state agency and a cash match is required, the commission will provide the cash match *[required]*;

2. If federal funds are received directly from a federal agency and no state program or agency is involved, the commission will provide one-half (1/2) of any cash match, required by the federal program with the remaining one-half (1/2) being provided from other sources; and

3. The commission will match local or private funds on a dollar-for-dollar basis.

JOINT COMMITTEE ON

OCT 06 2017

ADMINISTRATIVE RULES

(2) Applications, Awards and Disbursements.

(A) Fifty percent (50%) of the funds appropriated under section 208.260 RSMo shall be distributed to Area Agencies on Aging as that term is defined in Section 192.2005 RSMo using the formula described in Section (1)(B).

(/A/B) Applications will be accepted through March 31 each year.

(/B/C) Applications will be processed through June 15 each year.

(/C/D) Announcements of financial assistance to applicants will be made by June 30 each year.

(/D/E) Awards will be made for a period of twelve (12) months beginning on July 1 of each year. Disbursements will be made monthly on a reimbursable basis subject to the above conditions.

(3) Information. Information regarding the Missouri Elderly and Handicapped Transportation Assistance Program may be obtained from the transit section in the *[Office of the Assistant for Transportation, State Highway and Transportation Building]* **Multimodal Operations Division**, P.O. Box 270, Jefferson City, MO 65102 *[(314) 751-2523]*.

AUTHORITY: section 208.265, RSMo 1986. This rule was previously filed as 14 CSR 10-2.010. Original rule filed Dec. 1, 1976, effective March 11, 1977. Amended: Filed March 4, 1983, effective June 15, 1983. Emergency amendment filed Aug. 13, 1993, effective Aug. 23, 1993, expired Dec. 20, 1993. Amended: Filed Aug. 13, 1993, effective March 10, 1994. Amended: Filed October 6, 2017.*

**Original authority: 208.265, RSMo 1976.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Pamela J. Harlan, Secretary to the Commission, 105 W. Capitol Avenue, PO Box 270, Jefferson City, MO 65102 or Pamela.Harlan@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.