

**Commission Minutes
December 13, 2016**



IOWA TRANSPORTATION COMMISSION

Meeting Agenda / Commission Orders

December 13, 2016
Materials Conference Room
Ames DOT Complex
1:30 p.m.

ITEM NUMBER	TITLE	SUBMITTED BY	PAGE
D-2017-31	*Approve Minutes of the November 8, 2016 Commission Meeting	Danielle Griggs	3
1:30 p.m.	Commission Comments DOT Comments		
D-2017-32	* Administrative Rules: - 761 IAC 1, 10, 11, 12, 112, and 115	Lee Wilkinson	5
MV-2017-33	* Administrative Rules: - Chapter 400: Vehicle Registration and Certificate of Title and Chapter 410: Special Mobile	Mark Lowe	13
MV-2017-34	* Administrative Rules: - Chapter 605: License Issuance and Chapter 630: Nonoperator's Identification Card	Mark Lowe	15
PPM-2017-35	* Revitalize Iowa's Sound Economy (RISE) – Council Bluffs	Craig Markley	21
H-2017-36	* FY 2018 Traffic Safety Improvement Program Projects	Jan Laaser-Webb	25
PPM-2017-37	* Calendar Year (CY) 2017 Intercity Bus Grant Program	Ryan Ward	27
PPM-2017-38	* Job Access Reverse Commute/New Freedoms Funding Recommendations	Sree Mitra	29
1:45 p.m.	Adjourn		

*Action Item

On Tuesday, December 13, the Commission and staff will meet informally at 11:00 a.m. in the Materials Conference Room at the DOT complex in Ames. Transportation-related matters will be discussed but no action will be taken.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Director's Office Order No. D-2017-31
Submitted by Danielle Griggs Phone No. 515-239-1242 Meeting Date December 13, 2016
Title Approve Minutes of the November 8, 2016 Commission Meeting

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the November 8, 2016 Commission meeting.

COMMISSION ACTION:

Moved by Leonard Boswell Seconded by David Rose

	Aye	Vote Nay	Pass
Boswell	<u>X</u>	_____	_____
Fehrman	<u>X</u>	_____	_____
Huber	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Putney	<u>absent</u>	_____	_____
Rose	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division Director Legal State Director

D-2017-31

Commissioner Boswell made a motion to approve the minutes as written. Commissioner Rose seconded the motion. Commissioner Putney, absent; remaining Commissioners voted aye.

Commission Comments

Commissioner Rose said it was a pleasure to have DOT staff at the Christmas party and appreciated their work. He also acknowledged Governor Branstad's nomination as Ambassador to China.

Commissioner Boswell also acknowledged the hard work of DOT staff and specifically the work of Jim Armstrong for the work he's done on I-35 in southern Iowa and with fencing issues.

Commissioner Miles welcomed Mark Lowe as our temporary director. She said the Commission supports him and knows him to be an upstanding and fine person to work for and with. Commissioner Miles said she Paul Trombino did great things and we will miss him but we wish him well in his future endeavors.

Commissioner Yanney stated she agreed with all the other Commission comments and that she's been around state government a long time and she thinks this department is the best she's worked with in all those years. She said Mark's done a great job, and she's always appreciated the work he has done for us as a Commission and getting right back to us if he doesn't have the answer at hand. She told Mark that the Commission is glad to have him as our interim and she knows he'll do a great job.

DOT Comments

Mark Lowe thanked the Commission for all the nice comments on behalf of the staff and for the nice gathering this morning. Mark also echoed their comments about Paul, Paul is such an important part of what we did here and we, of course, wish him well, too. Mark said it is important to remember that an organization is always just a group of people on a common mission; so the true strength, capacity, and resiliency of an organization comes from our staff and the way they carry things on. People will change in leadership positions, but the organization continues to function well because of that. Mark closed by saying it is important to remember that you as Commissioners are part of that organization and part of that mission and we thank you for your time, energy, and talent that you bring to it.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Operations and Finance Division Order No. D-2017-32
 Submitted by Lee Wilkinson Phone No. 515-239-1340 Meeting Date December 13, 2016
 Title Administrative Rules – 761 IAC 1, 10, 11, 12, 112, and 115

DISCUSSION/BACKGROUND:

The department reviewed and updated the following rule chapters.

- 761 IAC 1, Organization of the Department of Transportation
- 761 IAC 10, Administrative Rules
- 761 IAC 11, Waiver of Rules
- 761 IAC 12, Declaratory Orders
- 761 IAC 112, Primary Road Access Control
- 761 IAC 115, Utility Accommodation

Proposed changes to 761 IAC 1

These reflect current language within Iowa Code 307 and 307A and current department operation. This rulemaking also updates the mission of the Iowa DOT, adds the department’s website, and updates the chapter’s implementation sentence.

Proposed changes within 761 IAC 10, 11, 12, 112, and 115

These changes remove references to the Office of Policy and Legislative Services since this is no longer an office within the department.

The public comment period ended on November 15 and no comments were received.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the attached rule amendments.

COMMISSION ACTION:		Aye	Vote Nay	Pass
		x	_____	_____
		x	_____	_____
		x	_____	_____
Moved by <u>Loree Miles</u>	Seconded by <u>Kathleen Fehrman</u>	x	_____	_____
		absent	_____	_____
		x	_____	_____
		x	_____	_____
_____ Division Director	_____ Legal			_____ State Director

D-2017-32

Lee Wilkinson, Operations and Finance Division; The department has review our Administrative Rule Chapters 1 on organization of the department; chapter 10 on administrative rules; 11 on waivers; 12 on declaratory orders; 112 on primary road access; and 115 on utility accommodation.

The changes to Chapter 1 reflect current language within Iowa Code 307 and 307A and current department operation. This rulemaking also reflects the Department's mission, as well as, including the website, and update to our implementation sentence.

The changes for chapters 10, 11, 12, 112, and 115 simply reflect restructuring within the division of Operations and Finance; which was to eliminate the Office of Policy and Legislative Services within the division.

The public comment period ended on November 15 and no comments were received. With that, I would recommend adoption of these rule changes.

Commissioner Miles made a motion to approve the rule amendments. Commissioner Fehrman seconded the motion. Commissioner Putney, absent; remaining Commissioners voted aye.

Rule-making actions:

ITEM 1. Amend rule 761—1.2(17A) as follows:

761—1.2(17A) Mission statement. ~~The mission of the department is to promote a transportation system to satisfy user needs and maximize economic and social benefits for Iowa citizens, to encourage and support programs to provide commodity movement and mobility for all citizens, and to promote financing of the transportation system through user and nonuser sources in an equitable manner.~~ The department is responsible for the planning, development, regulation and improvement of transportation in Iowa. The mission of the department is “getting you there safely, efficiently and conveniently.”

ITEM 2. Amend rule 761—1.3(17A) as follows:

761—1.3(17A) Location and business hours. The department’s main office ~~of the department~~ is located at 800 Lincoln Way, Ames, Iowa 50010; telephone (515)239-1101. The department’s business hours are 8 a.m. to 4:30 p.m. Monday through Friday, excluding legal holidays.

ITEM 3. Amend rule 761—1.4(17A) as follows:

761—1.4(17A) Information and forms. Information, applications and forms may be obtained from the department or from the division or office which is responsible for the area of concern. Specific instructions may also be given in administrative rules. The department’s Web site at www.iowadot.gov provides additional information about departmental organizational units, services and forms.

ITEM 4. Amend rule 761—1.6(17A,307,307A) as follows:

761—1.6(17A,307,307A) Commission. A seven-member transportation commission ~~approves~~

~~the departmental budget, develops a comprehensive transportation policy and plan for the state, identifies transportation needs, and develops programs to meet these needs. Other commission approves the five-year transportation improvement program, and is responsible for other statutory duties and responsibilities are broadly stated~~ listed in Iowa Code ~~chapters 307 and 307A~~ section 307A.2. Inquiries and requests may be submitted to the commission at the address given in rule 761—1.3(17A).

ITEM 5. Amend rule 761—1.7(17A,307) as follows:

761—1.7(17A,307) Director of transportation. The director of transportation is based in Ames and serves as the chief administrative officer of the department. The director is responsible for the management of the department and for statutory duties including but not limited to those listed in Iowa Code section 307.12. ~~The following units report to the director:~~

~~1.7(1) The deputy director.~~

~~1.7(2) The divisions described in rule 1.8(17A,307).~~

~~1.7(3) The bureau of policy and information, which identifies, analyzes and develops options for transportation policy issues, coordinates the department's legislative program, and communicates transportation programs and information to the department and the public.~~

~~1.7(4) The bureau of transportation safety, which investigates methods of improving highway safety and administers risk management programs for the department.~~

~~1.7(5) The bureau of management, which provides management support, program evaluation and development, and administration of employee safety and environmental safety concerns.~~

ITEM 6. Rescind rule 761—1.8(17A,307) and adopt the following **new** rule in lieu thereof:

761—1.8(17A,307) Divisions. The department shall operate under the following divisions, which

report to the director:

1.8(1) Highway division.

a. The highway division's headquarters are located in Ames; the telephone number is (515)239-1124.

b. The highway division manages the preservation and operation of the transportation system to ensure safe travel and is responsible for maintenance and construction of the interstate and primary highway systems. The division is responsible for preliminary engineering, environmental clearances and permits; design and plan development for roadways, structures and other transportation mode improvements; acquisition of right-of-way; letting and awarding of contracts; contract administration and material compliance for highway projects; statewide maintenance and emergency operations; research and higher level technology (such as intelligent transportation systems); and local systems support and oversight.

c. Responsibilities for highway division operations are divided among six districts. Each district has maintenance garages, maintenance offices and construction offices, which are listed in local telephone directories. The six district offices are as follows:

(1) District 1, 1020 S. Fourth Street, Ames, Iowa 50010; telephone (515)239-1635.

(2) District 2, 428 43rd Street SW, Mason City, Iowa 50401; telephone (641)423-7584.

(3) District 3, 2800 Gordon Drive, P.O. Box 987, Sioux City, Iowa 51102-0987; telephone (712)276-1451.

(4) District 4, 2210 E. Seventh Street, Atlantic, Iowa 50022; telephone (712)243-3355.

(5) District 5, 307 W. Briggs Avenue, P.O. Box 587, Fairfield, Iowa 52556-0587; telephone (641)472-4171.

(6) District 6, 5455 Kirkwood Boulevard SW, Cedar Rapids, Iowa 52404; telephone (319)364-

0235.

1.8(2) Information technology division.

a. The information technology division is based in Ames; the telephone number is (515)239-1284.

b. The information technology division provides internal support services, automation support, and facilities and equipment support. The division assists internal and external customers in applying technology to meet the business needs of the department; collects, processes, and disseminates information throughout the department; monitors the constantly changing business and information environment; maximizes current investments in technology; implements new technologies and new directions; and coordinates information sharing.

1.8(3) Motor vehicle division.

a. The motor vehicle information center telephone number is 1-800-532-1121. The motor vehicle division's headquarters are located at 6310 SE Convenience Boulevard, Ankeny, Iowa; the telephone number is (515)244-8725. The mailing address is P.O. Box 9204, Des Moines, Iowa 50306-9204.

b. The motor vehicle division administers and enforces federal and state motor vehicle laws and regulations. The division issues driver's licenses and nonoperator's identification cards; suspends, revokes or disqualifies the driving privileges of drivers as required by state and federal law; lifts suspension or revocation of driving privileges when compliance is achieved; and administers the commercial driver, graduated driver, driver education, driver improvement, and motorcycle rider programs. The division administers the titling and registration of noncommercial motor vehicles and intrastate commercial motor vehicles; the production and issuance of license plates, including specialty and personalized license plates; and the issuance of parking permits for

persons with disabilities. The division administers fuel tax and unified carrier registration for Iowa-based carriers that operate in interstate commerce and administers financial responsibility laws applicable to motor carriers. The division titles and registers vehicles which operate interstate and routes over-dimension vehicles on Iowa's primary and interstate highways. The division issues intrastate authority to for-hire carriers and trip permits for temporary travel in Iowa. The division enforces federal motor carrier safety standards and hazardous materials regulations and size, weight, authority, fuel, and registration laws. The division investigates title and odometer fraud, fraud in driver's license and vehicle title applications, and identity crimes and theft. The division performs salvage and vehicle theft examinations; regulates transportation network companies conducting business with the state; and regulates all dealer, manufacturer, wholesaler, recycler, and leasing licensing programs.

1.8(4) *Operations and finance division.*

a. The operations and finance division is based in Ames; the telephone number is (515)239-1340.

b. The operations and finance division provides internal support services for the department. The division is responsible for facilities management, procurement and distribution activities, equipment and supplies management, federal and state legislative coordination, and human resource management. The division administers the internal and external civil rights program and disadvantaged business enterprise program. The division provides financial management including budget development, monitoring and presentation of the budget to the commission and conducts external and motor carrier audits.

1.8(5) *Performance and technology division.*

a. The performance and technology division is based in Ames; the telephone number is

(515)239-1124.

b. The performance and technology division provides services focused on analysis of department performance and management of transportation assets, facilitates the coordination and management of departmental research activities in collaboration with others, guides the process improvement and strategic planning initiatives, and provides media and marketing services including, but not limited to, media relations and development of marketing and communications plans.

1.8(6) *Planning, programming and modal division.*

a. The planning, programming and modal division is based in Ames; the telephone number is (515)239-1664.

b. The planning, programming and modal division develops both long- and short-range transportation system plans, the Iowa statewide transportation improvement program, and the department's five-year transportation improvement program; administers economic development and modal funding programs; manages the traffic count program; and develops city, county and state transportation maps. The division serves as an aviation, transit and rail advocate and as liaison to the Federal Aviation Administration, Federal Transit Administration and Federal Railroad Administration. The division delivers programs and services to promote a safe and efficient multimodal transportation system, promotes transportation on Iowa's navigable rivers, and represents Iowa's navigation interests with other state and federal agencies.

ITEM 7. Amend **761—Chapter 1**, implementation sentence, as follows:

These rules are intended to implement Iowa Code ~~section~~ sections 17A.3 and ~~chapters 307 and 307A~~ 307A.2 and chapter 307.

ITEM 8. Strike "Office of Policy and Legislative Services" wherever it appears in subrules

10.1(2), 11.5(3), and 12.2(2) and insert “Operations and Finance Division” in lieu thereof.

ITEM 9. Amend subrule 11.8(2) as follows:

11.8(2) The ~~office of policy and legislative services~~ operations and finance division shall, at a minimum, retain for five years records relating to waivers granted or denied under this chapter.

ITEM 10. Amend subrule 112.1(5) as follows:

112.1(5) *Waivers.* The director of transportation may, in response to a written petition, waive provisions of this chapter in accordance with 761—Chapter 11. The written petition must contain the information as required in 761—subrule 11.5(2) and shall be submitted to the ~~Office of Policy and Legislative Services~~ Rules Administrator, Operations and Finance Division, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010.

ITEM 11. Amend subrule 115.1(5) as follows:

115.1(5) *Waivers.* The director of transportation may, in response to a written petition, waive provisions of this chapter in accordance with 761—Chapter 11. The written petition must contain the information as required in 761—subrule 11.5(2) and shall be submitted to the ~~Office of Policy and Legislative Services~~ Rules Administrator, Operations and Finance Division, Iowa Department of Transportation, 800 Lincoln Way, Ames, Iowa 50010.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Division/Bureau/Office Office of Vehicle & Motor Carrier Services, MVD Order No. MV-2017-33
 Submitted by Timothy Allen Phone No. 515-237-3157 Meeting Date December 13, 2016
 Title Administrative Rules – 761 IAC 400, Vehicle Registration and Certificate of Title; 761 IAC 410, Special Mobile Equipment

DISCUSSION/BACKGROUND:

The proposed rule amendments make changes to:

761 IAC 400, Vehicle Registration and Certificate of Title

The proposed rule amendment is necessary to comply with 2014 Iowa Acts, Senate File 2192, Chapter 1023, Section 1.

The proposed rule amends 761 IAC 400.58(1)(321), “Motorized Bicycles,” and conforms to a change in the definition of motorized bicycles within 321.1(40)(b) that increased the maximum capable operating speed from 30 to 39 miles per hour.

761 IAC 410, Special Mobile Equipment

The department, pursuant to Iowa Code 17A.7(2), proposes two changes to 761 IAC 410 as part of the five-year review process. The changes are technical and nonsubstantive in nature.

The first proposed rule amends 761 IAC 410.1(3)(321) to update an organizational change within the Motor Vehicle Division creating the Office of Vehicle & Motor Carrier Services from the merger of two existing offices. The name of this office is updated in subrule 3.

The second proposed rule amends 761 IAC 410.2(321E) to reflect a typographical correction.

The public comment period ended on October 15, 2016, and we did not receive any comments or requests for oral presentations.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the attached rule amendment.

COMMISSION ACTION:

Moved by Leonard Boswell Seconded by Loree Miles

	Aye	Nay	Pass
Boswell	<u>X</u>	_____	_____
Fehrman	<u>X</u>	_____	_____
Huber	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Putney	<u>absent</u>	_____	_____
Rose	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division Director Legal State Director

MV-2017-33

Mark Lowe, Motor Vehicle Division; As discussed at the workshop, the changes in chapter 400 are; a very simple change in the definition of motorized bicycle to change it from a vehicle capable of a speed not exceeding 30 mph to one not exceeding 39 mph. That is just to match the statutory change in the definition made by the legislature. As well as some updates to the name of the office that now handles of those rules, reflecting the combination of Vehicle Services and Motor Carrier Services and the combined office that would recommend the passage of those rules.

Commissioner Boswell made a motion to approve the rule amendments. Commissioner Miles seconded the motion. Commissioner Putney, absent; remaining Commissioners voted aye.

Rule-making actions:

ITEM 1. Amend subrule 400.58(1) as follows:

400.58(1) *Maximum speed.* If the department has reasonable cause to believe that a particular vehicle or model is capable of speeds exceeding ~~30~~ 39 miles per hour, the department may conduct independent tests to determine the maximum speed of the vehicle or model. If the department determines that the maximum speed of the particular vehicle or model exceeds ~~30~~ 39 miles per hour, the vehicle or model shall not be registered as a motorized bicycle.

ITEM 2. Amend subrule 410.1(3) as follows:

410.1(3) Questions regarding special mobile equipment may be directed by mail to the Office of Vehicle and Motor Carrier Services, Iowa Department of Transportation, P.O. Box 10382, Des Moines, Iowa 50306-0382; in person at 6310 SE Convenience Blvd., Ankeny, Iowa; or by telephone at (515)237-3264.

ITEM 3. Amend rule 761—410.2(321E), introductory paragraph, as follows:

761—410.2(321E) Special mobile equipment transported on a registered vehicle. The movement of special mobile equipment or component parts of special mobile equipment transported on a vehicle registered for the gross weight of the vehicle without load, as provided in Iowa Code ~~Supplement~~ section 321E.12, is subject to the following:

ITEM 4. Amend rule **761—410.2(321E)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code ~~Supplement~~ section 321E.12.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Division/Bureau/Office Office of Driver Services, MVD Order No. MV-2017-34
 Submitted by Melissa Spiegel Phone No. 515-237-3010 Meeting Date December 13, 2016
 Title Administrative Rules – 761 IAC 605, License issuance; 761 IAC 630, Nonoperator’s identification

DISCUSSION/BACKGROUND:

The proposed rule amendments make changes to comply with 2016 Iowa Acts, Senate File 2187, section 1, which amended Iowa Code 321.189 to streamline the process of obtaining a designation of “Veteran” on a driver’s license or nonoperator’s identification card. The changes to Iowa law allow the department to review a DD Form 214 (Certificate of Release or Discharge from Active Duty from the Department of Defense) to determine eligibility for the designation.

The rule amendments align with the changes to Iowa law to allow a licensee or cardholder to submit DD Form 214 or Iowa Department of Transportation Form 432035 directly to any department driver’s license station or county treasurer driver’s license issuance site in order to obtain the veteran designation. For members of the National Guard and reserve forces, the DD Form 214 must indicate that the individual was honorably discharged after serving a minimum aggregate (total) of 90 days of active duty for purposes other than training. If the individual was a member of the National Guard or reserve forces and has a discharge document other than a DD Form 214, the individual must receive certification of veteran status from the Iowa Department of Veterans Affairs prior to applying to the department for a license or nonoperator’s identification card with a veteran designation. These distinctions are in accord with guidelines provided by the Iowa Department of Veterans Affairs for proper determination of veteran status, and with the authorizing legislation, which only allow the department to authorize a veteran designation when the applicant presents a DD Form 214.

The proposed rules provide that the department may consult with and defer to the Iowa Department of Veterans Affairs regarding what constitutes a properly completed DD Form 214 and veteran status in general.

The proposed rules also provide for cancellation of the license or card based on error or fraud. A duplicate license or card may be issued at no cost if it was issued in error, as long as the error was not the result of fraud.

These amendments update the following to align the rules with the changes to the Iowa Code and conform the rules with department practices and do not affect private sector jobs or other employment opportunities within the state.

- 761 IAC 605.2, Contents of license
- 761 IAC 605.11, Duplicate license
- 761 IAC 630.2, Application and issuance

The public comment period ended on November 29 and we did not receive any comments or requests for oral presentations.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the attached rule amendments.

COMMISSION ACTION:			Vote	Pass
Aye	Nay	Pass		
Boswell	<u>X</u>	_____	_____	_____
Fehrman	<u>X</u>	_____	_____	_____
Huber	<u>X</u>	_____	_____	_____
Miles	<u>X</u>	_____	_____	_____
Putney	<u>absent</u>	_____	_____	_____
Rose	<u>X</u>	_____	_____	_____
Yanney	<u>X</u>	_____	_____	_____

_____ Division Director	_____ Legal	_____ State Director
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MV-2017-34

Mark Lowe, Motor Vehicle Division; This set of rules implement for both driver's license and identification cards the ability for a person who is veteran status to come directly to the DOT using the DD 214 to have us approve their status as a veteran and note that on their driver's license or ID card so it will streamline the process for veterans so they don't have to go first to a county Veteran's Affairs office and then come back to our office, they can do it in one visit.

We recommend approval of these rules.

Commissioner Miles made a motion to approve the rule amendments. Commissioner Yanney seconded the motion. Commissioner Putney, absent; remaining Commissioners voted aye.

ITEM 1. Amend subrule 605.2(7) as follows:

605.2(7) *Voluntary markings.* Upon the request of the licensee, the department shall indicate on the driver's license any of the following:

- a.* ~~the~~ The presence of a medical condition;
- b.* ~~that~~ That the licensee is a donor under the uniform anatomical gift law;
- c.* ~~that~~ That the licensee has in effect a medical advance directive;
- d.* ~~that~~ That the licensee is hearing impaired or deaf; ~~or,~~
- e.* ~~that~~ That the licensee is a veteran.

(1) To be eligible for a veteran designation, the licensee must be an honorably discharged veteran of the armed forces of the United States, the national guard or reserve forces. A licensee who requests a veteran designation shall submit Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs, or the licensee shall present certification of release or discharge from active duty, DD form 214, to the department indicating that the licensee was honorably discharged from active duty. A licensee who was a member of the national guard or reserve forces and who applies directly to the department must present a DD form 214 which indicates that the licensee was honorably discharged after serving for at least a minimum aggregate (total) of 90 days of active duty service for purposes other than training. A licensee who was a member of the national guard or reserve forces and who has a discharge document other than a DD form 214 must have the licensee's eligibility for a veteran designation determined by a designee of the Iowa department of veterans affairs and shall apply to the department for a veteran designation by submitting Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs.

(2) The department may consult with and defer to the Iowa department of veterans affairs regarding what constitutes a properly completed DD form 214 and veteran status in general.

(3) If the department denies issuance of a license with a veteran designation upon presentation of the DD form 214 to the department, the licensee may obtain a license with a veteran designation if the licensee submits Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs.

(4) If the department issues a veteran designation in error or as the result of fraud on the part of the licensee, the driver's license with a veteran designation shall be canceled, and a duplicate license without the designation may be issued to the licensee. There shall be no charge to issue a duplicate license if the license was issued in error, unless the error was the result of fraud on the part of the licensee.

ITEM 2. Amend rule **761—605.2(321)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code ~~sections~~ section 142C.3 and, section 321.189as amended by 2016 Iowa Acts, Senate File 2187, section 1, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note), and 6 CFR Part 37.

ITEM 3. Amend paragraph **605.11(2)“j”** as follows:

j. Replacement to add a veteran designation to the license. To be eligible for a veteran designation, the licensee must ~~be an honorably discharged veteran of the armed forces of the United States. A licensee who requests a veteran designation shall submit Form 432035, properly completed by the licensee and a designee of the Iowa department of veterans affairs.~~ comply with the requirements of paragraph 605.2(7)“e.”

ITEM 4. Amend rule **761—605.11(321)**, implementation sentence, as follows:

This rule is intended to implement Iowa Code sections 321.189~~as amended by 2016 Iowa Acts, Senate File 2187, section 1,~~ 321.195 and 321.208, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note), and 6 CFR Part 37.

ITEM 5. Amend subrule 630.2(4) as follows:

630.2(4) Upon the request of the cardholder, the department shall indicate on the nonoperator's identification card any of the following:

- a. ~~the~~ The presence of a medical condition;
- b. ~~that~~ That the cardholder is a donor under the uniform anatomical gift law;
- c. ~~that~~ That the cardholder has in effect a medical advance directive;
- d. ~~that~~ That the cardholder is hearing impaired or deaf ~~or~~;
- e. ~~that~~ That the cardholder is a veteran.

(1) To be eligible for a veteran designation, the cardholder must be an honorably discharged veteran of the armed forces of the United States , the national guard or reserve forces. A cardholder who requests a veteran designation shall submit Form 432035, properly completed by the ~~licensee~~ cardholder and a designee of the Iowa department of veterans affairs, or the cardholder shall present certification of release or discharge from active duty, DD form 214, to the department indicating that the cardholder was honorably discharged from active duty. A cardholder who was a member of the national guard or reserve forces and who applies directly to the department must present a DD form 214 which indicates that the cardholder was honorably discharged after serving for at least a minimum aggregate (total) of 90 days of active duty service for purposes other than training. A cardholder who was a member of the national guard or reserve forces and who has a discharge document other than a DD form 214 must have the cardholder's eligibility

for a veteran designation determined by a designee of the Iowa department of veterans affairs and shall apply to the department for a veteran designation by submitting Form 432035, properly completed by the cardholder and a designee of the Iowa department of veterans affairs.

(2) The department may consult with and defer to the Iowa department of veterans affairs regarding what constitutes a properly completed DD form 214 and veteran status in general.

(3) If the department denies issuance of a nonoperator's identification card with a veteran designation upon presentation of the DD form 214 to the department, the cardholder may obtain a card with a veteran designation if the cardholder submits Form 432035, properly completed by the cardholder and a designee of the Iowa department of veterans affairs.

(4) If the department issues a veteran designation in error or as the result of fraud on the part of the cardholder, the nonoperator's identification card with a veteran designation shall be canceled, and a duplicate card without the designation may be issued to the cardholder. There shall be no charge to issue a duplicate card if the card was issued in error, unless the error was the result of fraud on the part of the cardholder.

ITEM 6. Amend **761—Chapter 630**, implementation sentence, as follows:

These rules are intended to implement Iowa Code sections 321.189 as amended by 2016 Iowa Acts, Senate File 2187, section 1, 321.190, 321.195, 321.216, 321.216A, 321.216B and 321.216C, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note), and 6 CFR Part 37.

DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Division/Bureau/Office Planning, Programming and Modal Division
Office of Systems Planning Order No. PPM-2017-35
 Submitted by Craig Markley Phone No. 515-239-1027 Meeting Date December 13, 2016
 Title Revitalize Iowa's Sound Economy (RISE) Application - Council Bluffs

DISCUSSION/BACKGROUND:

The city of Council Bluffs submitted a RISE Local Development application in the September 2016 round requesting a grant to assist in reconstruction of approximately 710 feet of Gifford Road and construction of approximately 1,880 feet of South 19th Street located on the south side of town.

This project is necessary to provide improved access to six lots totaling over 89 acres for light industrial purposes. This project is anticipated to be completed by November 2017.

The evaluation and rating for the project will be discussed.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$957,374 or up to 50 percent of the total RISE-eligible project cost, whichever is less, from the city share of the RISE Fund.

COMMISSION ACTION:

Moved by Charese Yanney Seconded by David Rose

	Aye	Nay	Pass
Boswell	<u>X</u>	_____	_____
Fehrman	<u>X</u>	_____	_____
Huber	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Putney	<u>absent</u>	_____	_____
Rose	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division Director Legal State Director

PPM-2017-35

Craig Markley, Office of Systems Planning; we have one RISE project from Council Bluffs for your review this afternoon. There is a delegation present if you have any questions following my presentation of background information.

The city of Council Bluffs submitted a Local Development RISE funding request to assist in reconstruction of approximately 710 feet of Gifford Road and construction of approximately 1,880 feet of South 19th Street located on the south side of town.

This project is necessary to provide access to six lots totaling over 89 acres for light industrial purposes.

Under our RISE Local Development criteria, this project received a rating of 42 points. The total estimated cost of the project is \$1,914,748. The city of Council Bluffs is requesting a RISE grant of \$957,374 and will be providing 50 percent in local match.

Before I proceed to staff's recommendation, I would like to check if you have any questions for the delegation.

Delegation:

Bob Mundt - Council Bluffs Area Chamber of Commerce – In-Person

Mayor Matt Walsh – Mayor Council Bluffs – In-Person

It is recommended the Commission, based on the capital investment commitment and potential for future job creation, award a RISE grant of \$957,374 or up to 50 percent of the total RISE-eligible project cost, whichever is less. Funding will come from the city share of the RISE Fund.

Commissioner Yanney made a motion to award this RISE grant for Council Bluffs. Commissioner Rose seconded the motion. Commissioner Putney, absent; Remaining Commissioners voted aye.

RISE LOCAL DEVELOPMENT FUNDING
September 2016
SUMMARY

Applicant: Council Bluffs

Multiyear?: No

Multijurisdiction?: No

ROAD PROJECT LOCATION AND DESCRIPTION: To reconstruct approximately 710 feet of Gifford Road and construction of approximately 1,880 feet of South 19th Street located on the south side of town

ASSOCIATED ECONOMIC DEVELOPMENT: This project is necessary to provide improved access to six lots totaling over 89 acres for light industrial purposes.

PROJECT FINANCING:

Roadway Project Cost:	\$1,914,748	Local Match (Total):	\$957,374
RISE (Total):	\$957,374	Up-Front:	\$957,374
Grant:	\$957,374	NPV of Loan Repayment:	0
Loan:	0	Effective Match Percent:	50
Loan Terms:	Yrs. 0	Up-front Participation Sources:	
	Int.: 0 %	Private:	
		Public:	\$957,374
		Local Match (Total):	\$957,374

PROJECT EVALUATION:

Development Potential (35):	20
Economic Impact and Cost Effect. (20):	3
Local Commit. and Initiative (35):	15
Transportation Need (4):	2
Local Economic Need (6):	2

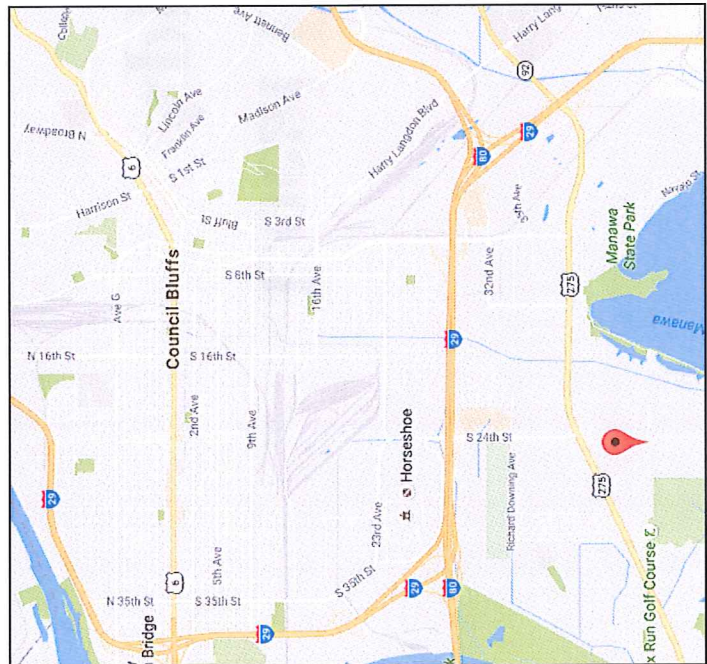
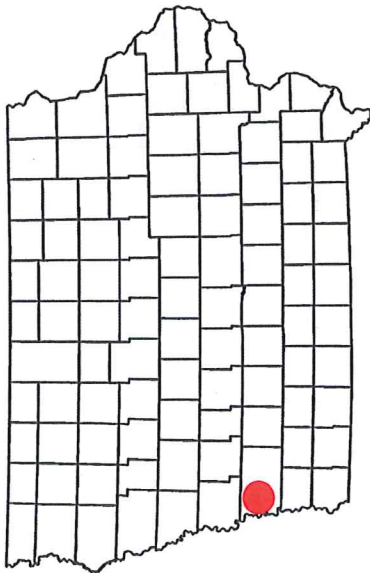
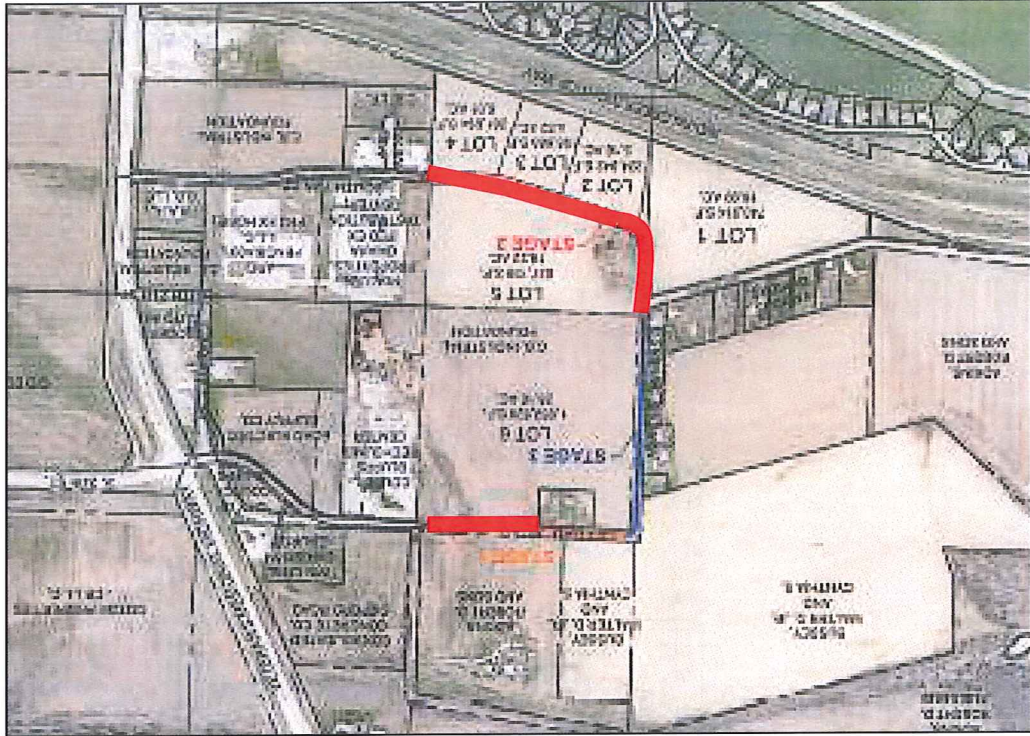
Total Rating: 42

Jobs: 0

STAFF RECOMMENDATION:

Award a grant of \$957,374 or up to 50 percent of the RISE-eligible project cost, whichever is less. Funding will come from the city share of the RISE Fund.

Council Bluffs



DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER

Highway Division,
Division/Bureau/Office Office of Traffic and Safety Order No. H-2017-36
Submitted by Jan Laaser-Webb Phone No. 239-1349 Meeting Date December 13, 2016
Title FY 2018 Traffic Safety Improvement Program Projects

DISCUSSION/BACKGROUND:

In 1987, the Iowa Legislature provided that one-half percent of the Road Use Tax Fund be used for traffic safety improvements, studies, or education initiatives to reduce traffic safety fatalities and major injuries on public roads under city, county, or state jurisdiction.

The program provides three funding areas for candidate safety projects that includes:

1. Site-specific.
2. Traffic control devices.
3. Research studies and safety initiatives.

The candidate projects and recommendations from department staff and the state/county/city safety program advisory committee have been presented to the Commission for review and approval.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the commission approve the FY 2018 Traffic Safety Improvement Program.

COMMISSION ACTION:

Moved by Loree Miles Seconded by Charese Yanney

	Aye	Vote Nay	Pass
Boswell	<u>X</u>	_____	_____
Fehrman	<u>X</u>	_____	_____
Huber	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Putney	<u>absent</u>	_____	_____
Rose	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division Director Legal State Director

H-2017-36

Jan Laaser-Webb, Office of Traffic and Safety; as presented this morning and at November's workshop, we recommend the approval of the State FY 2018 Traffic Safety Improvement Program in the amount of \$8,518,540 as presented.

Commissioner Miles made a motion to approve the FY 2018 Traffic Safety Improvement Program. Commissioner Yanney seconded the motion. Commissioner Putney, absent; Remaining Commissioners voted aye.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Planning, Programming and Modal Division

Division/Bureau/Office Office of Public Transit Order No. PPM-2017-37

Submitted by Ryan Ward Phone No. 515-233-7877 Meeting Date December 13, 2016

Title Calendar Year (CY) 2017 Intercity Bus Grant Program

DISCUSSION/BACKGROUND:

Approval is requested for the CY 2017 Intercity Bus Program. Specific project recommendations are listed below.

System	Project	Amount recommended
Burlington Trailways	Existing service support	\$285,053
	Construct Davenport hub	\$884,762
Jefferson Lines	Existing service support	\$165,231
	Marketing of existing service	\$7,500
	One new coach	\$513,315
City of Dubuque Public Transit (The Jule)	Marketing of intermodal facility	\$7,500
Mid-Iowa Development Association (MIDAS Region 5 public transit)	Marketing of existing service	\$7,500

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the CY 2017 Intercity Bus Program funding recommendations as listed above.

COMMISSION ACTION:

Moved by Kathleen Fehrman Seconded by David Rose

	Aye	Nay	Pass
Boswell	<u>X</u>	_____	_____
Fehrman	<u>X</u>	_____	_____
Huber	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Putney	<u>absent</u>	_____	_____
Rose	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division Director Legal State Director

PPM-2017-37

Ryan Ward, Office of Public Transit; last month I presented the Calendar Year 17 Intercity Bus Projects. Today I would like to thank the Commissioners for their continued support of Intercity Bus Service.

Last year Burlington Trailways and Jefferson Lines provided a combined 270,000 rides in Iowa, and I'm sure if any of those riders could be here today they would also like to thank the Commission.

It is recommended the Commission approve the CY 2017 Intercity Bus Program funding recommendations as listed on the Commission Order.

Commissioner Fehrman made a motion to approve the CY 2017 Intercity Bus Program funding. Commissioner Rose seconded the motion. Commissioner Putney, absent; Remaining Commissioners voted aye.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Planning, Programming and Modal Division

Division/Bureau/Office Office of Public Transit Order No. PPM-2017-38

Submitted by Sree Mitra Phone No. 515-239-1806 Meeting Date December 13, 2016

Title Job Access Reverse Commute and New Freedom Funding Recommendations

DISCUSSION/BACKGROUND:

Funding remains available from previous appropriations of the Federal Transit Administration's Job Access Reverse Commute (JARC) and New Freedom (NF) programs. Therefore, the department solicited applications and is recommending the following projects be awarded funding.

Funding source	Region	Project	Amount recommended
JARC	Cedar Rapids	Neighborhood Transportation Service	\$37,242
JARC	CyRide - Ames	Midday route South Duff	\$15,300
JARC	CyRide - Ames	Brown route weeknight	\$7,919
JARC	Sioux City	Airport route extension	\$7,883
JARC	Region 10 ¹ (Cedar Rapids)	Mobility coordinator - Johnson County	\$84,899
JARC	Region 10 ¹ (Cedar Rapids)	Mobility coordinator - Linn County	\$141,176
JARC	Muscatine	JARC nighttime service	\$113,000
JARC	Region 11 ² (Urbandale)	Employment Transportation Initiative	\$34,848
JARC	Iowa DOT (rural projects)	General Transit Feed Specification (GTFS) project	\$32,649
NF	Sioux City	Nights and weekend service	\$4,375
NF	Iowa DOT (urban projects)	GTFS project	\$83,132
NF	Region 1 ³ (Decorah)	Mobility manager	\$112,000
NF	Region 8 ⁴ (Dubuque)	Connections	\$151,057
NF	Region 11 ² (Urbandale)	Mobility manager - one year	\$80,000
NF	Muscatine	NF Night Out	\$28,000
NF	Region 11 ² (Urbandale)	Connect Your Care	\$33,800
NF	Iowa DOT (rural projects)	GTFS project	\$23,950

¹East Central Iowa Council of Governments (Region 10)
²Heart of Iowa Regional Transit Agency (Region 11)
³Northeast Iowa Community Action Corporation (Region 1)
⁴Regional Transit Authority (Region 8)

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the Job Access Reverse Commute and New Freedom funding recommendations as listed above.

COMMISSION ACTION:		Aye	Nay	Pass
Moved by	<u>Leonard Boswell</u>	<u>X</u>	_____	_____
Seconded by	<u>Charese Yanney</u>	<u>X</u>	_____	_____
		<u>X</u>	_____	_____
		<u>X</u>	_____	_____
		<u>absent</u>	_____	_____
		<u>X</u>	_____	_____
		<u>X</u>	_____	_____

Division Director Legal State Director

PPM-2017-38

Sree Mitra, Office of Public Transit; last month I presented some recommendations for projects to use left over funding for the FTA's JARC and New Freedom programs. These programs assist low income populations with rides to work and with transit projects that go beyond the ADA requirements.

We had a few minor changes to the recommended projects which we presented this morning. We would like to thank the Commission for your past support of these types of projects that positively impact the Iowa's vulnerable populations.

It is recommended the Commission approve the Job Access Reverse Commute and New Freedom funding recommendations presented on the Commission Order.

Commissioner Boswell made a motion to approve the Job Access Reverse Commute and New Freedom funding. Commissioner Yanney seconded the motion. Commissioner Putney, absent; Remaining Commissioners voted aye.

