

IOWA DEPARTMENT OF TRANSPORTATION

AGENDA ITEMS/COMMISSION ORDERS

Tuesday, September 10, 2013
Materials Conference Room
Ames DOT Complex

<u>ITEM NUMBER</u>	<u>TITLE</u>	<u>SUBMITTED BY</u>	<u>PAGE</u>
D-2014-9 11:30 a.m.	*Approve Minutes of the August 13, 2013, Commission Meeting in Grinnell Commission Comments Staff Comments	Connie Page	1
MV-2014-10 11:35 a.m.	*Administrative Rules – 761 IAC 601, 604, 605 and 630	Mark Lowe	2
PPM-2014-11 11:40 a.m.	*Renewable Fuel Infrastructure Demonstration Initiative Recommendation	Stu Anderson	7
11:45 a.m.	Adjourn		

*Action Item

On Tuesday, September 10, the Commission and staff will meet informally at 10 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-2014-9
Submitted by Connie Page Phone No. 515-239-1242 Meeting Date September 10, 2013
Title Approve Minutes of the August 13, 2013, Commission Meeting in Grinnell

DISCUSSION/BACKGROUND:

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the minutes of the August 13, 2013, Commission meeting in Grinnell.

COMMISSION ACTION:

Moved by Cleaveland Seconded by Miles

	Aye	Vote Nay	Pass
Cleaveland	<u>X</u>	_____	_____
Miles	<u>X</u>	_____	_____
Reasner	<u>X</u>	_____	_____
Rielly	<u>X</u>	_____	_____
Rose	<u>X</u>	_____	_____
Wiley	<u>X</u>	_____	_____
Yanney	<u>X</u>	_____	_____

Division
Director

Legal

State Director

Commission Comment

1. Meeting with Illinois Senator Richard Durbin

Commissioner Rose said last Friday we met with U.S. Senator Richard Durbin and U.S. Representative Cheri Bustos about our upcoming federal transportation bill. He noted Senator Durbin left the meeting to talk directly to Ann Schneider, Secretary, Illinois Department of Transportation, about U.S. 30 and the I-74 bridge. He thought it was a successful meeting.

Staff Comments

1. Call Governor Branstad Radio Show

Paul Trombino III said tonight he will substitute for the Governor on the Call Governor Branstad radio show on WHO 1040. He will talk about transportation issues in the state.

2. TEXTL8R – Teen Driver Safety App

Director Trombino III said we did a TEXTL8R promotion at the state fair and received a lot of media promotion. We are in the process of finalizing the request for proposal and will be moving forward with development and production of a teen driver safety app as we get into the first part of the year.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Division/Bureau/Office Director Order No. MV-2014-10
 Submitted by Paul Trombino III Phone No. 515-239-1111 Meeting Date September 10, 2013
 Title Administrative Rules – 761 IAC 601, 604, 605 and 630

DISCUSSION/BACKGROUND:

The rule amendments affect the following rule chapters.

- 761 IAC 601, Application for License.
- 761 IAC 604, License Examination.
- 761 IAC 605, License Issuance.
- 761 IAC 630, Nonoperator's Identification.

The amendments were needed to comply with the requirements of 2013 Iowa Acts, House File 355, and allowed the department to excuse certain persons from vision screening or submission of a vision report in order to allow for electronic (online renewals). These amendments allowed the department to implement electronic renewal of driver's licenses for persons at least 18 but not yet 70 and nonoperator's identification cards for persons 18 and older on an every-other-renewal basis.

House File 355 gave the department authority to adopt these rules on an emergency basis and the Commission approved these rule amendments at its July 9, 2013, meeting. The department also simultaneously filed a Notice of Intended Action to allow for public comment. The comment period ended on August 27, 2013. One opposing comment was received.

One change was made from the Notice of Intended Action. In Item 3, subparagraph 605.25(7)"a"(1) the maximum year a person could be to apply for electronic renewal of a driver's license was corrected to read "not yet 70."

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission reaffirm their approval of the attached rule amendments.

COMMISSION ACTION:

Moved by Miles Seconded by Wiley

	Aye	Nay	Pass
Cleveland	X		
Miles	X		
Reasner	X		
Rielly	X		
Rose	X		
Wiley	X		
Yanney	X		

 Division Director Legal State Director

ITEM 1. Amend rule 761—601.2(321) as follows:

761—601.2(321) Surrender of license and nonoperator’s identification card. An applicant for a driver’s license shall surrender all other driver’s licenses and nonoperator’s identification cards. This includes those issued by jurisdictions other than Iowa. An applicant who renews a driver’s license electronically pursuant to 761—subrule 605.25(7) shall destroy the previous driver’s license upon receipt of the renewed driver’s license.

This rule is intended to implement Iowa Code section 321.182.

ITEM 2. Amend rule 761—604.10(321) as follows:

761—604.10(321) Vision screening.

604.10(1) to 604.10(3) No change.

604.10(4) Exception for persons renewing electronically. An applicant renewing a driver’s license electronically pursuant to 761—subrule 605.25(7) is not required to complete a vision screen or submit a vision report to complete the renewal. This subrule does not preclude the department from requiring a vision screen or vision report of a person who has renewed a driver’s license electronically when the department has reason to believe that the person is not capable of operating a motor vehicle safely.

This rule is intended to implement Iowa Code sections 321.186, 321.186A and 321.196 as amended by 2013 Iowa Acts, House File 355, section 1.

ITEM 3. Amend rule 761—605.25(321) as follows:

761—605.25(321) License renewal.

605.25(1) to 605.25(6) No change.

605.25(7) The department may determine means or methods for electronic renewal of a

driver's license.

a. An applicant who meets the following criteria may apply for electronic renewal:

(1) The applicant must be at least 18 years of age but not yet 70 years of age.

(2) The applicant completed a satisfactory vision screen or submitted a satisfactory vision report under 761—subrules 604.10(1) to 604.10(3) and updated the applicant's photo at the applicant's last issuance or renewal.

(3) The applicant's driver's license has not been expired for more than one year.

(4) The department's records show the applicant is a U.S. citizen.

(5) The applicant's driver's license is not marked "valid without photo."

(6) The applicant is not seeking to change any of the following information as it appears on the applicant's driver's license:

1. Name.

2. Date of birth.

3. Sex.

(7) The applicant's driver's license is a Class C noncommercial driver's license, a Class D noncommercial driver's license (chauffeur), or Class M noncommercial driver's license (motorcycle) that is not a special license or permit, a temporary restricted license, or a two-year license.

(8) The applicant is not subject to a pending request for reexamination.

(9) The applicant does not wish to change any of the following:

1. Class of license.

2. License endorsements.

3. License restrictions.

(10) The applicant is not subject to any of the following restrictions:

G—No driving when headlights required

J—Restrictions on the back of card

T—Medical report required at renewal

P—Special instruction permit

Q—No interstate or freeway driving

R—Maximum speed of 35 mph

b. The department reserves the right to deny electronic renewal and to require the applicant to personally apply for renewal at a driver’s license examination station if it appears to the department that the applicant may have a physical or mental condition that may impair the applicant’s ability to safely operate a motor vehicle, even if the applicant otherwise meets the criteria in 605.25(7) “a.”

c. An applicant who has not previously been issued a driver’s license that is compliant with the REAL ID Act of 2005, 49 U.S.C. Section 30301 note, as further defined in 6 CFR Part 37 (a REAL ID license) may not request a REAL ID driver’s license by electronic renewal.

This rule is intended to implement Iowa Code sections 321.186 and 321.196 as amended by 2013 Iowa Acts, House File 355, section 1, the REAL ID Act of 2005 (49 U.S.C. Section 30301 note), and 6 CFR Part 37.

ITEM 4. Amend rule 761—630.2(321) as follows:

761—630.2(321) Application and issuance.

630.2(1) to 630.2(9) No change.

630.2(10) The department may determine means or methods for electronic renewal of a nonoperator’s identification card.

a. An applicant who meets the following criteria may apply for electronic renewal:

(1) The applicant must be at least 18 years old.

(2) The applicant updated the applicant's photo at the applicant's last issuance or renewal.

(3) The applicant's nonoperator's identification card has not been expired for more than one year.

(4) The department's records show the applicant is a U.S. citizen.

(5) The applicant's nonoperator's identification card is not marked "valid without photo."

(6) The applicant is not seeking to change any of the following as it appears on the applicant's nonoperator's identification card:

1. Name.

2. Date of birth.

3. Sex.

b. An applicant who has not previously been issued a REAL ID nonoperator's identification card may not request a REAL ID nonoperator's identification card by electronic renewal.

630.2(11) An applicant for a nonoperator's identification card shall surrender all other driver's licenses and nonoperator's identification cards, other than a temporary permit held under Iowa Code section 321.181. This includes any driver's licenses or nonoperator's identification cards issued by jurisdictions other than Iowa. An applicant who renews a nonoperator's identification card electronically pursuant to 630.2(10) shall destroy the previous nonoperator's identification card upon receipt of a renewed nonoperator's identification card.

**DEPARTMENT OF TRANSPORTATION
COMMISSION ORDER**

Division/Bureau/Office Planning, Programming and Modal Division Order No. PPM-2014-11
 Submitted by Stuart Anderson Phone No. 515-239-1661 Meeting Date September 10, 2013
 Title Renewable Fuel Infrastructure Demonstration Initiative Recommendation

DISCUSSION/BACKGROUND:

In partnership with the Iowa Department of Agriculture and Land Stewardship (IDALS), the Iowa Renewable Fuels Infrastructure Board, and the Institute for Transportation (InTrans) at Iowa State University, staff is recommending implementation of a renewable fuel infrastructure demonstration initiative. The first part of this recommendation is the award of \$250,000 of federal Congestion Mitigation and Air Quality Improvement (CMAQ) funding to IDALS for the installation of fueling infrastructure that includes mid-level biofuel blends at one or more sites in Iowa. The goal is to expand the market for mid-level biofuel blends in order to improve air quality. This funding will require a 50 percent match paid by the private sector partner.

The second part of the recommendation is the award of up to \$50,000 of CMAQ funding to InTrans to assess the impact of having biofuel blending options, assess consumer perceptions, and evaluate the benefits. This funding will require a 20 percent match that will be paid with state funding administered by the Iowa Department of Transportation.

PROPOSAL/ACTION RECOMMENDATION:

It is recommended the Commission approve the CMAQ funding recommendations as described above.

COMMISSION ACTION:

Moved by Rose Seconded by Wiley

	Aye	Vote Nay	Pass
Cleveland	<u>X</u>	<u> </u>	<u> </u>
Miles	<u>X</u>	<u> </u>	<u> </u>
Reasner	<u>X</u>	<u> </u>	<u> </u>
Rielly	<u>X</u>	<u> </u>	<u> </u>
Rose	<u>X</u>	<u> </u>	<u> </u>
Wiley	<u>X</u>	<u> </u>	<u> </u>
Yanney	<u>X</u>	<u> </u>	<u> </u>

 Division Director Legal State Director