

Red Tape Review Rule Report (Due: September 1, 2025)

Department Name:	Transportation	Date:	08/14/25	Total Rule Count:	2
IAC #:	761	Chapter/ SubChapter/ Rule(s):	811	Iowa Code Section Authorizing Rule:	No specific rulemaking authority
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PLEASE NOTE, THE BOXES BELOW WILL EXPAND AS YOU TYPE

What is the intended benefit of the rule?

The chapter states that all highway-railroad grade crossing warning devices installed must conform with Part 8 “Traffic Controls for Railroad and Light Rail Transit Grade Crossings” of the Manual on Uniform Traffic Control Devices (MUTCD) as adopted in 761—Chapter 130.

Is the benefit being achieved? Please provide evidence.

Railroads must comply with Chapter 8 of the MUTCD, but this chapter is unnecessary.

What are the costs incurred by the public to comply with the rule?

The public does not incur any costs.

What are the costs to the agency or any other agency to implement/enforce the rule?

The Department does not incur any costs to implement or enforce the rules.

Do the costs justify the benefits achieved? Please explain.

Uniform standards on classification of grade crossing characteristics and warning devices are a benefit to operating railroads and local road authorities to provide consistency in the industry.

Are there less restrictive alternatives to accomplish the benefit? YES NO

If YES, please list alternative(s) and provide analysis of less restrictive alternatives from other states, if applicable. If NO, please explain.

The Department determined there is a less restrictive alternative to rules. Chapter 811 is redundant and unnecessary. Iowa Code section 307.26(7)“a” requires the Department to establish the classifications for highway railroad grade crossings and warning devices but Iowa Code doesn’t say they must be established by rule. The standards for highway-railroad grade crossing warning devices are available on the Department’s website: [Federal Aid Crossing Safety Program | Department of Transportation](#) and the Department already adopts the MUTCD under 761—Chapter 130.

Does this chapter/rule(s) contain language that is obsolete, outdated, inconsistent, redundant, or unnecessary language, including instances where rule language is duplicative of statutory language? [list chapter/rule number(s) that fall under any of the above categories]

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811.1 removes unnecessary wording and redundant content.

811.2 removes unnecessary wording.

RULES PROPOSED FOR REPEAL (list rule number[s]):

Rule 811.1
Rule 811.2

RULES PROPOSED FOR RE-PROMULGATION (list rule number[s] or include rule text if available):

None, the Department proposes to permanently rescind this chapter.

****For rules being re-promulgated with changes, you may attach a document with suggested changes.***

METRICS

Total number of rules repealed:	2
Proposed word count reduction after repeal and/or re-promulgation	103
Proposed number of restrictive terms eliminated after repeal and/or re-promulgation	1

ARE THERE ANY STATUTORY CHANGES YOU WOULD RECOMMEND INCLUDING CODIFYING ANY RULES?

No.