

# Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
<b>Arkansas Department of Transportation</b>				
Refer for Group Consideration				
Arkansas Bicycle Facility Accommodation Policy				ID#: 2363
Statutory Authority: Arkansas Constitutional Amendment 42. A.C.A. § 27-65-107(a)(14).	06/27/2005	06/28/2005	01/01/1111	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: The Commission and Department have made recognition of bicycle accommodation an element of the considerations for continued design work.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2363/Final/AR bike ped policy.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2363/Final/AR bike ped policy.pdf</a>				
Arkansas Transportation Laws and Regulations				ID#: 2360
Statutory Authority: Arkansas Act 153 of 1989; 49 CFR § 355.25	01/01/1965	01/01/1965	10/13/1967	10/26/2012
<input checked="" type="checkbox"/> Required under State or Federal Law: 49 CFR § 355.25				
Requirement Statement: Each State shall review its laws and regulations to achieve compatibility with the Federal Motor Carrier Safety Regulations (FMCSRs). Each State shall consider all related requirements on enforcement of the State's motor carrier safety regulations.				
Enforce: Each State shall review its laws and regulations to achieve compatibility with the Federal Motor Carrier Safety Regulations (FMCSRs). Each State shall consider all related requirements on enforcement of the State's motor carrier safety regulations.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2360/Final/Arkansas Transportation Laws and Regulations.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2360/Final/Arkansas Transportation Laws and Regulations.pdf</a>				
Debarment of Contractors for Collusion or Other Unethical Behavior				ID#: 2377
Statutory Authority: Arkansas Constitutional Amendment 42. A.C.A. § 27-65-107	04/12/1984	05/10/1984	05/21/1984	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: These regulations concern the suspension and debarment of contractors in instances where there is reason to believe that a contractor has engaged in conduct undermining the competitive bid process. These rules were implemented in 1984 after a federal grand jury had been impaneled to investigate allegations of collusion, bid rigging, and other anti-competitive behavior.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2377/Final/001.01.84-004F Disbarment of Contractor for Unethical Behavior .pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2377/Final/001.01.84-004F Disbarment of Contractor for Unethical Behavior .pdf</a>				
Import/Export Rules and Regulations for Act 977 of 1987				ID#: 2362
Statutory Authority: Arkansas Act 977 of 1987	07/01/1987	08/01/1987	01/01/1111	
<input checked="" type="checkbox"/> Required under State or Federal Law: Act 977 of 1987, Section 10				
Requirement Statement: Provides that the the Director of State Highways and Transportation shall prescribe and promulgate rules and regulations necessary for the proper enforcement of the Act.				
Enforce:				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2362/Final/001.01.87-004F Import Export Fuel Carriers.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2362/Final/001.01.87-004F Import Export Fuel Carriers.pdf</a>				

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	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
<b>Permit Regulations for the Movement of Oversize And/Or Overweight Vehicle on the Arkansas State Highway System</b>				ID#: 2338
Statutory Authority: ACA 27-35-210 and 27-35-301, et seq.	03/15/1984	05/21/1984	05/01/1984	06/11/2000
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: Multiple statutes within the Arkansas Code provide specific authority for the Arkansas Highway Commission to draft rules for the movement of overweight and oversize vehicles on the highway system within certain parameters. These rules implement those statutory requirements, and provide the details concerning the permits available and the circumstances for their issuance.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2338/Final/001.01.00-001 Oversize and Overweight.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2338/Final/001.01.00-001 Oversize and Overweight.pdf</a>				
<b>Procedures for New or Revised Freeway Access in Arkansas</b>				ID#: 2365
Statutory Authority: Arkansas Constitutional Amendment 42; 23 USC 111	01/01/1990	06/01/1990	01/11/1911	06/01/2011
<input checked="" type="checkbox"/> Required under State or Federal Law: 23 USC 111				
Requirement Statement: Section 111 of Title 23, United States Code (23 USC 111) requires that proposed new or revised Interstate access must be approved by the Federal Highway Administration (FHWA) before such access modifications can be made. This report explains the FHWA policy (The Policy) for new or revised Interstate access proposals and establishes procedures for applying that policy in Arkansas. The Policy was originally issued in 1990 and then revised in February 1998 and in August 2009. While The Policy applies to new or revised access points to the Interstate System, the Arkansas State Highway and Transportation Department (AHTD) and the Arkansas Division Office of FHWA have jointly agreed to apply The Policy to all fully access-controlled freeways in Arkansas regardless of the source(s) for funding the changes. The Policy applies to all federal, state, and local government agencies and private entities that propose and/or finance projects for new or modified access. Further, The Policy does not imply that the AHTD is relinquishing its authority over any part of the State Highway System.				
Enforce: Section 111 of Title 23, United States Code (23 USC 111) requires that proposed new or revised Interstate access must be approved by the Federal Highway Administration (FHWA) before such access modifications can be made. This report explains the FHWA policy (The Policy) for new or revised Interstate access proposals and establishes procedures for applying that policy in Arkansas. The Policy was originally issued in 1990 and then revised in February 1998 and in August 2009. While The Policy applies to new or revised access points to the Interstate System, the Arkansas State Highway and Transportation Department (AHTD) and the Arkansas Division Office of FHWA have jointly agreed to apply The Policy to all fully access-controlled freeways in Arkansas regardless of the source(s) for funding the changes. The Policy applies to all federal, state, and local government agencies and private entities that propose and/or finance projects for new or modified access. Further, The Policy does not imply that the AHTD is relinquishing its authority over any part of the State Highway System.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2365/Final/Procedures for New or Revised Freeway Access in Arkansas adopted June 20...pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2365/Final/Procedures for New or Revised Freeway Access in Arkansas adopted June 20...pdf</a>				
<b>Regulations for Commercial Driver's License Waiver for Farm-Related Businesses</b>				ID#: 2378
Statutory Authority: A.C.A. § 27-23-119 and 27-23-102; 49 CFR § 383.3	04/29/1992	05/07/1992	05/07/1992	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: Provides a waiver to certain farm implement drivers from certain portions of the Commercial Motor Vehicle regulations. Agriculture brings with it its own set of needs, and the federal government has allowed those needs to be recognized in the appropriate federal regulations.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2378/Final/001.01.92-002F Waiver for farm related CDL.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2378/Final/001.01.92-002F Waiver for farm related CDL.pdf</a>				

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<b>Restore Sign Visibility Policy</b>				ID#: 2370
Statutory Authority: A.C.A. § 27-64-103, 27-67-302 and 27-67-304	02/06/2012	07/12/2013	06/12/2013	06/15/2017
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: The purpose of this policy is to establish procedures whereby sign owners may obtain permits from the Arkansas Department of Transportation to restore the visibility to their signs from adjacent State Highways controlled pursuant to the Regulations for the Control of Outdoor Advertising. It allows for use of the right-of-way, and for control of conduct related to the use of the right-of-way.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2370/Final/RSVP.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2370/Final/RSVP.pdf</a>				
<b>Rules for Access Driveways to Arkansas State Highways</b>				ID#: 2359
Statutory Authority: ACA 27-65-107(a)(14)	02/25/1954	06/28/1961	10/13/1967	11/12/2017
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: Continued enforcement is necessary in order to promote safety, driveability, and proper traffic control on Arkansas' highways.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2359/Final/2017 Access Driveways Rules.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2359/Final/2017 Access Driveways Rules.pdf</a>				
<b>Rules for Design-Build Contracts</b>				ID#: 2336
Statutory Authority: ACA 27-65-107 and 27-67-206	09/14/2016	10/03/2016	09/23/2016	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: These are separate Procedures and Guidelines for the implementation of the Design Build method of procurement, only recently authorized by the legislature in 2015.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2336/Final/Rules for Design-Build Contracts (final).pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2336/Final/Rules for Design-Build Contracts (final).pdf</a>				
<b>Rules for Design-Build Contracts</b>				ID#: 2357
Statutory Authority: ACA 27-65-107 and 27-65-206	06/27/2016	10/03/2016	09/23/2016	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: These rules were promulgated following the 2015 legislative session which authorized the Department to utilize the Design-Build method of procurement, and to draft regulations for implementation of that authorization.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2357/Final/Design Build Guidelines and Procedures.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2357/Final/Design Build Guidelines and Procedures.pdf</a>				

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	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
<b>Rules for the Regulation of Outdoor Advertising</b>				ID#: 2340
Statutory Authority:	Arkansas Act 640 of 1967	01/26/1972	07/24/1972	01/01/1111
<input checked="" type="checkbox"/> Required under State or Federal Law:	23 USC 131			07/01/2007
Requirement Statement:	Federal Law requires state departments of transportation to regulate outdoor advertising.			
Enforce:	Federal Law requires state departments of transportation to regulate outdoor advertising.			
Subject Matter Committee:	Public Transportation Committees			
Link to Rule Document:	<a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2340/Final/001.01.05-001 Outdoor Advertising.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2340/Final/001.01.05-001 Outdoor Advertising.pdf</a>			
<b>Screening and Fencing of Junkyards</b>				ID#: 2361
Statutory Authority:	Arkansas Act 640 of 1967; A.C.A. 27-74-401 et seq.	06/25/1969	07/16/2017	01/01/1111
<input checked="" type="checkbox"/> Required under State or Federal Law:	23 U.S.C. 131			
Requirement Statement:	Federally required since 1965.			
Enforce:	A.C.A. § 27-74-405(b) provides that the commission is authorized and directed to promulgate rules governing the location, planting, construction, and maintenance, including materials used therein, of the screening and fencing called for in the law. These rules follow that directive.			
Subject Matter Committee:	Public Transportation Committees			
Link to Rule Document:	<a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2361/Final/Junkyards Regulations.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2361/Final/Junkyards Regulations.pdf</a>			
<b>Signing Policies and Guidelines</b>				ID#: 2371
Statutory Authority:	Arkansas Constitutional Amendment 42. A.C.A. § 27-51-1301; A.C.A. § 27-65-107(5), (13), (14)	06/15/1959	06/15/1959	01/11/1111
<input type="checkbox"/> Required under State or Federal Law:	(none)			
Requirement Statement:	(none)			
Enforce:	There are a number of signs that are necessary for information purposes on the state highway system. Having a set of rules to identify under what circumstances various signs, such as Historic District information; educational facilities; public attractions; and so on provides a resource to the public to identify those requirements in an intelligible manner.			
Subject Matter Committee:	Public Transportation Committees			
Link to Rule Document:	<a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2371/Final/Signing Policies and Guidelines June 2016.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2371/Final/Signing Policies and Guidelines June 2016.pdf</a>			
<b>Standard Specification for Highway Construction</b>				ID#: 2375
Statutory Authority:	A.C.A. § 17-25-101 and Arkansas Act 150 of 1965; A.C.A. 27-65-207	01/11/1111	01/11/1111	01/11/1111
<input type="checkbox"/> Required under State or Federal Law:	(none)			01/01/2014
Requirement Statement:	(none)			
Enforce:	These are technical specifications setting minimum standards for highway construction depending upon various circumstances. It is necessary to provide a uniform and consistent set of instructions which specify the manner and method of construction to be utilized in order to insure that bidding is consistent and minimum standards apply.			
Subject Matter Committee:	Public Transportation Committees			
Link to Rule Document:	<a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2375/Final/2014SpecBook.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2375/Final/2014SpecBook.pdf</a>			

# Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
<b>State Aid Street Project Criteria</b>				ID#: 10744
Statutory Authority: ACA 27-72-405 and 27-72-413(d)	12/04/2013	02/14/2014	01/15/2014	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: The legislature has delegated to the State Aid Street Committee regulatory authority over the awarding of grants to municipalities from the State Aid Street Fund.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/10744/Final/State Aid Street Project Criteria.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/10744/Final/State Aid Street Project Criteria.pdf</a>				
<b>State Management Plan Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program</b>				ID#: 2372
Statutory Authority: Arkansas Constitutional Amendment 42.	01/11/1111	01/11/1111	01/11/1111	04/01/2015
<input checked="" type="checkbox"/> Required under State or Federal Law: 49 USC 5310				
Requirement Statement: Requires policies for implementation of the administration of federal transit funding be developed in the form of a State Management Plan. As administrator of federal transit funds the Department of Transportation is required to develop policies for the administration of the funds under the 5310 program.				
Enforce: As administrator of federal transit funds the Department of Transportation is required to develop policies for the administration of the funds under the 5310 program.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2372/Final/5310_SMP_2015.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2372/Final/5310_SMP_2015.pdf</a>				
<b>State Management Plan Section 5311 Rural Area Formula Program</b>				ID#: 2373
Statutory Authority: 49 USC 5311	01/11/1111	01/11/1111	01/11/1111	09/01/2016
<input checked="" type="checkbox"/> Required under State or Federal Law: 49 USC 5311				
Requirement Statement: As administrator of federal transit funds the Department of Transportation is required to develop policies for the administration of the funds under the 5311 program.				
Enforce: As administrator of federal transit funds the Department of Transportation is required to develop policies for the administration of the funds under the 5311 program.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2373/Final/1c 5311 SMP_Combined Documents.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2373/Final/1c 5311 SMP_Combined Documents.pdf</a>				
<b>State Management Plan Section 5339 Bus and Bus Facilities Formula Program</b>				ID#: 2374
Statutory Authority: 49 USC 5339	01/11/1111	01/11/1111	01/11/1111	03/01/1111
<input checked="" type="checkbox"/> Required under State or Federal Law: 49 USC 5339				
Requirement Statement: As administrator of federal transit funds under the 5339 program the Department of Transportation is required to develop policies to implement the administration of the program as set out in 49 USC 5339.				
Enforce: As administrator of federal transit funds under the 5339 program the Department of Transportation is required to develop policies to implement the administration of the program as set out in 49 USC 5339.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2374/Final/5339 SMP March - 2016.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2374/Final/5339 SMP March - 2016.pdf</a>				

# Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
<b>Transportation Related Research Grants Program</b>				ID#: 10688
Statutory Authority: A.C.A. § 27-65-145	02/22/2018	06/25/2018	06/15/2018	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: The Transportation Related Research Grant Program was created in Act 705 of 2017 to award grant funds to state funded institutions of higher education in support of research to improve transportation. The law granted the Arkansas Highway Commission and Department of Transportation the authority to draft regulations for the award of the grant. Having just had the regulations approved by Legislative Council, and this being the first year of the program, continuation of the rules is necessary to implement the grant program.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/10688/Final/TRRGP Rules.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/10688/Final/TRRGP Rules.pdf</a>				
<b>Utility Accommodation Policy</b>				ID#: 2358
Statutory Authority: ACA 26-67-218 and 27-67-304	07/18/1996	07/18/1996	07/18/1996	11/16/2010
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Enforce: As a general practice highway right-of-way, purchased with state and federal tax dollars, belongs to the people and are to be held inviolate against all encroachments. However, the referenced code sections allow public utilities access to the right of way, and provides authority to the Arkansas Highway Commission to specify the circumstances for issuance of such permit. Continuation of these rules, implementing statutory authority, will benefit the general public through continued collaborative utilization of resources.				
Subject Matter Committee: Public Transportation Committees				
Link to Rule Document: <a href="http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2358/Final/Utility Accommodation Policy effective 1-1-2012.pdf">http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/31/Rules/2358/Final/Utility Accommodation Policy effective 1-1-2012.pdf</a>				