

FHWA/MoDOT Partnering Agreement

Highway Safety and Traffic Division

Roles and Responsibilities of FHWA and MoDOT:

The following activities require coordination between FHWA and MoDOT in order to attain reviews/approvals within the agreed timeframes. In this agreement, all reference to days denotes business days. FHWA and MoDOT agree to work as true partners to ensure the success of the Highway Safety and Traffic Division.

The following table identifies the various approval/review activities.

Activities		MoDOT/FHWA Responsibilities		
Approval/Action	Reference Document	Description of Actions and Responsibilities	Expected Timeframe (MoDOT)	Expected Timeframe (FHWA)
Update Strategic Highway Safety Plan (SHSP)	23 USC § 148 (Sections 148 (a)(6) and 148(c), and the SHSP must be approved by the Governor/responsible state agency)	MoDOT will involve FHWA in the update and implementation of the SHSP.	Due by December 2025. Update required every five years.	Regular update meetings.
Review/Approve annual HSIP report	23 USC § 148, 23 USC § 130, 23 CFR § 924	MoDOT will update HSIP annually using HSIP on-line reporting tool.	Annually due to FHWA by August 31 using HSIP on-line reporting tool.	Annually FHWA completes review by September 30.

Establish Safety Performance Targets	23 CFR 490.211(c) (2) and 23 CFR 490.209(a) and 23 U.S.C. 148(i).	MoDOT will communicate with FHWA on information related to setting the required safety targets. FHWA will communicate on progress every year. This may involve development of a HSIP Implementation Plan (23 U.S.C. 148(i)).	By June annually	Will review and provide to HQ annually.
Fully program HSIP projects	23 CFR 490.211(c) (2) and 23 CFR 490.209(a)	MoDOT will fully program HSIP projects and obtain 100% obligation rate for HSIP funding.	By September 30 annually	Review quarterly progress
Comply with HSIP Special Rules	23 USC § 148(g)(1), 23 USC § 148(g)(2), and 23 USC § 148(g)(3).	1. HRRR Special Rule (23 U.S.C. 148(g)(1)), 2. Older Drivers and Pedestrians Special Rule (23 U.S.C. 148(g)(2)), and 3. Vulnerable Road User (VRU) Safety Special Rule (23 U.S.C. 148(g)(3))	Action will be determined each year based on special rule assessment.	Every May
Division Administrators provide writing approval of the State MUTCD and supplements that have been determined to be in substantial conformance per the CFR	23 CFR 655.603(b) (1) - https://www.ecfr.gov/current/title-23/chapter-I/subchapter-G/part-655#655.603	Update State MUTCD and obtain/maintain substantial conformance of MoDOT's traffic control-related guidance with the MUTCD, obtain clarification and interpretation of the MUTCD, and coordinate any requests for experimentation of traffic control devices per the MUTCD	State will need to obtain substantial conformance of the State MUTCD by January 18, 2026.	Ongoing review effort.

Complete Work Zone Process Review	Work Zone Safety and Mobility Rule, 23 CFR § 630 subpart J and the Temporary Traffic Control Devices Rule, 23 CFR § 630 subpart K. (§ 630.100 8 State-level processes and procedures and § 630.101 6 Compliance date).	Complete Work Zone Process Review to assess the effectiveness of work zone safety and mobility policies and procedures (pursuant to federal regulations 23 CFR 630 Subpart J).	Review required every five years. Due December 31, 2030.	Annual review of work zones and regular meetings to complete review.
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Statutory Safety Programs	<p>Open Container Law (23 USC § 154), Repeat Offender Law (23 USC § 164), National Minimum Drinking Age (23 USC § 158), Operation of Motor Vehicles by Intoxicated Minors (23 USC § 161), and Revocation of Suspension of Drivers' Licenses of Individuals Convicted of Drug Offenses (23 USC § 159).</p>	<p>1. Title 23 U.S.C. Section 154 – Open Container - 23 CFR 1270 – Open Container Laws - MO is out of compliance (2.5% penalty) - Annual “shift” letter from MoDOT to FHWA by Oct. 30th - Annual “split” letter from MoDOT to FHWA & NHTSA by Nov. 30th 2. Title 23 U.S.C. Section 159 – Revocation or Suspension of Drivers' Licenses - 23 CFR 192 – Drug Offender's Driver's License Suspension - Annual certification letter from Governor to FHWA by Jan. 1 3. Title 23 U.S.C. Section 163 – Blood Alcohol Concentration (0.08 BAC) - MO is in compliance 4. Title 23 U.S.C. Section 164 – Repeat Intoxicated Driver - 23 CFR 1275 – Repeat Intoxicated Driver Laws - MO is out of compliance (2.5% penalty)</p>	Due each year on October 31 and November 30.	Review and submit immediately.
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This agreement will be reviewed and updated, as needed, on an annual basis.

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

FHWA:

JOHN PAUL MILLER Digitally signed by JOHN PAUL
MILLER
Date: 2024.12.12 10:00:34 -06'00'

John Miller

FHWA-MO Division Transportation Specialist (Safety and Mobility)

(573) 638-2628

MISSOURI DEPARTMENT OF TRANSPORTATION:

A handwritten signature in black ink, appearing to read "Jon Nelson", is written over a horizontal line.

Jon Nelson

MoDOT Highway Safety and Traffic Engineer

(573) 751-5417

