

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 60—Traffic and Highway Safety Division
Chapter 1—Motorcycle Safety Education Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 302.134, RSMo Sup. 2014, the commission amends a rule as follows:

7 CSR 60-1.010 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1684-1685). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and Transportation Commission received five (5) comments on the proposed amendment.

COMMENT #1: Comments received from the Motorcycle Safety Foundation indicate that the proposed revisions to sections (3), (4), (5), and (8) that reference 23 CFR Part 1300.25(e) are inconsistent with 302.134 RSMo and recommends that the references be removed.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed rule revision and will remove the references to 23 CFR Part 1300.25(e) from sections (3), (4), (5) and (8).

COMMENT #2: Mr. John Skala commented that the definition of "Experienced rider course" in section (4) is incomplete.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT believes that the definition of "Experienced rider course" in section (4) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #3: Mr. John Skala commented that the definition of "Instructor" in section (5) is incomplete.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT believes that the definition of "Instructor" in section (5) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #4: Mr. Skala commented that the definition of "Motorcycle rider training course" in section (8) is incomplete.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT believes that the definition of "Motorcycle rider training course" in section (8) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #5: Mr. Skala commented that several additional definitions should be added for other rider courses.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT does not believe that any additional definitions regarding additional rider courses are necessary and ~~no changes will be~~

JOINT COMMITTEE ON

APR 03 2017

ADMINISTRATIVE RULES

made.

7 CSR 60-1.010 Definitions

(3) Division—Traffic and Highway Safety Division. A division within the department assigned with the responsibility for establishing and administering motorcycle rider training and safety program per Motorcycle Safety Foundation (MSF) guidelines.

(4) Experienced rider course—A current, approved Motorcycle Safety Foundation course of instruction designed to provide experienced motorcyclists with additional skills and knowledge found to be lacking in accident-involved motorcyclists.

(5) Instructor—An individual certified by MSF and approved to teach the motorcycle rider training courses in Missouri. This individual, unless directly employed by the department as a motorcycle safety instructor, is not an agent, servant, or employee of the department or state of Missouri.

(8) Motorcycle rider training course—A current, approved Motorcycle Safety Foundation rider course of instruction designed to teach new or inexperienced motorcyclists basic riding skills and defensive street riding strategies.