

## **RULE IMPACT STATEMENT**

Pursuant to the Administrative Procedures Act, Section 303(D) of Title 75 of the Oklahoma Statutes, the Oklahoma Department of Transportation (“ODOT”) hereby submits the following Rule Impact Statement for the amendment of PERMANENT rules contained in **OAC Title 730:35-7-3. Traffic control responsibilities.**

### **Brief Description of the Purpose of the Proposed Rules:**

The proposed amendments bring the rules into compliance with existing law regarding directional signs and removes outdated language that prevents ODOT’s authority to perform certain maintenance and traffic control responsibilities allowed by statute and form agreements with local governments to install traffic control signals.

### **Description of the classes of persons who most likely will bear the costs of the proposed rule, and any information on cost impacts received by the Agency from any private or public entities:**

The Department does not foresee any applicable impact to classes of persons who would bear costs due to the proposed rule nor any cost impact to private or public entities. The proposed changes of the rule amend the language to include local governments and further widens the scope of the jurisdictional areas in which the Department can enter into agreements with for the maintenance and installation of traffic control signals.

### **Description of the classes of persons who will benefit from the proposed rule:**

The public, local governments, and the Department will benefit from the amendment of this rule because it will allow the Department to enter into agreements with local governments for the maintenance and installation of traffic control signals and ensure signs are maintained for the safe commuting and wayfinding of the public.

### **Description of the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions, including a listing for all fee changes and, whenever possible, separate justification for each fee change:**

The Department does not foresee any applicable economic impact upon classes of persons or political subdivisions. The proposed changes of the rule amend the language to include local governments and further widens the scope of the jurisdictional areas in which the Department can enter into agreements with for the maintenance and installation of traffic control signals.

### **A determination of whether implementation of the proposed rule will have an economic impact on any political subdivision or require their cooperation in implementing or enforcing the rule:**

The proposed changes to these rules do not require cooperation for implementation or enforcement of the rule changes by any political subdivisions. The proposed changes of the rule amend the

language to include local governments and further widens the scope of the jurisdictional areas in which the Department can enter into agreements with for the maintenance and installation of traffic control signals.

**A determination of whether implementation of the proposed rule may have an adverse economic effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act:**

The Department does not foresee any applicable impact to small businesses as the proposed rule changes widens the scope of local governments and jurisdictional areas in which the department can enter into agreements with for the maintenance and installation of traffic control signals.

**A determination of the effect of the proposed rule on the public health, safety, and environment and, if the proposed rule is designed to reduce significant risks to the public health, safety and environment, an explanation of the nature of the risk and to what extent the proposed rule will reduce the risk:**

The proposed amendment of this rule will have a positive effect on the public health, safety, and environment because this rule will allow needed traffic sign, signal and pavement marker maintenance projects to be performed as needed and not be delayed due to a local government's inability to afford maintenance and installation costs of traffic control devices. The proposed changes allow repairs to be performed as needed and without delay. This improves the public health, safety, and environment.

**A determination of any detrimental effect on the public health, safety and environment if the proposed rules are not implemented:**

Failure to amend the rule as proposed will have a detrimental effect on the public health, safety, and environment. The amendment is needed so ODOT can ensure the safety of the traveling public by making needed traffic signal repairs and payment marker repairs as needed without having to wait for a local government to attain the costs to make needed repairs. Failure to amend this rule will prevent ODOT from being able to assist local governments with funding that can be used for traffic signal and pavement marking repairs as needed and allowed by statute.

**Date the rule impact statement was prepared, and the date modified:**

Prepared: November 29, 2023

Modified: N/A

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