



Association for the Improvement
of American Infrastructure

P3 Snapshot: **Missouri**

SUMMARY OF P3 LEGISLATIVE STATUS:

P3s are allowed for certain transportation projects – specifically ports.

- Does this state have broadly enabling P3 legislation?**
Missouri allows P3s for any port facility, water facility, water way, fuel supply facility or pipeline, water supply facility or pipeline, wastewater or wastewater treatment facility, public building, vehicle parking building, vehicle parking facility, mass transit facility, or similar facility to the definition of "project" under the Missouri Public-Private Partnerships Transportation Act.
- Does the state allow for **Unsolicited Proposals**?**
Acceptance and review of unsolicited proposals are allowed - for certain project types, excluding road transportation - roads, bridges, tunnels.
- What is the state's P3 **Review Process**?**
Review and approval of bids require requests for competing bids or other process for unsolicited proposals. §227.600(2) (10) states any project not specifically included in the eligibility list shall not be financed, developed or operated by a private partner until such project is approved by a vote of the people (election referendum or ballot measure).
- Does the state have a **Centralized Agency** dedicated to P3?**
Missouri Department of Transportation (MoDoT) and specifically not applicable to the Missouri Highways and Transportation Commission (whose purview includes the state's interstate system).
- Is this a **Home Rule state**, with limitations or opportunities for P3?**
Missouri employs Dillon's Rule to all municipalities; which allows the legislature to control local government structure, methods of financing its activities and procedures.
- Does this state have programmatic requirements for P3 participation (ie MWDBE or labor)?**
Statutory authority does not specifically address MWDBE participation, except there is an understanding that any funding or financing received from the Federal government programs requires compliance with participation mandates.
- Are P3 projects in this state eligible for other financing programs?**
Allows for access to applicable Federal funding or financing programs (TIFIA, RRIF, WIFIA).
- What Projects or Asset Classes are eligible for P3 in this state?**
Includes any pipeline, ferry, port facility, water facility, water way, water supply facility or pipeline, wastewater or wastewater treatment facility. Includes any public building, airport, railroad, light rail, vehicle parking facility, mass transit facility, or other similar facility currently available or to be made available to a government entity for public use, including any structure, parking area, appurtenance and other property required to operate the structure or facility.
- Are there Projects where the P3 procurement method has been applied?**
P3s have been explored (including for airports); but "project" will not include a highway, interstate or bridge construction, or any rest area, rest stop, or truck parking connected to a highway. The Missouri Highways and Transportation Commission or its private partner has no authority to collect user fees in connection with a project under this section.
- What is the legislative foundation for P3s in this state?**
*MO. Rev. Stat. 227.600 to 669 (for pipelines, ferries, river ports, airports, railroads, light rails or any other mass transit facilities).
MO. Rev. Stat. 238.300 to 367 (for transportation projects).*

D: Design | **B:** Build | **F:** Finance | **O:** Operate | **M:** Maintain