#### 3. ADDITION OF "HEPATITIS B VIRAL INFECTION, PERINATAL".

Assumption(s): Hepatitis B is a serious disease caused by a virus that attacks the liver. The virus can cause lifelong infection, cirrhosis of the liver, liver cancer, liver failure, and death. Hepatitis B vaccine is available for all age groups to prevent hepatitis B virus infection. During birth, the baby of an infected mother is at risk for hepatitis B virus infection. The risk of perinatal HBV infection among infants born to HBV-infected mothers ranges from 10% to 85%. Infants who become infected by perinatal transmission have a 90% risk of chronic infection, and up to 25% will die of chronic liver disease as adults. Even when not infected during the perinatal period, children of HBV-infected mothers remain at high risk of acquiring chronic HBV infection by person-to-person (horizontal) transmission during the first 5 years of life. More than 90% of these infections can be prevented if HBsAg-positive mothers are identified so that their infants can receive hepatitis B vaccine and hepatitis B immune globulin (HBIG) soon after birth. Infants born to HBV-infected mothers should be given HBIG (hepatitis B immune globulin) and vaccine within 12 hours after birth.

The CDC has recently added Hepatitis B, perinatal disease to its list of nationally notifiable diseases. An estimated 20% of infants born to HBsAg-positive mothers will become infected. In 2003, there were 74 infants born to known Hepatitis B positive mothers in Missouri. Therefore, OoS estimates that there will be 15 or fewer cases of confirmed Hepatitis B virus infection in infants each year in Missouri. [NOTE: Current reporting of acute and chronic Hepatitis B may include some perinatal Hepatitis B cases, reducing the volume of new reporting required by this proposed rule revision.]

In general, approximately 25% of communicable disease reports received by the MDHSS come from public sources; such as the State Public Health Laboratory, public hospital laboratories, county/district health agencies, and public schools. The remaining 75% of reports come from private sources; such as hospitals, hospital laboratories, private laboratories, private providers, and private schools.

PRIVATE ENTITY COST TO REPORT HEPATITIS B, PERINATAL INFECTION >/-\$43.54. Private entity cost is calculated by: (a) 75% of reports received by MDHSS come from private sources; (b) it takes about 12 minutes to report each case, or 0.2 of the hourly salary of a Community Health Nurse II with a typical salary of \$36,960 (\$17.50 hour); and (c) postage of \$0.37 to mail each report, which overstates the expense since many reports will be sent electronically. The private entity cost is:

(c1)	(c2)	(c3)	(c4)	(c5)	(c6)	(c7)	
Number of 0.2 times		Total		Total		Private	
Cases	the Hourly	Salary	Postage	Postage	Total	Entity	
per Year	<b>\$</b> Rate	Expense	Rate	Rate	Expense	Expense	
-		1 2		1 4		= .75 * c6	
		= c1 x c2		= c1 x c4	= c3 + c5	$= .73 \cdot c0$	

#### 4. CORRECTION OF TITLE TO "HEPATITIS C, ACUTE".

No additional private reporting costs anticipated.

#### 5. CORRECTION OF TITLE TO "HEPATITIS C, CHRONIC".

No additional private reporting costs anticipated.

#### 6. MODIFICATION OF "METHEMOGLOBINEMIA" TO "METHEMOGLOBINEMIA, ENVIRONMENTALLY-INDUCED".

Assumption: Methemoglobinemia is a clinical condition in which more than 1% of hemoglobin in blood has been oxidized to the ferric form. Coma, seizures, and cardiac arrhythmias may occur with methemoglobin levels greater than 55%. Methemoglobinemia may be environmentally-induced, drug-induced, or genetically-induced. The MDHSS is interested in obtaining data for environmentally-induced cases of methemoglobinemia only.

Since 1993, there have been less than ten reported cases of methemoglobinemia due to all causes. Due to low incidence in Missouri, the private costs associated with reporting environmentally-induced methemoglobinemia are negligible.

# 7. ADDITION OF "METHICILLIN-RESISTANT *STAPHYLOCOCCUS AUREUS* (MRSA), NOSOCOMIAL".

Assumption(s): Staphylococcal bacteria (or staph) can cause serious infections, such as surgical wound infections and pneumonia. Treatment of staph infections has become more difficult because the bacteria have become resistant to various antibiotics, such as methicillin.

The "Missouri Nosocomial Infection Control Act of 2004" mandates that nosocomial MRSA infection be included in the list or reportable diseases and/or conditions. The implementation of mandated surveillance activities, specifically the submission of data on nosocomial MRSA infection from health care providers, are required as part of the legislation.

PRIVATE ENTITY COST TO REPORT METHICILLIN-RESISTANT *STAPHYLOCOCCUS AUREUS* INFECTION = **\$36,634.40**. Private entity cost is calculated by: (a) using a sample of eight Missouri hospitals to estimate the average staff time (in hours), by hospital bedsize (i.e., <50, 50-99, 100-199, 200-299, 300-499, 500+), to report MRSA and VRE; (b) multiplying these bedsize-specific average estimates by the 127 general and children's orthopedic hospitals in Missouri in 2003; (c) multiplying the estimated total reporting time (in hours) by the hourly salary of a Community Health Nurse II with a typical salary of \$36,960 (\$17.50 hour); and (d) adding postage (\$0.37) for each of the hospitals to mail four quarterly reports, which overstates the expense since many reports will be sent electronically. The private entity cost is:

(c1)	(c2)	(c3)	(c4)	(c5)	(c6)	<u>(c7)</u>
	Hourly		-			Private
Number	Salary					Entity
of	Rate,	Total		Total		Expense to
Hours	ín	Salary	Postage	Postage	Total	Report
per Year	Dollars	Expense	Rate	Rate	Expense	MRSA

		= c1 x c2		$-c4 \times 127 * 4$	= c3 + c5	50 * c6
4,202.33	\$17.50	\$73,540.83	0.37¢	\$187.96	\$73,728.79	\$36,634.40

#### 8. ADDITION OF "SHIGA TOXIN-POSITIVE, UNKNOWN ORGANISM".

Assumption(s): Disease caused by Shiga toxin-producing bacteria ranges from self-limiting diarrhea to hemorrhagic colitis and hemolytic uremic syndrome (HUS). Shiga toxin-producing bacteria have been isolated from large foodborne outbreaks, as well as sporadic cases, in North America and abroad.

Based on reporting of non-O157 and unserogrouped E. coli shiga toxin in Missouri for the first quarter of 2004 (n=5 reported confirmed or probable cases), it is estimated that the annual number of reported cases of "shiga toxin-positive, unknown organism" in Missouri will be approximately 20 cases.

PRIVATE ENTITY COST TO REPORT SHIGA TOXIN-POSITIVE, UKNOWN ORGANISM INFECTION >/= **\$58.05**. Private entity cost is calculated by: (a) 75% of reports received by MDHSS come from private sources; (b) it takes about 12 minutes to report each case, or 0.2 of the hourly salary of a Community Health Nurse II with a typical salary of \$36,960 (\$17.50 hour); and (c) postage of \$0.37 to mail each report, which overstates the expense since many reports will be sent electronically. The private entity cost is:

(c1)	(c2)	(c3)	(c4)	(c5)	(c6)	(c7)
Number of	0.2 times	Total		Total		Private
Cases	the Hourly	Salary	Postage	Postage	Total	Entity
per Year	\$ Rate	Expense	Rate	Rate	Expense	Expense
		= c1 x c2		= c1 x c4	= c3 + c5	· · .75 * c6
20	\$3.50	\$70.00	0.37¢	\$7.40	\$77.40	\$58.05

#### 9. ADDITION OF "VANCOMYCIN-INTERMEDIATE STAPHYLOCOCCUS AUREUS" (VISA).

Assumption(s): VISA is a specific type of antimicrobial-resistant staph bacteria. While most staph bacteria are susceptible to the antimicrobial agent vancomycin some have developed resistance. VISA infections are rare. Only eight cases of infection caused by VISA have been reported in the United States. VISA is only part of the larger problem of antimicrobial resistance in healthcare settings. Spread occurs among people having close physical contact with infected patients or contaminated material, like bandages. Strategies that can prevent antimicrobial resistance include diagnose and treat infections effectively; use antimicrobials wisely; and prevent transmission of infections.

Since only eight cases of VISA have been reported nationally, with no state reporting more than one case; it is estimated that the annual number of reported cases of "vancomycin-intermediate *staphylococcus aureus*" (VISA) in Missouri will not exceed three cases. Due to low incidence in Missouri, the private costs associated with reporting this disease are negligible.

#### 10. ADDITION OF "VANCOMYCIN-RESISTANT ENTEROCOCCI (VRE), NOSOCOMIAL".

Assumption(s): Enterococci are among the leading causes of nosocomial bacteremia, surgical wound infection, and urinary tract infection. Unfortunately, they are becoming resistant to many and sometimes all standard therapies.

The "Missouri Nosocomial Infection Control Act of 2004" mandates that nosocomial VRE infection be included in the list or reportable diseases and/or conditions. The implementation of mandated surveillance activities, specifically the submission of data on nosocomial VRE infection from health care providers, are required as part of the legislation.

#### PRIVATE ENTITY COST TO REPORT VANCOMYCIN-RESISTANT ENTEROCOCCI

INFECTION = 36,634.40. Private entity cost is calculated by: (a) using a sample of eight Missouri hospitals to estimate the average staff time (in hours), by hospital bedsize (i.e., <50, 50-99, 100-199, 200-299, 300-499, 500+), to report MRSA and VRE; (b) multiplying these bedsizespecific average estimates by the 127 general and children's orthopedic hospitals in Missouri in 2003; (c) multiplying the estimated total reporting time (in hours) by the hourly salary of a Community Health Nurse II with a typical salary of 336,960 (17.50 hour); and (d) adding postage (0.37) for each of the hospitals to mail four quarterly reports, which overstates the expense since many reports will be sent electronically. The private entity cost is:

(c1)	(c2)	(c3)	(c4)	(c5)	(c6)	(c7)
Number of Hours per Year	Hourly Salary Rate, in Dollars	Total Salary Expense	Postage Rate	Total Postage Rate	Total Expense	Private Entity Expense to Report VRE
•		$= c1 \times c2$		c4 x 127 * 4	= c3 + c5	= .50 * c6
4,202.33	\$17.50	\$73,540.83	0.37¢	\$187.96	\$73,728.79	\$36,634.40

#### 11. ADDITION OF "VARICELLA (CHICKENPOX)".

Assumption(s): The Centers for Disease Control and Prevention (CDC) have urged states to track morbidity of Varicella. Additionally, to be eligible for the CDC's Immunization Grant Funding in FY 2005, Varicella must be a reportable condition. The number of potential cases that would occur annually was calculated by taking the number of Missouri births in  $2002^{1}$  and multiplying it by the Varicella birth cohort found on CDC's website<sup>2</sup> using the last year (1997) that statistical comparisons were available for Missouri (75,167 births x 8.6% = **6,464 cases** of Varicella).

PRIVATE ENTITY COST TO REPORT VARICELLA = **\$18,761.76**. The private entity cost is calculated using by: (a) 75% of reports received by MDHSS come from private sources; (b) it takes about 12 minutes to report each case, or 0.2 of the hourly salary of a Community Health Nurse II with a typical salary of \$36,960/year (\$17.50 hour); and (c) postage of \$0.37 to mail

MDHSS MICA. http://www.dhss.state.mo.us/MVS02/Table05a.pdf

<sup>&</sup>lt;sup>2</sup> CDC. http://www.cdc.gov/mmwr/preview/mmwrhtml/00056339.htm#00001948.gif

6,464

- .75 \* c6

\$18,761.76

= c3 + c5

\$25,015.68

Number of Cases	0.2 times the Hourly	Total Salary	Postage	Total Postage	Total	Private Entity
(cl)	(c2)	(c3)	(c4)	(c5)	(c6)	(c7)

0.37¢

= c1 x c4

\$2,391.68

each report, which overstates the expense since many will be sent electronically. The private entity cost is:

#### 12. CORRECTION OF TITLE TO "CAMPYLOBACTERIOSIS".

= c1 x c2

\$22,624

No additional private reporting costs anticipated.

\$3.50

#### 13. CORRECTION OF TITLE TO "CYCLOSPORIASIS".

No additional private reporting costs anticipated.

#### 14. CORRECTION OF TITLE TO "HANSEN'S DISEASE (LEPROSY)".

No additional private reporting costs anticipated.

# 15. CORRECTION OF TITLE TO "INFLUENZA-ASSOCIATED PUBLIC AND/OR PRIVATE SCHOOL CLOSURES".

No additional private reporting costs anticipated.

#### 16. CORRECTION OF TITLE TO "LISTERIOSIS".

No additional private reporting costs anticipated.

#### 17. CORRECTION OF TITLE TO "OUTBREAKS (INCLUDING NOSOCOMIAL) OR EPIDEMICS OF ILLNESS, DISEASE OR CONDITION OF PUBLIC HEALTH CONCERN".

No additional private reporting costs anticipated.

#### **18. CORRECTION OF TITLE TO "YERSINIOSIS".**

No additional private reporting costs anticipated.

# 19. DELETION OF "NOSOCOMIAL OUTBREAKS" AS AN INDIVIDUAL REPORTABLE CATEGORY.

No additional or decreased private reporting costs anticipated.

### TOTAL PRIVATE ENTITY COSTS:

\$263.89 + \$449.89 + \$43.54 + \$36,864.40 + \$58.05 + \$36,864.40 + \$18,761.76 = \$93,305.93

Table. Distribution of Total Private Entit	v Cost(s), by Affected	1 Agency or Political Subdivision

Affected Agency or Political Subdivision	Portion, or Fraction, of Total Costs	Estimated Cost of Compliance		
Hospitals	1/2 of MRSA/VRE reporting and 26/76 of remaining costs	\$43,561.84		
Hospital & private laboratories	1/2 of MRSA/VRE reporting and 27/76 of remaining costs	\$43,819.43		
Private providers	8/76 of remaining costs	\$2,060.75		
Private schools	4/76 of remaining costs	\$1,030.38		
Other/unknown	11/76 of remaining costs	\$2,833.53		

#### Title 20—DEPARTMENT OF INSURANCE Division 400—Life, Annuities and Health Chapter 2—Accident and Health Insurance in General

#### **PROPOSED RULE**

#### 20 CSR 400-2.170 Coverage for Chiropractic Care

*PURPOSE:* This rule interprets section 376.1230, RSMo Supp. 2003, and the requirements placed upon health carriers with respect to their offer of coverage for chiropractic care.

(1) Definitions. When used in this regulation-

(A) Chiropractic care means care delivered by a licensed chiropractor acting within the scope of his or her practice as defined in Chapter 331, RSMo, and any regulations promulgated pursuant thereto;

(B) Director means the director of the Department of Insurance;

(C) Enrollee shall have the same meaning as is found in section 376.1350, RSMo;

(D) Health benefit plan shall have the same meaning as is found in section 376.1350, RSMo;

(E) Health carrier shall have the same meaning as is found in section 376.1350, RSMo;

(F) Participating chiropractor means a chiropractic physician who, under a contract with a health carrier or with its contractor or subcontractor, has agreed to provide chiropractic care services to enrollees with an expectation of receiving payment, other than coinsurance, co-payments or deductibles, directly or indirectly from the health carrier.

(2) Minimum Requirements. At a minimum, chiropractic care coverage offered by a health carrier pursuant to the provisions of section 376.1230, RSMo:

(A) Shall provide coverage for an initial diagnosis and any clinically appropriate and medically necessary services and supplies required to treat the diagnosed disorder for up to twenty-six (26) chiropractic physician office visits per diagnosed disorder per plan year. A health carrier shall not require an enrollee or chiropractor to give prior notice or request prior authorization as a condition to receiving coverage for any of the first twenty-six (26) chiropractic physician office visits per diagnosed disorder per plan year. Clinically appropriate and medically necessary chiropractic physician office visits in excess of twenty-six (26) per diagnosed disorder per plan year and/or any clinically appropriate and medically necessary follow-up diagnostic tests after the first twenty-six (26) office visits shall also be covered, but the health carrier may require the enrollee or chiropractor to give prior notice or request prior authorization as a condition of coverage for such excess visits and/or follow-up diagnostic tests: and

(B) Shall clearly disclose in the health benefit plan documents provided to the enrollee the availability of chiropractic care benefits under the plan and any limitations, conditions and exclusions to which the chiropractic care benefits are subject.

(3) May allow an enrollee direct access to a participating chiropractor of the enrollee's choice within the health carrier's network. For the health benefit plans that provide out-of-network benefits, the coverage may also allow an enrollee direct access to a nonparticipating chiropractor of the enrollee's choice outside the health carrier's network.

(4) A health benefit plan shall not impose any greater deductible, copayment or coinsurance for chiropractic care than for other outpatient primary health care, nor shall it impose any dollar limits for chiropractic care that differ from the dollar limits imposed for other out-patient primary health care. AUTHORITY: sections 374.045 and 376.777, RSMo 2000. Original rule filed Oct. 1, 2004.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COM-MENTS: A public hearing will be held on this proposed rule at 10:00 a.m. on December 6, 2004. The public hearing will be held at the Harry S Truman State Office Building, Room 530, 301 West High Street, Jefferson City, Missouri. Opportunities to be heard at the hearing shall be afforded to any interested person. Interested persons, whether or not heard, may submit a written statement in support of or in opposition to the proposed rule, until 5:00 p.m. on December 6, 2004. Written statements shall be sent to Kevin Hall, Department of Insurance, PO Box 690, Jefferson City, MO 65102.

SPECIAL NEEDS: If you have any special needs addressed by the Americans With Disabilities Act, please notify us at (573) 751-6798 or (573) 751-2619 at least five (5) working days prior to the hearing.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the Missouri Register begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

#### Title 10—DEPARTMENT OF NATURAL RESOURCES Division 10—Air Conservation Commission Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2000, the commission amends a rule as follows:

#### 10 CSR 10-6.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2004 (29 MoReg 974–976). 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 Department of Natural Resources' Air Pollution Control Program received a total of ten (10) comments from the Alliance of Automobile Manufacturers, Boeing, the Regulatory Environmental Group for Missouri (REG-FORM), the St. Louis Regional Chamber and Growth Association (RCGA) and the U.S. Environmental Protection Agency (EPA).

COMMENT: The Alliance of Automobile Manufacturers, Boeing, REGFORM and RCGA commented that they are in support of this rule amendment.

RESPONSE: The department's Air Pollution Control Program appreciates the support for this rulemaking. No wording changes

have been made to the proposed rulemaking as a result of this comment.

COMMENT: The Alliance of Automobile Manufacturers commented that the department's Air Pollution Control Program should adopt these rule revisions into the state's nonattainment New Source Review rules as soon as possible.

RESPONSE: The department's Air Pollution Control Program intends to revise the state's nonattainment New Source Review rules as soon as possible and certainly before the January 2, 2006 submittal timeline established by EPA. In the meantime, sources in nonattainment areas will be able to take advantage of those revisions that have be implemented through changes in federal definitions to terms used in section (7) of this rule. No wording changes have been made to the proposed rulemaking as a result of this comment.

COMMENT: EPA commented that 40 CFR 52.21 is the proper section to incorporate by reference, not 40 CFR 51.166.

RESPONSE AND EXPLANATION OF CHANGE: After consideration of this comment, references to 40 CFR 51.166 throughout the proposed rule have been replaced with references to 40 CFR 52.21.

COMMENT: EPA commented that the department's Air Pollution Control Program should add a sentence stating that the provisions of 40 CFR 52.21 override any conflicting provisions or definitions in the existing rule.

RESPONSE: Certain definitions and other provisions that are not identical to those in the federal regulations were intentionally retained in the interest of regulatory certainty. While the department's Air Pollution Control Program acknowledges that it may be necessary to change these provisions and definitions in the future, to provide this certainty to the regulated community and to program staff it is important to determine if this change is necessary before making this change.

COMMENT: EPA commented that 10 CSR 10-6.060 does not provide for public notice and opportunity to comment on non-major sources, as required by 40 CFR 52.21(y)(7), relating to clean unit designations.

RESPONSE AND EXPLANATION OF CHANGE: In order to satisfy these requirements, clean unit designations have been made subject to the public participation requirements in paragraph (12)(B)3. of this rule.

COMMENT: EPA commented that 10 CSR 10-6.060 regulates the construction and modification of installations, while the federal rule regulates the construction and modification of major stationary sources. EPA comments that the definitions of these two terms are inconsistent, and therefore, the proposed amendment does not fully incorporate the federal rules as intended.

RESPONSE AND EXPLANATION OF CHANGE: After consideration of this comment, wording changes have been made to the proposed rulemaking to make the state definition and the federal definition of major stationary source consistent. The air quality analysis provisions in subsection (8)(B) of the proposed amendment, which frequently use the term installation, have been deleted in favor of the air quality analysis requirements of the federal rule. In addition, subsection (8)(C) of the proposed amendment, which refers to subsection (12)(H), which itself contains numerous uses of the term installation and substantially restates requirements already set out in 40 CFR 52.21, has also been deleted. A reference to paragraphs (8)(B)3. and 4. in subparagraph (12)(E)1.C. has been amended to refer to the equivalent federal requirements in 40 CFR 52.21(1) and 40 CFR 52.21(v). COMMENT: EPA commented that in 40 CFR 52.21, the term administrator should refer to the director of the department's Air Pollution Control Program in some cases, while in other cases it should continue to refer to the administrator of the EPA.

RESPONSE AND EXPLANATION OF CHANGE: After consideration of this comment, language has been added to section (8) to clarify where the term administrator takes each meaning.

COMMENT: EPA commented that the department's Air Pollution Control Program should adopt the public participation requirements in 40 CFR 51.166(q) by reference.

RESPONSE AND EXPLANATION OF CHANGE: The public participation requirements in 40 CFR 51.166(q) are not compatible with the time limits for permit issuance established by the Missouri Air Conservation Law. However, section (8) is subject to the public participation requirements in subsection (12)(B) of this rule. Language has been added to section (8) to clarify this point.

COMMENT: EPA commented that section (8) should contain language stating that the department's Air Pollution Control Program should notify the EPA on each significant action taken on a permit application.

RESPONSE AND EXPLANATION OF CHANGE: EPA's suggested language has been added to section (8).

COMMENT: EPA submitted some language to clarify the department's Air Pollution Control Program's adoption by reference proposal.

RESPONSE AND EXPLANATION OF CHANGE: With the intent to make this rule as understandable as possible, the suggested language was used where possible to achieve this end. Subsection (8)(A) has been revised considering EPA's suggested language.

#### 10 CSR 10-6.060 Construction Permits Required

(1) Applicability.

#### (A) Definitions.

1. Baseline area—The continuous area in which the source constructs as well as those portions of the intrastate area which are not part of a nonattainment area and which would receive an air quality impact equal to or greater than one microgram per cubic meter (1  $\mu$ g/m<sup>3</sup>) annual average (established by modeling) for each pollutant for which an installation receives a permit under section (8) of this rule and for which increments have been established in subsection (11)(A) of this rule. Each of these areas are references to the standard United States Geological Survey (USGS) County-Township-Range-Section system. The smallest unit of area for which a baseline date will be set is one (1) section (one (1) square mile).

2. Major operation—Any installation which has the potential to emit one hundred (100) tons per year or more of criteria pollutants, fifty (50) tons per year of volatile organic compound (VOC) or oxides of nitrogen in serious nonattainment areas; twenty-five (25) tons per year of VOC or oxides of nitrogen in severe nonattainment areas; or ten (10) tons per year of VOC or oxides of nitrogen in extreme nonattainment areas.

3. Definitions for key words or phrases used in this rule, other than those defined in this rule section, may be found in 40 CFR 52.21(b) promulgated as of July 1, 2003 and hereby incorporated by reference in this rule, as published by the Office of the Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, D.C. 20408. This rule does not incorporate any subsequent amendments or additions.

4. Definitions for key words or phrases used in this rule, other than those defined in this rule section or in 40 CFR 52.21(b), may be found in 10 CSR 10-6.020(2).

(8) Attainment and Unclassified Area Permits.

(A) All of the subsections of 40 CFR 52.21 other than (a) Plan disapproval, (q) Public participation, (s) Environmental impact statements and (u) Delegation of authority are incorporated by reference. 40 CFR 52.21 as used in this rule refers to 40 CFR 52.21 promulgated as of July 1, 2003 as published by the Office of the Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, D.C. 20408. This rule does not incorporate any subsequent amendments or additions.

(B) Administrator as it appears in 40 CFR 52.21 shall refer to the director of the Missouri Department of Natural Resources' Air Pollution Control Program except in the following, where it shall continue to refer to the administrator of the U.S. Environmental Protection Agency:

1. (b)(17) Federally enforceable;

2. (b)(37)(i) Repowering;

3. (b)(43) Prevention of Significant Deterioration (PSD) program;

4. (b)(48)(ii)(c);

5. (b)(50) Regulated NSR pollutant;

6. (b)(51) Reviewing authority;

7. (g) Redesignation;

8. (l) Air quality models;

9. (p)(2) Federal Land Manager; and

10. (t) Disputed permits or redesignations.

(C) All permit applications subject to section (8) of this rule are subject to the public participation requirements in subsection (12)(B) of this rule.

(D) Clean unit designations are subject to the public participation requirements of paragraph (12)(B)3. of this rule.

(E) The director of the Missouri Department of Natural Resources' Air Pollution Control Program shall transmit to the administrator of the U.S. Environmental Protection Agency a copy of each permit application filed under section (8) of this rule and shall notify the administrator of each significant action taken on the application.

(F) Applicants must obtain emission reductions, obtained through binding agreement prior to commencing operations and subject to 10 CSR 10-6.410, equal to and of a comparable air quality impact to the new or increased emissions in the following circumstances when the:

1. Area has no increment available; or

2. Proposal will consume more increment than is available.

(12) Appendices.

(E) Appendix E, Innovative Control Technology.

1. An owner or operator of an installation subject to section (8) of this rule may employ a system of innovative control technology if—

A. The applicant demonstrates to the satisfaction of the permitting authority that the proposed control system will not cause or contribute to an unreasonable risk to public health, welfare or safety in its operation, function or malfunction;

B. The owner or operator demonstrates the ability and agrees to achieve a level of continuous emission reduction equivalent to that which would have been required under subsection (8)(A) of this rule, by a reasonable date specified by the permitting authority, taking into consideration the technical and economic feasibility. The date shall not be later than four (4) years from the time of startup or seven (7) years from permit issuance;

C. On the date specified by the permitting authority, the proposed construction, employing the system of innovative control, will meet the requirements of 40 CFR 52.21(l) and 40 CFR 52.21(v);

D. The proposed construction would not, before the date specified by the permitting authority—

(I) Cause or contribute to a violation of an applicable national ambient air quality standard;

(II) Impact any Class I area; or

(III) Impact any area where an applicable increment is known to be violated;

E. The governor of any adjacent state that will be significantly impacted by the proposed construction gives his/her consent before the date specified by the permitting authority; and

F. All other applicable requirements, including those for public participation, have been met.

2. Any approval to employ a system of innovative control technology may be revoked by the permitting authority, if—

A. The proposed system fails or will fail by the specified date to achieve the required continuous emission reduction rate; or

B. The proposed system, before the specified date, contributes or will contribute to an unreasonable risk to public health, welfare or safety in its operation, function or malfunction; or

C. The permitting authority determines that the proposed system is unlikely to protect the public health, welfare or safety.

3. If an installation to which this subsection applies fails to meet the required level of continuous emission reduction within the specified time period, or the approval is revoked in accordance with paragraph (12)(E)2. of this rule, the owner or operator may request the permitting authority to grant an extension of time for a minimum period as may be necessary to meet the requirement for the application of BACT through use of a demonstrated system of control. The period shall not extend beyond the date three (3) years after termination of the same time period specified in paragraph (12)(E)1. of this rule.

#### Title 10—DEPARTMENT OF NATURAL RESOURCES Division 10—Air Conservation Commission Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2000, the commission amends a rule as follows:

**10 CSR 10-6.110** Submission of Emission Data, Emission Fees and Process Information **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2004 (29 MoReg 976–984). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Air Pollution Control Program received comments on the proposed rule amendment from eight sources: City of St. Louis Air Pollution Control Program, Kansas City Health Department Air Quality Program, a member of the Missouri Air Conservation Commission, Missouri Forest Products Association, Regulatory Environmental Group for Missouri, Springfield-Greene County Health Department Air Quality Control Program, St. Louis County Department of Health, and U.S. Environmental Protection Agency.

COMMENT: The U.S. Environmental Protection Agency (EPA) commented that a program audit review of current staffing levels for the department's Air Pollution Control Program's (Air Program) Operations Section disclosed a net loss of six (6) positions since 2000. Many new obligations are on the near horizon for the Air Program such as developing and implementing rules that address the  $NO_x$  SIP Call, Interstate Air Transport Rule, and attainment plans for the St. Louis metropolitan area. EPA recommended that the Air Program continue to review the program's funding level to ensure it

is sufficient to cover expenses and future staffing needs to maintain an adequate level of protection for public health and the environment throughout the state of Missouri. Without an adequate fee, EPA expressed concern that the Air Program may not be able to meet its federal obligations.

RESPONSE: The Air Program review of the Projection of Revenues and Expenditures demonstrates that the proposed emission fee of thirty-three dollars (\$33) per ton of regulated air pollutant would adequately fund the program in the coming year. Therefore, no wording changes have been made to the proposed rulemaking as a result of this comment.

Due to the similarity of the following three (3) comments, one (1) response that addresses these comments can be found at the end of these three (3) comments.

COMMENT: The Kansas City Health Department Air Quality Program urges the commission to retain the current emission fee of thirty-four dollars (\$34) per ton of regulated pollutant. The emission fees provide a substantial portion of the funding for Kansas City Air Program activities. Without keeping the emission fee at thirty-four dollars (\$34) per ton of regulated air pollutant, the Kansas City Health Department Air Quality Program may be forced to reduce their staff from ten (10) positions to nine (9) positions. This staff reduction would result in delays in issuing of permits, carrying out inspections, and responding to complaints. Emission fees are also important because federal funds have been essentially flat for the past few years with the federal government expecting funding to be acquired through regulated industry.

COMMENT: The Springfield-Greene County Health Department Air Quality Control Program requested the commission to retain the current emission fee of thirty-four dollars (\$34) per ton of regulated pollutant.

COMMENT: The City of St. Louis Air Pollution Control Program supports retaining the current emission fee of thirty-four dollars (\$34) per ton of regulated pollutant to maintain current levels of protection and service.

RESPONSE: The Air Program appreciates the local air agencies' position for retaining the current emission fee of thirty-four dollars (\$34) per ton of regulated pollutant to assist in maintaining a viable air pollution control program for the citizens of Missouri and their children. However, the proposed thirty-three dollars (\$33) per ton of regulated air pollutant was demonstrated through analysis of the Projection of Revenues and Expenditures to be adequate to fund the Air Program over the upcoming year. Therefore, no wording changes have been made to the proposed rulemaking as a result of this comment.

COMMENT: The St. Louis County Department of Health supports the Air Program emission fee proposal to maintain the service and delivery of air related activities expected by the community.

RESPONSE: The Air Program appreciates the support of St. Louis County to maintain a viable air program for the citizens of Missouri. The proposed emission fee of thirty-three dollars (\$33) per ton of regulated air pollutant will support a quality air pollution control program and assure federal obligations can be met. The emission fees collected are also an important funding source to the local air agencies that provide air quality protection and service. Because the emission fee is set annually by statute, the fee being established with this rulemaking is for calendar year 2004. The emission fee level is reviewed annually in cooperation with the regulated community to establish an annual fee amount. No wording changes have been made to the proposed rulemaking as a result of this comment.

COMMENT: The Regulatory Environmental Group for Missouri (REGFORM) commented that the difference between the projected spending numbers and the actual planned spending numbers presented overestimates the fee revenue need. In addition, the program streamlining efforts and efficiencies need to be fully implemented throughout the system. Also, REGFORM commented that it was unclear how EPA developed the Air Program staffing numbers that they presented during their testimony to the Missouri Air Conservation Commission. Therefore, REGFORM proposes that the Missouri Air Conservation Commission consider an emission fee of thirty-two dollars and fifty cents (\$32.50) per ton of regulated air pollutant.

RESPONSE: By state statute, the emission fee is set annually to fund the reasonable cost of administering the program. The revenue would have to support any cost of living increases in order for any growth to occur in the program such as competitive wages and outsourcing of permit reviews. The projected spending numbers include cost of living raises for both salaries and procurement. The actual planned spending numbers demonstrate a minimal budget remaining for operation of the program. The Air Program is continually evaluating the program's financial situation. Reducing the fee an additional fifty cents (\$.50) would result in a one hundred thirty-three thousand dollar (\$133,000) loss of revenue and inadequate funds to effectively support the Air Program. Program streamlining efforts and efficiencies are being implemented and will continue to be reflected in the spending numbers. The development of the Air Program staffing numbers referred to in EPA's testimony was a comparison between two (2) EPA program audits conducted in 2000 and 2004. Therefore, no wording changes have been made to the proposed rulemaking as a result of this comment.

COMMENT: The Missouri Forest Products Association commented that department and state overhead and data processing equipment expenses are very high and lead to a depletion of the program fund balance. Also, the association commented that the commission made a commitment to reduce the thirty-four dollars (\$34) per ton of regulated air pollutant fee back to the previous amount of thirty-one dollars (\$31) per ton of regulated air pollutant.

RESPONSE: Regarding the department and state overhead expenses, in 2003, the total expenditures for the Permit and Emission Fee Fund, decreased from 2002 by approximately seventy-nine thousand dollars (\$79,000). The decrease was due to a reduction in the Air Program's administrative expenses. The department and state overhead expenses increased significantly from 2003 to 2004 due to the budget action transferring six hundred twenty thousand dollars (\$620,000) from the Permit and Emission Fee Fund into the General Revenue Fund. The expenditures decrease in 2005 from 2004 due to no further legislative budget actions, but are higher in 2005 than 2003 due to a cost of living increase.

Regarding the data processing equipment expenses being high, the increase in 2003 data processing expenditures is partially due to the equipment replacement schedule that the Air Program has followed over the past several years as recommended by the Missouri Department of Natural Resources Management Information Systems Program. This provides a twenty percent (20%) replacement of the program's computer workstations annually allowing computer systems used by staff a life cycle of five (5) years to keep pace with technological advances in computer hardware and staff computing needs.

In FY2003, in order to meet federal State Implementation Plan modeling requirements, more computing resources were needed. As a result, two (2) additional high-end customized computer systems were purchased along with the required software for the project. These systems are used for various modeling efforts such as photochemical (ozone/PM<sub>2.5</sub>, SIP development), emissions, and meteorological. These systems and additional software increased the 2003 data processing budget but have made a considerable difference in the program's productivity. Without the data processing purchases, specific time lines to achieve the needed modeling requirements could not have been met. This process is continuing to improve with the Missouri Department of Natural Resources participating in statewide data processing purchase initiatives to consolidate purchases across the state for vendors to bid on. This has resulted in competitive

equipment pricing along with more productivity through the use of updated systems.

Regarding the commission making a commitment to reduce the thirty-four dollars (\$34) per ton of regulated air pollutant fee back to the previous amount of thirty-one dollars (\$31) per ton of regulated air pollutant, in reviewing the July 24, 2003 Missouri Air Conservation Commission Public Hearing Transcript, the commission indicated a desire to work with industry to streamline and to make more efficient the operation of the Air Program which could result in an emission fee adjustment downward. However, the transcript does not document a commission commitment to lower the emission fee to thirty-one dollars (\$31). The proposed reduction from thirty-four dollars (\$34) to thirty-three dollars (\$33) per ton of regulated pollutant demonstrates, through analysis of the Projection of Revenues and Expenditures, the Air Program ambition to lower fees and yet provides adequate program funding over the upcoming year. Therefore, no wording changes have been made to the proposed rulemaking as a result of this comment.

The remainder of this response addresses reviewing and reducing program expenses.

The Air Program has implemented many improvements and streamlining efficiencies over the last two (2) years, suggested internally and externally, into the program's operation. For example, working with the Missouri Results Initiative group and the Air Program Advisory Forum, the program has implemented the following improvements.

• Permit-by-rule process—successfully introduced for small surface coating operations, small printing operations, and crematoriums and animal incinerators thus speeding up the issue of permits.

• Revision to the Basic Operating Permit program—the Air Program has proposed a rule change to drastically reduce the paperwork and delete the requirement to submit an annual compliance certification for basic operating permit sources. While the rulemaking process is pending, sources are allowed to take advantage of the new requirements under a variance granted by the Missouri Air Conservation Commission.

• Revision to Insignificance emission exemption level—the Air Program has proposed a rule change to increase the emission levels that require a construction permit, thus reducing paperwork for insignificant sources. While the rulemaking process is pending, sources are allowed to take advantage of the new requirements under a variance granted by the Missouri Air Conservation Commission.

• Construction Industry—the program has implemented a new permit review policy for asphalt, concrete and quarry installations. This new policy allows these industry groups more flexibility in operations and reduced paperwork.

• Payment by major credit card—the program now accepts major credit cards for payment of permit review fees thus speeding up the permit issuance process.

In addition, the program is working on the following actions: 1) expand and market the exemption list for routine permits, 2) develop a form to determine if a permit is required, and 3) create a document to certify that no permit is needed. The Air Program is always ready to consider new ideas and actions to streamline program processes, implement program efficiencies, and enhance program responsiveness. The Air Program has and will continue to recommend ways to use funding in the most efficient and productive way possible.

COMMENT: A member of the Missouri Air Conservation Commission asked for the annual budget and clarification on the amount of budget provided by the state for each local air agency.

RESPONSE: The Fiscal Year 2003 annual budget for each local air agency was:

City of Kansas City nine hundred seventy-seven thousand, five hundred twenty-nine dollars (\$977,529) of which the state provided five hundred thousand three hundred two dollars (\$500,302) from fees and, in addition, two hundred seventy-two thousand three hundred thirty-three dollars (\$272,333) from federal funds;

City of Springfield three hundred eighty-nine thousand seven hundred and thirty-six dollars (\$389,736) of which the state provided two hundred ten thousand eight hundred thirty-eight dollars (\$210,838) from fees and, in addition, eighty-nine thousand five hundred nine dollars (\$89,509) from federal funds;

City of St. Louis \$1,328,929 of which the state provided six hundred twenty-seven thousand six hundred sixty-one dollars (\$627,661) from fees and, in addition, four hundred one thousand, two hundred thirty-five dollars (\$401,235) from federal funds; and

St. Louis County \$1,030,417 of which the state provided five hundred two thousand four hundred fifty-one dollars (\$502,451) from fees and, in addition, two hundred thirty-four thousand five hundred twenty dollars (\$234,520) from federal funds.

The balance of the annual allocation is local funding which contributes to the required state match used to secure federal funds. No wording changes have been made to the proposed rulemaking as a result of this comment.

COMMENT: The Missouri Air Conservation Commission asked the additional following questions relative to the local air agencies: 1) When the local air agency raise their fees, what grant adjustment is made by the state? 2) What functions do the local air agencies carry out for the Air Program? 3) Are the local air agency staff levels determined by the department's Air Pollution Control Program? and 4) How are the local air agency tasks determined and how is performance monitored?

RESPONSE: 1) In the past, this situation has not arisen. The Air Program is considering policy options for grant adjustments when a local air agency raises its fees. 2) The local air agencies provide assistance in the areas of emission inventories, air quality monitoring, hazardous air pollutants, ordinance/code/rule/plan development, enforcement/compliance, permits, asbestos, and administration. Increased staff and travel expenses would occur in order for the Air Program to perform these additional duties. 3) The Air Program does not determine the local air agency staff levels because decisions are based on the local air agencies to determine the tasks to be performed. The Air Program performs on-site audits of the local air agencies on a rotating cycle to ensure that the negotiated tasks are being performed in a satisfactory manner. No wording changes have been made to the proposed rulemaking as a result of these comments.

#### Title 10—DEPARTMENT OF NATURAL RESOURCES Division 10—Air Conservation Commission Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2000, the commission amends a rule as follows:

10 CSR 10-6.410 Emissions Banking and Trading is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2004 (29 MoReg 985–986). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No written or verbal comments were received concerning this proposed amendment during the public comment period.

#### Title 11—DEPARTMENT OF PUBLIC SAFETY Division 40—Division of Fire Safety Chapter 5—Elevators

#### **ORDER OF RULEMAKING**

By the authority vested in the Department of Public Safety under section 701.355, RSMo 2000, the department amends a rule as follows:

11 CSR 40-5.065 Missouri Minimum Safety Codes for Existing Elevator Equipment is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2004 (29 MoReg 1100–1103). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 11—DEPARTMENT OF PUBLIC SAFETY Division 40—Division of Fire Safety Chapter 5—Elevators

#### **ORDER OF RULEMAKING**

By the authority vested in the Department of Public Safety under section 701.355, RSMo 2000, the department amends a rule as follows:

11 CSR 40-5.090 Inspection and Testing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2004 (29 MoReg 1104). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 5—Conduct of Gaming

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.805, 313.807 and 313.817, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-5.150 Inventory of Chips and Tokens is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2004 (29 MoReg 891). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 6—Operation of the Riverboat

#### ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004 and 313.805, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-6.030 Firearms on the Riverboat is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2004 (29 MoReg 891–893). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 10—Licensee's Responsibilities

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.800, 313.805 and 313.807, RSMo 2000, the commission amends a rule as follows:

## 11 CSR 45-10.020 Applicant's Duty to Disclose Changes in Information is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2004 (29 MoReg 894). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 12—DEPARTMENT OF REVENUE Division 10—Director of Revenue Chapter 24—Drivers License Bureau Rules

#### **ORDER OF RULEMAKING**

By the authority vested in the director of revenue under section 115.160, RSMo Supp. 2003, the director amends a rule as follows:

12 CSR 10-24.440 Motor Voter Registration Application Form is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2004 (29 MoReg 1104). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 13—DEPARTMENT OF SOCIAL SERVICES Division 70—Division of Medical Services Chapter 15—Hospital Program

#### **ORDER OF RULEMAKING**

By the authority vested in the Division of Medical Services under sections 208.201, 208.453 and 208.455, RSMo 2000, the director amends a rule as follows:

## 13 CSR 70-15.110 Federal Reimbursement Allowance (FRA) is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July15, 2004 (29 MoReg 1106–1107). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Health Standards and Licensure Chapter 20—Hospitals

#### **ORDER OF RULEMAKING**

By the authority vested in the Department of Health and Senior Services under sections 192.006, 197.080 and 197.293, RSMo 2000, the department amends a rule as follows:

## **19 CSR 30-20.015** Administration of the Hospital Licensing Program **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2004 (29 MoReg 896–900). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

#### Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 30—Division of Health Standards and Licensure Chapter 20—Hospitals

#### ORDER OF RULEMAKING

By the authority vested in the Department of Health and Senior Services under sections 192.006 and 197.080, RSMo 2000, the department amends a rule as follows:

#### 19 CSR 30-20.021 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2004 (29 MoReg 900–905). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Health and Senior Services received four (4) comments on the proposed amendment.

COMMENT: Two (2) health care providers and one (1) health care credentialing service sent letters supporting the language included in the amendment.

RESPONSE: None required.

COMMENT: One hospital industry association expressed a concern regarding a patient's right to file a verbal or written grievance. The association feels that unless the word "grievance" is defined, it will be unclear as to when the section applies. The association recommended that the definition for "grievance" used by the Centers for Medicare & Medicaid Services (CMS) in the Conditions of Participation for hospitals Interpretive Guidelines be referenced in the rule. They also suggested adding additional language regarding complaints that are complicated or require extensive investigation.

RESPONSE AND EXPLANATION OF CHANGE: The CMS Interpretive Guidelines are not included in statute or regulations and are not widely publicized. Consumers would not have easy access to the Interpretive Guidelines. Therefore, rather than refer to the Interpretive Guidelines in the rule, the department has changed the proposed amendment to include language from the Interpretive Guidelines that defines the term "grievance." Language was also added to address complicated complaints and complaints that require extensive investigation. As a result, subparagraph (2)(B)17.L. was revised. A final sentence was also added to the same subparagraph.

#### 19 CSR 30-20.021 Organization and Management for Hospitals

(2) Governing Body, Administration and Medical Staff.

(B) Administration, Chief Executive Officer.

1. The chief executive officer shall be the direct representative of the governing body and shall be responsible for management of the hospital commensurate with the authority delegated by the governing body in its bylaws.

2. The chief executive officer shall be responsible for maintaining liaison among the governing body, medical staff and all departments of the hospital.

3. The chief executive officer shall organize the administrative functions of the hospital through appropriate departmentalization and delegation of duties and shall establish a system of authorization, record procedures and internal controls.

4. The chief executive officer shall be responsible for the recruitment and employment of qualified personnel to staff the various departments of the hospital and shall insure that written personnel policies and job descriptions are available to all employees.

5. The chief executive officer shall be responsible for the development and enforcement of written policies and procedures governing visitors to all areas of the hospital.

6. The chief executive officer shall be responsible for establishing effective security measures to protect patients, employees and visitors.

7. The chief executive officer shall maintain policies protecting children admitted to or discharged from the hospital. Policies shall provide for at least the following:

A. A child shall not be released to anyone other than the child's parent(s), legal guardian or custodian;

B. The social work service personnel shall have knowledge of available social services for unmarried mothers and for the placement of children;

C. Adoption placements shall comply with section 453.010, RSMo; and

D. The reporting of suspected incidences of child abuse shall be made to the Division of Family Services as established under section 210.120, RSMo.

8. The chief executive officer shall be responsible for developing a written emergency preparedness plan. The plan shall include procedures which provide for safe and orderly evacuation of patients, visitors and personnel in the event of fire, explosion or other internal disaster. The plan shall also include procedures for caring for mass casualties resulting from any external disaster in the region.

9. The emergency plan in paragraph (2)(B)8. of this rule shall be readily available to all personnel. The chief executive officer is

responsible for ensuring all employees shall be instructed regarding their responsibilities during an emergency. Drills for internal disasters, such as fires, shall be held at least quarterly for each shift and shall include the simulated use of fire alarm signals and simulation of emergency fire conditions. Annual drills for external disasters shall be held in coordination with representatives of local emergency preparedness offices. The movement of hospital patients is not required as a part of the drills.

10. The chief executive officer shall be responsible for carrying out policies of the governing body to ensure that patients are admitted to the hospital only by members of the medical staff and that each patient's general medical condition shall be the primary responsibility of a physician member of the medical staff.

11. The chief executive officer shall bring to the attention of the chief of the medical staff and governing body failure by members of that staff to conform with established hospital policies regarding administrative matters, professional standards or the timely preparation and completion of each patient's clinical record.

12. The chief executive officer shall be responsible for developing and maintaining a hospital environment which provides for efficient care and safety of patients, employees and visitors.

13. The chief executive officer shall be responsible for the development and enforcement of written policies which prohibit smoking throughout the hospital except specific designated areas where smoking may be permitted. Lobbies and dining rooms having an area of at least one thousand (1,000) square feet which are enclosed and separated from the access to exit corridor systems may have a designated smoking area. This designated smoking area may not exceed twenty percent (20%) of the total area of the room and shall be located to minimize the spread of smoke into the nonsmoking areas. Lobbies, dining rooms and other rooms of less than one thousand (1,000) square feet which are enclosed and separated from the access to exit corridor systems may be designated smoking areas provided one hundred percent (100%) of the air supplied to the room is exhausted. Individual patients may be permitted to smoke in their rooms with the consent of any other patients occupying the room and with the permission of his/her attending physician. If a patient is confined to bed or classified as not being responsible, smoking is permitted only under the direct supervision of an authorized individual. Modification of the patient room ventilation system is not required to permit occasional authorized smoking by a patient.

14. An annual licensing survey for each fiscal year shall be filed with the department on the survey document provided by the Department of Health and Senior Services. The survey shall be due within two (2) months after the hospital's receipt of the survey.

15. The chief executive officer shall be responsible for establishing and implementing a mechanism which will assure that patient services provide care or an appropriate referral that is commensurate with the patient's needs. If services are provided by contract, the contractor shall furnish services that permit the hospital to comply with all applicable hospital licensing requirements.

16. The chief executive officer shall be responsible for establishing and implementing a mechanism to assure that all equipment and physical facilities used by the hospital to provide patient services, including those services provided by a contractor, comply with applicable hospital licensing requirements.

17. The chief executive officer shall be responsible for establishing and implementing a mechanism to assure that patients' rights are protected. At a minimum, the mechanism shall include the following:

A. The patient has the right to be free from abuse, neglect or harassment;

B. The patient has the right to be treated with consideration and respect;

C. The patient has the right to protective oversight while a patient in the hospital;

D. The patient or his/her designated representative has the right to be informed regarding the hospital's plan of care for the patient;

E. The patient or his/her designated representative has the right to be informed, upon request, regarding general information pertaining to services received by the patient;

F. The patient or his/her designated representative has the right to review the patient's medical record and to receive copies of the record at a reasonable photocopy fee;

G. The patient or his/her designated representative has the right to participate in the patient's discharge planning, including being informed of service options that are available to the patient and a choice of agencies which provide the service;

H. When a patient has brought personal possessions to the hospital, s/he has the right to have these possessions reasonably protected;

I. The patient has the right to accept medical care or to refuse it to the extent permitted by law and to be informed of the medical consequences of refusal. The patient has the right to appoint a surrogate to make health care decisions on his/her behalf to the extent permitted by law;

J. The patient, responsible party or designee has the right to participate in treatment decisions and the care planning process;

K. The patient has the right to be informed of the hospital's patient grievance policies and procedures, including who to contact and how; and

L. The patient has the right to file a formal or informal verbal or written grievance and to expect a prompt resolution of the grievance, including a timely written notice of the resolution. The grievance may be made by a patient or the patient's representative. Any patient service or care issue that cannot be resolved promptly by staff present will be considered a grievance for purposes of this requirement. The written notice of the resolution should include information on the steps taken on behalf of the patient to investigate the grievance, the results of the investigation, and the date the investigation was completed. If the corrective action is still being evaluated, the hospital's response should state that the hospital is still working to resolve the grievance and the hospital will follow-up with another written response when the investigation is complete or within a specified time frame. Missouri Register

## **In Additions**

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

#### Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 100—Division of Credit Unions

#### APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area				
4200 E. Front Kansas City, MO 64120	Active or retired employees of Lippert Mechanical, Lucky International Trading, Holiday Inn-North Kansas City, Southwest Technologies, Inc., and Hantover				

NOTICE TO SUBMIT COMMENTS: Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, PO Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten (10) business days after publication of this notice in the **Missouri Register**. November 1, 2004 Vol. 29, No. 21

### **Dissolutions**

Missouri Register

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

#### NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST **CBJ Development LLC**, a Missouri Limited Liability Company.

On September 21, 2004, CBJ Development LLC, a Missouri Limited Liability Company, filed its notice of winding up with the Missouri Secretary of State.

Dissolution was effective on September 21, 2004.

Said limited liability company requests that all persons and organizations with claims against it present them immediately by letter to the limited liability company at:

CBJ Development LLC Mr. James D. Minton 9811 South Forty Drive St. Louis, Missouri, 63124

All claims must include: the name and address of the claimant; the amount claimed; the basis for the claim; and the dates(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of CBJ Development LLC, any claims against it will be barred unless proceeding to enforce the claim is commenced within three years after the publication date of the notice authorized by statute.

Authorized Representative: James D. Minton, Member

#### NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST **DJC Development LLC**, a Missouri Limited Liability Company.

On September 20, 2004, DJC Development LLC, a Missouri Limited Liability Company, filed its notice of winding up with the Missouri Secretary of State.

Dissolution was effective on September 20, 2004.

Said limited liability company requests that all persons and organizations with claims against it present them immediately by letter to the limited liability company at:

DJC Development LLC Mr. Dennis Norman 7925 Forsyth Blvd. Clayton, Missouri, 63105

All claims must include: the name and address of the claimant; the amount claimed; the basis for the claim; and the dates(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of DJC Development LLC, any claims against it will be barred unless proceeding to enforce the claim is commenced within three years after the publication date of the notice authorized by statute.

Authorized Representative: Dennis Norman, President of D & J Real Estate Developers, Inc., Member

#### NOTICE OF DISSOLUTION OF CORPORATION

This notice is to inform whom it may concern that MVE Company, Inc., f/k/a Missouri Valley Electric Company, has on the 13th day of August, 2004, filed with, and received approval by the Missouri Secretary of State the corporation's Articles of Dissolution. Dissolution was effective on August 13, 2004.

Any claims against the corporation should be forwarded to the corporation's attorney at the following address:

> MVE Company, Inc., f/k/a Missouri Valley Electric Company c/o: Seigfreid, Bingham, Levy, Selzer & Gee, P.C. Attention: Gary V. Fulghum 911 Main Street, Suite 2800 Kansas City, Missouri 64105

The claim must include the following information: (1) the name, address and telephone number of the claimant; (2) the amount of the claim; (3) the date the claim accrued or will accrue; (4) a brief description of the nature of the debt or the basis for the claim; (5) whether the claim is secured, and if so, the collateral used as security.

You are further notified that all claims against the corporation shall be barred unless a proceeding to enforce the claim is commenced within two years after the publication of this notice.

#### Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—27 (2002), 28 (2003) and 29 (2004). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency OFFICE OF ADMINISTRATION	Emergency	Proposed	Order	In Addition
1 CSR 10	State Officials' Salary Compensation Schedule				27 MoReg 189 27 MoReg 1724
1 CCD 10 4 010	Commissioner of Administration		29 MaDag 1557		28 MoReg 1861
<u>1 CSR 10-4.010</u> 1 CSR 15-3.350	Administrative Hearing Commission		28 MoReg 1557 29 MoReg 1048	29 MoReg 1600	
<u>1 CSR 15-3.380</u>	Administrative Hearing Commission		29 MoReg 1048	29 MoReg 1600	
1 CSR 15-3.420	Administrative Hearing Commission		29 MoReg 1049	29 MoReg 1600	
1 CSR 15-3.440	Administrative Hearing Commission		29 MoReg 1049	29 MoReg 1600	
1 CSR 15-3.480	Administrative Hearing Commission		29 MoReg 1050	29 MoReg 1601	
1 CSR 20-3.070	Personnel Advisory Board and Division of Personnel		29 MoReg 1513		
1 CSR 20-5.025	Personnel Advisory Board and Division				
	of Personnel		29 MoReg 1513		
a con a a a	DEPARTMENT OF AGRICULTURE		20. M. D. 504	20. X. D. (21.)	
2 CSR 30-1.010	Animal Health		29 MoReg 584	29 MoReg 1316	
2 CSR 30-1.020	Animal Health	20 MoDog 1417	29 MoReg 584	29 MoReg 1316	
2 CSR 30-2.010 2 CSR 30-2.020	Animal Health Animal Health	29 MoReg 1417	29 MoReg 1437	20 MoDog 1260	
$\frac{2 \text{ CSR } 30-2.020}{2 \text{ CSR } 30-2.040}$	Animal Health	29 MoReg 571 29 MoReg 572	29 MoReg 584 29 MoReg 585	29 MoReg 1369 29 MoReg 1369	
2 CSR 30-2.040 2 CSR 30-2.060	Animal Health	29 MOKeg 572	29 WIOKeg 385	29 Mokeg 1509	29 MoReg 1480
2 CSR 30-2.000 2 CSR 30-3.020	Animal Health	29 MoReg 573	29 MoReg 586	29 MoReg 1369	27 MILKES 1400
2 CSR 30-6.020	Animal Health	29 MoReg 573	29 MoReg 586	29 MoReg 1309	
2 COR 50 0.020		29 MoReg 1418	29 MoReg 1438	2) 100002 1570	
2 CSR 70-40.015	Plant Industries	29 100000 1110	29 MoReg 1439		
2 CSR 70-40.025	Plant Industries		29 MoReg 1439		
	DEPARTMENT OF CONSERVATION				
3 CSR 10-3.010	Conservation Commission		This Issue		
3 CSR 10-4.110	Conservation Commission		This Issue		
3 CSR 10-4.111	Conservation Commission		This Issue		
3 CSR 10-4.113	Conservation Commission		This Issue		
<u>3 CSR 10-5.205</u>	Conservation Commission		This Issue		
<u>3 CSR 10-5.215</u>	Conservation Commission		This Issue		
3 CSR 10-5.225	Conservation Commission		This Issue		
3 CSR 10-5.430	Conservation Commission		This Issue		
3 CSR 10-5.565 3 CSR 10-5.579	Conservation Commission Conservation Commission		This Issue This Issue		
3 CSR 10-5.579 3 CSR 10-6.410	Conservation Commission		This Issue		
3 CSR 10-6.415	Conservation Commission		This Issue		
3 CSR 10-6.510	Conservation Commission		This Issue		
3 CSR 10-6.525	Conservation Commission		This Issue		
3 CSR 10-6.533	Conservation Commission		This Issue		
3 CSR 10-6.535	Conservation Commission		This Issue		
3 CSR 10-6.605	Conservation Commission		This Issue		
3 CSR 10-6.610	Conservation Commission		This Issue		
3 CSR 10-6.615	Conservation Commission		This Issue		
3 CSR 10-7.410	Conservation Commission		29 MoReg 1291		
	~ . ~		This Issue		
3 CSR 10-7.427	Conservation Commission		This Issue		
3 CSR 10-7.431	Conservation Commission		This Issue	20 MaDag 1471	
3 CSR 10-7.440 3 CSR 10-7.450	Conservation Commission Conservation Commission		N.A. 29 MoReg 1091	29 MoReg 1471 29 MoReg 1472	
3 CSR 10-7.455	Conservation Commission		29 MoReg 890	29 MoReg 1472 29 MoReg 1316	
5 CSK 10-7.455	conservation commission		This Issue	29 Moreg 1510	
3 CSR 10-8.510	Conservation Commission		This Issue		
3 CSR 10-8.515	Conservation Commission		This Issue		
3 CSR 10-9.105	Conservation Commission		This Issue		
3 CSR 10-9.220	Conservation Commission		This Issue		
3 CSR 10-9.240	Conservation Commission		This Issue		
3 CSR 10-9.353	Conservation Commission		29 MoReg 1440		
3 CSR 10-9.425	Conservation Commission		This Issue		
<u>3 CSR 10-9.440</u>	Conservation Commission		This Issue		
3 CSR 10-9.442	Conservation Commission		N.A.	29 MoReg 1472	
3 CSR 10-9.565	Conservation Commission		29 MoReg 1440		

#### Missouri Register

Page 1769

Rule Number	Agency	Emergency	Proposed	Order	In Addition
3 CSR 10-9.566	Conservation Commission		This Issue		
<u>3 CSR 10-9.570</u>	Conservation Commission		This Issue		
3 CSR 10-9.575	Conservation Commission		This Issue		
3 CSR 10-9.625 3 CSR 10-10.705	Conservation Commission Conservation Commission		This Issue This Issue		
3 CSR 10-10.705	Conservation Commission		This Issue		
3 CSR 10-10.732	Conservation Commission		This Issue		
3 CSR 10-11.120	Conservation Commission		This Issue		
3 CSR 10-11.125	Conservation Commission		This Issue		
<u>3 CSR 10-11.145</u>	Conservation Commission		This Issue		
3 CSR 10-11.150	Conservation Commission		This Issue		
<u>3 CSR 10-11.155</u> 3 CSR 10-11.186	Conservation Commission Conservation Commission		This Issue 29 MoReg 1091	29 MoReg 1473	
5 CSK 10-11.160	Conservation Commission		This Issue	29 Mokeg 1475	
3 CSR 10-11.187	Conservation Commission		This Issue		
3 CSR 10-11.205	Conservation Commission		This Issue		
3 CSR 10-11.210	Conservation Commission		This Issue		
3 CSR 10-11.215	Conservation Commission		This Issue		
3 CSR 10-12.109	Conservation Commission		This Issue		
<u>3 CSR 10-12.130</u>	Conservation Commission		29 MoReg 1092	29 MoReg 1473	
3 CSR 10-12.135 3 CSR 10-12.140	Conservation Commission Conservation Commission		This Issue 29 MoReg 1092	20 MoDog 1472	
3 CSR 10-12.140 3 CSR 10-12.150	Conservation Commission		This Issue	29 MoReg 1473	
3 CSR 10-12.155	Conservation Commission		29 MoReg 1092	29 MoReg 1473	
3 CSR 10-20.805	Conservation Commission		29 MoReg 1092	29 MoReg 1473	
			29 MoReg 1291		
	DEPARTMENT OF ECONOMIC DE	VELOPMENT	¥		
4 CSR 40-2.021	Office of Athletics		29 MoReg 1093	29 MoReg 1370	
4 CSR 40-5.030	Office of Athletics	29 MoReg 1420	29 MoReg 1094	29 MoReg 1370	
4 CSR 45-1.010 4 CSR 65-1.020	Athlete Agents Endowed Care Cemeteries	29 Mokeg 1420	29 MoReg 1441 29 MoReg 1161R		
4 CSR 65-1.020 4 CSR 65-1.030	Endowed Care Cemeteries		29 MoReg 1161		
4 CSR 65-1.050	Endowed Care Cemeteries		29 MoReg 1162		
4 CSR 65-2.010	Endowed Care Cemeteries		29 MoReg 1162		
4 CSR 90-2.010	State Board of Cosmetology		29 MoReg 1292		
4 CSR 90-2.020	State Board of Cosmetology		29 MoReg 1299		
4 CSR 90-2.030 4 CSR 90-4.010	State Board of Cosmetology State Board of Cosmetology		29 MoReg 1299 29 MoReg 1300		
4 CSR 90-4.010 4 CSR 90-13.010	State Board of Cosmetology		29 MoReg 1300		
4 CSR 100	Division of Credit Unions		27 110108 1000		29 MoReg 1322
					29 MoReg 1480 29 MoReg 1608 This Issue
4 CSR 110-2.085	Missouri Dental Board		29 MoReg 1162		
4 CSR 110-2.111	Missouri Dental Board		29 MoReg 1163		
4 CSR 110-2.130	Missouri Dental Board		29 MoReg 890	29 MoReg 1601	
4 CSR 110-2.170	Missouri Dental Board		29 MoReg 1514		
4 CSR 110-2.180	Missouri Dental Board		29 MoReg 1514R 29 MoReg 1515R		
4 CSR 110-2.181 4 CSR 110-4.010	Missouri Dental Board Missouri Dental Board		29 MoReg 1515R 29 MoReg 1515		
4 CSR 110-4.010 4 CSR 110-4.020	Missouri Dental Board		29 MoReg 1515		
4 CSR 110-4.020 4 CSR 110-4.030	Missouri Dental Board		29 MoReg 1510		
4 CSR 110-4.040	Missouri Dental Board		29 MoReg 1531		
4 CSR 120-2.060	Missouri Dental Board		29 MoReg 1542		
4 CSR 150-2.125	State Board of Registration for the Heal	ing Arts	29 MoReg 781	29 MoReg 1317	
4 CSR 150-2.153	State Board of Registration for the Heal		29 MoReg 781		
4 CSR 150-4.040	State Board of Registration for the Heal		29 MoReg 785	29 MoReg 1317	
4 CSR 150-4.053	State Board of Registration for the Heal		29 MoReg 785	29 MoReg 1317	
4 CSR 150-4.205 4 CSR 205-4.010	State Board of Registration for the Heal		29 MoReg 785 29 MoReg 1164	29 MoReg 1317	
4 CSR 203-4.010 4 CSR 220-3.040	Missouri Board of Occupational Therapy State Board of Pharmacy	у	29 MoReg 1104 29 MoReg 970		
4 CSR 220-3.040 4 CSR 220-4.010	State Board of Pharmacy		29 MoReg 973		
4 CSR 220-4.020	State Board of Pharmacy		29 MoReg 973R		
4 CSR 230-1.010	State Board of Podiatric Medicine		29 MoReg 1444		
4 CSR 230-1.020	State Board of Podiatric Medicine		29 MoReg 1444		
4 CSR 230-1.030	State Board of Podiatric Medicine		29 MoReg 1444		
4 CSR 230-2.010	State Board of Podiatric Medicine		29 MoReg 1445		
4 CSR 230-2.020	State Board of Podiatric Medicine		29 MoReg 1446		
4 CSR 230-2.021	State Board of Podiatric Medicine		29 MoReg 1447		
4 CSR 230-2.022 4 CSR 230-2.030	State Board of Podiatric Medicine State Board of Podiatric Medicine		29 MoReg 1447 29 MoReg 1448		
4 CSR 230-2.030 4 CSR 230-2.041	State Board of Podiatric Medicine		29 MoReg 1448 29 MoReg 1450		
4 CSR 230-2.041 4 CSR 230-2.050	State Board of Podiatric Medicine		29 MoReg 1450 29 MoReg 1451		
4 CSR 230-2.065	State Board of Podiatric Medicine		29 MoReg 1452		
4 CSR 230-2.070	State Board of Podiatric Medicine		29 MoReg 1453		
			-		

Page 1770 Rule Changes Since Update			November 1, 2004 Vol. 29, No. 21	
Rule Number	Agency	Emergency Proposed	Order	In Addition

		roposed	01001	
4 CSR 240-3.020	Public Service Commission	29 MoReg 717	29 MoReg 1474	
4 CSR 240-3.510	Public Service Commission	29 MoReg 717	29 MoReg 1474	
4 CSR 240-3.520	Public Service Commission	29 MoReg 718	29 MoReg 1474	
4 CSR 240-3.525	Public Service Commission	29 MoReg 721	29 MoReg 1474	
4 CSR 240-3.530	Public Service Commission	29 MoReg 724	29 MoReg 1475	
4 CSR 240-3.535 4 CSR 240-3.535	Public Service Commission	29 MoReg 724	29 MoReg 1475 29 MoReg 1475W	
4 CSR 240-3.560	Public Service Commission	29 MoReg 730	29 MoReg 1475	
4 CSR 240-3.565	Public Service Commission	29 MoReg 730	29 MoReg 1476	
4 CSR 240-13.015	Public Service Commission	29 MoReg 731	29 MoReg 1317	
4 CSR 240-13.055	Public Service Commission	29 MoReg 786	29 MoReg 1371	
4 CSR 240-32.060	Public Service Commission	28 MoReg 2147		
4 CSR 240-33.160	Public Service Commission	29 MoReg 732	29 MoReg 1601	
4 CSR 240-120.085	Public Service Commission	29 MoReg 1164		
4 CSR 240-120.135	Public Service Commission	29 MoReg 1167R		
4 CSR 240-121.185	Public Service Commission	29 MoReg 1167R		
4 CSR 240-123.075	Public Service Commission	29 MoReg 1167R		
4 CSR 240-123.095	Public Service Commission	29 MoReg 1167		
4 CSR 245-4.060	Real Estate Appraisers	29 MoReg 1170		
4 CSR 245-5.020	Real Estate Appraisers	29 MoReg 1173		
4 CSR 245-5.030	Real Estate Appraisers	29 MoReg 1175		
4 CSR 245-9.010	Real Estate Appraisers	29 MoReg 1175		
4 CSR 263-2.082	State Committee for Social Workers	29 MoReg 1175		
4 CSR 263-3.010	State Committee for Social Workers	29 MoReg 1180		
4 CSR 263-3.060	State Committee for Social Workers	29 MoReg 1180		
4 CSR 263-3.080	State Committee for Social Workers	29 MoReg 1180		
4 CSR 263-3.100	State Committee for Social Workers	29 MoReg 1180		
4 CSR 263-3.100 4 CSR 263-3.120	State Committee for Social Workers	29 MoReg 1181 29 MoReg 1182		
4 CSR 265-3.120 4 CSR 265-2.060	Division of Motor Carrier and Railroad Safety	27 MONES 1102		29 MoReg 1323
4 CSR 203-2.000 4 CSR 267-4.020	Office of Tattooing, Body Piercing and Branding	29 MoReg 1542		29 Mokeg 1323
4 CSR 207-4.020 4 CSR 270-4.042				
	Missouri Veterinary Medical Board	29 MoReg 1182		
4 CSR 270-4.050	Missouri Veterinary Medical Board	29 MoReg 1183		
5 CCD 20 4 020	DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCA	TION		20 M D 1010
<u>5 CSR 30-4.030</u>	Division of Administrative and Financial Services			29 MoReg 1218
5 CSR 50-345.020	Division of School Improvement	20.34.5.44.02		29 MoReg 859
5 CSR 50-345.100	Division of School Improvement	29 MoReg 1183		
5 CSR 50-345.200	Division of School Improvement	29 MoReg 1186		
5 CSR 60-100.050	Division of Career Education	This Issue		
5 CSR 80-800.200	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.220	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.230	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.260	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.270	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.280	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.350	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.360	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.380	Teacher Quality and Urban Education	This Issue		
5 CSR 80-800.400	Teacher Quality and Urban Education	This Issue		
5 CSR 80-805.015	Teacher Quality and Urban Education	29 MoReg 791	29 MoReg 1605	
5 CSR 80-805.016	Teacher Quality and Urban Education	29 MoReg 793R	29 MoReg 1605R	
5 CSR 90-5.400	Vocational Rehabilitation	29 MoReg 1187	27 Wokeg 1005K	
5 CSR 90-5.460	Vocational Rehabilitation	29 MoReg 1187		
<u>5 CSR 90-5.400</u> 5 CSR 90-5.470	Vocational Rehabilitation	29 MoReg 1187 29 MoReg 1188		
J COR 70-J.4/0				
5 CSP 00 7 010				
5 CSR 90-7.010	Vocational Rehabilitation	29 MoReg 1051		
5 CSR 90-7.100	Vocational Rehabilitation Vocational Rehabilitation	29 MoReg 1051 29 MoReg 1051		
5 CSR 90-7.100 5 CSR 90-7.200	Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300	Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310	Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052           29 MoReg 1052           29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320	Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310	Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Vocational Rehabilitation Missouri Commission for the Deaf	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052           29 MoReg 1052           29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052           29 MoReg 1052           29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052           29 MoReg 1052           29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010	Vocational Rehabilitation         Dissouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission	29 MoReg 1051           29 MoReg 1051           29 MoReg 1051           29 MoReg 1052           29 MoReg 1052           29 MoReg 1052           29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045	Vocational Rehabilitation         Docational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040	Vocational Rehabilitation         Docational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053	29 MoReg 1318	
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission         DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 28 MoReg 1563 29 MoReg 1352	29 MoReg 1318 29 MoReg 1318	
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040 8 CSR 10-3.010	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission         DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS         Division of Employment Security	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 28 MoReg 1563 29 MoReg 1352 29 MoReg 793		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040 8 CSR 10-3.010 8 CSR 10-3.020	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission         DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS         Division of Employment Security         Division of Employment Security	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053 29 MoReg 1563 29 MoReg 1352 29 MoReg 793 29 MoReg 794R		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040 8 CSR 10-3.010 8 CSR 10-3.020	Vocational Rehabilitation         Missouri Commission for the Deaf         and Hard of Hearing       29 MoReg 963         DEPARTMENT OF TRANSPORTATION         Missouri Highways and Transportation         Commission         Missouri Highways and Transportation         Commission         DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS         Division of Employment Security         Division of Employment Security         Division of Labor Standards	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053 29 MoReg 1563 29 MoReg 1352 29 MoReg 793 29 MoReg 794R		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040 8 CSR 10-3.010 8 CSR 10-3.020 8 CSR 30-3.060	Vocational Rehabilitation Vocational Rehabilitation Missouri Highways and Transportation Commission <b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b> Division of Employment Security Division of Employment Security Division of Labor Standards <b>DEPARTMENT OF MENTAL HEALTH</b> Director, Department of Mental Health Director, Department of Mental Health	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053 29 MoReg 1352 29 MoReg 793 29 MoReg 794R 29 MoReg 1192		
5 CSR 90-7.100 5 CSR 90-7.200 5 CSR 90-7.300 5 CSR 90-7.310 5 CSR 90-7.320 5 CSR 100-200.045 7 CSR 10-17.010 7 CSR 10-25.040 8 CSR 10-3.010 8 CSR 10-3.020 8 CSR 30-3.060 9 CSR 10-5.200	Vocational Rehabilitation Vocational Rehabilitation Missouri Highways and Transportation Commission <b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b> Division of Employment Security Division of Employment Security Division of Labor Standards <b>DEPARTMENT OF MENTAL HEALTH</b> Director, Department of Mental Health Director, Department of Mental Health	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053 29 MoReg 1352 29 MoReg 793 29 MoReg 794R 29 MoReg 1192 29 MoReg 1054	29 MoReg 1318R	
5 CSR 90-7.100           5 CSR 90-7.200           5 CSR 90-7.300           5 CSR 90-7.310           5 CSR 90-7.320           5 CSR 100-200.045           7 CSR 10-17.010           7 CSR 10-25.040           8 CSR 10-3.010           8 CSR 30-3.060           9 CSR 10-5.200           9 CSR 10-5.210	Vocational Rehabilitation         Missouri Commission for the Deaf         Missouri Highways and Transportation         Commission         DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS         Division of Employment Security         Division of Employment Security         Division of Labor Standards         DEPARTMENT OF MENTAL HEALTH         <	29 MoReg 1051 29 MoReg 1051 29 MoReg 1052 29 MoReg 1052 29 MoReg 1053 29 MoReg 1053 29 MoReg 1053 29 MoReg 1563 29 MoReg 793 29 MoReg 794 29 MoReg 1192 29 MoReg 1054 29 MoReg 794	29 MoReg 1318R	

#### Missouri Register

Page 1771

Rule Number	Agency	Emergency	Proposed	Order	In Addition
9 CSR 30-3.202	Certification Standards		29 MoReg 1096		
9 CSR 30-3.204	Certification Standards		29 MoReg 1097		
9 CSR 30-3.206	Certification Standards		29 MoReg 1097		
9 CSR 30-3.208	Certification Standards		29 MoReg 1099		
9 CSR 30-4.195	Certification Standards				29 MoReg 132
9 CSR 45-2.015	Division of Mental Retardation and				
		This Issue	This Issue		
9 CSR 45-5.020	Division of Mental Retardation and				
	Developmental Disabilities		29 MoReg 1455R		
9 CSR 45-5.030	Division of Mental Retardation and				
	Developmental Disabilities		29 MoReg 1455R		
	DEPARTMENT OF NATURAL RESOURCE	S			
10 CSR 10-6.060	Air Conservation Commission		29 MoReg 974	This Issue	
10 CSR 10-6.061	Air Conservation Commission		29 MoReg 1193		
10 CSR 10-6.110	Air Conservation Commission		29 MoReg 976	This Issue	
10 CSR 10-6.120	Air Conservation Commission		29 MoReg 1196		
10 CSR 10-6.410	Air Conservation Commission		29 MoReg 985	This Issue	
10 CSR 25-17.010	Hazardous Waste Management Commission		29 MoReg 794		
10 CSR 25-17.020	Hazardous Waste Management Commission		29 MoReg 795		
10 CSR 25-17.030	Hazardous Waste Management Commission		29 MoReg 796		
10 CSR 25-17.040	Hazardous Waste Management Commission		29 MoReg 797		
10 CSR 25-17.050	Hazardous Waste Management Commission		29 MoReg 803		
10 CSR 25-17.060	Hazardous Waste Management Commission		29 MoReg 810		
10 CSR 25-17.070	Hazardous Waste Management Commission		29 MoReg 810		
10 CSR 25-17.080	Hazardous Waste Management Commission		29 MoReg 817		
10 CSR 25-17.090	Hazardous Waste Management Commission		29 MoReg 824		
10 CSR 25-17.100	Hazardous Waste Management Commission		29 MoReg 830		
10 CSR 25-17.110	Hazardous Waste Management Commission		29 MoReg 830		
10 CSR 25-17.120	Hazardous Waste Management Commission		29 MoReg 831		
10 CSR 25-17.130	Hazardous Waste Management Commission		29 MoReg 832		
10 CSR 25-17.140	Hazardous Waste Management Commission		29 MoReg 832		
10 CSR 25-17.150	Hazardous Waste Management Commission		29 MoReg 833		
10 CSR 25-17.160	Hazardous Waste Management Commission		29 MoReg 839		
10 CSR 25-17.170	Hazardous Waste Management Commission		29 MoReg 839		
10 CSR 40-10.020	Land Reclamation Commission		29 MoReg 1303		
10 CSR 40-10.030	Land Reclamation Commission		29 MoReg 1304		
10 CSR 40-10.040	Land Reclamation Commission		29 MoReg 1305		
10 CSR 40-10.050	Land Reclamation Commission		29 MoReg 1306		
10 CSR 40-10.060	Land Reclamation Commission		29 MoReg 1307		
10 CSR 40-10.070	Land Reclamation Commission		29 MoReg 1308		
10 CSR 40-10.080	Land Reclamation Commission		29 MoReg 1311		
10 CSR 40-10.100	Land Reclamation Commission		29 MoReg 1313		
10 CSR 60-5.010	Public Drinking Water Program		29 MoReg 465	29 MoReg 1605	
10 CSR 90-2.020	State Parks		This Issue		
11 COD 40 2 010	DEPARTMENT OF PUBLIC SAFETY	0 M.D. 1420D	20 M. D 1455D		
11 CSR 40-3.010		9 MoReg 1420R	29 MoReg 1455R		
11 CSP 40 5 065	Division of Fire Safety	9 MoReg 1420	29 MoReg 1455	This Issue	
<u>11 CSR 40-5.065</u> 11 CSR 40-5.090	Division of Fire Safety		29 MoReg 1100 29 MoReg 1104	This Issue This Issue	
11 CSR 40-5.090	Missouri Gaming Commission		29 MoReg 1464	11115 15500	
11 CSR 45-4.260	Missouri Gaming Commission		29 MoReg 535	29 MoReg 1378	
II CSK 45-4.200	Wissouri Gaming Commission		29 MoReg 1464	2) Moneg 1576	
11 CSR 45-5.150	Missouri Gaming Commission		29 MoReg 891	This Issue	
11 CSR 45-5.180	Missouri Gaming Commission		29 MoReg 1246	11115 15540	
11 CSR 45-5.181	Missouri Gaming Commission		29 MoReg 1246		
11 CSR 45-5.200	Missouri Gaming Commission		29 MoReg 535	29 MoReg 1378	
11 CSR 45-5.290	Missouri Gaming Commission		29 MoReg 1247		
11 CSR 45-6.030	Missouri Gaming Commission		29 MoReg 891	This Issue	
11 CSR 45-10.020	Missouri Gaming Commission		29 MoReg 894	This Issue	
11 CSR 45-12.090	Missouri Gaming Commission		29 MoReg 1464		
11 CSR 50-2.311		29 MoReg 1426	29 MoReg 1465		
11 CSR 50-2.320		29 MoReg 1428	29 MoReg 1467		
11 CSR 75-1.010	Peace Officer Standards and Training Program		29 MoReg 1314		
11 CSR 75-13.010	Peace Officer Standards and Training Program		29 MoReg 1315		
11 CSR 75-15.010	Peace Officer Standards and Training Program		29 MoReg 1315		
	DEPARTMENT OF REVENUE		20.14 P	00 M P (010-	
12 CSR 10-4.340	Director of Revenue		29 MoReg 839R	29 MoReg 1318R	
12 CSR 10-23.335	Director of Revenue		29 MoReg 1547		
12 CSR 10-23.375	Director of Revenue		29 MoReg 1547R		
12 CSR 10-23.465	Director of Revenue		29 MoReg 1547		
12 CSR 10-24.440	Director of Revenue		29 MoReg 1104	This Issue	
12 CSR 10-25.040	Director of Revenue		29 MoReg 1315		
12 CSR 10-26.130	Director of Revenue		29 MoReg 1550R		
	Director of Revenue		29 MoReg 1550R		
12 CSR 10-26.140			00 M D 15505		
12 CSR 10-26.140 12 CSR 10-26.150 12 CSR 10-26.160	Director of Revenue Director of Revenue		29 MoReg 1550R 29 MoReg 1550R		

Page 1772	Rule Cha	anges Sind	e Update		November 1, 2004 Vol. 29, No. 21
Rule Number	Agency	Emergency	Proposed	Order	In Addition
12 CSR 10-25.170	Director of Revenue		29 MoReg 1551R		
12 CSR 10-103.210	Director of Revenue		29 MoReg 1551		
12 CSR 40-40.170	State Lottery		29 MoReg 1467		
<u>12 CSR 40-40.270</u>	State Lottery		29 MoReg 1467		
<u>12 CSR 40-50.040</u> 12 CSP 40.85 170	State Lottery State Lottery		29 MoReg 1468		
<u>12 CSR 40-85.170</u>	DEPARTMENT OF SOCIAL SERVICES		29 MoReg 1468		<u> </u>
13 CSR 35-80.010	Children's Division	This Issue	This Issue		
13 CSR 35-80.020	Children's Division	This Issue	This Issue		
13 CSR 40-2.375	Division of Family Services	29 MoReg 1089	29 MoReg 1104		
13 CSR 40-19.020	Division of Family Services	This Issue	This Issue		
<u>13 CSR 40-110.020</u>	Division of Family Services		29 MoReg 1554		
13 CSR 70-10.015	Division of Medical Services	29 MoReg 1155	29 MoReg 736	29 MoReg 1266	
12 CED 70 10 090	Division of Medical Services	20 MoDog 1156	29 MoReg 1356		
<u>13 CSR 70-10.080</u> <u>13 CSR 70-15.110</u>	Division of Medical Services	29 MoReg 1156 29 MoReg 1089	29 MoReg 1359 29 MoReg 1106	This Issue	
15 CSK 70-15.110	Division of Medical Services	29 MoReg 1508	This Issue	11115 155UC	
13 CSR 70-15.160	Division of Medical Services	25 1001005 1500	29 MoReg 894	29 MoReg 1379	
13 CSR 70-15.190	Division of Medical Services		29 MoReg 840	29 MoReg 1318	
	ELECTED OFFICIALS				
15 CSR 30-50.040	Secretary of State		29 MoReg 1054	29 MoReg 1606	
15 CSR 30-51.160	Secretary of State		29 MoReg 1362		
15 CSR 30-51.170	Secretary of State		29 MoReg 843	29 MoReg 1319	
15 CSR 30-51.172	Secretary of State		29 MoReg 844	29 MoReg 1320	
<u>15 CSR 30-51.173</u>	Secretary of State		29 MoReg 845	29 MoReg 1320	
<u>15 CSR 30-51.180</u>	Secretary of State		29 MoReg 1055	29 MoReg 1606	
<u>15 CSR 30-54.195</u> <u>15 CSR 30-54.215</u>	Secretary of State	20 MoDog 1429D	29 MoReg 1055 29 MoReg 1468R	29 MoReg 1606	
15 CSK 50-54.215	Secretary of State	29 MoReg 1428R 29 MoReg 1428	29 MoReg 1468K 29 MoReg 1468		
15 CSR 30-55.010	Secretary of State	29 Moneg 1420	29 MoReg 1056	29 MoReg 1606	
15 CSR 40-3.120	State Auditor	This IssueR	27 100002 1050	2) Money 1000	
15 CSR 40-3.130	State Auditor	This Issue			
15 CSR 40-3.140	State Auditor	This Issue			
15 CSR 40-3.150	State Auditor	This Issue			
15 CSR 40-3.160	State Auditor	This Issue			
15 CSR 60-14.010	Attorney General	29 MoReg 1508	29 MoReg 1557		
15 CSR 60-14.020	Attorney General	29 MoReg 1509	29 MoReg 1557		
15 CSR 60-14.030	Attorney General	29 MoReg 1509	29 MoReg 1557		
16 COD 50 10 050	RETIREMENT SYSTEMS		20 M. D. 1460		
<u>16 CSR 50-10.050</u> <u>16 CSP 50 10 070</u>	The County Employees' Retirement Fund		29 MoReg 1469		
16 CSR 50-10.070	The County Employees' Retirement Fund DEPARTMENT OF HEALTH AND SENIO	P SERVICES	29 MoReg 1247		
19 CSR 20-3.080	Division of Environmental Health and	K SERVICES			
1) CSR 20-5.000	Communicable Disease Prevention	29 MoReg 1510	29 MoReg 1560R		
	Communicable Disease Trevention	29 1010102 1510	29 MoReg 1560		
19 CSR 20-20.010	Division of Environmental Health and		10000g 10000		
	Communicable Disease Prevention		This Issue		
19 CSR 20-20.020	Division of Environmental Health and				
	Communicable Disease Prevention		This Issue		
19 CSR 30-20.015	Division of Health Standards and Licensure		29 MoReg 896	This Issue	
<u>19 CSR 30-20.021</u>	Division of Health Standards and Licensure		29 Moreg 900	This Issue	
<u>19 CSR 30-82.090</u>	Division of Health Standards and Licensure		28 MoReg 2254		
19 CSR 30-83.010	Division of Health Standards and Licensure		29 MoReg 1567		
<u>19 CSR 30-86.022</u>	Division of Health Standards and Licensure		29 MoReg 1362	20 M-D 1220	
<u>19 CSR 30-88.010</u> <u>19 CSR 30-89.010</u>	Division of Health Standards and Licensure Division of Health Standards and Licensure		29 MoReg 536 29 MoReg 1568R	29 MoReg 1320	
<u>19 CSR 30-89.010</u> 19 CSR 30-90.010					
<u>19 CSR 30-90.010</u> 19 CSR 30-90.020	Division of Health Standards and Licensure Division of Health Standards and Licensure		29 MoReg 1569 29 MoReg 1570		
<u>19 CSR 30-90.020</u> 19 CSR 30-90.030	Division of Health Standards and Licensure		29 MoReg 1576 29 MoReg 1574R		
<u>19 CSR 30-90.050</u> <u>19 CSR 30-90.040</u>	Division of Health Standards and Licensure		29 MoReg 1574K 29 MoReg 1574		
19 CSR 30-90.050	Division of Health Standards and Licensure		29 MoReg 1579		
19 CSR 30-90.060	Division of Health Standards and Licensure		29 MoReg 1581		
19 CSR 30-90.070	Division of Health Standards and Licensure		29 MoReg 1582		
19 CSR 30-90.080	Division of Health Standards and Licensure		29 MoReg 1587R		
19 CSR 60-50	Missouri Health Facilities Review Committee				29 MoReg 1267
					29 MoReg 1380
					29 MoReg 1480
10.000 (0.000					29 MoReg 1608
<u>19 CSR 60-50.300</u>	Missouri Health Facilities Review Committee		29 MoReg 846	29 MoReg 1477	20.14 D 4407
<u>19 CSR 60-50.400</u>	Missouri Health Facilities Review Committee		29 MoReg 846	29 MoReg 1477	29 MoReg 1482
19 CSR 60-50.420	Missouri Health Facilities Review Committee		29 MoReg 847		29 MoReg 1482
19 CSR 60-50.450	Missouri Health Facilities Review Committee		29 MoReg 848		29 MoReg 1482

Rule Number	Agency	Emergency	Proposed	Order	In Addition
	DEPARTMENT OF INSURANCE				
20 CSR	Medical Malpractice				27 MoReg 415
	-				28 MoReg 489
					29 MoReg 505
20 CSR	Sovereign Immunity Limits				27 MoReg 41
					27 MoReg 2319
					28 MoReg 2265
20 CSR 10-1.020	General Administration		29 MoReg 1368		
20 CSR 200-2.100	Financial Examination		29 MoReg 849	29 MoReg 1606	
20 CSR 400-2.170	Life, Annuities and Health		This Issue		
20 CSR 400-7.095	Life, Annuities and Health		29 MoReg 986		
20 CSR 500-6.700	Property and Casualty				29 MoReg 754
20 CSR 700-6.100	Licensing		29 MoReg 1587		
20 CSR 700-6.150	Licensing		29 MoReg 1590		
20 CSR 700-6.160	Licensing		29 MoReg 1593		
20 CSR 700-6.170	Licensing		29 MoReg 1597		
20 CSR 700-6.200	Licensing		29 MoReg 1597		
20 CSR 700-6.250	Licensing		29 MoReg 1598		
20 CSR 700-6.300	Licensing		29 MoReg 1598		

# **Emergency Rules**

Emergency R	Rules in Effect as of November 1, 2004	Publica	tion	Expires
Department of Animal Health	Agriculture			
2 CSR 30-2.010 2 CSR 30-6.020	Health Requirements Governing the Admission of Livestock, Poultry and Exotic Animals Entering Missouri Duties and Facilities of the Market/Sale Veterinarian			
	Economic Development	. 29 1101005		10101011, 2003
Athlete Agents	-			
4 CSR 45-1.010	Fees	. 29 MoReg	1420	March 7, 2005
Missouri Commissio	Elementary and Secondary Education on for the Deaf and Hard of Hearing Temporary Restricted Certification in Education	. 29 MoReg	963Nove	ember 27, 2004
Department of	Mental Health			
Director, Departmen				
9 CSR 10-31.014	Waiver of Standard Means Test for Children in Need of	20 MoDor	1507	Jarob 12 2005
Division of Mental 1	Mental Health Services	. 29 workeg	1307	viatell 15, 2005
9 CSR 45-2.015	Criteria for MRDD Comprehensive Waiver Slot Assignment	. This Issue		April 15, 2005
Department of	Public Safety			
Division of Fire Safe				
11 CSR 40-3.010	Fireworks—Licenses, Sales and Penalties			
11 CSR 40-3.010 Missouri State High	Fireworks—Licensing, Permits, Sales, Inspection, and Penalties	. 29 MoReg	1420	March 7, 2005
11 CSR 50-2.311	Bumpers	. 29 MoReg	1426	March 9, 2005
11 CSR 50-2.320	School Bus Inspection			
Department of	Social Services			
Children's Division			_	
13 CSR 35-80.010 13 CSR 35-80.020	Residential Foster Care Maintenance Methodology Residential Care Agency Cost Reporting System			
Family Support Div 13 CSR 40-2.375	ision Medical Assistance for Families	20 MoDeg	1080 Dece	mber 27 2004
13 CSR 40-2.575 13 CSR 40-19.020	Low Income Home Energy Assistance Program			
Division of Medical				
13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services			
13 CSR 70-10.080 13 CSR 70-15.110	Prospective Reimbursement Plan for HIV Nursing Facility Services Federal Reimbursement Allowance (FRA)	. 29 MoReg	1156 Dece	ember 15, 2004
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)			
Elected Officia	ls			
Secretary of State				
15 CSR 30-54.215 15 CSR 30-54.215	Accredited Investor Exemption			
State Auditor	Coloulation and Davision of Dromanty Tay Dates	This Issue		Amril 1 2005
15 CSR 40-3.120 15 CSR 40-3.130	Calculation and Revision of Property Tax Rates			•
15 CSR 40-3.140	Calculating a Separate Tax Rate for Each Sub-Class of Property Calculation and Revision of Property Tax Rates by School Districts	. This Issue		.April 1, 2005
15 CSR 40-3.150	that Calculate a Single Property Tax Rate Applied to All Property Calculation and Revision of Property Tax Rates by Political Subdivision			.April 1, 2005
	Other Than School Districts Calculating a Separate Property Tax Rate for Each Sub-Class of Property			April 1, 2005
15 CSR 40-3.160	Calculation and Revision of Property Tax Rates by Political Subdivision			
	Other Than School Districts that Calculate a Single Property Tax Rate			
	Applied to All Property	. This Issue		.April 1, 2005

# **Emergency Rules**

#### **Attorney General**

15 CSR 60-14.010	Definitions	. 29 MoReg 1508	March 10, 2005
15 CSR 60-14.020	Contract Procedures	. 29 MoReg 1509	March 10, 2005
15 CSR 60-14.030	Documentation of Legal Practice	. 29 MoReg 1509	March 10, 2005

#### **Department of Health and Senior Services**

Division of Environmental Health and Communicable Disease Prevention

19 CSR 20-3.080	Description of Persons Qualified to Perform Percolation Tests, Soils Morphology Examinations in Determining Soil Properties for		
	On-Site Sewage Disposal Systems and Installation of On-Site		
	Wastewater Treatment Systems	. 29 MoReg 1510	. March 10, 2005

Missouri Register

# **Executive Orders**

Executive			
Orders	Subject Matter	Filed Date	Publication
	<u>2004</u>		
04-01	Establishes the Public Safety Officer Medal of Valor, and		
04-01	the Medal of Valor Review Board	February 3, 2004	29 MoReg 294
04-02	Designates staff having supervisory authority over agencies	February 3, 2004	29 MoReg 297
04-03	Creates the Missouri Automotive Partnership	January 14, 2004	29 MoReg 151
04-04	Creates the Missouri Methamphetamine Education and Prevention Task Force		29 MoReg 154
04-05	Establishes a Missouri Methamphetamine Treatment Task Force	January 27, 2004	29 MoReg 156
04-06	Establishes a Missouri Methamphetamine Enforcement and Environmental		20 M D 150
04.07	Protection Task Force	January 27, 2004	29 MoReg 158
04-07	Establishes the Missouri Commission on Patient Safety and supercedes Executive Order 03-16	February 3, 2004	29 MoReg 299
04-08	Transfers the Governor's Council on Disability and the Missouri Assistive	1001uary 5, 2004	29 MOReg 299
04 00	Technology Advisory Council to the Office of Administration	February 3, 2004	29 MoReg 301
04-09	Requires vendors to disclose services performed offshore. Restricts agencies	1001uul j 0, 2001	
	in awarding contracts to vendors of offshore services	March 17, 2004	29 MoReg 533
04-10	Grants authority to Director of Department of Natural Resources to	,	0
	temporarily waive regulations during periods of emergency and recovery	May 28, 2004	29 MoReg 965
04-11	Declares regional state of emergency because of the need to repair electrical		
	outages by various contractors, including a Missouri contractor. Allows		
04.10	temporary exemption from federal regulations	May 28, 2004	29 MoReg 967
04-12	Declares emergency conditions due to severe weather in all Northern and	June 4 2004	20 MaDag 069
04-13	Central Missouri counties Declares June 11, 2004 to be day of mourning for President Ronald Reagan	June 4, 2004 June 7, 2004	29 MoReg 968 29 MoReg 969
04-13	Establishes an Emancipation Day Commission. Requests regular observance	June 7, 2004	29 MoReg 909
04-14	of Emancipation Proclamation on June 19	June 17, 2004	29 MoReg 1045
04-15	Declares state of emergency due to lost electrical service	54110 17, 2001	2) 110105 1010
0.10	in St. Louis region	July 7, 2004	29 MoReg 1159
04-16	Orders a special census be taken in the City of Licking	July 23, 2004	29 MoReg 1245
04-17	Declares that Missouri implement the Emergency Mutual Aid Compact	<b>.</b> ,	0
	(EMAC) agreement with the State of Florida	August 18, 2004	29 MoReg 1347
04-18	Accepts retrocession of federal jurisdiction over the		
	St. Louis Army Ammunition Plant	August 25, 2004	29 MoReg 1349
04-19	Implements the EMAC with the State of Florida, activates the EMAC plan,	0 1 10 2004	20 M D 1420
04.20	and authorizes the use of the Missouri National Guard	September 10, 2004	29 MoReg 1430
<u>04-20</u> 04-21	Reestablishes the Poultry Industry Committee Directs the creation of the Forest Utilization Committee within the	September 14, 2004	29 MoReg 1432
04-21	Missouri Department of Conservation	September 14, 2004	29 MoReg 1434
04-22	Requests health care providers limit influenza vaccinations to high risk	September 14, 2004	29 Moneg 1454
04-22	persons. Orders various actions by providers, Missouri Department of		
	Health and Senior Services, and Attorney General's Office regarding		
	influenza vaccine supply.	October 25, 2004	This Issue
04-23	Creates the Forest Utilization Committee within the Missouri Department	,	
	of Conservation. Supersedes and rescinds Executive Order 04-21	October 22, 2004	This Issue
04-24	Rescinds Executive Order 03-15	October 22, 2004	This Issue
04-25	Rescinds Executive Order 03-27	October 22, 2004	This Issue
	2002		
	<u>2003</u>		
03-01	Reestablishes the Missouri Lewis and Clark Bicentennial Commission	February 3, 2003	28 MoReg 296
03-02	Establishes the Division of Family Support in the Dept. of Social Services	February 5, 2003	28 MoReg 298
03-03	Establishes the Children's Division in the Dept. of Social Services	February 5, 2003	28 MoReg 300
03-04	Transfers all TANF functions to the Division of Workforce Development	<b>e</b> ,	U
	in the Dept. of Economic Development	February 5, 2003	28 MoReg 302
03-05	Transfers the Division of Highway Safety to the Dept. of Transportation	February 5, 2003	28 MoReg 304
03-06	Transfers the Minority Business Advocacy Commission to the Office		
00.07	of Administration	February 5, 2003	28 MoReg 306
03-07	Creates the Commission on the Future of Higher Education	March 17, 2003	28 MoReg 631
03-08	Lists Governor's staff who have supervisory authority over departments	September 4, 2003	28 MoReg 1556
03-09	Lists Governor's staff who have supervisory authority over departments	March 18, 2003	28 MoReg 633
03-10	Creates the Missouri Energy Policy Council	March 13, 2003	28 MoReg 634
03-11	Creates the Citizens Advisory Committee on Corrections	April 1, 2003	28 MoReg 705
	1777		

Executive			
Orders	Subject Matter	Filed Date	Publication
03-12	Declares disaster areas due to May 4 tornadoes	May 5, 2003	28 MoReg 950
03-13	Calls National Guard to assist in areas harmed by the May 4 tornadoes	May 5, 2003	28 MoReg 952
03-14	Temporarily suspends enforcement of environmental rules due to the May 4th [et al.] tornadoes	May 7, 2003	28 MoReg 954
03-15	Establishes the Missouri Small Business Regulatory Fairness Board	August 25, 2003	28 MoReg 1477
03-16	Establishes the Missouri Commission on Patient Safety	October 1, 2003	28 MoReg 1760
03-17	Creates the Governor's Committee to End Chronic Homelessness	October 8, 2003	28 MoReg 1899
03-18	Designates the Missouri State Highway Patrol within the Department of		
	Public Safety as lead agency in state communications	December 10, 2003	29 MoReg 7
03-19	Creates the Public Safety Communications Committee	December 10, 2003	29 MoReg 9
03-20	Requires configuration of two-way radios used by agencies of the state of		
	Missouri to include established interoperability channels as specified by		
	the State Interoperability Executive Committee	December 10, 2003	29 MoReg 12
03-21	Closes state offices Friday, November 28 and Friday, December 26, 2003	October 24, 2003	28 MoReg 1989
03-22	Establishes the Missouri Sexual Offender Registration Task Force	December 10, 2003	29 MoReg 14
03-23	Adds the functions of a State Citizen Council to the Disaster		
	Recovery Partnership	December 10, 2003	29 MoReg 16
03-24	Establishes the Governor's Commission on Hispanic Affairs	November 8, 2003	28 MoReg 2085
03-25	Requires state agencies to adopt cyber security policies and procedures.		
	Designates the Office of Information Technology as principal forum to		
	improve policies and procedures	December 10, 2003	29 MoReg 18
03-26	Reestablishes the Office of Information Technology as the mechanism for		
	coordinating information technology initiatives for the state	December 10, 2003	29 MoReg 21
03-27	Use of Missouri products and services	December 2, 2003	28 MoReg 2209

Missouri Register

### Index

The rule number and the MoReg publication date follow each entry to this index.

#### ACUPUNCTURIST ADVISORY COMMITTEE

fees; 4 CSR 15-1.030; 4/15/04, 8/2/04 license renewal; 4 CSR 15-2.020; 4/15/04, 8/2/04 standards of practice; 4 CSR 15-3.010; 4/15/04, 8/2/04 supervision of trainees; 4 CSR 15-4.020; 4/15/04, 8/2/04

#### ADJUTANT GENERAL

assistance

individual; 11 CSR 10-11.080; 4/15/04, 8/2/04 political subdivision; 11 CSR 10-11.070; 4/15/04, 8/2/04 disasters, major; 11 CSR 10-11.100; 4/15/04, 8/2/04 inspectors, volunteers; 11 CSR 10-11.120; 4/15/04, 8/2/04 limitations; 11 CSR 10-11.110; 4/15/04, 8/2/04 organization, MERC; 11 CSR 10-11.210; 4/15/04, 8/2/04 resources management plan; 11 CSR 10-11.020; 4/15/04, 8/2/04

#### ADMINISTRATIVE HEARING COMMISSION

answers, responsive pleadings; 1 CSR 15-3.380; 7/1/04, 10/15/04 complaints; 1 CSR 15-3.350; 7/1/04, 10/15/04 discovery; 1 CSR 15-3.420; 7/1/04, 10/15/04 disposing of a case without a hearing; 1 CSR 15-3.440; 7/1/04, 10/15/04

hearings on motion; 1 CSR 15-3.480; 7/1/04, 10/15/04

#### ADULT DAY CARE PROGRAM

definitions; 19 CSR 30-90.010; 10/15/04 fire safety, facility physical requirements; 19 CSR 30-90.070; 10/15/04

fire safety requirements; 19 CSR 30-90.080; 10/15/04 licensure; 19 CSR 30-90.020; 10/15/04 participant's rights; 19 CSR 30-90.030; 10/15/04 program polices, participant care; 19 CSR 30-90.050; 10/15/04 record keeping requirements; 19 CSR 30-90.060; 10/15/04 staffing requirements; 19 CSR 30-90.040; 10/15/04

#### AGRICULTURE, DEPARTMENT OF

laboratory services, fees; 2 CSR 30-1.020; 4/15/04, 9/1/04 organization; 2 CSR 30-1.010; 4/15/04, 9/1/04

#### AIR QUALITY, POLLUTION

construction permits required; 10 CSR 10-6.060; 6/15/04, 11/1/04 construction permit exemptions; 10 CSR 10-6.061; 8/2/04 emissions

banking and trading; 10 CSR 10-6.410; 6/15/04, 11/1/04 lead smelter-refinery installations; 10 CSR 10-6.120; 8/2/04 submission of data, fees, process information; 10 CSR 10-6.110; 6/15/04, 11/1/04

#### ANIMAL HEALTH

admission of livestock; 2 CSR 30-2.010; 10/1/04

brucellosis, quarantine, calves; 2 CSR 30-3.020; 4/15/04, 9/15/04 duties, market sale veterinarian; 2 CSR 30-6.020; 4/15/04,

9/15/04, 10/1/04 exhibition, requirements; 2 CSR 30-2.040; 4/15/04, 9/15/04

livestock, poultry, exotic animals

movement within Missouri; 2 CSR 30-2.020; 4/15/04, 9/15/04

#### **APPRAISERS, REAL ESTATE**

certificate or license; temporary nonresident; 4 CSR 245-4.060; 8/2/04

fees; 4 CSR 245-5.020; 8/2/04

miscellaneous; 4 CSR 245-5.030; 8/2/04 practice standards; 4 CSR 245-9.010; 8/2/04

#### ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS, LANDSCAPE ARCHITECTS

architects

continuing education; 4 CSR 30-11.025; 4/15/04, 8/2/04 standards; 4 CSR 30-2.040; 4/15/04, 8/16/04

#### ASBESTOS

abatement projects; 10 CSR 10-6.240, 10 CSR 10-6.241; 2/17/04, 8/2/04 certification; 10 CSR 10-6.250; 2/17/04, 8/2/04

#### ASSISTIVE TECHNOLOGY

loan program; 8 CSR 70-1.020; 3/15/04, 7/1/04 telecommunications access; 8 CSR 70-1.010; 3/15/04, 7/1/04

#### ATHLETIC AGENTS

fees; 4 CSR 45-1.010; 10/1/04

#### ATTORNEY GENERAL, OFFICE OF THE

legal expense fund contract procedures; 15 CSR 60-14.020; 10/15/04 definitions; 15 CSR 60-14.010; 10/15/04 documentation of legal practice; 15 CSR 60-14.030; 10/15/04

#### **CEMETERIES, ENDOWED CARE**

advisory committee; 4 CSR 65-1.020; 8/2/04 application; 4 CSR 65-2.010; 8/2/04 complaint handling, disposition; 4 CSR 65-1.050; 8/2/04 definitions; 4 CSR 65-1.030; 8/2/04

#### **CERTIFICATE OF NEED PROGRAM**

criteria and standards long-term care; 19 CSR 60-50.450; 2/2/04, 5/17/04, 10/1/04 definitions; 19 CSR 60-50.300; 2/2/04, 5/17/04, 10/1/04 letter of intent process; 19 CSR 60-50.400; 2/2/04, 5/17/04, 10/1/04

review process; 19 CSR 60-50.420; 2/2/04, 5/17/04, 10/1/04

#### CHILDREN'S DIVISION

residential care cost reporting system; 13 CSR 35-80.020; 2/17/04, 7/15/04, 11/1/04

residential foster care maintenance methodology; 13 CSR 35-80.010; 2/17/04, 7/15/04, 11/1/04

#### CHIROPRACTIC EXAMINERS, BOARD OF

meridian therapy, acupressure, acupuncture; 4 CSR 70-2.031; 5/3/04, 8/16/04

#### CONSERVATION COMMISSION

breeders, wildlife; 3 CSR 10-9.353; 2/2/04, 4/15/04

bullfrogs and green frogs; 3 CSR 10-6.615; 11/1/04

- catfish; 3 CSR 10-6.510; 11/1/04
- closed hours; 3 CSR 10-12.109; 11/1/04

commercial fishing; 3 CSR 10-10.725; 2/2/04, 5/3/04, 7/15/04, 11/1/04

commercialization; 3 CSR 10-10.705; 11/1/04

decoys and blinds; 3 CSR 10-11.155; 11/1/04

deer hunting; 3 CSR 10-7.431; 11/1/04

definitions; 3 CSR 10-20.805; 11/17/03, 2/2/04, 4/15/04, 7/1/04, 7/15/04, 9/1/04, 10/1/04

endangered species; 3 CSR 10-4.111; 11/1/04

falconry; 3 CSR 10-9.442; 10/1/04

resident permit; 3 CSR 10-9.440; 11/1/04

- field trial; 3 CSR 10-11.125; 11/1/04
- permit; 3 CSR 10-9.625; 11/1/04

fishing daily and possession limits; 3 CSR 10-12.140; 11/17/03, 2/2/04, 7/15/04, 10/1/04 3 CSR 10-11.210; 11/1/04 length limits; 3 CSR 10-11.215 11/1/04 methods; 3 CSR 10-6.410, 3 CSR 10-12.135; 11/1/04 methods, hours; 3 CSR 10-11.205; 11/1/04 seasons, provisions; 3 CSR 10-12.130; 7/15/04, 10/1/04 Stone Mill Spring Branch; 3 CSR 10-12.155; 7/15/04, 10/1/04tag and release; 3 CSR 10-10.732; 11/1/04 fish monetary values established; 3 CSR 10-3.010; 11/1/04 other; 3 CSR 10-6.550; 2/2/04, 5/3/04 furbearers seasons; 3 CSR 10-7.450; 7/15/04, 10/1/04 trapping seasons; 3 CSR 10-8.515; 11/1/04 ginseng; 3 CSR 10-4.113; 11/1/04 groundhogs; 3 CSR 10-7.427; 11/1/04 hound running area operator permit; 3 CSR 10-9.570; 11/1/04 privileges, requirements; 3 CSR 10-9.575; 11/1/04 hunting methods; 3 CSR 10-7.410; 9/1/04, 11/1/04 licensed hunting preserve; 3 CSR 10-9.565; 4/15/04, 7/1/04, 10/1/04records required; 3 CSR 10-9.566; 11/1/04 live bait; 3 CSR 10-6.605; 11/1/04 migratory game birds; 3 CSR 10-7.440; 8/16/04, 10/1/04 mussels and clams; 3 CSR 10-6.610; 11/1/04 paddlefish; 3 CSR 10-6.525; 11/1/04 permit issuing agent, service fees; 3 CSR 10-5.225; 11/1/04 privileges; 3 CSR 10-5.215; 11/1/04 required, exceptions; 3 CSR 10-5.205; 6/1/04, 8/16/04, 11/1/04permit, firearms antlerless deer; 3 CSR 10-5.352; 6/1/04, 8/16/04 archery antlerless deer; 3 CSR 10-5.425; 6/1/04, 8/16/04 second bonus, deer; 3 CSR 10-5.353; 6/1/04, 8/16/04 nonresident firearms permit archery antlerless deer; 3 CSR 10-5.554; 6/1/04, 8/16/04 first bonus; 3 CSR 10-5.552; 6/1/04, 8/16/04 second bonus, deer; 3 CSR 10-5.553; 6/1/04, 8/16/04 pets and hunting dogs; 3 CSR 10-11.120; 11/1/04 prohibitions, general; 3 CSR 10-4.110; 11/1/04 restricted zones; 3 CSR 10-6.415; 11/1/04 shovelnose sturgeon; 3 CSR 10-6.533; 11/1/04 target shooting and shooting ranges; 3 CSR 10-11.150; 11/1/04 trapping; 3 CSR 10-11.187; 11/1/04 tree stands; 3 CSR 10-11.145; 11/1/04 trout; 3 CSR 10-6.535; 11/1/04 parks, fishing; 3 CSR 10-12.150; 11/1/04 permit; 3 CSR 10-5.430; 11/1/04 turkey; 3 CSR 10-7.455; 2/17/04, 6/1/04, 9/1/04, 11/1/04 nonresident hunting permit; 3 CSR 10-5.565; 11/1/04 landowner; 3 CSR 10-5.579; 11/1/04 waterfowl hunting; 3 CSR 10-11.186; 7/15/04, 10/1/04, 11/1/04 wildlife breeders; 3 CSR 10-9.353; 10/1/04 Class II; 3 CSR 10-9.240; 11/1/04 collector's permit; 3 CSR 10-9.425; 11/1/04 confinement standards; 3 CSR 10-9.220; 11/1/04 provisions, general; 3 CSR 10-9.105; 11/1/04 use of traps; 3 CSR 10-8.510; 11/1/04 COSMETOLOGY, STATE BOARD OF esthetic schools; 4 CSR 90-2.030; 9/1/04 fees; 4 CSR 90-13.010; 9/1/04

manicuring schools; 4 CSR 90-2.020; 9/1/04

schools; 4 CSR 90-2.010; 9/1/04

shops; 4 CSR 90-4.010; 9/1/04

DEAF AND HARD OF HEARING, MISSOURI COMMISSION FOR THE certification provisional restricted certification; 5 CSR 100-200.045; 1/15/04, 6/15/04 DENTAL BOARD, MISSOURI committee administrator; 4 CSR 110-3.050; 4/15/04, 8/2/04 confidentiality; 4 CSR 110-3.040; 4/15/04, 8/2/04 conscious sedation; 4 CSR 110-4.020; 10/15/04 guidelines for administration; 4 CSR 110-4.030; 10/15/04 parenteral; 4 CSR 110-2.181; 10/15/04 definitions; 4 CSR 110-3.010; 4/15/04, 8/2/04 4 CSR 110-4.010; 10/15/04 dental hygienists; 4 CSR 110-2.130; 6/1/04, 10/15/04 addressing the public; 4 CSR 110-2.111; 8/2/04 dental specialities; 4 CSR 110-2.085; 8/2/04 membership, organization; 4 CSR 110-3.020; 4/15/04, 8/2/04 sedation conscious sedation; 4 CSR 110-4.020; 10/15/04 deep sedation/general anesthesia; 4 CSR 110-4.040; 10/15/04 fees; 4 CSR 110-2.170; 10/15/04 general anesthesia; 4 CSR 110-2.180; 10/15/04 guidelines for administration; 4 CSR 110-4.030; 10/15/04 parenteral; 4 CSR 110-2.181; 10/15/04 well being committee, contractor; 4 CSR 110-3.030; 4/15/04, 8/2/04 DISEASES, COMMUNICABLE, ENVIRONMENTAL, **OCCUPATIONAL** definitions; 19 CSR 20-20.010; 11/1/04 reporting of; 19 CSR 20-20.020; 11/1/04 DRINKING WATER, PUBLIC PROGRAM procedures for analysis; 10 CSR 60-5.010; 3/15/04, 10/15/04 DRY-CLEANING ENVIRONMENTAL RESPONSE TRUST **FUND** abandoned sites, notification; 10 CSR 25-17.160; 5/17/04 application procedures; 10 CSR 25-17.100, 5/ application procedures; 10 CSR 25-17.090; 5/17/04 applicability; 10 CSR 25-17.010; 5/17/04 claims; 10 CSR 25-17.150; 5/17/04 closure of facilities; 10 CSR 25-17.070; 5/17/04 definitions; 10 CSR 25-17.020; 5/17/04 eligibility; 10 CSR 25-17.110; 5/17/04 participation; 10 CSR 25-17.100; 5/17/04 payment of deductibles and limits; 10 CSR 25-17.120; 5/17/04 registration and surcharges; 10 CSR 25-17.030; 5/17/04 reimbursement procedures; 10 CSR 25-17.140; 5/17/04 releases and contamination; 10 CSR 25-17.050; 5/17/04 reporting and record keeping; 10 CSR 25-17.040; 5/17/04 site characterization and corrective action; 10 CSR 25-17.080; 5/17/04site prioritization and completion; 10 CSR 25-17.060; 5/17/04 suspension of collection of surcharges; 10 CSR 25-17.130; 5/17/04 violations; 10 CSR 25-17.170; 5/17/04

#### ELEMENTARY AND SECONDARY EDUCATION

certificate of license to teach administrators; 5 CSR 80-800.220; 11/1/04 application; 5 CSR 80-800.200; 11/1/04 adult education and literacy; 5 CSR 80-800.280; 11/1/04 classification; 5 CSR 80-800.360; 11/1/04 content areas; 5 CSR 80-800.350; 11/1/04 criminal history, background clearance; 5 CSR 80-800.400; 11/1/04 student services; 5 CSR 80-800.230; 11/1/04 vocational-technical; 5 CSR 80-800.270; 11/1/04 temporary authorization; 5 CSR 80-800.260; 11/1/04 education programs, procedures; 5 CSR 80-805.015; 5/17/04, 10/15/04

preliminary; 5 CSR 80-805.016; 5/17/04, 10/15/04 family literacy program; 5 CSR 60-100.050; 11/1/04 professional education certification; 5 CSR 80-800.380; 11/1/04 school improvement program; 5 CSR 50-345.100; 8/2/04 vocational rehabilitation

appeals; 5 CSR 90-7.300; 7/1/04 definitions; 5 CSR 90-7.010; 7/1/04 eligibility; 5 CSR 90-7.100; 7/1/04 hearing; 5 CSR 90-7.320; 7/1/04 providers; 5 CSR 90-7.200; 7/1/04 review, informal; 5 CSR 90-7.310; 7/1/04 self-employment; 5 CSR 90-5.470; 8/2/04 services; 5 CSR 90-5.400; 8/2/04 vehicle modification; 5 CSR 90-5.460; 8/2/04 waiver of regulations; 5 CSR 50-345.200; 8/2/04

#### **EMBALMERS AND FUNERAL DIRECTORS, STATE BOARD**

charges, written statement; 4 CSR 120-2.080; 2/2/04, 6/1/04, 8/16/04

funeral directing; 4 CSR 120-2.060; 2/2/04, 6/1/04, 10/15/04

#### **ELEVATORS**

equipment, safety codes; 11 CSR 40-5.065; 7/15/04, 11/1/04 inspection, testing; 11 CSR 40-5.090; 7/15/04, 11/1/04

#### **ENERGY ASSISTANCE**

low income energy assistance; 13 CSR 40-19.020; 11/1/04

#### **EXECUTIVE ORDERS**

- Automotive Partnership; 04-03; 2/2/04 committee to end chronic homelessness: 03-17: 11/3/03
- Communications Committee, Public Safety; 03-19; 1/2/04
- cyber security policies and procedures; 03-25; 1/2/04
- day of mourning in respect to Ronald Reagan; 04-13; 6/15/04
- disposal of debris due to severe weather; 04-12; 6/15/04
- electrical outages, utility exemptions for repair; 04-11; 6/15/04
- Emancipation Day Commission; 04-14; 7/1/04
- EMAC with the State of Florida; 04-19; 10/1/04
- Emergency Mutual Aid Compact agreement with the State of Florida; 04-17; 9/15/04
- Forest Utilization Committee; 04-21, 10/1/04; 04-23, 11/1/04 Governor's Council on Disability and Assistive Technology Council
- transfers to Office of Administration; 04-08; 2/17/04
- Hispanic Affairs, Commission on; 03-24; 12/15/03 holiday schedule, state offices; 03-21; 11/17/03
- Information Technology, Office of; 03-26; 1/2/04
- influenza vaccine supply; 04-22; 11/1/04
- jurisdiction over the St. Louis Army Ammunition Plant; 04-18; 9/15/04
- lost of electrical service, St Louis; 04-15; 8/2/04
- Medal of Valor; 04-01; 2/17/04
- Methamphetamine Education and Prevention Task Force; 04-04 2/2/04
- Methamphetamine Enforcement and Environmental Protection Task Force; 04-06; 2/2/04
- Methamphetamine Treatment Task Force; 04-05; 2/2/04
- natural disaster in Northern Missouri; 04-10; 6/15/04
- Patient Safety, Commission on; 03-16; 10/15/03
- Patient Safety, Commission on; 04-07; 2/17/04
- Poultry Industry Committee; 04-20; 10/1/04
- Sexual Offender Registration Task Force; 03-22; 1/2/04
- small business regulatory fairness board; 03-15, 10/1/03; 04-24, 11/1/04
- special census, City of Licking; 04-16; 8/16/04
- State Citizen Council added to the Disaster Recovery Partnership; 03-23; 1/2/04
- state communications, Mo Highway Patrol as lead agency; 03-18; 1/2/04
- supervisory authority; 03-08; 9/15/03

- supervisory authority; 04-02; 2/17/04
- two-way radios, interoperability channels; 03-20; 1/2/04
- Use of Missouri products and services; 03-27, 12/15/03; 04-25, 11/1/04
- vendors and procurement; 04-09; 4/1/04

#### **FIREWORKS**

licenses, sales; 11 CSR 40-3.010; 10/1/04

#### GAMING COMMISSION, MISSOURI

- applicants duty to disclose changes; 11 CSR 45-10.020; 6/1/04, 11/1/04
- bingo games; 11 CSR 45-5.290; 8/16/04
- chips and tokens; 11 CSR 45-5.150; 6/1/04, 11/1/04

commission meetings; 11 CSR 45-1.020; 3/1/04, 7/1/04

- disciplinary action; 11 CSR 45-13.050; 8/1/03, 1/2/04
- duty to report and prevent misconduct; 11 CSR 45-10.030; 3/1/04, 7/1/04 giveaways, promotions; 11 CSR 45-5.181; 8/16/04
- licenses, occupational; 11 CSR 45-4.260; 4/1/04, 6/1/04, 9/15/04, 10/1/04
- liquor control; 11 CSR 45-12.090; 10/1/04
- slot machines; 11 CSR 45-5.200; 4/1/04, 9/15/04
- tournaments, chips; 11 CSR 45-5.180; 8/16/04
- waivers, variances; 11 CSR 45-1.100; 10/1/04

weapons on the riverboat;11 CSR 45-6.030; 11/1/04

HEALTH CARE PLAN, MISSOURI CONSOLIDATED records, public; 22 CSR 10-1.020; 2/2/04, 7/1/04

#### HEALTH STANDARDS AND LICENSURE definitions; 19 CSR 30-83.010; 10/15/04

HEARING INSTRUMENT SPECIALISTS

permit, temporary; 4 CSR 165-2.010; 4/15/04, 8/2/04

#### HIGHWAYS AND TRANSPORTATION COMMISSION

subpoenas; 7 CSR 10-1.020; 3/1/04, 7/15/04

#### HOSPITALS

administration, licensing program; 19 CSR 30-20.015; 6/1/04, 11/1/04

organization, management; 19 CSR 30-20.021; 6/1/04, 11/1/04

#### **INSURANCE, DEPARTMENT OF**

bail bond agents

- affidavits; 20 CSR 700-6.300; 10/15/04
  - assignment and additional assets; 20 CSR 700-6.250; 10/15/04
  - assignment and acknowledgement; 20 CSR 700-6.200; 10/15/04

change of status notification; 20 CSR 700-6.170; 10/15/04 continuing education; 20 CSR 700-6.160; 10/15/04 training; 20 CSR 700-6.150; 10/15/04

- chiropractic care, coverage; 20 CSR 400-2.170; 11/1/04
- credit for reinsurance; 20 CSR 200-2.100; 5/17/04, 10/15/04
- fees and renewals; 20 CSR 700-6.100; 10/15/04
- HMO access plans; 20 CSR 400-7.095; 2/17/04, 6/1/04, 6/15/04
- medical malpractice award; 20 CSR; 3/1/02, 3/3/03, 3/15/04
- mortality table; 20 CSR 400-1.160; 4/1/04, 7/15/04
- provider selection standards; 20 CSR 400-7.200; 4/1/04, 7/15/04
- referenced or adopted materials; 20 CSR 10-1.020; 9/15/04
- sovereign immunity limits; 20 CSR; 1/2/02, 12/16/02, 12/15/03 training; 20 CSR 700-6.150; 10/15/04
  - continuing education; 20 CSR 700-6.160; 10/15/04

#### LABOR STANDARDS

occupational titles; 8 CSR 30-3.060; 8/2/04

#### LAND RECLAMATION COMMISSION

bonding; 10 CSR 40-10.030; 9/1/04

definitions; 10 CSR 40-10.100; 9/1/04

enforcement; 10 CSR 40-10.070; 9/1/04

inspection authority, right of entry; 10 CSR 40-10.060; 9/1/04

meetings, hearings, conferences; 10 CSR 40-10.080; 9/1/04

performance requirements; 10 CSR 40-10.050; 2/2/04, 8/2/04, 9/1/04

permit application requirements; 10 CSR 40-10.020; 2/2/04, 8/2/04, 9/1/04

permit review process; 10 CSR 40-10.040; 9/1/04

#### LONG-TERM CARE, NURSING FACILITIES

resident rights; 19 CSR 30-88.010; 4/1/04, 9/1/04

#### LOTTERY, MISSOURI STATE

game, promotion changes, cancellation; 12 CSR 40-50.040; 10/1/04

game sell-out prohibited; 12 CSR 40-85.170; 10/1/04

sale during normal business hours; 12 CSR 40-40.170; 10/1/04

ticket transactions in excess of \$10,000; 12 CSR 40-40.270; 10/1/04

#### MEDICAL SERVICES, DIVISION OF

federal reimbursement allowance; 13 CSR 70-15.110; 2/2/04, 7/15/04, 10/15/04, 11/1/04

home health care services; 13 CSR 70-90.010; 2/17/04, 7/1/04

medical assistance for families; 13 CSR 40-2.375; 7/15/04

out-of-state hospital services reimbursement; 13 CSR 70-15.190; 5/17/04, 9/1/04

outpatient hospital services; 13 CSR 70-15.160; 6/1/04, 9/15/04 personal care

assistance; 13 CSR 70-91.030; 2/17/04, 7/1/04

program; 13 CSR 70-91.010; 2/17/04, 7/1/04

prior authorization, non-pharmaceutical mental health services; 13 CSR 70-98.020; 2/17/04, 7/15/04

private duty nurse; 13 CSR 70-95.010; 2/17/04, 7/1/04

reimbursement nursing services; 13 CSR 70-10.015; 5/3/04, 8/16/04

HIV services; 13 CSR 70-10.080; 4/1/04, 8/2/04 nursing facilities; 13 CSR 70-10.015; 8/2/04

reimbursement, out-of-state, outpatient; 13 CSR 70-15.010; 3/1/04, 7/1/04

#### MENTAL HEALTH, DEPARTMENT OF

access crisis intervention programs; 9 CSR 30-4.195; 9/1/04 criminal record review; 9 CSR 10-5.190; 5/3/04, 8/16/04 criteria for waiver slot assignment; 9 CSR 45-2.015; 11/1/04 exceptions committee procedures; 9 CSR 10-5.210; 5/17/04, 9/1/04

individualized supported living services

provider certification; 9 CSR 45-5.030; 10/1/04 quality outcome standards; 9 CSR 45-5.020; 10/1/04

reports of complaints of abuse, neglect, misuse of funds/property; 9 CSR 10-5.200; 7/1/04

SATOP

administration, service documentation; 9 CSR 30-3.202; 7/15/04

fees, supplemental; 9 CSR 30-3.208; 9/2/03, 2/2/04, 7/15/04 personnel; 9 CSR 30-3.204; 7/15/04 program; 9 CSR 30-3.201; 7/15/04 structure; 9 CSR 30-3.206; 9/2/03, 2/2/04, 7/15/04 waiver of standard means test; 9 CSR 10-31.014; 10/15/04

#### MILK BOARD, STATE

inspection fees; 2 CSR 80-5.010; 5/3/04, 8/16/04

MOTOR CARRIER AND RAILROAD SAFETY application; 4 CSR 265-2.060; 9/1/04

#### MOTOR CARRIER OPERATIONS

notice to consumers by household goods carriers; 7 CSR 10-25.040; 9/15/04

#### MOTOR VEHICLE

dealer licensure

hearing officer; 12 CSR 10-26.150; 10/15/04 hearing procedures; 12 CSR 10-26.140; 10/15/04 prehearing conferences, stipulations; 12 CSR 10-26.170; 10/15/04

review of license denial or disciplinary action; 12 CSR 10-26.130; 10/15/04

waiver of hearing; 12 CSR 10-26.160; 10/15/04

disabled person placard, issuance; 12 CSR 10-23.460; 12/15/03, 4/1/04

fire department license plates; 12 CSR 10-23.375; 10/15/04

issuance of title to surviving spouse, unmarried minor; 12 CSR 10-23.335; 10/15/04

posting real estate bonds as security for an accident; 12 CSR 10-25.040; 9/1/04

salvage business licenses, biennial; 12 CSR 10-23.465; 10/15/04

#### MOTOR VEHICLE INSPECTION

bumpers; 11 CSR 50-2.311; 10/1/04 school bus inspection; 11 CSR 50-2.320; 10/1/04

#### NURSING HOME PROGRAM

reimbursement plan

HIV nursing facilities; 13 CSR 70-10.080; 8/2/04, 9/15/04 nursing facilities; 13 CSR 70-10.015; 8/2/04, 9/15/04

#### NURSING, STATE BOARD OF

licensure; 4 CSR 200-4.020; 4/15/04, 8/2/04

OCCUPATIONAL THERAPY, MISSOURI BOARD OF supervision; 4 CSR 205-4.010; 8/2/04

#### **OPTOMETRY, STATE BOARD OF**

pharmaceutical agents; 4 CSR 210-2.080; 4/15/04, 8/2/04 examination to use; 4 CSR 210-2.081; 4/15/04, 8/2/04

**PAYROLL DEDUCTIONS, STATE OF MISSOURI, VENDOR** dues, labor organizations; 1 CSR 10-4.010; 9/15/03

### PEACE OFFICER STANDARDS AND TRAINING (POST) PROGRAM

classification; 11 CSR 75-13.010; 9/1/04 continuing education; 11 CSR 75-15.010; 9/1/04 organization; 11 CSR 75-1.010; 9/1/04

#### PEDIATRIC NURSING FACILITIES

standards; 19 CSR 30-89.010; 10/15/04

#### PERSONNEL ADVISORY BOARD

appeals; 1 CSR 20-4.010; 4/15/04, 8/16/04 separation, suspension, demotion; 1 CSR 20-3.070; 10/15/04 ShareLeave; 1 CSR 20-5.025; 10/15/04

#### PHARMACY, STATE BOARD OF

education, continuing; 4 CSR 220-2.100; 5/3/04, 8/16/04 fees; 4 CSR 220-4.010; 6/15/04 miscellaneous; 4 CSR 220-4.020; 6/15/04 return and reuse of drugs and devices; 4 CSR 220-3.040; 6/15/04

#### PHYSICIANS AND SURGEONS

education, continuing medical; 4 CSR 150-2.125; 5/17/04, 9/1/04 inactive license, reinstatement; 4 CSR 150-2.153; 5/17/04

#### PLANT INDUSTRIES

treated timber

inspection, sampling, analysis; 2 CSR 70-40.025; 10/1/04 standards; 2 CSR 70-40.015; 10/1/04

#### PODIATRIC MEDICINE, STATE BOARD OF

advertising; 4 CSR 230-2.021; 10/1/04 application; 4 CSR 230-2.010; 10/1/04 board member compensation; 4 CSR 230-1.020; 10/1/04 complaint handling; 4 CSR 230-2.041; 10/1/04 definitions; 4 CSR 230-1.030; 10/1/04 fees; 4 CSR 230-2.070; 10/1/04 license renewal, biennial; 4 CSR 230-2.030; 10/1/04 organization; 4 CSR 230-1.010; 10/1/04 professional conduct rules; 4 CSR 230-2.020; 10/1/04 reciprocity; 4 CSR 230-2.050; 10/1/04 temporary license, internship/residency; 4 CSR 230-2.065; 10/1/04 titles; 4 CSR 230-2.022; 10/1/04

#### PROPERTY TAX RATES

calculation and revision by

political subdivisions other than school districts
calculating a separate property tax rate for each sub-class;
15 CSR 40-3.150; 11/1/04
calculating a single property tax rate applied to all property; 15 CSR 40-3.160; 11/1/04
school districts; 15 CSR 40-3.120; 11/1/04
calculating a separate rate for each sub-class of property; 15 CSR 40-3.130; 11/1/04
calculating a single property tax rate applied to all property; 15 CSR 40-3.130; 11/1/04

#### PSYCHOLOGISTS, STATE COMMITTEE OF

fees; 4 CSR 235-1.020; 4/15/04, 8/2/04 license, renewal; 4 CSR 235-1.050; 4/15/04, 8/2/04

#### PUBLIC SERVICE COMMISSION

211 services, termination; 4 CSR 240-32.200; 3/15/04, 4/15/04, 8/16/04

billing practices, telecommunications residential customers definitions; 4 CSR 240-33.020; 3/1/04, 8/16/04 discontinuance of service; 4 CSR 240-33.070; 3/1/04, 8/16/04 disputes; 4 CSR 240-33.080; 3/1/04, 8/16/04 inquires, customers; 4 CSR 240-33.060; 3/1/04, 8/16/04 minimum charges rule; 4 CSR 240-33.030; 3/1/04, 8/16/04 provisions, general; 4 CSR 240-33.010; 3/1/04, 8/16/04 standards for customers; 4 CSR 240-33.040; 3/1/04, 8/16/04 cold weather rule; 4 CSR 240-13.055; 5/17/04, 9/15/04

complaint procedures; 4 CSR 240-33.110; 3/15/04, 8/16/04

customer proprietary network information; 4 CSR 240-33.160; 5/3/04, 10/15/04

definitions; 4 CSR 240-13.015; 5/3/04, 9/1/04

dispute resolution, telecommunications

agreements; 4 CSR 240-36.050; 2/2/04, 7/15/04 amendments to; 4 CSR 240-36.080; 2/2/04, 7/15/04 arbitration; 4 CSR 240-36.040; 2/2/04, 7/15/04

agreements; 4 CSR 240-36.050; 2/2/04, 7/15/04 definitions; 4 CSR 240-36.010; 2/2/04, 7/15/04 filing procedures; 4 CSR 240-36.020; 2/2/04, 7/15/04 mediation; 4 CSR 240-36.030; 2/2/04, 7/15/04

agreements; 4 CSR 240-36.060; 2/2/04, 7/15/04 notice of agreement; 4 CSR 240-36.070; 2/2/04, 7/15/04

fees, inspection method write 4 CCD 240 122 075 0/2/04

modular unit; 4 CSR 240-123.075; 8/2/04 new manufactured homes; 4 CSR 240-120.135; 8/2/04 pre-owned manufactured home; 4 CSR 240-121.185; 8/2/04 re-inspection; 4 CSR 240-120.085, 4 CSR 240-123.095; 8/2/04

name changes, utility company; 4 CSR 240-3.020; 5/3/04, 10/1/04

telecommunication companies

bankruptcy procedures; 4 CSR 240-3.565; 5/3/04, 10/1/04 ceasing operations, procedure; 4 CSR 240-3.560; 5/3/04, 10/1/04

customer inquires; 4 CSR 240-3.555; 3/1/04, 8/16/04 filing requirements, applications

authority to acquire stock; 4 CSR 240-3.535; 5/3/04, 10/1/04

authority to issue stock; 4 CSR 240-3.530; 5/3/04, 10/1/04

authority to merge; 4 CSR 240-3.525; 5/3/04, 10/1/04 authority to sell assets; 4 CSR 240-3.520; 5/3/04, 10/1/04

certificates of service authority, 4 CSR 240-3.510; 5/3/04, 10/1/04

rate schedules; 4 CSR 240-3.545; 3/1/04, 8/16/04

verification of change of service provider; 4 CSR 240-33.150; 3/1/04, 8/16/04

#### **RESIDENTIAL CARE FACILITIES I and II**

fire safety standards; 19 CSR 30-86.022; 9/15/04

#### **RETIREMENT SYSTEMS, COUNTY EMPLOYEES**

distribution of accounts; 16 CSR 50-10.050; 10/1/04 vesting, service; 16 CSR 50-10.070; 8/16/04

#### SECURITIES, DIVISION OF

accredited investor exemption; 15 CSR 30-54.215; 10/1/04 agricultural cooperatives; 15 CSR 30-54.195; 7/1/04, 10/15/04 denial, revocation, suspension of registration; 15 CSR 30-51.170; 5/17/04, 9/1/04 dishonest and unethical business practices; 15 CSR 30-51.172; 5/17/04, 9/1/04 exclusion from definition of broker-dealer; 15 CSR 30-51.180; 7/1/04, 10/15/04 fees; 15 CSR 30-50.030; 10/1/03, 1/15/04 financial statements; 15 CSR 30-51.040, 15 CSR 30-52.025; 10/1/03, 1/15/04 forms; 15 CSR 30-50.040; 10/1/03, 1/15/04, 7/1/04, 10/15/04 hearings under Securities Act who may request; 15 CSR 30-55.010; 10/1/03, 1/15/04, 7/1/04, 10/15/04 investment advisors supervision guidelines; 15 CSR 30-51.173; 5/17/04, 9/1/04 registration, effective; 15 CSR 30-51.160; 9/15/04

#### SEWAGE DISPOSAL SYSTEMS

persons qualified to perform tests; 19 CSR 20-3.080; 10/15/04

#### SOCIAL WORKERS, STATE COMMITTEE FOR

baccalaureate social worker provisional licensed; 4 CSR 263-2.062; 4/15/04, 8/2/04 reciprocity; 4 CSR 463-2.047; 4/15/04, 8/2/04 client relationship; 4 CSR 263-3.040; 4/15/04, 8/2/04 clinical social worker provisional licensed; 4 CSR 263-2.045; 4/15/04, 8/2/04 reciprocity; 4 CSR 463-2.060; 4/15/04, 8/2/04 competence; 4 CSR 263-3.140; 4/15/04, 8/2/04 confidentiality; 4 CSR 263-3.100; 8/2/04 continuing education; ; 4 CSR 263-2.082; 8/2/04 experience, registration; 4 CSR 263-2.032; 4/15/04, 8/2/04 fees; 4 CSR 263-1.035; 4/15/04, 8/2/04 inactive status; 4 CSR 263-2.090; 4/15/04, 8/2/04 moral standards; 4 CSR 263-3.020; 4/15/04, 8/2/04 organization; 4 CSR 263-3.010; 8/2/04 public statements, fees; 4 CSR 263-3.080; 8/2/04 relationships with colleagues; 4 CSR 263-3.060; 8/2/04 research on human subjects; 4 CSR 263-3.120; 8/2/04

restoration of license; 4 CSR 463-2.085; 4/15/04, 8/2/04

#### SPEECH-LANGUAGE PATHOLOGISTS

continuing education, acceptable; 4 CSR 150-4.053; 5/17/04, 9/1/04

internationally trained applicants; 4 CSR 150-4.040; 5/17/04, 9/1/04

registration process; 4 CSR 150-4.205; 5/17/04, 9/1/04

#### STATE PARKS, DIVISION OF

park management; 10 CSR 90-2.020; 11/1/04

#### TATTOOING, BODY PIERCING AND BRANDING

temporary practitioner license; 4 CSR 267-4.020; 10/15/04

#### TAX, INCOME

federal income tax refund offset fee; 13 CSR 40-110.020; 10/15/04

#### TAX, STATE USE

dual operators; 12 CSR 10-4.340; 5/17/04, 9/1/04 imposition of tax; 12 CSR 10-103.210; 10/15/04

#### UNEMPLOYMENT INSURANCE

registration, claims; 8 CSR 10-3.010; 5/17/04, 9/1/04 workers unemployed, mass layoff; 8 CSR 10-3.020; 5/17/04, 9/1/04

#### VETERINARY MEDICAL BOARD, MISSOURI

continuing education, minimum standards veterinarians; 4 CSR 270-4.042; 8/2/04 veterinary technicians; 4 CSR 270-4.050; 8/2/04

#### **VOTING PROCEDURES**

motor voter application form; 12 CSR 10-24.440; 7/15/04, 11/1/04

#### WEIGHTS AND MEASURES

anhydrous ammonia; 2 CSR 90-11.010; 12/15/03, 4/15/04 inspection of premises; 2 CSR 90-30.050; 12/15/03, 4/15/04

#### WRESTLING, OFFICE OF ATHLETICS

permits; 4 CSR 40-2.021; 7/15/04 professional rules; 4 CSR 40-5.030; 7/15/04

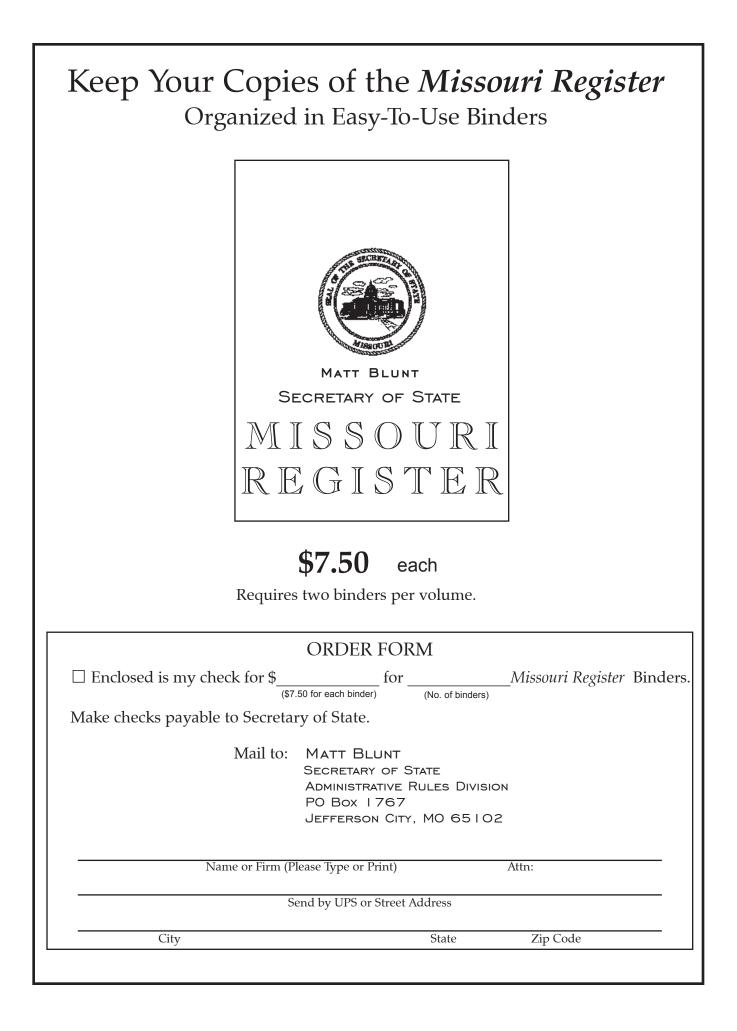
# RULEMAKING 1-2-3 MISSOURI STYLE



# MATT BLUNT SECRETARY OF STATE

The Administrative Rules Division has copies of the Rulemaking Manual available for state agencies to assist in preparing all types of rulemakings.

For information about rule drafting classes call (573) 751-4015.



# E-mail Notification Service

The Secretary of State's Office is now offering an e-mail notification service to assist you with tracking rulemakings on topics you select. To sign up for this free service, log on to <u>http://www.sos.mo.gov/adrules/</u> to activate your account.

# **Office of the Secretary of State**

# MATT BLUNT

11/01/04

MATT BLUNT

SECRETARY OF STATE PO Box 1767 JEFFERSON CITY, MO 65102 Periodical Postage Paid at Jefferson City, MO