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SALUS POPULI SUPREMA LEX ESTO

"The welfare of the people shall be the supreme law."



JOHN R. ASHCROFT
SECRETARY OF STATE

MISSOURI
REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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The *Missouri Register* and the *Code of State Regulations*, as required by the Missouri Documents Law (section 181.100, RSMo 2016), are available in the listed participating libraries, as selected by the Missouri State Library:

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HOW TO CITE RULES AND RSMo

RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation, i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo 2016.

EXECUTIVE ORDER
17-14

WHEREAS, on April 28, 2017, Executive Order 17-12 invoked the provisions of Sections 44.100 and 44.110, RSMo, and declared that a State of Emergency exists in the State of Missouri due to ongoing and forecast severe storm systems; and

WHEREAS, I have been advised by the State Emergency Management Agency that the severe weather has caused damages associated with high winds, hail, heavy rains, flooding, and flash flooding impacting communities throughout the State of Missouri; and

WHEREAS, the severe weather created a condition of distress and hazards to the safety and welfare of the citizens of the State of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

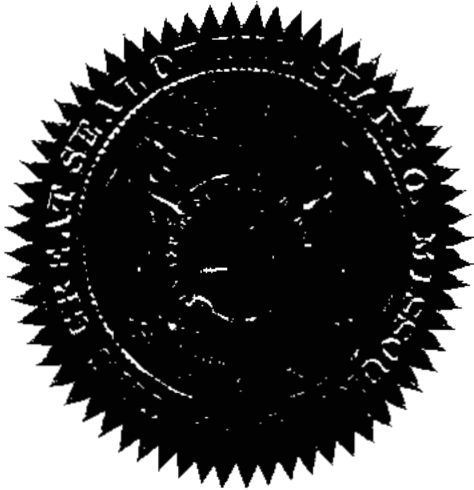
WHEREAS, the Missouri Department of Natural Resources is charged by law with protecting and enhancing the quality of Missouri's environment and with enforcing environmental rules and regulations; and

WHEREAS, in order to respond to the emergency and expedite the cleanup and recovery process, it is necessary to adjust certain environmental rules and regulations on a temporary and short-term basis.

NOW THEREFORE, I, ERIC R. GREITENS, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by Chapter 44, RSMo, do hereby issue the following order:

The Director of the Missouri Department of Natural Resources is vested with full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under her purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period.

This Order shall terminate on June 4, 2017, unless extended in whole or in part.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 4th day of May, 2017.

Eric R. Greitens
Governor

ATTEST:

John R. Ashcroft
Secretary of State

EXECUTIVE ORDER
17-15

WHEREAS, on April 28, 2017, by Executive Order 17-12, I declared a State of Emergency, due to the severe weather that has caused damages associated with high winds, hail, heavy rains, flooding, and flash flooding in several areas throughout the State of Missouri; and

WHEREAS, the severe weather that began on April 28, 2017, has created a condition of distress and hazards to the safety and welfare of Missourians; and

WHEREAS, many Missourians living in the areas affected by the severe weather that began on April 28, 2017, have suffered great hardship and have been impaired in their ability to conduct normal activities; and

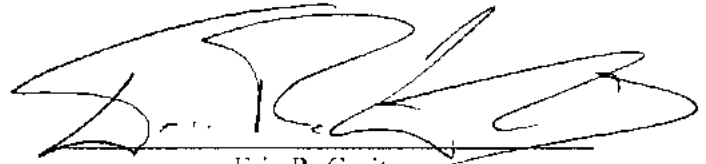
WHEREAS, in order to respond to the emergency, it is necessary to adjust certain rules and regulations on a temporary and short-term basis.

NOW THEREFORE, I, ERIC R. GRETTENS, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by Chapter 44, RSMo, do hereby issue the following order:

The Director of the Missouri Department of Health and Senior Services is vested with full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period.

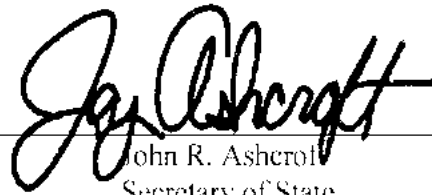
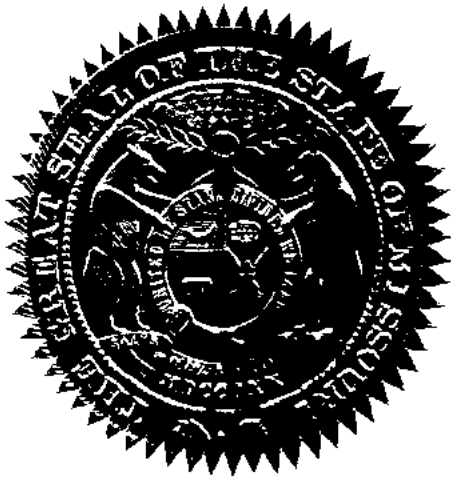
This Order shall terminate on June 8, 2017, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 8th day of May, 2017.



Eric R. Greitens
Governor

ATTEST:



John R. Ashcroft
Secretary of State

EXECUTIVE ORDER
17-16

WHEREAS, on April 28, 2017, by Executive Order 17-12, I declared a State of Emergency due to the severe weather that has caused damages associated with high winds, hail, heavy rains, flooding, and flash flooding in several areas throughout the State of Missouri; and

WHEREAS, the severe weather beginning on April 28, 2017 has created a condition of distress and hazards to the safety and welfare of Missourians; and

WHEREAS, many Missourians living in the areas affected by the severe weather beginning on April 28, 2017 have suffered great hardship and have been impaired in their ability to conduct normal activities; and

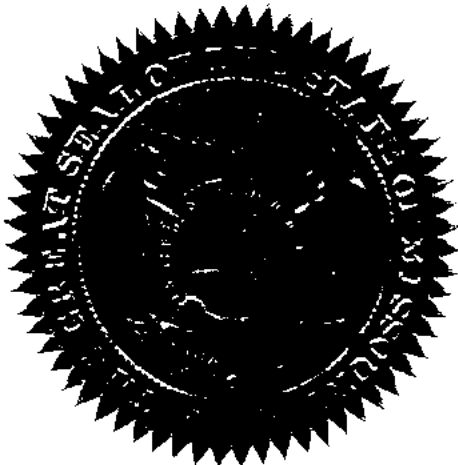
WHEREAS, in order to respond to the emergency, it is necessary to adjust certain rules and regulations on a temporary and short-term basis.

NOW THEREFORE, I, ERIC R. GREITENS, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by Chapter 44, RSMo, do hereby issue the following order:

The Director of the Department of Revenue is vested with full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period.

This Order shall terminate on June 11, 2017, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 11th day of May, 2017.



Eric R. Greitens
Governor

ATTEST:

John R. Ashcroft
Secretary of State

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbolology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

maintain adequate accounting records for that purpose. *[These records may be maintained on the bases of accounting deemed appropriate by the district but the records shall provide adequate information to allow the district to report in accordance with generally accepted accounting principles.]*

(2) The district shall engage an independent auditor to conduct the audit. The state auditor does not recommend, select, or approve the district's auditor or the auditor's fee, except as provided in 15 CSR 40-4.010/(4)/(3). The district is responsible for fulfilling all contractual obligations with the auditor, including payment of all earned fees.

[(3) The district shall require from the independent auditor an engagement letter which sets out all essential particulars. A copy of the engagement letter shall be submitted to the state auditor for his/her review.]

[(4)/(3) The district shall file a copy of the completed audit report with the state auditor within six (6) months after the close of the audit period. If any audit report fails to comply with promulgated rules, the state auditor shall notify the district and specify the defects. If the specified defects are not corrected within ninety (90) days from the date of the state auditor's notice to the district, or if a copy of the required audit report has not been received by the state auditor within the specified time, the state auditor shall make, or cause to be made, the required audit at the expense of the district.

AUTHORITY: section 321.690, RSMo [2000] 2016. Original rule filed May 12, 1978, effective Sept. 11, 1978. For intervening history, please consult the Code of State Regulations. Amended: Filed May 15, 2017.

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Auditor's Office, Attention: Paul Harper, PO Box 869, Jefferson City, MO 65101 or email to rules@auditor.mo.gov. To be considered, comments must be received by July 21, 2017. A public hearing is scheduled for 9:00 a.m. on July 19, 2017, at the Harry S Truman State Office, Room 500, 301 West High Street, Jefferson City, Missouri.

SPECIAL NEEDS: If you have any special needs addressed by the Americans with Disabilities Act, please notify us at (573) 751-4213 at least five (5) working days prior to the hearing.

Proposed Amendment Text Reminder:
Boldface text indicates new matter.
[Bracketed text indicates matter being deleted.]

Title 15—ELECTED OFFICIALS
Division 40—State Auditor
Chapter 4—Audits of Fire Protection Districts in
St. Louis and Greene Counties

PROPOSED AMENDMENT

15 CSR 40-4.010 Requirements for Districts. The auditor is amending sections (1) and (2), deleting section (3), and renumbering as necessary.

PURPOSE: The state auditor has authority to establish standards and reporting requirements for audits performed on fire protection districts in St. Louis and Greene Counties. This amendment revises the requirements to be met directly by the districts.

(1) The district is responsible for preparing and providing financial information to be included in the audit report. The district shall

Title 15—ELECTED OFFICIALS
Division 40—State Auditor
Chapter 4—Audits of Fire Protection Districts in
St. Louis and Greene Counties

PROPOSED AMENDMENT

15 CSR 40-4.020 Standards for Auditing and Financial Reporting. The auditor is adding new sections (2) and (5) and amending sections (3) and (4), and renumbering as necessary.

PURPOSE: The state auditor has authority to establish standards and reporting requirements for audits performed on fire protection districts in St. Louis and Greene Counties. This rule revises the standards for the auditing and financial reporting of the districts.

(2) The audit shall conform to generally accepted auditing standards (GAAS) promulgated by the Auditing Standards Board of the American Institute of Certified Public Accountants.

[(2)](3) The audit *[shall]* may conform to the standards (hereafter referred to as “generally accepted government auditing standards”) established by the Comptroller General of the United States and applicable to financial audits of government entities, programs, activities, and functions.

[(3)](4) The contents of the financial **statement audit** report *[shall]* may be presented in conformity with generally accepted accounting principles. **If the financial statement audit report is not presented in conformity with generally accepted accounting principles, then the independent auditor shall make appropriate audit report modifications and disclosures.**

(5) Nothing in the rules promulgated for audits of fire protection districts shall be construed as restricting, limiting, or relieving the independent auditor of his or her professional judgment or responsibility.

AUTHORITY: section 321.690, RSMo [2000] 2016. Original rule filed May 12, 1978, effective Sept. 11, 1978. For intervening history, please consult the *Code of State Regulations*. Amended: Filed May 15, 2017.

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Auditor’s Office, Attention: Paul Harper, PO Box 869, Jefferson City, MO 65101 or email to rules@auditor.mo.gov. To be considered, comments must be received by July 21, 2017. A public hearing is scheduled for 9:00 a.m. on July 19, 2017, at the Harry S Truman State Office, Room 500, 301 West High Street, Jefferson City, Missouri.

SPECIAL NEEDS: If you have any special needs addressed by the Americans with Disabilities Act, please notify us at (573) 751-4213 at least five (5) working days prior to the hearing.

**Title 15—ELECTED OFFICIALS
Division 40—State Auditor
Chapter 4—Audits of Fire Protection Districts in
St. Louis and Greene Counties**

PROPOSED RESCISSION

15 CSR 40-4.030 Contents of Audit Reports. The state auditor has authority to establish standards and reporting requirements for audits performed on fire protection districts in St. Louis and Greene Counties. This rule described required and suggested information to be included in the audit reports.

PURPOSE: This rule is being rescinded because the standards for the auditing and financial reporting for these districts are being

amended in 15 CSR 40-4.010 and 15 CSR 40-4.020.

AUTHORITY: section 321.690, RSMo 2000. Original rule filed May 12, 1978, effective Sept. 11, 1978. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed May 15, 2017.

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri State Auditor’s Office, Attention: Paul Harper, PO Box 869, Jefferson City, MO 65101 or email to rules@auditor.mo.gov. To be considered, comments must be received by July 21, 2017. A public hearing is scheduled for 9:00 a.m. on July 19, 2017, at the Harry S Truman State Office, Room 500, 301 West High Street, Jefferson City, Missouri.

SPECIAL NEEDS: If you have any special needs addressed by the Americans with Disabilities Act, please notify us at (573) 751-4213 at least five (5) working days prior to the hearing.

**Title 15—ELECTED OFFICIALS
Division 40—State Auditor
Chapter 4—Audits of Fire Protection Districts in
St. Louis and Greene Counties**

PROPOSED RESCISSION

15 CSR 40-4.040 Scope of Audit. The state auditor has authority to establish standards and reporting requirements for audits performed on fire protection districts in St. Louis and Greene Counties. This rule set forth the scope of the audit.

PURPOSE: This rule is being rescinded because the standards for the auditing and financial reporting for these districts are being amended in 15 CSR 40-4.010 and 15 CSR 40-4.020.

AUTHORITY: section 321.690, RSMo 2000. Original rule filed May 12, 1978, effective Sept. 11, 1978. For intervening history, please consult the *Code of State Regulations*. Rescinded: Filed May 15, 2017.

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri State Auditor’s Office, Attention: Paul Harper, PO Box 869, Jefferson City, MO 65101 or email to rules@auditor.mo.gov. To be considered, comments must be received by July 21, 2017. A public hearing is scheduled for 9:00 a.m. on July 19, 2017, at the Harry S Truman State Office, Room 500, 301 West High Street, Jefferson City, Missouri.

SPECIAL NEEDS: If you have any special needs addressed by the Americans with Disabilities Act, please notify us at (573) 751-4213 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 or 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*.

The 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 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 4—Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.015 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 17-18). Those sections with changes are reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule, with modifica-

tions. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: Application of the proposed rule would be limited to contested cases, but OPC suggests adding the words "pending case" throughout the section to also include non-contested cases, which can be cases involving large sums of money of great public interest. Staff also expressed the opinion that the definition of an *ex parte* communication should be expanded to include all pending cases, rather than limited to contested cases, as it is sometimes hard to distinguish between contested and non-contested cases. MCTA is also concerned that the proposed rule limits *ex parte* and extra record communications to contested cases.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that distinguishing between contested and non-contested cases is difficult and that the *ex parte* and extra-record communication requirements should apply to all pending cases, with limited exceptions. However, rather than adding the words "pending case" throughout the rules, it would be more clear and efficient to remove the definition of "contested case" and replace it with a new definition of "case" to reach the same result throughout the revised rules.

COMMENT #2: MCTA stated that the disclosure of communications regarding general regulatory policy under the existing rule should be continued and not excluded from the definitions of *ex parte* and extra record communications. OPC proposes to include a new section with a definition of "general regulatory policy" to prevent ambiguity, since the phrase is stated throughout the revised rules.

RESPONSE: The commission has determined that adding a definition of general regulatory policy would not be helpful, as any definition would be too broad and the new definitions of "*ex parte* communication" and "extra-record communication" should remove any confusion as to application of the rules. No changes have been made to the rule as a result of this comment.

COMMENT #3: Ameren Missouri comments that the words "or more" should be included in sections (5) and (6) to make clear that communications that occur any time after thirty (30) days has passed, once the commission has fully disposed of a case, are not *ex parte* communications and not just communications that take place on the 30th day.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that for clarity the words "or more" should be added as suggested.

COMMENT #4: Ameren Missouri comments that the proposed language in section (6) regarding the commission's "non-party employees" is confusing for persons unfamiliar with commission operations and could result in disputes in the future, considering that other rules define the commission staff to include all employees working for the commission other than commissioners. Ameren Missouri suggests replacing the phrase "the commission's non-party employees" with "commission employees within the commission's executive or administration divisions" to make more clear which employees are excluded from the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that this language could be confusing, but rather than adopting Ameren Missouri's proposed alternative, the commission will use the phrase "commission employees who are not commission staff" and include in this rule a new section with a definition of "commission staff."

COMMENT #5: In the proposed rule 4 CSR 240-4.017(4), OPC and Ameren Missouri state that the language refers to section 386.210.4, RSMo, but does not quote it entirely, and suggest that additional language from the statute should be added to make it clear that discussion

of the merits of specific facts and evidence are not permitted communications.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with these comments and will revise the definition of “substantive issue” in section (14) with the words “Merits of specific facts, evidence, claims, or positions...” to correct this error.

4 CSR 240-4.015 General Definitions

(1) Case—Any matter filed before the commission for its determination except working dockets, rulemaking dockets, and investigatory dockets.

(4) Commission staff—Commission employees who report to the Staff Director.

(5) Discussed case—A case or noticed case that includes, or will likely include, substantive issues that are the subject of an *ex parte* or extra-record communication regulated under this rule.

(6) *Ex parte* communication—Any communication outside of the case process between a member of the office of the commission and any party, or the agent or representative of a party, regarding any substantive issue in, or likely to be in, a case or noticed case. *Ex parte* communications shall not include a communication regarding general regulatory policy allowed under section 386.210.4, RSMo, communications listed in 4 CSR 240-4.040, communications made thirty (30) days or more after the commission issues a final determination in a case, or communications that are *de minimis* or immaterial.

(7) Extra-record communication—Any communication outside of the case process between a member of the office of the commission and any person not a party to a case or noticed case regarding any substantive issue in, or likely to be in, that case or noticed case. Extra-record communications shall not include communications regarding general regulatory policy allowed under section 386.210.4, RSMo, communications with members of the general assembly or other government official allowed under section 386.210.5, RSMo, communications listed in 4 CSR 240-4.040, communications made thirty (30) days or more after the commission issues a final determination in a case, communications between the office of the commission and commission employees who are not commission staff, or communications that are *de minimis* or immaterial.

(8) Final determination—A decision of the commission that resolves a case, including all applications for rehearing and reconsideration.

(9) Noticed case—Any case for which a notice of a case has been filed in compliance with 4 CSR 240-4.017.

(10) Office of the commission—Commissioners, a commissioner, a member of the commission’s advisory staff, or the commission’s regulatory law judges.

(11) Party—Any applicant, complainant, petitioner, respondent, intervenor, or person with an application to intervene pending in a case or noticed case before the commission. Commission staff and the public counsel are also parties unless they file a notice of their intention not to participate in the relevant proceeding within the period of time established for interventions by commission rule or order.

(12) Person—Any individual, partnership, company, corporation, cooperative, association, political subdivision, or any other entity or body.

(13) Public counsel—Shall have the same meaning as in section 386.700, RSMo.

(14) Substantive issue—Merits of specific facts, evidence, claims, or positions specific to a case or noticed case that have been or are likely to be presented or taken in that case. The term substantive issue does not include procedural issues, unless those procedural issues are contested or likely to materially impact the outcome of a case.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 4—Standards of Conduct

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.017 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 18). Those sections with changes are reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission’s staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule, with modifications. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: OPC comments that in section (1) the word “any” should be removed and substituted with the word “all” in order to encompass the entirety of communications and not just a select few. **RESPONSE AND EXPLANATION OF CHANGE:** The commission agrees and will make the requested change.

COMMENT #2: Staff cautioned that the proposed sixty- (60-) day notice provision of section (1) does not appear in the statute and so may not be authorized by law. Ameren Missouri is concerned about this requirement and states that the proposed rule, as written, effectively transforms all tariff filings into ninety- (90-) day tariffs, rather than in thirty (30) days as contemplated by section 393.140(11), RSMo. MEDA and Laclede recommend that section (1) be deleted because it is unfair and unlawful and instead require a filing party to submit a declaration stating that it has not discussed the matter with any commissioner during a reasonable period (thirty (30) or sixty (60) days) prior to the filing.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds that section (1) does not unlawfully limit access to the commission because of the ability of a party to request waivers, which are routinely granted. The commission has made this provision apply to all cases, not just contested cases, as it has done throughout the six (6) proposed rules at the request of several commenters to avoid confusion regarding to what cases the provision applies. Finally, while nothing in the statute specifically authorizes a sixty- (60-) day notice, such a notice does not conflict with any principle or provision of the statute

and strikes an appropriate balance between transparency and the free exchange of information regarding general regulatory policy.

COMMENT #3: OPC states that the commission should replace the word “may” in subsection (1)(A) with the mandatory language “shall.”

RESPONSE: The commission disagrees with the comment and finds that the word “may” is appropriate to maintain commission discretion in responding to non-compliant filings. No changes have been made to the rule as a result of this comment.

COMMENT #4: OPC comments that the proposed rule cannot limit complaints filed under section 386.390, so the words “section 386.390 RSMo or” in subsection (1)(C) should be added before citing the rule 4 CSR 240-2.070.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will make the suggested change.

COMMENT #5: OPC states that the filing requirement in subsection (1)(C) is an unnecessary burden on OPC when it brings an action to protect the public. The information the commission seeks to require is more appropriate in the complaint filing requirements of rule 4 CSR 240-2.070(4).

RESPONSE: The commission disagrees that the filing requirement is an unnecessary burden on OPC and determines that all parties should be treated equally with regard to the filing requirements. If any party wishes to argue harm will result from complying with the notice requirement in any particular case, that party may do so in a waiver request, as provided for in the rule. No changes have been made to the rule as a result of this comment.

COMMENT #6: Ameren Missouri proposes the following alternative language in subsection (1)(D) about what a party should file to demonstrate good cause for a waiver of the sixty- (60-) day notice: Good cause for waiver may include... “that circumstances prevented filing the required notice and delaying the filing for sixty (60) days would cause harm, or stating facts demonstrating that making a tariff effect on less than sixty-day’s notice would not result in any harm, notwithstanding that a sixty-day notice has not been given.” OPC states that the entire sentence about filing a declaration to show good cause should be deleted because the declaration cannot be independently verified and would not protect against *ex parte* communications about issues raised by intervening parties.

RESPONSE: The commission disagrees with the comments that the language regarding good cause should be amended. It is not necessary to specify all circumstances that would qualify as good cause. The commission also disagrees that the good cause language should be deleted. The opportunity to request a waiver is important to protect against potential harms of waiting sixty (60) days to file a case, and it is necessary to argue good cause in order to receive a waiver. No changes have been made to the rule as a result of this comment.

COMMENT #7: OPC comments that in section (3) additional documentation of each tour should be made in all open case files. OPC suggests adding the following sentence to the subsection: “After each tour a summary shall be disclosed in each open case file for the sponsoring utility. The summary shall be in accordance with the requirements of 4 CSR 240-4.020(2).”

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the section should be amended, but the suggested language would require filings in cases that are not related to the subject matter disclosed. The commission will instead change the language of the rule to provide that if a commissioner chooses to participate in a tour, the tour shall be posted to that commissioner’s calendar at least forty-eight (48) hours in advance.

COMMENT #8: OPC and Ameren Missouri state that section (4) of the rule refers to section 386.210.4, RSMo, but does not quote it

entirely. OPC and Ameren Missouri suggest that additional language from the statute should be added to make it clear that discussion of the merits of specific facts and evidence are not permitted communications.

RESPONSE: These comments were accommodated by revising the definition of “substantive issue” in proposed rule 4 CSR 240-4.015(14). No changes have been made to this rule as a result of this comment.

COMMENT #9: OPC proposes to add a new section substantially reflecting the wording in the current rule 4 CSR 240-4.020(9) to ensure that commissioners keep calendars available to the public displaying the notices and other disclosures required by other sections of the rules.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the section should be amended, but the suggested language is inconsistent with this proposed rule and proposed rule 4 CSR 240-4.015. The commission will instead change the language of the rule to provide that each commissioner shall maintain a public calendar on the commission’s website to which the commissioners’ regulatory activities may be posted.

COMMENT #10: OPC proposes to add a new section substantially reflecting the wording in the current rule 4 CSR 240-4.020(11) to prevent future parties from attempting to unduly influence the commission and provide a method to publicly disclose the communication once a case is filed.

RESPONSE: The commission disagrees with the suggested language because it is unnecessary and inconsistent with the definitions in this proposed rule and proposed rule 4 CSR 240-4.015. However, the change made in response to comment #11 below addresses the portion of the comment that expresses concerns about influencing future cases.

COMMENT #11: OPC proposes to add a new section substantially reflecting the wording in the current rule 4 CSR 240-4.020(12) as a policy statement that it is improper for interested persons and parties to attempt to sway the judgment of the commission outside of the hearing process.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that such a section should be added, but will change the suggested language to better reflect the definitions applicable to this rule and to include a prohibition on eliciting representations from the commission regarding future rulings or positions in future deliberations.

4 CSR 240-4.017 General Provisions

(1) Any person that intends to file a case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission and shall include a summary of all communication regarding substantive issues likely to be in the case between the filing party and the office of the commission that occurred in the ninety (90) days prior to filing the notice. The filing of such notice shall initiate a new noticed case and be assigned an appropriate case designation and number. If the expected case filing is subsequently made, it shall be filed in the noticed case. If the expected case filing is not made within one hundred eighty (180) days, the noticed case shall close.

(A) The commission may reject any filing not in compliance with this section.

(B) This section shall not apply to small formal complaints under commission rule 4 CSR 240-2.070 or small utility rate cases under commission rule 4 CSR 240-3.050.

(C) This section shall not apply to formal complaints under section 386.390, RSMo, or commission rule 4 CSR 240-2.070. However, formal complaints shall include, contemporaneous with the filing initiating the complaint, a summary of any communication regarding

substantive issues likely to be in the case between the filing party and the office of the commission that occurred in the sixty (60) days prior to filing the complaint.

(D) A party may request a waiver of this section for good cause. Good cause for waiver may include, among other things, a verified declaration from the filing party that it has had no communication with the office of the commission within the prior one hundred fifty (150) days regarding any substantive issue likely to be in the case or that circumstances prevented filing the required notice and delaying the filing for sixty (60) days would cause harm.

(3) A utility regulated by the commission that offers a tour of its facilities to the office of the commission shall also offer the Office of the Public Counsel an opportunity to participate in that tour. If a commissioner chooses to participate in a tour, the tour shall be posted to that commissioner's calendar at least forty-eight (48) hours in advance.

(4) Each commissioner shall maintain a public calendar on the commission's website to which the commissioners' regulatory activities may be posted.

(5) It is improper for any person interested in a case or noticed case to—

(A) Attempt to influence the judgment of the commission by bringing pressure to bear upon the office of the commission outside of the case process, or

(B) Seek to elicit representations from the office of the commission before a case or noticed case is filed regarding the commission's future rulings or any commissioner's positions in future deliberations.

(6) Pursuant to section 386.210.4, RSMo, nothing in this rule shall be construed as imposing any limitation on the free exchange of ideas, views, and information between any person and the commission or any commissioner, provided that such communications relate to matters of general regulatory policy and do not address substantive issues in or likely to be in a case or noticed case.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 4—Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-4.020 Ex Parte and Extra-Record Communications is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2017 (42 MoReg 18-19). No changes have been made in the proposed rescission, so it is not reprinted here. The proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rescission. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association, Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial

Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported rescinding the existing rule and replacing it with six (6) new rules. The Office of the Public Counsel and other organizations representing consumers all strongly opposed rescinding the existing rule.

COMMENT #1: MEDA, the Missouri Cable Telecommunications Association, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, and Ameren Missouri submitted written or oral comments that are generally supportive of the commission's proposal to rescind the existing rule 4 CSR 240-4.020 and replace it with six (6) new rules. These organizations state that the proposal 1) better encourages the free exchange of information; 2) more fairly imposes requirements on all litigants, not just the utilities; and 3) replaces rule language that is unduly complex and difficult to apply in practice. Staff testified at the hearing that it mostly supports rescinding the existing rule and replacing it with the proposed new rules which are, compared to the existing rule, more in accordance with section 386.210, RSMo.

RESPONSE: The commission agrees that rescinding the existing rule 4 CSR 240-4.020 and replacing it with six (6) new rules furthers the commission's goals to comply with section 386.210.4, RSMo; simplify compliance with the rule; and promote consistency and fairness.

COMMENT #2: Consumers Council of Missouri, MIEC, MECG, Empower Missouri, AARP, and OPC all strongly oppose rescinding the existing rule 4 CSR 240-4.020, stating that changing the circumstances under which disclosure and notice of non-public meetings between a commissioner and a utility representative are required will create an appearance of impropriety. OPC provides additional criticism of the rescission and replacement rules, stating that the commission already has sufficient mechanisms in place to obtain information from stakeholders and interested persons, and removing disclosure and notice requirements will impair the detection and enforcement of any violations.

RESPONSE: The commission disagrees with the comment that rescinding the existing rule and replacing it with six (6) new rules will, by itself, lead to either actual impropriety or an appearance of impropriety. Rescission and replacement will better facilitate free communication between any person and commissioners regarding general regulatory policy not related to a pending case; will more fairly and equally impose restrictions on communications between commissioners and participants in the regulatory process; and will properly exclude participants in proceedings other than pending cases, such as rulemakings, working proceedings, and investigations, from those notice and disclosure requirements. The commission has improved and strengthened the prior notice and disclosure requirements for persons filing cases before the commission.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 4—Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.020 is adopted.

A notice of proposed rulemaking containing the text of the proposed

rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 19). Those sections with changes are reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule, with modifications. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: OPC comments that in subsection (1)(A) the words "make a reasonable effort to" should be removed, as such improper communications should be terminated immediately.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will make the requested change.

COMMENT #2: In section (2), Ameren Missouri suggests that two (2) business days should be permitted to make the required filing, as there could be circumstances where personnel needed to provide the information for the filing are not available in sufficient time to prepare the filing just one (1) business day after the communication occurs.

RESPONSE: The commission disagrees with the comment because section 386.210.3, RSMo, requires such filings be made "no later than the next business day following the communication." No changes have been made to the rule as a result of this comment.

COMMENT #3: OPC states that subsection (2)(A) as written permits parties guilty of violating *ex parte* rules to self-select where the notice is filed. The notice should be filed in "all noticed and pending cases" and not just for each discussed case.

RESPONSE: The commission disagrees with the comment and finds that the appropriate location for filing is in each discussed case. No changes have been made to the rule as a result of this comment.

COMMENT #4: OPC comments that in section (3), rather than just saying that the filing must be made as soon as practicable, the time to make the filing should be specifically defined, such as by adding the phrase "but no later than three days later".

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will make the suggested change.

COMMENT #5: OPC proposes to add a new section substantially reflecting the wording in the current rule 4 CSR 240-4.020(15) to enable the commission to inquire of parties why sanctions should not be issued for a violation of the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the section should be added, but will change the language of the rule to remove reference to an "anticipated party," as that term is not used in the proposed rules.

4 CSR 240-4.020 Ex Parte Communications

(1) Neither any party nor any member of the office of the commission shall initiate, participate in, or undertake, directly or indirectly, an *ex parte* communication.

(A) If such a communication occurs, the party and the member of the office of the commission involved in the communication should immediately terminate the communication.

(3) If an *ex parte* communication occurs and the initiating party fails to file a notice in the manner set forth in section (2), any other party or member of the office of the commission involved in the communication, upon learning of the person's failure to file such notice, shall give notice of the *ex parte* communication in the manner set forth in section (2) as soon as practicable but no later than three (3) days later.

(4) The commission may issue an order to show cause why sanctions should not be ordered against any party engaging in an *ex parte* communication.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 4—Standards of Conduct

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.030 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 19–20). Those sections with changes are reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule, with modifications. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: In section (1), Ameren Missouri suggests that two (2) business days should be permitted to make the required filing, as there could be circumstances where personnel needed to provide the information for the filing are not available in sufficient time to prepare the filing just one (1) business day after the communication occurs.

RESPONSE: The commission disagrees with the comment because section 386.210.3, RSMo, requires such filings be made "no later than the next business day following the communication." No changes have been made to the rule as a result of this comment.

COMMENT #2: OPC comments that in section (2), rather than just saying that the filing must be made as soon as practicable, the time to make the filing should be specifically defined, such as by adding the phrase "but no later than three days later."

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will make the suggested change.

4 CSR 240-4.030 Extra-Record Communications

(2) If an extra-record communication occurs and the initiating party fails to file a notice in the manner set forth in section (1), any other party or member of the office of the commission involved in the communication, upon learning of the person's failure to file such notice, shall give notice of the extra-record communication in the manner set forth in section (1) as soon as practicable but no later than three (3) days later.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 4—Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.040 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 20). Those sections with changes are reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule, with modifications. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: OPC comments that in the title of the proposed rule, the words "Public Disclosure of" should be added to reflect OPC's position that the rule should be focused on public disclosure and not a prohibition on communication.

RESPONSE: The commission disagrees with the comment because the title does not imply that communications are prohibited and the rule will include no provisions related to disclosure. No changes have been made to the rule as a result of this comment.

COMMENT #2: In section (1), OPC proposes to replace "pursuant to" with "in accordance with" to more accurately reflect the law because nothing in section 386.210.3, RSMo prohibits restrictions on *ex parte* communications or enforcement of the current public notice and disclosure provisions.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will make the suggested change.

COMMENT #3: OPC proposes the following changes to the text of section (1): a) the phrase "on substantive or procedural matters that are the subject of a pending filing in a case in which no evidentiary hearing has been scheduled are permitted and need not be disclosed" should be added in the first sentence of section (1) after "communi-

cation" (and delete the preceding word "no") to make clear that communications made in accordance with 386.210.3, RSMo have been deemed adequately disclosed to the public and need no further process to disclose; b) the phrase "shall be prohibited by, or subject to, the disclosure and notice requirements of rule 4 CSR 240-4.020 or 4 CSR 240-4.030" should be deleted because it does not reflect an accurate reading of the law and would permit communication that should be publicly disclosed to remain secret thus eroding the public trust in the commission; c) the word "only" should be inserted to indicate that communications that do not require public disclosure under the rules are limited to the processes specifically identified in the statute indicating when communications are deemed to be sufficiently disclosed to the public; and d) the phrase "made before an evidentiary hearing has been scheduled in the case and are" should be deleted because OPC includes it in a different location in the sentence.

RESPONSE: The commission disagrees with the comment because the suggested changes are inconsistent with the language in this proposed rule and similar related proposed rules. No changes have been made to the rule as a result of this comment.

COMMENT #4: OPC proposed that a new subsection be added substantially similar to the existing commission rule 4 CSR 240-4.020(8) to ensure that communications between the commission and representatives of regulated utilities are disclosed to the public. OPC and MEDA propose that language be added to identify specific situations where communications between the commission and a representative of a regulated utility need not be disclosed. This is similar to the wording of some of the current rule provisions at 4 CSR 240-4.020(10). MEDA agrees that the specific "safe harbor" provisions in the current rule 4 CSR 240-4.020(10) should be included in the new rules. MIEC stated an opinion at the hearing that the existing safe harbor provisions are not contrary to section 386.210, RSMo.

RESPONSE: The commission disagrees with the comment because the commission finds the suggested changes to be inconsistent with the language in this proposed rule, similar related proposed rules, and section 386.210, RSMo. No changes have been made to the rule as a result of this comment.

4 CSR 240-4.040 Communications that are not Ex Parte or Extra-Record Communications

(1) In accordance with section 386.210.3, RSMo, no communication shall be prohibited by, or subject to, the disclosure and notice requirements of rule 4 CSR 240-4.020 or 4 CSR 240-4.030, if those communications are made before an evidentiary hearing has been scheduled in the case and are—

(A) Made at a public agenda meeting of the commission where such matter has been posted in advance as an item for discussion or decision; or

(B) Made at a forum where representatives of the public utility affected thereby, the Office of the Public Counsel, and any other party to the case are present.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 4—Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-4.050 Limitation on Appearance before Commission is adopted.

A notice of proposed rulemaking containing the text of the proposed

rule was published in the *Missouri Register* on January 3, 2017 (42 MoReg 20–21). No changes have been made in the text of the proposed rule, so it is not reprinted here. The proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended February 2, 2017, and on February 16, 2017, the commission held a public hearing on the proposed rule. Timely written comments were received from the Office of the Public Counsel (OPC), the Missouri Energy Development Association (MEDA), the Missouri Cable Telecommunications Association (MCTA), Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Missouri Industrial Energy Consumers (MIEC), Midwest Energy Consumers Group (MECG), and Consumers Council of Missouri. In addition to those entities, the commission's staff, Missouri American Water Company, Laclede Gas Company, Kansas City Power & Light Company, Empower Missouri, and AARP Missouri all offered comments at the hearing. The comments of regulated utilities and utility associations generally supported the proposed rule. The Office of the Public Counsel and other organizations representing consumers all strongly opposed adopting the proposed rule.

COMMENT #1: OPC comments that in the title of the proposed rule, the words “and Prohibited Acts” should be added to the title to reflect OPC’s recommended additions in the rule describing acts prohibited by the commissioners.

RESPONSE: The commission disagrees with the comment because it does not find that OPC’s recommended additions describing prohibited acts are appropriate. No changes have been made to the rule as a result of this comment.

COMMENT #2: OPC proposes that the word “contested” should be deleted and the words “or filing” should be added to make the limitation apply to all filings at the commission, not just contested cases.

RESPONSE: These comments were accommodated by revising the definition of “case” in proposed rule 4 CSR 240-4.015 and removing references to “contested case” throughout the proposed rules. No changes have been made to this rule as a result of this comment.

COMMENT #3: OPC proposes that four (4) new sections should be added. Section (2) should be added to incorporate the standards of conduct contained in sections 105.462, 105.464, and 105.455, RSMo, as modified to be specific to the commission. Section (3) should be added to provide additional standards and make clear when a commissioner must recuse himself or herself from a proceeding in order to maintain the public trust. Section (4) should be added to establish the process for a party to move to disqualify or seek recusal of a commissioner. Section (5) should be added to provide guidance as to whether orders in which a conflicted commissioner participates are impacted.

RESPONSE: The commission disagrees with the comment because the suggested new provisions are outside the scope of the subject matter of this proposed rule. No changes have been made to the rule as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.020 Principal Offices is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1660). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.040 Practice by Attorneys is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1661). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

**4 CSR 265-2.057 Interpretation of Federal Preemption Under
Section 601 of the Federal Aviation Administration
Authorization Act of 1994 is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1663). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation

Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.065 Applications for Interstate Motor Carrier Permits and Intrastate Regular Route Passenger Certificates Issued Pursuant to 49 U.S.C. Section 10922(c)(2) is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1663-1664). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.067 Application to Issue or Create Certain Debt Instruments is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1664). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.069 Application for Approval of Corporation to Acquire Capital Stock of Common Carrier Incorporated Under Missouri Law Pursuant to Requirements of Section 387.260, RSMo is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1664). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.160 Rulemaking is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1664-1665). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.170 Hearings Under Rulemaking is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1665). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 2—Practice and Procedure**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 265-2.200 Motor Carrier Notice Register Publication, Scope and Subscription Orders is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1665). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 6—Transportation**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

**4 CSR 265-6.030 Utilization of Motor Carriers in National
Emergencies is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1665). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 265—Division of Motor Carrier and
Railroad Safety
Chapter 14—Training**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 390.350, 622.620, and 622.027, RSMo 2016, the commission rescinds a rule as follows:

**4 CSR 265-14.010 Transportation Enforcement Inspector I
is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1665-1666). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 340—Division of Energy
Chapter 4—Wood Energy Credit**

ORDER OF RULEMAKING

By the authority vested in the Division of Energy under sections 135.300-135.311, 536.010, and 536.023.3, RSMo 2016, the Division of Energy amends a rule as follows:

4 CSR 340-4.010 Wood Energy Credit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2016 (41 MoReg 1907-1908). 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 publica-

tion in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 20—Division of Learning Services
Chapter 300—Office of Special Education**

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 162.685, RSMo 2016, the board hereby amends a rule as follows:

5 CSR 20-300.110 is amended.

A notice of proposed rulemaking was not published because state program plans required under federal education acts or regulations are specifically exempt under section 536.021, RSMo. During November and December 2016, the Office of Special Education conducted two (2) public hearing webinars regarding proposed changes to the Part B State Plan implementing the Individuals with Disabilities Education Act (IDEA).

This rule becomes effective thirty (30) days after publication in the *Code of State Regulations*. This rule describes Missouri's services for children with disabilities, in accordance with Part B of the Individuals with Disabilities Education Act (IDEA).

5 CSR 20-300.110 Individuals with Disabilities Education Act, Part B. This order of rulemaking amends subsections (2)(G), (2)(H), (2)(I) and amends the incorporated by reference material, *Regulations Implementing Part B of the Individuals with Disabilities Education Act*, to bring the program plan in compliance with federal statutes.

(2) The content of this state plan for the Individuals with Disabilities Education Act (IDEA), Part B, which is hereby incorporated by reference and made a part of this rule, meets the federal statute and Missouri's compliance in the following areas. A copy of the IDEA, Part B (revised February 2017) is published by and can be obtained from the Department of Elementary and Secondary Education, Office of Special Education, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480. This rule does not incorporate any subsequent amendments or additions.

(G) Public Agency Eligibility:

1. General Requirements;
2. Fiscal Requirements; and
3. Compliance Requirements.

(H) Private Schools and Agencies:

1. Children Placed in Approved Private Agencies by Public Agencies;
2. Children Enrolled by Their Parents in Private Schools When Free Appropriate Public Agency is at Issue;
3. Children with Disabilities Enrolled by Their Parents in Private Schools—Child Find; and
4. Public Agency Requirements to Provide Services for Parentally-Placed Private School Children with Disabilities.

(I) Special School Districts:

1. Basis for Compliance;
2. Structure of Compliance; and
3. Compliance Requirements.

AUTHORITY: sections 161.092 and 162.685, RSMo 2016. This rule previously filed as 5 CSR 70-742.140. Original rule filed April 11, 1975, effective April 21, 1975. For intervening history, please consult

the Code of State Regulations. Amended: Filed May 10, 2017, effective July 30, 2017.

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

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 1—Organization; General Provisions**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 226.008, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-1.020 Subpoenas is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1666). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 2—Traffic Regulation**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.150, and 304.180, RSMo 2016, the commission rescinds a rule as follows:

7 CSR 10-2.030 Weight Limitation Exception is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1666). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 227.030, and 227.105, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.010 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 86). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 227.030, and 227.100, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.020 Explanation of Contractor Performance Rating System is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 86–87). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 227.030, and 227.105, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.030 Rating Categories for Evaluating the Performance of a Contractor is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 87). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation

Commission under sections 226.020, 226.130, 227.030, and 227.105, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.040 Contractor Performance Project Evaluation Used For Determining Contractor Performance **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 87). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 227.030, and 227.105 RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.050 Procedure and Schedule for Completing the Contractor Performance Project Evaluation **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 87–88). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 10—Contractor Performance Rating to
Determine Responsibility**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 227.030, and 227.105, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-10.070 Procedure for Annual Rating of Contractors **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 88). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 15—Contractor Prequalification**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.130 and 227.105, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-15.010 Prequalification to Bid of Certain Contractors **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 88–90). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 18—Contractor Disqualification for Misconduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 226.150, 227.030, 227.100, and 227.210, RSMo 2016, Article IV, Section 29, Missouri Constitution, and Title 49 *Code of Federal Regulations* Part 29, the commission amends a rule as follows:

7 CSR 10-18.010 Definitions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 90). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 18—Contractor Disqualification for Misconduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 226.150, 227.030, 227.100, and 227.210, RSMo 2016, Article IV, Section 29, Missouri Constitution, and Title 49 *Code of Federal Regulations* Part 29, the commission amends a rule as follows:

7 CSR 10-18.030 Notice of Proposed Disqualification **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 91). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 18—Contractor Disqualification for Misconduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 226.150, 227.030, 227.100, and 227.210, RSMo 2016, Article IV, Section 29, Missouri Constitution, and Title 49 *Code of Federal Regulations* Part 29, the commission amends a rule as follows:

7 CSR 10-18.040 Opportunity to Appeal Proposed Disqualification and Review Board Proceedings **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 91–92). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 18—Contractor Disqualification for Misconduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 226.150, 227.030, 227.100, and 227.210, RSMo 2016, Article IV, Section 29, Missouri Constitution, and Title 49 *Code of Federal Regulations* Part 29, the commission amends a rule as follows:

7 CSR 10-18.070 Period of Disqualification **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 92). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 18—Contractor Disqualification for Misconduct**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, 226.150, 227.030, 227.100, and 227.210, RSMo 2016, Article IV, Section 29, Missouri

Constitution, and Title 49 *Code of Federal Regulations* Part 29, the commission amends a rule as follows:

7 CSR 10-18.090 Procedure for Reinstatement of a Contractor Previously Disqualified **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 92–93). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, and 227.030, RSMo 2016 and Title 23 *Code of Federal Regulations* Chapter 1, Part 637, the commission amends a rule as follows:

7 CSR 10-23.010 Definitions **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 93). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, and 227.030, RSMo 2016, and Title 23 *Code of Federal Regulations* Chapter 1, Part 637, the commission amends a rule as follows:

7 CSR 10-23.020 Certification and Certification Renewal Requirements for Qualified Sampling and Testing Technicians and Sampling or Testing Technicians-in-Training **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 94). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 23—Technician Certification Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.020, 226.130, and 227.030, RSMo 2016, and Title 23 *Code of Federal Regulations* Chapter 1, Part 637, the commission amends a rule as follows:

7 CSR 10-23.030 Certification Suspension and Revocation Procedures and the Appeal Process for Technicians and Sampling or Testing Technicians-in-Training is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 94–95). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.008 and 622.555, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.010 Skill Performance Evaluation Certificates For Commercial Drivers is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1666–1668). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 304.180 and 304.200, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1668–1680). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and

Transportation Commission received one (1) comment on the proposed amendment.

COMMENT #1: Steven Todd, with the Specialized Carriers & Rigging Association, requested that rule language in subsection (15)(G) be revised to eliminate or reduce the escort requirements for loads greater than one hundred sixty thousand (160,000) pounds. Todd stated that most states do not have any automatic escort requirements for “weight only” loads. Todd further stated that eliminating or reducing Missouri’s escort requirements would enhance the efficient movement of freight and, as other states have demonstrated, there has been no negative impact to safety.

RESPONSE AND EXPLANATION OF CHANGE: The Missouri Highways and Transportation Commission concurs with this comment and subsection (15)(G) will be changed to allow travel for over-weight loads up to three hundred fifty thousand (350,000) pounds before escorts are required on the interstate.

7 CSR 10-25.020 Oversize/Overweight Permits

(15) Super Heavy and Large Load Movement. Loads in excess of routine permit limits will be considered according to the following regulations when air, rail, or water terminal points are not available:

(G) Escort Requirements. If Missouri State Highway Patrol escorts are required for a continuous portion of the move, but not the entire move, they are only required for that portion. If the patrol escort is required for an intermittent portion of the move, they will be required to escort the entire move. In addition to escort requirements as outlined in subsection (9)(G), the following requirements apply to super heavy and large load movements:

1. One (1) front and one (1) rear civilian escort is required for all superloads in excess of three hundred fifty thousand (350,000) lbs.;

2. One (1) front civilian escort is required for all superloads on two- (2-) lane highways, except—

3. If a load is required to cross bridge structures at crawl speed in the Kansas City and St. Louis areas, then one (1) front and two (2) rear civilian escorts are required for that portion of the move;

4. One (1) front and two (2) rear civilian escorts are required on all sections of dual lane highways traversed if load exceeds sixteen feet (16') wide and Missouri State Highway Patrol escorts are not present. If Missouri State Highway Patrol escorts are present, one (1) front and one (1) rear civilian escort is required. In addition to the civilian escorts required above—

5. Missouri State Highway Patrol escorts are required when load exceeds:

A. Sixteen feet (16') wide on any highway other than interstate or MO 370;

B. Eighteen feet (18') wide on interstate or MO 370;

C. One hundred fifty feet (150') overall length on any highway;

D. Seventeen feet (17') high on any highway; or

E. Any time deemed necessary due to complexity of route or load. The Missouri State Highway Patrol may conduct a Level I inspection prior to performing escort services. Motor Carrier Services may, at their discretion, waive Missouri State Highway Patrol escort requirement or allow the substitution of local or military law enforcement in the place of Missouri State Highway Patrol escorts;

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation

Commission under sections 142.617, 226.008, 226.130, and 301.275, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.030 Apportion Registration Pursuant to the International Registration Plan is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1680-1681). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 142.617, 226.008, 226.130, and 301.275, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.070 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1681-1682). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 142.617, 226.008, 226.130, and 301.275, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.072 Fuel Tax Returns is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1682-1683). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 25—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.008, 226.130, and 301.275, RSMo

2016, the commission amends a rule as follows:

7 CSR 10-25.080 Investigation and Audits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1683-1684). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 26—Arbitration and Mediation of Construction
Disputes**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.096, 226.130, and 536.016, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-26.010 Arbitration Method and Selection of Arbitrator in Arbitration Proceeding is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 95). 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 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and Transportation
Commission
Chapter 26—Arbitration and Mediation of Construction
Disputes**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.096, 226.130, and 536.016, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-26.020 Mediation is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 17, 2017 (42 MoReg 95). 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 7—DEPARTMENT OF TRANSPORTATION
Division 60—Traffic and Highway Safety Division
Chapter 1—Motorcycle Safety Education Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.134, RSMo 2016, the commission

amends a rule as follows:

7 CSR 60-1.010 is amended.

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

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

COMMENT #1: Comments received from the Motorcycle Safety Foundation indicate that the proposed revisions to sections (3), (4), (5), and (8) that reference 23 CFR Part 1300.25(e) are inconsistent with 302.134, RSMo and recommends that the references be removed. **RESPONSE AND EXPLANATION OF CHANGE:** MoDOT did not seek to create confusion with the proposed amendment revision and will remove the references to 23 CFR Part 1300.25(e) from sections (3), (4), (5), and (8).

COMMENT #2: Mr. John Skala commented that the definition of “Experienced rider course” in section (4) is incomplete. **RESPONSE:** MoDOT believes that the definition of “Experienced rider course” in section (4) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #3: Mr. John Skala commented that the definition of “Instructor” in section (5) is incomplete. **RESPONSE:** MoDOT believes that the definition of “Instructor” in section (5) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #4: Mr. Skala commented that the definition of “Motorcycle rider training course” in section (8) is incomplete. **RESPONSE:** MoDOT believes that the definition of “Motorcycle rider training course” in section (8) is appropriate and sufficient; therefore, no change is necessary.

COMMENT #5: Mr. Skala commented that several additional definitions should be added for other rider courses. **RESPONSE:** MoDOT does not believe that any additional definitions regarding additional rider courses are necessary and no changes will be made.

7 CSR 60-1.010 Definitions

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

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

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

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

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

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.134, RSMo 2016, the commission amends a rule as follows:

7 CSR 60-1.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1685–1686). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and Transportation Commission received two (2) comments on the proposed amendment.

COMMENT #1: Comments received from the Motorcycle Safety Foundation indicate that the proposed revisions to paragraph (1)(A)2. and subsection (2)(A) that reference 23 CFR Part 1300.25(e) are inconsistent with 302.134, RSMo and recommends that the references be removed.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revision and will remove the references to 23 CFR Part 1300.25(e) from the final order of rulemaking.

COMMENT #2: Mr. John Skala commented that the addition of the reference to 23 CFR Part 1300.25(e) in subsections (1)(A) and (2)(A) requires sponsors to meet beginning rider course requirements of courses even if that sponsor only offers experienced or advanced rider courses.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revision and will remove the references to 23 CFR Part 1300.25(e) from the final order of rulemaking.

7 CSR 60-1.020 Program Sponsor

(1) No individual, association, partnership, corporation, or educational or governmental agency may sponsor or offer training in motorcycle operation to the public for tuition, consideration, or fee without authorization from the division. To qualify for authorization, a sponsor must be approved by the division through a current contract for a permanent site sponsor or letter of agreement for a mobile site sponsor. Approval will be denied unless a sponsor applicant meets the following requirements. The applicant must demonstrate the capacity to register students, collect and account for tuition as appropriate, arrange public notice of courses, provide required insurance coverage, and make all necessary insurance premium payments, submit and maintain all required records, and contract with, schedule, and compensate authorized instructors as appropriate.

(A) All applicants must have access to a riding area for on-cycle training that is—

1. A paved surface, including asphalt, concrete, or other all-weather surface of suitable traction; and

2. A large enough area to safely accommodate any motorcycle training range approved by the department, per Motorcycle Safety Foundation (MSF) guidelines, as flat as possible, secure from vehicular and pedestrian traffic, and free of surface hazards and obstacles.

(2) Approval as a sponsor may be suspended if the sponsor, an instructor under contract with the sponsor, or a member of the sponsoring organization with supervisory or executive duties involving the

training program—

(A) Fails to meet the requirements of MSF set forth and/or the Missouri Department of Transportation/Traffic and Highway Safety Division;

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

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.134, RSMo 2016, the commission amends a rule as follows:

7 CSR 60-1.030 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1686-1687). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and Transportation Commission received two (2) comments on the proposed amendment.

COMMENT #1: Comments received from the Motorcycle Safety Foundation indicate that the proposed revision to subsection (1)(A) that references 23 CFR Part 1300.25(e) is inconsistent with 302.134, RSMo and recommends that the reference be removed.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revision and will remove the reference to 23 CFR Part 1300.25(e) from the final order of rulemaking.

COMMENT #2: Mr. Skala commented that the addition of the reference to 23 CFR Part 1300.25(e) requires instructors to be certified in a beginning rider course, even if that instructor only trains in experienced or advanced rider courses that have different certifications.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revision and will remove the references to 23 CFR Part 1300.25(e) from the final order of rulemaking.

7 CSR 60-1.030 Motorcycle Instructor

(1) No individual may instruct and/or offer instruction in motorcycle operation to the public for tuition, consideration, or fee without authorization from the division. To qualify for authorization, an instructor must be approved by the division. Approval will be denied unless an instructor applicant meets the following requirements. The applicant must agree to teach the training courses in accordance with the division's rules, policies, procedures, and approved curricula and must—

(A) Hold a current National Instructor Certification from the Motorcycle Safety Foundation (MSF) curricula;

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

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.134, RSMo 2016, the commission amends a rule as follows:

7 CSR 60-1.050 Verification of Course Completion is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1687). 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 Highways and Transportation Commission received one (1) comment on the proposed amendment.

COMMENT #1: Mr. Skala commented that 7 CSR 60-1.050 requires that the signature of the chief school official as well as the course instructor be placed on verification of course completion, but Motorcycle Safety Foundation course completion cards only have space for the signature of the instructor.

RESPONSE: MoDOT staff has considered this comment and will bring the matter to the attention of the Motorcycle Safety Foundation to revise the completion cards to comply with the current requirements in 7 CSR 60-1.050. No revision to the previously filed rule amendment is necessary.

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

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.134, RSMo 2016, the commission amends a rule as follows:

7 CSR 60-1.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1687-1688). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and Transportation Commission received two (2) comments on the proposed amendment.

COMMENT #1: Comments received from the Motorcycle Safety Foundation (MSF) indicate that the proposed revisions to section (1) and subsections (1)(A) and (1)(C) that reference 23 CFR Part 1300.25(e) are inconsistent with 302.134, RSMo and recommends that the references be removed.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revisions and will remove the references to 23 CFR Part 1300.25(e) from the final order of rulemaking.

COMMENT #2: Mr. John Skala commented that incorporating the reference to 23 CFR Part 1300.25(e) in section (1) is inapplicable because the reference deals only with beginning rider courses and not experienced or advanced courses. He also stated that by requiring the most current version, there may be multiple current versions and not allow time to transition to the most current version.

RESPONSE AND EXPLANATION OF CHANGE: MoDOT did not seek to create confusion with the proposed amendment revisions and will remove the references to 23 CFR Part 1300.25(e) from the final order of rulemaking. MoDOT believes the reference to the most current version of the MSF courses is appropriate and sufficient, so no change is necessary.

7 CSR 60-1.060 Approved Motorcycle Training Courses

(1) The division adopts the educational, safety, and instructor standards, by reference, of the most current versions of the following Motorcycle Safety Foundation (MSF) courses:

(A) The current approved Motorcycle Safety Foundation Motorcycle Rider Course, as amended;

(C) The approved instructor preparation course is MSF instructor preparation course curriculum.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 60—Traffic and Highway Safety Division
Chapter 3—Driver Improvement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 302.302.4, RSMo 2016, the commission amends a rule as follows:

7 CSR 60-3.010 Approval is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1721–1722). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.008 and 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.015 Application Requirements for the Issuance and Transfer of Intrastate Motor Carrier Authority is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1700–1701). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.017 Records of the Division is amended.

A notice of proposed rulemaking containing the text of the proposed

amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1660–1661). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.025 Marking of Vehicles is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1701). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.051 Computation of Effective Dates is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1662). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.052 Name and Address Changes for Motor Carriers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15,

2016 (41 MoReg 1662–1663). 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 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

7 CSR 265-10.055 Passenger Tariffs **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1701–1702). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission rescinds a rule as follows:

7 CSR 265-10.090 Merger of Duplicated or Overlapping Motor Carrier Operating Authority **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1702). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 265—Motor Carrier and Railroad Safety
Chapter 10—Motor Carrier Operations**

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-10.140 Discontinuance of Service; Suspension and Revocation of Certificates, Permits, and Property Carrier Registrations **is amended**.

A notice of proposed rulemaking containing the text of the proposed

amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1702–1703). 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 9—DEPARTMENT OF MENTAL HEALTH
Division 45—Division of Developmental Disabilities
Chapter 3—Services and Supports**

ORDER OF RULEMAKING

By the authority vested in the Director of the Department of Mental Health under sections 630.050 and 630.655, RSMo 2016, Department of Mental Health adopts a rule as follows:

9 CSR 45-3.080 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 177–180). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Mental Health received one (1) comment on the proposed rule.

COMMENT #1: Staff from the Department of Mental Health requested that the discrepancies between the use of terms “Fiscal Management Services” and “Financial Management Services” be remedied.

RESPONSE AND EXPLANATION OF CHANGE: The Department of Mental Health inadvertently used the terms “financial” and “fiscal” interchangeably. For clarification, the department will remove all references to “financial” and replace this term with “fiscal.” “Fiscal Management Services” is the proper terminology.

9 CSR 45-3.080 Self-Directed Supports

(1) Definitions.

(H) Fiscal management service (FMS)—a service to assist the employer with payroll-related functions. The FMS ensures the self-directed supports program meets federal, state, and local employment tax, labor and workers’ compensation insurance rules, and other requirements that apply when the individual or his/her designee functions as the employer of workers. The FMS makes financial transactions on behalf of the individual.

**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 2016, the commission withdraws a proposed amendment as follows:

10 CSR 10-6.070 New Source Performance Regulations **is withdrawn**.

A notice of proposed rulemaking containing the text of the proposed

amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1703–1709). This proposed amendment is withdrawn.

**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 2016, the commission amends a rule as follows:

10 CSR 10-6.075 Maximum Achievable Control Technology Regulations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1709–1719). 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 no comments on the proposed amendment.

**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 2016, the commission amends a rule as follows:

10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 15, 2016 (41 MoReg 1719–1721). 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 no comments on the proposed amendment.

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 by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF DISSOLUTION TO ALL CLAIMANTS AGAINST
SURVEYORS MATERIALS, INC.
OF ST. LOUIS, MO,
a Missouri For-Profit Corporation**

On April 28th, 2017, Surveyors Materials, Inc. of St. Louis, MO, a Missouri for-profit corporation, filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution of the for-profit corporation was effective on that date.

All claims must include: the name, address and telephone number of the claimant; the amount claimed; the basis of the claim; the date(s) on which the events occurred which provided the basis for the claim; and copies of any other supporting data. Claims should be in writing and mailed to the corporation in care of James A. Beckemeier, Attorney-at-Law, 13421 Manchester Road, Suite 103, St. Louis, MO 63131.

Any claim against Surveyors Materials, Inc. of St. Louis, Missouri will be barred unless a proceeding to enforce the claim is commenced within two years after the publication of this notice.

**Notice of Dissolution to All Creditors of and Claimants Against Larry Enkelmann,
LLC**

LARRY ENKELMANN, LLC, a Missouri Limited Liability Company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on May 5, 2017.

Any and all claims against LARRY ENKELMANN, LLC may be sent to Matthew D. Bessine, 3000 NE Brooktree Lane, Ste. 100, Kansas City, Missouri 64119. Each claim should include the following information: the name, address, and telephone number of the claimant; the amount of the claim; the basis of the claim; and the date(s) on which the event(s) on which the claim is based occurred.

Any and all claims against LARRY ENKELMANN, LLC will be barred unless a proceeding to enforce such claim is commenced within two (2) years after the date of this notice is published.

**NOTICE OF DISSOLUTION AND WINDING UP
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
EHCP IOWA FUND II, LLC**

On May 10, 2017, EHCP Iowa Fund II, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against EHCP Iowa Fund II, LLC, you must submit a summary in writing of the circumstances surrounding your claim to EHCP Iowa Fund II, LLC, Attn: Mary Wolf, 2025 S. Brentwood Blvd., Suite 102, St. Louis, Missouri 63144. The summary must include the following information: (1) the name, address, and telephone number of the claimant; (2) amount of claim; (3) basis of the claim; (4) the date on which the claim arose; and (5) documentation supporting the claim.

All claims against EHCP Iowa Fund II, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION AND WINDING UP
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
ENHANCED HISTORIC CREDIT PARTNERS FUND III, LLC**

On May 10, 2017, Enhanced Historic Credit Partners Fund III, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State.

You are hereby notified that if you believe you have a claim against Enhanced Historic Credit Partners Fund III, LLC, you must submit a summary in writing of the circumstances surrounding your claim to Enhanced Historic Credit Partners Fund III, LLC, Attn: Mary Wolf, 2025 S. Brentwood Blvd., Suite 102, St. Louis, Missouri 63144. The summary must include the following information: (1) the name, address, and telephone number of the claimant; (2) amount of claim; (3) basis of the claim; (4) the date on which the claim arose; and (5) documentation supporting the claim.

All claims against Enhanced Historic Credit Partners Fund III, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

Notice of Dissolution to All Creditors of and Claimants Against MFA Oil Biomass LLC

On April 28, 2017, MFA Oil Biomass, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Secretary of State of Missouri.

The Company requests that any and all claims against the Company be presented by letter to the Company in care of Michael R. Tripp, P.O. Box 918, Columbia, Missouri 65205-0918. Each claim against the Company must include the following information: the name, the address and telephone number of the claimant; the amount of the claim; the date on which the claim arose; a brief description of the nature of or the basis for the claim; and any documentation related to the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS
OF AND CLAIMANTS AGAINST
TUSCANY PROPERTIES II, LLC**

On May 9, 2017, Tuscan Properties II, LLC filed its Articles of Termination for Limited Liability Company with the Missouri Secretary of State. The dissolution was effective on the date of filing.

You are hereby notified that if you believe you have a claim against Tuscan Properties II, LLC, you must submit a summary in writing of the circumstances surrounding your claim against Tuscan Properties II, LLC to Michael L. Miller, Lowther Johnson, Attorneys at Law, LLC, 901 St. Louis Street, 20th Floor, Springfield, Missouri 65806. The summary of your 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 on which the event on which the claim is based occurred.
4. A brief description of the nature of the debt which is the basis for the claim.

All claims against Tuscan Properties II, LLC will be barred unless the proceeding to enforce the claim is commenced within three 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—41 (2016) and 42 (2017). 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, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION				
1 CSR 20-5.015	State Officials' Salary Compensation Schedule				41 MoReg 1477
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		41 MoReg 1538		
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		41 MoReg 1539		
	DEPARTMENT OF AGRICULTURE				
2 CSR 30-10.010	Animal Health	42 MoReg 709	42 MoReg 712		
2 CSR 80-5.010	State Milk Board		42 MoReg 712		
2 CSR 90-1.010	Weights, Measures and Consumer Protection		42 MoReg 5	42 MoReg 733	
2 CSR 90-10.012	Weights, Measures and Consumer Protection		42 MoReg 713		
2 CSR 90-10.013	Weights, Measures and Consumer Protection		42 MoReg 713		
2 CSR 90-10.014	Weights, Measures and Consumer Protection		42 MoReg 714		
2 CSR 90-10.120	Weights, Measures and Consumer Protection		42 MoReg 716		
2 CSR 90-60.010	Weights, Measures and Consumer Protection		42 MoReg 6	42 MoReg 733	
2 CSR 90-60.020	Weights, Measures and Consumer Protection		42 MoReg 7	42 MoReg 733	
2 CSR 90-60.030	Weights, Measures and Consumer Protection		42 MoReg 7	42 MoReg 733	
2 CSR 90-60.040	Weights, Measures and Consumer Protection		42 MoReg 9	42 MoReg 734	
2 CSR 90-60.050	Weights, Measures and Consumer Protection		42 MoReg 9	42 MoReg 734	
2 CSR 90-60.060	Weights, Measures and Consumer Protection		42 MoReg 9	42 MoReg 734	
2 CSR 90-60.070	Weights, Measures and Consumer Protection		42 MoReg 10	42 MoReg 734	
2 CSR 90-61.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.010)</i>		42 MoReg 22	42 MoReg 734	
2 CSR 90-61.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.020)</i>		42 MoReg 23	42 MoReg 734	
2 CSR 90-61.040	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.040)</i>		42 MoReg 23	42 MoReg 734	
2 CSR 90-61.050	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.050)</i>		42 MoReg 24	42 MoReg 735	
2 CSR 90-61.070	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.070)</i>		42 MoReg 25	42 MoReg 735	
2 CSR 90-61.080	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.080)</i>		42 MoReg 25	42 MoReg 735	
2 CSR 90-62.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.010)</i>		42 MoReg 26	42 MoReg 735	
2 CSR 90-62.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.020)</i>		42 MoReg 26	42 MoReg 735	
2 CSR 90-62.030	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.030)</i>		42 MoReg 27	42 MoReg 735	
2 CSR 90-62.040	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.040)</i>		42 MoReg 27	42 MoReg 736	
2 CSR 90-62.050	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.050)</i>		42 MoReg 28	42 MoReg 736	
2 CSR 90-62.060	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.060)</i>		42 MoReg 29	42 MoReg 736	
2 CSR 90-63.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-5.011)</i>				42 MoReg 57
2 CSR 90-63.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-5.020)</i>				42 MoReg 57
2 CSR 90-64.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-6.010)</i>				42 MoReg 57
2 CSR 90-64.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-6.020)</i>				42 MoReg 57
2 CSR 90-64.030	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-6.030)</i>				42 MoReg 57
2 CSR 90-65.010	Weights, Measures and Consumer Protection		42 MoReg 10	42 MoReg 736	
2 CSR 90-65.020	Weights, Measures and Consumer Protection		42 MoReg 11	42 MoReg 736	
2 CSR 90-65.030	Weights, Measures and Consumer Protection		42 MoReg 11	42 MoReg 736	
2 CSR 90-65.040	Weights, Measures and Consumer Protection		42 MoReg 12	42 MoReg 737	
2 CSR 90-65.050	Weights, Measures and Consumer Protection		42 MoReg 12	42 MoReg 737	
2 CSR 90-65.060	Weights, Measures and Consumer Protection		42 MoReg 13	42 MoReg 737	
2 CSR 90-65.070	Weights, Measures and Consumer Protection		42 MoReg 13	42 MoReg 737	
2 CSR 90-65.080	Weights, Measures and Consumer Protection		42 MoReg 14	42 MoReg 737	
	DEPARTMENT OF CONSERVATION				
3 CSR 10-4.137	Conservation Commission		42 MoReg 381		
3 CSR 10-4.140	Conservation Commission		42 MoReg 381		
3 CSR 10-4.200	Conservation Commission		42 MoReg 382		
3 CSR 10-5.220	Conservation Commission		42 MoReg 382		
3 CSR 10-6.415	Conservation Commission		42 MoReg 382		
3 CSR 10-7.440	Conservation Commission		N.A.	42 MoReg 805	
3 CSR 10-7.455	Conservation Commission				42 MoReg 220
3 CSR 10-10.715	Conservation Commission		42 MoReg 383		
3 CSR 10-11.115	Conservation Commission		42 MoReg 384		
3 CSR 10-11.130	Conservation Commission		42 MoReg 384		
3 CSR 10-11.155	Conservation Commission		42 MoReg 384		
3 CSR 10-11.180	Conservation Commission		42 MoReg 385		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
3 CSR 10-11.186	Conservation Commission		42 MoReg 386		
3 CSR 10-12.109	Conservation Commission		42 MoReg 387		
3 CSR 10-12.110	Conservation Commission		42 MoReg 387		
3 CSR 10-12.115	Conservation Commission		42 MoReg 387		
3 CSR 10-12.130	Conservation Commission		42 MoReg 388		
3 CSR 10-12.135	Conservation Commission		42 MoReg 388		
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 240-2.135	Public Service Commission		42 MoReg 14	42 MoReg 874	
4 CSR 240-4.015	Public Service Commission		42 MoReg 17	This Issue	
4 CSR 240-4.017	Public Service Commission		42 MoReg 18	This Issue	
4 CSR 240-4.020	Public Service Commission		42 MoReg 18R	This IssueR	
			42 MoReg 19	This Issue	
4 CSR 240-4.030	Public Service Commission		42 MoReg 19	This Issue	
4 CSR 240-4.040	Public Service Commission		42 MoReg 20	This Issue	
4 CSR 240-4.050	Public Service Commission		42 MoReg 20	This Issue	
4 CSR 240-20.092	Public Service Commission		42 MoReg 160		
4 CSR 240-20.093	Public Service Commission		42 MoReg 162		
4 CSR 240-20.094	Public Service Commission		42 MoReg 168		
4 CSR 240-40.020	Public Service Commission		41 MoReg 1896	42 MoReg 737	
4 CSR 240-40.030	Public Service Commission		41 MoReg 1898	42 MoReg 738	
4 CSR 240-40.080	Public Service Commission		41 MoReg 1907	42 MoReg 738	
4 CSR 265-2.020	Division of Motor Carrier and Railroad Safety		41 MoReg 1660R	This IssueR	
4 CSR 265-2.030	Division of Motor Carrier and Railroad Safety (<i>Changed to 7 CSR 265-10.017</i>)		41 MoReg 1660	This Issue	
4 CSR 265-2.040	Division of Motor Carrier and Railroad Safety		41 MoReg 1661R	This IssueR	
4 CSR 265-2.050	Division of Motor Carrier and Railroad Safety (<i>Changed to 7 CSR 265-10.051</i>)		41 MoReg 1662	This Issue	
4 CSR 265-2.055	Division of Motor Carrier and Railroad Safety (<i>Changed to 7 CSR 265-10.052</i>)		41 MoReg 1662	This Issue	
4 CSR 265-2.057	Division of Motor Carrier and Railroad Safety		41 MoReg 1663R	This IssueR	
4 CSR 265-2.065	Division of Motor Carrier and Railroad Safety		41 MoReg 1663R	This IssueR	
4 CSR 265-2.067	Division of Motor Carrier and Railroad Safety		41 MoReg 1664R	This IssueR	
4 CSR 265-2.069	Division of Motor Carrier and Railroad Safety		41 MoReg 1664R	This IssueR	
4 CSR 265-2.160	Division of Motor Carrier and Railroad Safety		41 MoReg 1664R	This IssueR	
4 CSR 265-2.170	Division of Motor Carrier and Railroad Safety		41 MoReg 1665R	This IssueR	
4 CSR 265-2.200	Division of Motor Carrier and Railroad Safety		41 MoReg 1665R	This IssueR	
4 CSR 265-6.030	Division of Motor Carrier and Railroad Safety		41 MoReg 1665R	This IssueR	
4 CSR 265-14.010	Division of Motor Carrier and Railroad Safety		41 MoReg 1665R	This IssueR	
4 CSR 340-2	Division of Energy				41 MoReg 1440 42 MoReg 749
4 CSR 340-4.010	Division of Energy	41 MoReg 1895	41 MoReg 1907	This Issue	
4 CSR 340-6.010	Division of Energy		41 MoReg 1908		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 20-100.260	Division of Learning Services		42 MoReg 85	42 MoReg 877	
5 CSR 20-100.280	Division of Learning Services		42 MoReg 85	42 MoReg 877	
5 CSR 20-100.290	Division of Learning Services		42 MoReg 86	42 MoReg 877	
5 CSR 20-300.110	Division of Learning Services		N.A.	This Issue	
5 CSR 20-400.380	Division of Learning Services		41 MoReg 1797	42 MoReg 738	
5 CSR 20-400.385	Division of Learning Services		41 MoReg 1802	42 MoReg 739	
5 CSR 30-261.025	Division of Financial and Administrative Services		41 MoReg 1909	42 MoReg 739	
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 10-3.010	Commissioner of Higher Education		42 MoReg 174	42 MoReg 877	
6 CSR 10-11.010	Commissioner of Higher Education (<i>Changed to 20 CSR 2200-7.010</i>)		42 MoReg 21	42 MoReg 748	
DEPARTMENT OF TRANSPORTATION					
7 CSR	Department of Transportation				41 MoReg 845
7 CSR 10-1.020	Missouri Highways and Transportation Commission		41 MoReg 1666	This Issue	
7 CSR 10-2.030	Missouri Highways and Transportation Commission		41 MoReg 1666R	This IssueR	
7 CSR 10-10.010	Missouri Highways and Transportation Commission		42 MoReg 86	This Issue	
7 CSR 10-10.020	Missouri Highways and Transportation Commission		42 MoReg 86	This Issue	
7 CSR 10-10.030	Missouri Highways and Transportation Commission		42 MoReg 87	This Issue	
7 CSR 10-10.040	Missouri Highways and Transportation Commission		42 MoReg 87	This Issue	
7 CSR 10-10.050	Missouri Highways and Transportation Commission		42 MoReg 87	This Issue	
7 CSR 10-10.070	Missouri Highways and Transportation Commission		42 MoReg 88	This Issue	
7 CSR 10-15.010	Missouri Highways and Transportation Commission		42 MoReg 88	This Issue	
7 CSR 10-18.010	Missouri Highways and Transportation Commission		42 MoReg 90	This Issue	
7 CSR 10-18.020	Missouri Highways and Transportation Commission		42 MoReg 91		
7 CSR 10-18.030	Missouri Highways and Transportation Commission		42 MoReg 91	This Issue	
7 CSR 10-18.040	Missouri Highways and Transportation Commission		42 MoReg 91	This Issue	
7 CSR 10-18.070	Missouri Highways and Transportation Commission		42 MoReg 92	This Issue	
7 CSR 10-18.090	Missouri Highways and Transportation Commission		42 MoReg 92	This Issue	
7 CSR 10-19.010	Missouri Highways and Transportation Commission		42 MoReg 93R		
7 CSR 10-23.010	Missouri Highways and Transportation Commission		42 MoReg 93	This Issue	
7 CSR 10-23.020	Missouri Highways and Transportation Commission		42 MoReg 94	This Issue	
7 CSR 10-23.030	Missouri Highways and Transportation Commission		42 MoReg 94	This Issue	
7 CSR 10-25.010	Missouri Highways and Transportation Commission		41 MoReg 1666	This Issue	42 MoReg 749 42 MoReg 750 42 MoReg 808 42 MoReg 809 42 MoReg 809 42 MoReg 878
7 CSR 10-25.020	Missouri Highways and Transportation Commission		41 MoReg 1668	This Issue	
7 CSR 10-25.030	Missouri Highways and Transportation Commission		41 MoReg 1680	This Issue	
7 CSR 10-25.070	Missouri Highways and Transportation Commission		41 MoReg 1681	This Issue	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
7 CSR 10-25.072	Missouri Highways and Transportation Commission		41 MoReg 1682	This Issue	
7 CSR 10-25.080	Missouri Highways and Transportation Commission		41 MoReg 1683	This Issue	
7 CSR 10-26.010	Missouri Highways and Transportation Commission		42 MoReg 95	This Issue	
7 CSR 10-26.020	Missouri Highways and Transportation Commission		42 MoReg 95	This Issue	
7 CSR 60-1.010	Traffic and Highway Safety Division		41 MoReg 1684	This Issue	
7 CSR 60-1.020	Traffic and Highway Safety Division		41 MoReg 1685	This Issue	
7 CSR 60-1.030	Traffic and Highway Safety Division		41 MoReg 1686	This Issue	
7 CSR 60-1.050	Traffic and Highway Safety Division		41 MoReg 1687	This Issue	
7 CSR 60-1.060	Traffic and Highway Safety Division		41 MoReg 1687	This Issue	
7 CSR 60-2.010	Traffic and Highway Safety Division		41 MoReg 1688		
7 CSR 60-2.020	Traffic and Highway Safety Division		41 MoReg 1689		
7 CSR 60-2.030	Traffic and Highway Safety Division		41 MoReg 1690		
7 CSR 60-2.040	Traffic and Highway Safety Division		41 MoReg 1695		
7 CSR 60-2.050	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 60-2.060	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 60-3.010	Traffic and Highway Safety Division (<i>Changed from II CSR 30-3.010</i>)		41 MoReg 1721	This Issue	
7 CSR 265-10.015	Motor Carrier and Railroad Safety		41 MoReg 1700	This Issue	
7 CSR 265-10.017	Motor Carrier and Railroad Safety (<i>Changed from 4 CSR 265-2.030</i>)		41 MoReg 1660	This Issue	
7 CSR 265-10.025	Motor Carrier and Railroad Safety		41 MoReg 1701	This Issue	
7 CSR 265-10.051	Motor Carrier and Railroad Safety (<i>Changed from 4 CSR 265-2.050</i>)		41 MoReg 1662	This Issue	
7 CSR 265-10.052	Motor Carrier and Railroad Safety (<i>Changed from 4 CSR 265-2.055</i>)		41 MoReg 1662	This Issue	
7 CSR 265-10.055	Motor Carrier and Railroad Safety		41 MoReg 1701R	This IssueR	
7 CSR 265-10.090	Motor Carrier and Railroad Safety		41 MoReg 1702R	This IssueR	
7 CSR 265-10.140	Motor Carrier and Railroad Safety		41 MoReg 1702	This Issue	
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR	Department of Labor and Industrial Relations				41 MoReg 845
DEPARTMENT OF MENTAL HEALTH					
9 CSR	Department of Mental Health				41 MoReg 845
9 CSR 10-31.016	Director, Department of Mental Health		41 MoReg 1909	42 MoReg 806	
9 CSR 10-31.030	Director, Department of Mental Health		41 MoReg 1910	42 MoReg 806	
9 CSR 45-3.080	Division of Developmental Disabilities		42 MoReg 177	This Issue	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR	Department of Natural Resources				41 MoReg 845
10 CSR 10-6.070	Air Conservation Commission		41 MoReg 1703	This IssueW	
10 CSR 10-6.075	Air Conservation Commission		41 MoReg 1709	This Issue	
10 CSR 10-6.080	Air Conservation Commission		41 MoReg 1719	This Issue	
10 CSR 10-6.250	Air Conservation Commission		40 MoReg 1023	41 MoReg 37	
10 CSR 30-3.010	Land Survey (<i>Changed to 2 CSR 90-61.010</i>)		42 MoReg 22	42 MoReg 734	
10 CSR 30-3.020	Land Survey (<i>Changed to 2 CSR 90-61.020</i>)		42 MoReg 23	42 MoReg 734	
10 CSR 30-3.030	Land Survey		42 MoReg 23R	42 MoReg 740R	
10 CSR 30-3.040	Land Survey (<i>Changed to 2 CSR 90-61.040</i>)		42 MoReg 23	42 MoReg 734	
10 CSR 30-3.050	Land Survey (<i>Changed to 2 CSR 90-61.050</i>)		42 MoReg 24	42 MoReg 735	
10 CSR 30-3.060	Land Survey		42 MoReg 24R	42 MoReg 740R	
10 CSR 30-3.070	Land Survey (<i>Changed to 2 CSR 90-61.070</i>)		42 MoReg 25	42 MoReg 735	
10 CSR 30-3.080	Land Survey (<i>Changed to 2 CSR 90-61.080</i>)		42 MoReg 25	42 MoReg 735	
10 CSR 30-4.010	Land Survey (<i>Changed to 2 CSR 90-62.010</i>)		42 MoReg 26	42 MoReg 735	
10 CSR 30-4.020	Land Survey (<i>Changed to 2 CSR 90-62.020</i>)		42 MoReg 26	42 MoReg 735	
10 CSR 30-4.030	Land Survey (<i>Changed to 2 CSR 90-62.030</i>)		42 MoReg 27	42 MoReg 735	
10 CSR 30-4.040	Land Survey (<i>Changed to 2 CSR 90-62.040</i>)		42 MoReg 27	42 MoReg 736	
10 CSR 30-4.050	Land Survey (<i>Changed to 2 CSR 90-62.050</i>)		42 MoReg 28	42 MoReg 736	
10 CSR 30-4.060	Land Survey (<i>Changed to 2 CSR 90-62.060</i>)		42 MoReg 29	42 MoReg 736	
10 CSR 30-4.070	Land Survey		42 MoReg 30R	42 MoReg 740R	
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 30-3.010	Office of the Director (<i>Changed to 7 CSR 60-3.010</i>)		41 MoReg 1721	This Issue	
11 CSR 30-16.010	Office of the Director		42 MoReg 180		
11 CSR 30-16.020	Office of the Director		42 MoReg 182		
11 CSR 45-4.020	Missouri Gaming Commission		41 MoReg 1543		
11 CSR 45-5.053	Missouri Gaming Commission		41 MoReg 1543		
11 CSR 45-5.183	Missouri Gaming Commission		41 MoReg 1804	42 MoReg 740	
11 CSR 45-5.184	Missouri Gaming Commission		41 MoReg 1804	42 MoReg 740	
11 CSR 45-9.104	Missouri Gaming Commission		41 MoReg 1804	42 MoReg 741	
11 CSR 45-9.120	Missouri Gaming Commission		41 MoReg 1544		
11 CSR 75-13.010	Peace Officer Standards and Training Program		42 MoReg 431		
11 CSR 75-13.060	Peace Officer Standards and Training Program		42 MoReg 432		
11 CSR 75-14.030	Peace Officer Standards and Training Program		42 MoReg 432		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
11 CSR 75-15.010	Peace Officer Standards and Training Program		42 MoReg 432		
11 CSR 75-15.020	Peace Officer Standards and Training Program		42 MoReg 433		
DEPARTMENT OF REVENUE					
12 CSR 10-26.010	Director of Revenue		42 MoReg 781		
12 CSR 30-4.010	State Tax Commission		41 MoReg 160		
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 35-32.010	Children's Division		42 MoReg 182R		
13 CSR 35-32.050	Children's Division		42 MoReg 183		
13 CSR 35-32.060	Children's Division		42 MoReg 185		
13 CSR 35-32.070	Children's Division		42 MoReg 187		
13 CSR 35-32.080	Children's Division		42 MoReg 195		
13 CSR 35-32.090	Children's Division		42 MoReg 203		
13 CSR 35-32.100	Children's Division		42 MoReg 206		
13 CSR 35-32.110	Children's Division		42 MoReg 206		
13 CSR 35-32.120	Children's Division		42 MoReg 207		
13 CSR 35-32.130	Children's Division		42 MoReg 208		
13 CSR 65-3.050	Missouri Medicaid Audit and Compliance		41 MoReg 1556 42 MoReg 781	42 MoReg 741W	
13 CSR 70-3.240	MO HealthNet Division		41 MoReg 1558	42 MoReg 806	
13 CSR 70-10.016	MO HealthNet Division	41 MoReg 1054			
13 CSR 70-15.220	MO HealthNet Division		42 MoReg 209		
13 CSR 110-2.140	Division of Youth Services		42 MoReg 716		
ELECTED OFFICIALS					
15 CSR 30-100.010	Secretary of State		42 MoReg 782		
15 CSR 30-100.015	Secretary of State		42 MoReg 783		
15 CSR 30-100.020	Secretary of State		42 MoReg 783		
15 CSR 30-100.030	Secretary of State		42 MoReg 784		
15 CSR 30-100.040	Secretary of State		42 MoReg 784R		
15 CSR 30-100.050	Secretary of State		42 MoReg 784R		
15 CSR 30-100.060	Secretary of State		42 MoReg 785		
15 CSR 30-100.070	Secretary of State		42 MoReg 785		
15 CSR 30-100.080	Secretary of State		42 MoReg 786		
15 CSR 30-110.010	Secretary of State	42 MoReg 155 42 MoReg 255	42 MoReg 211	42 MoReg 807	
15 CSR 30-110.020	Secretary of State	42 MoReg 156 42 MoReg 256	42 MoReg 211	42 MoReg 807	
15 CSR 40-1.010	State Auditor		42 MoReg 212	42 MoReg 807	
15 CSR 40-4.010	State Auditor		This Issue		
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20 CSR 2030-17.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 38	42 MoReg 745	
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20 CSR 2030-18.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 42	42 MoReg 746	
20 CSR 2030-18.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 43	42 MoReg 747	
20 CSR 2030-18.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 43	42 MoReg 747	
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20 CSR 2197-1.040	Board of Therapeutic Massage	41 MoReg 825			
20 CSR 2200-4.020	State Board of Nursing	42 MoReg 861	42 MoReg 867		
20 CSR 2200-7.001	State Board of Nursing		42 MoReg 48	42 MoReg 748	
20 CSR 2200-7.010	State Board of Nursing (<i>Changed from 6 CSR 10-11.010</i>)		42 MoReg 21	42 MoReg 748	
20 CSR 2200-8.001	State Board of Nursing		42 MoReg 786		
20 CSR 2200-8.010	State Board of Nursing		42 MoReg 787		
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20 CSR 2220-4.010	State Board of Pharmacy	42 MoReg 710	42 MoReg 729		

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20 CSR 2235-1.020	State Committee of Psychologists		42 MoReg 871		
20 CSR 2270-1.021	Missouri Veterinary Medical Board		42 MoReg 95	42 MoReg 748	

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2 CSR 30-10.010	Inspection of Meat and Poultry42 MoReg 709	April 3, 2017Jan. 10, 2018
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Fertilizer Control Board			
6 CSR 255-1.010	General OrganizationNext Issue	June 3, 2017Nov. 29, 2017
6 CSR 255-10.010	Tonnage FeeNext Issue	June 3, 2017Nov. 29, 2017
6 CSR 255-10.020	Permit FeeNext Issue	June 3, 2017Nov. 29, 2017
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12 CSR 10-41.010	Annual Adjusted Rate of Interest41 MoReg 1755	Jan. 1, 2017June 29, 2017
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15 CSR 30-3.010	Voter Identification Affidavit (Res)Next Issue	June 1, 2017Feb. 22, 2018
15 CSR 30-3.020	Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law . . . . .	.Next Issue	June 1, 2017Feb. 22, 2018
15 CSR 30-3.030	Procedures for Registered Voters Returning to the Polling Place with Identification . . . . .	.Next Issue	June 2, 2017Feb. 22, 2018
15 CSR 30-3.040	Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping . . . . .	.Next Issue	June 1, 2017Feb. 22, 2018
15 CSR 30-3.050	Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted . . . . .	.Next Issue	June 1, 2017Feb. 22, 2018
15 CSR 30-3.100	Procedures for Obtaining One (1) Copy of Documents Needed to Obtain Free Personal Identification for Voting . . . . .	.Next Issue	June 1, 2017Feb. 22, 2018
15 CSR 30-110.010	Electronic Notary Definitions . . . . .	.42 MoReg 255	Dec. 31, 2016June 28, 2017
15 CSR 30-110.020	Electronic Signatures and Seals42 MoReg 256	Dec. 31, 2016June 28, 2017
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19 CSR 30-40.309	Application and Licensure Requirements Standards for the Licensure and Relicensure of Ground Ambulance Services42 MoReg 709	March 26, 2017Jan. 3, 2018
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20 CSR 2015-1.030	Fees42 MoReg 156	Jan. 13, 2017July 11, 2017
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20 CSR 2200-4.020	Requirements for Licensure42 MoReg 861	May 9, 2017Feb. 15, 2018
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20 CSR 2220-4.010	General Fees42 MoReg 710	April 21, 2017Dec. 1, 2017
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22 CSR 10-2.020	General Membership Provisions41 MoReg 1758	Jan. 1, 2017June 29, 2017
22 CSR 10-2.030	Contributions . . . . .	.41 MoReg 1759	Jan. 1, 2017June 29, 2017
22 CSR 10-2.051	PPO 300 Plan Benefit Provisions and Covered Charges . . . . .	.41 MoReg 1760	Jan. 1, 2017June 29, 2017
22 CSR 10-2.052	PPO 600 Plan Benefit Provisions and Covered Charges . . . . .	.41 MoReg 1760	Jan. 1, 2017June 29, 2017
22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges . . . . .	.41 MoReg 1761	Jan. 1, 2017June 29, 2017
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges . . . . .	.41 MoReg 1763	Jan. 1, 2017June 29, 2017
22 CSR 10-2.060	PPO 300 Plan, PPO 600 Plan, and Health Savings Account Plan Limitations . . . . .	.41 MoReg 1772	Jan. 1, 2017June 29, 2017
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members41 MoReg 1773	Jan. 1, 2017June 29, 2017
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22 CSR 10-2.110	General Foster Parent Membership Provisions41 MoReg 1776	Jan. 1, 2017June 29, 2017

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22 CSR 10-2.150	Disease Management Services Provisions and Limitations (Res)41 MoReg 1777	Jan. 1, 2017	June 29, 2017
22 CSR 10-3.010	Definitions41 MoReg 1778	Jan. 1, 2017	June 29, 2017
22 CSR 10-3.020	General Membership Provisions41 MoReg 1780	Jan. 1, 2017	June 29, 2017
22 CSR 10-3.053	PPO 1000 Plan Benefit Provisions and Covered Charges41 MoReg 1781	Jan. 1, 2017	June 29, 2017
22 CSR 10-3.055	Health Savings Account Plan Benefit Provisions and Covered Charges41 MoReg 1781	Jan. 1, 2017	June 29, 2017
22 CSR 10-3.056	PPO 600 Plan Benefit Provisions and Covered Charges41 MoReg 1782	Jan. 1, 2017	June 29, 2017
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2017			
17-16	Temporarily grants the Director of the Missouri Department of Revenue discretionary authority to adjust certain rules and regulations.	May 11, 2017	This Issue
17-15	Temporarily grants the Director of the Missouri Department of Health and Senior Services discretionary authority to adjust certain rules and regulations.	May 8, 2017	This Issue
17-14	Temporarily grants the Director of the Missouri Department of Natural Resources discretionary authority to adjust certain environmental rules and regulations.	May 4, 2017	This Issue
17-13	Activates the state militia in response to severe weather that began on April 28, 2017.	April 30, 2017	42 MoReg 865
17-12	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather beginning on April 28, 2017.	April 28, 2017	42 MoReg 863
17-11	Establishes the Boards and Commissions Task Force to recommend comprehensive executive and legislative reform proposals to the governor by October 31, 2017.	April 11, 2017	42 MoReg 779
17-10	Designates members of the governor's staff to have supervisory authority over departments, division, and agencies of state government.	April 7, 2017	42 MoReg 777
17-09	Establishes parental leave for state employees of the executive branch of Missouri state government and encourages other state officials to adopt comparable policies.	March 13, 2017	42 MoReg 429
17-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather that began on March 6.	March 7, 2017	42 MoReg 427
17-07	Establishes the Governor's Committee for Simple, Fair, and Low Taxes to recommend proposed reforms to the governor by June 30, 2017.	January 25, 2017	42 MoReg 315
17-06	Orders that the Missouri State Emergency Operations Plan be activated. Further orders state agencies to provide assistance to the maximum extent practicable and directs the Adjutant General to call into service such portions of the organized militia as he deems necessary.	January 12, 2017	42 MoReg 267
17-05	Activates the Missouri State Emergency Operation Center due to severe weather expected to begin on Jan. 12, 2017.	January 11, 2017	42 MoReg 266
17-04	Establishes the position of Chief Operating Officer to report directly to the governor and serve as a member of the governor's executive team.	January 11, 2017	42 MoReg 264
17-03	Orders every state agency to immediately suspend all rulemaking until Feb. 28, 2017, and to complete a review of every regulation under its jurisdiction within the <i>Code of State Regulations</i> by May 31, 2018.	January 10, 2017	42 MoReg 261
17-02	Orders state employees of the executive branch of Missouri state government to follow a specified code of conduct regarding ethics during the Greitens administration.	January 9, 2017	42 MoReg 258
17-01	Rescinds Executive Orders 07-10, 88-26, 98-15, and 05-40 regarding the Governor's Advisory Council on Physical Fitness and Health and the Missouri State Park Advisory Board.	January 6, 2017	42 MoReg 257
2016			
16-10	Reauthorizes the Governor's Committee to End Chronic Homelessness until December 31, 2020.	December 30, 2016	42 MoReg 159
16-09	Advises that state offices in Cole County will be closed on Monday January 9, 2017.	December 23, 2016	42 MoReg 158
16-08	Advises that state offices will be closed on Friday, November 25, 2016.	October 24, 2016	41 MoReg 1659
16-07	Declares that a State of Emergency exists in the State of Missouri and directs that the Missouri State Emergency Operations Plan be activated as a result of storms that began on May 25, 2016. This order shall terminate on June 26, 2016, unless extended.	May 27, 2016	41 MoReg 830
16-06	Declares that the next Missouri Poet Laureate will be named in June 2016 and directs that a Missouri Poet Laureate be named biennially to serve for two years at the pleasure of the governor. The order also includes qualifications and responsibilities for the post. Additionally the Missouri Poet Laureate Advisory Committee is hereby established.	May 27, 2016	41 MoReg 828

**Executive
Orders**

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16-05	Directs the Department of Public Safety, with guidance from the Missouri Veteran's Commission and the Adjutant General of the State of Missouri, to coordinate events with the World War I Centennial Commission that recognize and remember efforts and sacrifices of all Americans during World War I.	May 27, 2016	41 MoReg 826
16-04	Orders all departments, agencies and boards, and commissions, in the Executive Branch subject to the authority of the governor to take all necessary action to amend initial employment applications by removing questions related to an individual's criminal history unless a criminal history would render an applicant ineligible for the position.	April 11, 2016	41 MoReg 658
16-03	Extends Executive Orders 15-10, 15-11, and 16-02 until February 22, 2016, due to severe weather that began on December 22, 2015.	Jan. 22, 2016	41 MoReg 299
16-02	Gives the director of the Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on December 22, 2015.	Jan. 6, 2016	41 MoReg 235
16-01	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies.	Jan. 4, 2016	41 MoReg 153

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