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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 www.sos.mo.gov/adrules/pubsched.

Missouri Participating Libraries

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.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.010 Definitions

PURPOSE: This rule defines certain terms used in the administration of the Missouri Family Trust Company Act and in the corresponding rules, forms, and orders made.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule clarifies definitions used in the administration of the act and in the corresponding rules, forms, and orders made, which will allow the secretary of state to ensure compliance with sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

(1) As used in this chapter or in the forms prescribed by this chapter, the words defined in section 362.1015, RSMo, shall have the same meaning, and the following terms and phrases (whether or not capitalized) shall have the meanings stated below unless the context clearly indicates otherwise:

(A) "Affiliate" means any company that owns or controls, is owned or controlled by, or is under common ownership or control by any company that owns or controls, a family trust company or foreign family trust company;

(B) "Applicant" means the corporation or limited liability company on whose behalf an application to register as a family trust company is submitted under section 362.1030, RSMo; or the corporation or limited liability company on whose behalf an application to register as foreign family trust company is submitted under section 362.1030, RSMo;

(C) "Cash" means legal tender, coin, demand deposit accounts, and time-deposit accounts, as valued in United States dollars;

(D) "Company" means any corporation, association, partnership, limited liability company, business trust, sole proprietorship, joint venture, or charitable organization or foundation, or other similar organization or business entity;

(E) "Holding company" means any company which owns or controls a family trust company or foreign family trust company;

(F) "Owns" or "controls" means owns, controls, or has power to vote twenty-five percent (25%) or more of any class of voting securities or membership interests of a company or family trust company or foreign family trust company; or controls in any manner the election of a majority of the directors, or managers or other similar governing body of a company or family trust company or foreign family trust company; owns, controls, or has power to vote ten percent (10%) or more of any class of voting securities or membership interests of a company or family trust company or foreign family trust company and exercises a controlling influence over the management or policies of the company or family trust company or foreign family trust company; or as determined by the secretary; and

(G) "Third-party service provider" means any person or company that has entered into a business relationship with a family trust company or foreign family trust company, for the provision of services, or any person or company that has entered into a business relationship with an affiliate of a family trust company or foreign family trust company, for the provision of services.

AUTHORITY: sections 362.1015(3), 362.1035.2(4), 362.1037, 362.1070, 362.1070.8(6), 362.1085, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.020 Application to Register as a Family Trust Company

PURPOSE: This rule prescribes the forms adopted and approved for filing with the secretary.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule prescribes the forms adopted and approved for filing with the secretary, which will allow the secretary of state to ensure that applications for a family trust company comply with sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) A family trust company seeking to register under section 362.1030, RSMo, must pay a nonrefundable five thousand dollar (\$5,000) application fee for deposit into the Family Trust Company Fund accompanied by a completed registration application on Form FTC-01, "Application to Register as a Family Trust Company," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The application must contain all information required by the form and the following exhibits:

- (A) Exhibit A Family Members;
- (B) Exhibit B Genealogical Chart;

- (C) Exhibit C Organizational Instrument;
- (D) Exhibit D Bylaws or Operating Agreement;
- (E) Exhibit E Capital Account;
- (F) Exhibit F Statement Regarding Maintenance of Corporate and Fiduciary Records; and
- (G) Exhibit G List of All Stockholders or Members.

(3) The name of the family trust company must contain the words "Family Trust."

(4) The statement provided in application Exhibit G, Statement Regarding Maintenance of Corporate and Fiduciary Records, must describe in detail how the proposed family trust company will maintain accurate corporate and fiduciary services records. The statement must identify by name any automated accounting system software or third-party accounting service provider to be used for corporate and fiduciary accounting. Any fiduciary accounting system should provide fiduciary accounting separate from corporate accounts as provided in section 362.1050, RSMo. If accounting and bookkeeping functions are to be performed off the premises of the proposed family trust company's principal place of business, name the servicing agent, and describe any affiliation by way of ownership, directorship, or common employment of personnel which the proposed family trust company may have with the servicing agent.

(5) The application must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1015(1), (3), (4), (6), (7), (8), (13), 362.1030.2, .3, 362.1035, 362.1037, 362.1040, 362.1070, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the *Missouri Register*.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.030 Application to Register as a Foreign Family Trust Company

PURPOSE: This rule prescribes the forms adopted and approved for filing application to register as a foreign family trust company with the secretary.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate

rules and regulations. This emergency rule prescribes the forms adopted and approved for filing application to register as a foreign family trust company with the secretary, which will allow the secretary of state to ensure that applications for a foreign family trust company comply with sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) An applicant seeking to operate in this state as a foreign family trust company under section 362.1030.4, RSMo, must pay a nonrefundable five thousand dollar (\$5,000) application fee for deposit into the Family Trust Company Fund accompanied by a completed registration application on Form FTC-02, "Application to Register as a Foreign Family Trust Company," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The application must contain all information required by the form and Exhibit A.

(3) The application must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1015(10), 362.1030.1, .2, .4, .5, 362.1035.1, .3, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the *Missouri Register*.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.040 Annual Registration Report

PURPOSE: This rule prescribes the forms adopted and approved for filing with the secretary.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desir-

ing to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule prescribes the forms adopted and approved for filing with the secretary, which will allow the secretary of state to ensure compliance with the annual registration reporting requirements of sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Within sixty (60) days after the end of each calendar year, annual registration reports for family trust companies and foreign family trust companies must be filed with the secretary on Form FTC-03, "Annual Registration Report," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The annual registration report must be accompanied by a nonrefundable application fee in the amount of one thousand dollars (\$1,000) for a family trust company and one thousand dollars (\$1,000) for a foreign family trust company.

(3) Each annual registration report must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1035, 362.1037, 362.1050, 362.1055, 362.1070, 362.1095, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the *Missouri Register*.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.050 Records

PURPOSE: This rule prescribes the records required to be kept by a family trust company and foreign family trust company.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule prescribes the records required to be kept by a family trust company and foreign family trust company, which allows the secretary of state to ensure compliance with the recordkeeping requirements under sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

(1) Each family trust company shall maintain a principal office physically located in this state where original or true copies of all records and accounts of the family trust company may be accessed and made readily available for examination or inspection by the secretary.

(2) The records and accounts maintained shall include the following:

(A) Account information and statements relating to the minimum capital account requirements of section 362.1035.1, RSMo;

(B) Account information and statements relating to any corporate investments not included under subsection (2)(A), above;

(C) All records and accounting related to the trust company's service in a fiduciary capacity, segregated as required under section 362.1050, RSMo;

(D) General ledgers;

(E) Balance sheet and income statements;

(F) Operating accounts;

(G) Any examinations prepared under section 362.1085, RSMo;

(H) Records of real and personal property owned or leased by the family trust company;

(I) All applicable state and local business licenses, charters, or permits;

(J) The names and residence addresses of all stockholders or members of the trust company and the number of shares of stock or membership units held by each, as well as the ownership percentage of each stockholder or member;

(K) The organizational instrument (articles of organization or articles of incorporation pursuant to section 362.1040, RSMo), including all amendments and restatements;

(L) The bylaws or operating agreement, including all amendments;

(M) Organizational chart or charts;

(N) A current list of all family members which states how each

family member qualifies as a family member as defined in section 362.1015, RSMo;

(O) A current genealogical chart or table that includes and identifies all family members;

(P) All personnel records;

(Q) A list identifying all affiliates;

(R) A list identifying all third-party service providers and the services provided;

(S) Copies of all registration and annual registration reports and exhibits submitted to the secretary;

(T) The addresses of any branch offices; and

(U) All other books of account and other records that relate to the company's operations in the form in which they are ordinarily maintained in the course of the company's business.

(3) Each family trust company may maintain other records not required by this rule, but such records shall be made readily available for examination or inspection by the secretary.

(4) Each foreign family trust company shall maintain, at its principal place of operations physically located in this state, the records below pertaining to its operations and business conducted in Missouri:

(A) All records and accounting related to the trust company's service in a fiduciary capacity;

(B) Records of real and personal property owned or leased by the foreign family trust company;

(C) All applicable state and local business licenses, charters, or permits;

(D) Organizational chart or charts;

(E) All personnel records;

(F) A list of all third-party service providers and the services provided;

(G) The addresses of any branch offices; and

(H) All other books of account and other records that relate to the company's operations in the form in which they are ordinarily maintained in the course of the company's business.

AUTHORITY: sections 362.1030, 362.1035, 362.1037, 362.1040, 362.1050, 362.1060, 362.1065, 362.1080, 362.1085, 362.1090, 362.1100, 362.1110, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 120—Family Trust Company

EMERGENCY RULE

15 CSR 30-120.060 Examination

PURPOSE: This rule prescribes the examination process under the Missouri Family Trust Company Act.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding

any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule prescribes the examination process under the Family Trust Company Act, which will allow the secretary of state to ensure compliance with the examination process required under sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

(1) Examinations of family trust companies and foreign family trust companies will be conducted under section 362.1085, RSMo.

(2) Subsequent to any examination of a family trust company by the secretary, the secretary shall provide the family trust company with written findings, recommendations, comments, and conclusions resulting from such examination.

(3) The secretary will provide a written notice to the family trust company or foreign family trust company stating the costs due as a result of an examination conducted in accordance with section 362.1085.4, RSMo. The company must remit payment for the cost of the examination within thirty (30) days of the date of notice stating that such costs are due.

AUTHORITY: sections 362.1085 and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

EMERGENCY RULE

15 CSR 30-120.070 Application Process and Forms

PURPOSE: This rule prescribes the application process under the Missouri Family Trust Company Act.

EMERGENCY STATEMENT: The secretary of state determines that this emergency rule is necessary to preserve a compelling governmental interest.

This emergency rule is necessary to address statutory sections enacted in HB 292 (2017), specifically sections 362.1010 to 362.1115, RSMo, which become law on August 28, 2017, and create a framework for the creation and operation of family trust companies desiring to operate in Missouri. A family trust company is a corporation or limited liability company organized or qualified to do business in the state of Missouri that is wholly owned and exclusively controlled by, directly or indirectly, one (1) or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is

received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means.

The secretary of state needs this emergency rule to ensure that family trust companies are created in accordance with the appropriate rules and regulations. This emergency rule prescribes the application process under the Missouri Family Trust Company Act, which allows the secretary of state to ensure compliance with the application process under sections 362.1010 to 362.1115, RSMo.

The secretary of state finds there is a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed August 15, 2017, becomes effective August 28, 2017, and expires February 22, 2018.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Application forms for all initial registration and annual registration reports covered by these rules are available on the Office of Secretary of State's website at <http://www.sos.mo.gov>. Forms may also be obtained at no cost by request to the Secretary of State, Securities Division, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102.

(2) Completed forms shall be submitted for filing to the Secretary of State, Securities Division, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102.

(3) Request for Additional Information. All information the applicant desires to present to support the application should be submitted with the original filing. The required exhibits in the application forms are not intended to limit the applicant's presentation of any of the requirements, but merely represent the minimum information to be filed. Additional information shall be submitted within sixty (60) days after a request has been made by the secretary. Any such request for additional information will be made by the secretary within thirty (30) days after receipt of the application and the full amount of the prescribed fee for the registration sought. Failure to respond to such request within sixty (60) days after the date of the request may be construed by the secretary as grounds for denial of an application. No application shall be considered to be complete until all requested information has been submitted to the secretary.

(4) Burden of Proof. It is the applicant's responsibility to prove that the statutory and regulatory requirements warranting granting of the authority requested by the applicant are met.

(5) Withdrawal of Application. The applicant may request withdrawal of an application at any time by filing a written notice of withdrawal signed by the applicant's authorized representative.

AUTHORITY: sections 362.1030, 362.1035, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

**Title 19—DEPARTMENT OF HEALTH AND
SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical
Services Systems Regulations**

EMERGENCY AMENDMENT

19 CSR 30-40.720 Stroke Center Designation Application and Review. The department is amending sections (1), (2), and (3) and renumbering throughout; adding a new section (3); and adding the form included after the rule.

PURPOSE: This amendment adds an option and establishes requirements for hospitals which are certified as stroke centers by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program to become designated as level I, II, or III stroke centers without being reviewed by DHSS (the department). This amendment also adds an application for these hospitals which are certified as stroke centers by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program to complete in order to become designated as level I, II, or III stroke centers by the department. This amendment also adds focus reviews to be conducted after an initial review.

EMERGENCY STATEMENT: Stroke is the fourth leading cause of death in Missouri. Prompt treatment for acute ischemic stroke reduces disability and improves outcomes. Stroke is a sudden brain dysfunction due to a disturbance in brain circulation. The resulting impairments may include paralysis, slurred speech, and vision loss. Getting patients to the stroke centers as quickly as possible is important to provide stroke patients with medically appropriate care in order to restore blood flow in the brain. There is more damage done to the brain the longer it takes to restore blood flow in the brain. The department began designating hospitals in Missouri as stroke centers in October of 2013. These stroke centers provide a timely and medically appropriate focused approach to stroke care that provides patients with better stroke outcomes. During the 2016 legislative session, section 190.241, RSMo, was amended to add an option for hospitals to become designated as stroke centers by the department if the hospitals are certified as stroke centers by the Joint Commission and by other certifying bodies designated by the department. The department has been working with key stakeholders to identify other stroke certifying bodies that hospitals could be certified with in order to receive a designation from the department without being reviewed by the department. The department has approved DNV-GL Healthcare and Healthcare Facilities Accreditation Program as certifying bodies in addition to the Joint Commission whose review is comparable to that conducted by the department. Hospitals were originally designated by the department as stroke centers beginning in October of 2013 by the department. Renewal of these designations will begin in October of 2017 because the designations last for a period of four (4) years. There are currently four (4) hospitals that are designated by the department as stroke centers which also have a certification with the Joint Commission as Comprehensive stroke centers. There are also twenty-four (24) hospitals that are designated by the department as stroke centers by the department which also have a certification with the Joint Commission as Primary stroke centers. Having this rule in effect prior to October 2017, will decrease the expense and staff time and involvement for the department and the hospitals in preparing for reviews by both the department and the Joint Commission for approximately twenty-eight (28) hospitals in Missouri that are designated by the department and certified by the Joint Commission as stroke centers. There are also hospitals in Missouri that have a Joint Commission certification but are not currently designated by the department as stroke centers. As a result of this rule, these hospitals will not have to go through dual reviews with both the department and the Joint Commission. Also, these hospitals

when designated as stroke centers by the department can begin receiving stroke patients from emergency medical service agencies when the hospitals would not have been able to receive stroke patients prior to the hospital's designation with the department due to transport protocols. Some of these hospitals are located in more rural areas. This means that patients will be able to be transported to closer hospitals within their emergency medical services area and patients will receive treatment in an even quicker manner. As a result, the DHSS finds an immediate danger to the public health, safety, and/or welfare and a compelling governmental interest, which requires this emergency action. A proposed amendment, which covers the same material, is published in this issue of the *Missouri Register*. This emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The DHSS believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed August 7, 2017, becomes effective August 17, 2017, and expires February 22, 2018.

(1) Participation in Missouri's stroke center program is voluntary and no hospital shall be required to participate. No hospital shall hold itself out to the public as a state-designated stroke center unless it is designated as such by the Department of Health and Senior Services (department). Hospitals desiring stroke center designation shall apply to the department **either through the option outlined in section (2) or section (3)**. Only those hospitals found [by review] to be in compliance with the requirements of the rules of this chapter shall be designated by the department as stroke centers.

(2) Hospitals requesting to be reviewed and designated as a stroke center by the department shall meet the following requirements:

(A) An application for stroke center designation shall be made upon forms prepared or prescribed by the department and shall contain information the department deems necessary to make a fair determination of eligibility for review and designation in accordance with the rules of this chapter. The stroke center review and designation application form, included herein, is available at the Health Standards and Licensure (HSL) office, or online at the department's website at www.health.mo.gov, or may be obtained by mailing a written request to the Missouri Department of Health and Senior Services, HSL, PO Box 570, Jefferson City, MO 65102-0570. The application for stroke center designation shall be submitted to the department no less than sixty (60) days and no more than one hundred twenty (120) days prior to the desired date of the initial designation or expiration of the current designation[.];

(B) Both sections A and B of the stroke center review and designation application form, included herein, shall be complete before the department will arrange a date for the review. The department shall notify the hospital/stroke center of any apparent omissions or errors in the completion of the stroke center review and designation application form. When the stroke center review and designation application form is complete, the department shall contact the hospital/stroke center to arrange a date for the review[.];

(C) The hospital/stroke center shall cooperate with the department in arranging for a mutually suitable date for any announced reviews[.];

[(D)] *The hospital/stroke center may request any announced initial and validation reviews by the department be coordinated with the hospital's/stroke center's Joint Commission Stroke Center Survey, if applicable. The department may grant such a request to the extent practical.*

[(2)](D) The different types of site reviews to be conducted on hospitals/stroke centers seeking stroke center designation **by the department** include:

[(A)]1. An initial review shall occur on a hospital applying to be initially designated as a stroke center. An initial review shall include interviews with designated hospital staff, a review of the

physical plant and equipment, and a review of records and documents as deemed necessary to assure compliance with the requirements of the rules of this chapter;

[(B)]2. A validation review shall occur on a designated stroke center applying for renewal of its designation as a stroke center. Validation reviews shall occur no less than every four (4) years. A validation review shall include interviews with designated stroke center staff, a review of the physical plant and equipment, and a review of records and documents as deemed necessary to assure compliance with the requirements of the rules of this chapter; and

[(C)]3. A focus review shall occur on a designated stroke center in which an **initial or** validation review was conducted and substantial deficiency(ies) were cited. A review of the physical plant will not be necessary unless a deficiency(ies) was cited in the physical plant in the preceding validation review. The focus review team shall be comprised of a representative from the department and may include a qualified contractor(s) with the required expertise to evaluate corrections in areas where deficiencies were cited./.;

[(3)](E) Stroke center designation shall be valid for a period of four (4) years from the date the stroke center/hospital is designated.

[(A)]1. Stroke center designation shall be site specific and non-transferable when a stroke center changes location.

[(B)]2. Once designated as a stroke center, a stroke center may voluntarily surrender the designation at any time without giving cause, by contacting the department in writing. In these cases, the application and review process shall be completed again before the designation may be reinstated./.;

[(4)](F) For the purpose of reviewing previously designated stroke centers and hospitals applying for stroke center designation, the department shall use review teams consisting of qualified contractors. These review teams shall consist of one (1) stroke coordinator or stroke program manager who has experience in stroke care and one (1) emergency medicine physician also experienced in stroke care. The review team shall also consist of at least one (1) and no more than two (2) neurologist(s)/neuro-interventionalist(s) who are experts in stroke care. One (1) representative from the department will also be a participant of the review team. This representative shall coordinate the review with the hospital/stroke center and the other review team members. *[For a hospital applying to the department as a level I stroke center for an initial review and which provides the department with verification of certification by the Joint Commission as a Comprehensive Stroke Center, the review team shall consist of at least one (1) representative from the department and may also include one (1) qualified contractor. For a hospital applying to the department as a level II stroke center for an initial review and which provides the department with verification of certification by the Joint Commission as a Primary Stroke Center, the review team shall consist of at least one (1) representative from the department and may also include one (1) qualified contractor.]*

[(A)]1. Any individual interested in becoming a qualified contractor to conduct reviews shall—

1.A. Send the department a curriculum vitae (CV) or résumé that includes his or her experience and expertise in stroke care and whether an individual is in good standing with his or her licensing boards. A qualified contractor shall be in good standing with his or her respective licensing boards;

2.B. Provide the department evidence of his or her previous site survey experience (state and/or national designation survey process); and

3.C. Submit a list to the department that details any ownership he or she may have in a Missouri hospital(s), whether he or she has been terminated from any Missouri hospital(s), any lawsuits he or she has currently or had in the past with any Missouri hospital(s), and any Missouri hospital(s) for which his or her hospital privileges have been revoked.

[(B)]2. Qualified contractors for the department shall enter into

a written agreement with the department indicating, that among other things, they agree to abide by Chapter 190, RSMo, and the rules in this chapter, during the review process./.;

[(5)](G) Out-of-state review team members shall conduct levels I and II hospital/stroke center reviews. Review team members are considered out-of-state review team members if they work outside of the state of Missouri. In-state review team members may conduct levels III and IV hospital/stroke center reviews. Review team members are considered in-state review team members if they work in the state of Missouri. In the event that out-of-state reviewers are unavailable, levels I and II stroke center reviews may be conducted by in-state reviewers from Emergency Medical Services (EMS) regions as set forth in 19 CSR 30-40.302 other than the region being reviewed with the approval of the director of the department or his/her designee. When utilizing in-state review teams, levels I and II hospital/stroke centers shall have the right to refuse one (1) in-state review team or certain members from one (1) in-state review team./.;

[(6)](H) Hospitals/stroke centers shall be responsible for paying expenses related to the cost of the qualified contractors to review their respective hospitals/stroke centers during initial, validation, and focus reviews. The department shall be responsible for paying the expenses of its representative. Costs of the review to be paid by the hospital/stroke center include:

[(A)]1. An honorarium shall be paid to each qualified contractor of the review team. Qualified contractors of the review team for levels I and II stroke center reviews shall be paid six hundred dollars (\$600) for the day of travel per reviewer and eight hundred fifty dollars (\$850) for the day of the review per reviewer. Qualified contractors of the review team for levels III and IV stroke center reviews shall be paid five hundred dollars (\$500) for the day of travel per reviewer and five hundred dollars (\$500) for the day of the review per reviewer. This honorarium shall be paid to each qualified contractor of the review team at the time the site survey begins;

[(B)]2. Airfare shall be paid for each qualified contractor of the review team, if applicable;

[(C)]3. Lodging shall be paid for each qualified contractor of the review team. The hospital/stroke center shall secure the appropriate number of hotel rooms for the qualified contractors and pay the hotel directly; and

[(D)]4. Incidental expenses, if applicable, for each qualified contractor of the review team shall not exceed two hundred fifty dollars (\$250) and may include the following:

1.A. Airport parking;

2.B. Checking bag charges;

3.C. Meals during the review; and

4.D. Mileage to and from the review if no airfare was charged by the reviewer. Mileage shall be paid at the federal mileage rate for business miles as set by the Internal Revenue Service (IRS). Federal mileage rates can be found at the website www.irs.gov./.;

[(7)](I) Upon completion of a review, the qualified contractors from the review team shall submit a report of their findings to the department. This report shall state whether the specific standards for stroke center designation have or have not been met and if not met, in what way they were not met. This report shall detail the hospital/stroke center's strengths, weaknesses, deficiencies, and recommendations for areas of improvement. This report shall also include findings from patient chart audits and a narrative summary of the following areas: prehospital, hospital, stroke service, emergency department, operating room, angiography suites, recovery room, clinical lab, intensive care unit, rehabilitation, performance improvement and patient safety programs, education, outreach, research, chart review, and interviews. The department shall have the final authority to determine compliance with the rules of this chapter./.;

[(8)](J) The department shall return a copy of the report to the chief executive officer, the stroke medical director, and the stroke program manager/coordinator of the hospital/stroke center reviewed. Included within the report shall be notification indicating whether the hospital/stroke center has met the criteria for stroke center designation

or has failed to meet the criteria for the stroke center designation requested. Also, if a focus review of the stroke center is required, the time frame for this focus review will be shared with the chief executive officer, the stroke medical director, and the stroke program manager/coordinator of the stroke center reviewed./;

/(9)/(K) When the hospital/stroke center is found to have deficiencies, the hospital/stroke center shall submit a plan of correction to the department. The plan of correction shall include identified deficiencies, actions to be taken to correct deficiencies, time frame in which the deficiencies are expected to be resolved, and the person responsible for the actions to resolve the deficiencies. A plan of correction form shall be completed by the hospital and returned to the department within thirty (30) days after notification of review findings and designation. If a focus review is required, then the stroke center shall be allowed a minimum period of six (6) months to correct deficiencies./;

/(10)/(L) A stroke center shall make the department aware in writing within thirty (30) days if there are any changes in the stroke center's name, address, contact information, chief executive officer, stroke medical director, or stroke program manager/coordinator./;

/(11)/(M) Any person aggrieved by an action of the Department of Health and Senior Services affecting the stroke center designation pursuant to Chapter 190, RSMo, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the Administrative Hearing Commission under Chapter 621, RSMo. It shall not be a condition to such determination that the person aggrieved seek reconsideration, a rehearing, or exhaust any other procedure within the department./; and

/(12)/(N) The department may deny, place on probation, suspend, or revoke such designation in any case in which it has reasonable cause to believe that there has been a substantial failure to comply with the provisions of Chapter 190, RSMo, or any rules or regulations promulgated pursuant to this chapter. If the Department of Health and Senior Services has reasonable cause to believe that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a stroke center fails two (2) consecutive on-site reviews because of substantial noncompliance with standards prescribed by sections 190.001 to 190.245, RSMo, or rules adopted by the department pursuant to sections 190.001 to 190.245, RSMo, its center designation shall be revoked.

(3) Hospitals seeking stroke center designation by the department based on their current certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall meet the following requirements:

(A) An application for stroke center designation by the department for hospitals that have been certified as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall be made upon forms prepared or prescribed by the department and shall contain information the department deems necessary to make a determination of eligibility for review and designation in accordance with the rules of this chapter. The application for stroke certified hospital designation form, included herein, is available at the Health Standards and Licensure (HSL) office, or online at the department's website at www.health.mo.gov, or may be obtained by mailing a written request to the Missouri Department of Health and Senior Services, HSL, PO Box 570, Jefferson City, MO 65102-0570. The application for stroke center designation shall be submitted to the department no less than sixty (60) days and no more than one hundred twenty (120) days prior to the desired date of the initial designation or expiration of the current designation;

(B) Both sections A and B of the application for stroke certified hospital designation form, included herein, shall be complete before the department designates a hospital/stroke center. The

department shall notify the hospital/stroke center of any apparent omissions or errors in the completion of the application for stroke certified hospital designation form. Upon receipt of a completed and approved application, the department shall designate such hospital as follows:

1. The department shall designate a hospital a level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program;

2. The department shall designate a hospital a level II stroke center if such hospital has been certified as a primary stroke center by either the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program; or

3. The department shall designate a hospital a level III stroke center if such hospital has been certified as an acute stroke-ready center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program;

(C) Annually from the date of designation by the department, submit to the department proof of certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program and the names and contact information of the medical director of the stroke center and the program manager of the stroke center;

(D) Within thirty (30) days of any changes submit, to the department proof of certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program and the names and contact information of the medical director of the stroke center and the program manager of the stroke center;

(E) Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty (30) days of receiving such results;

(F) Submit to the department a completed application for stroke certified hospital designation form every four (4) years;

(G) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in 19 CSR 30-40.302;

(H) Any hospital designated as a level III stroke center that is certified by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program as an acute stroke-ready center shall have a formal agreement with a level I or level II stroke center designated by the department for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy;

(I) Participate in local and regional emergency medical services systems by reviewing and sharing outcome data and providing training and clinical educational resources;

(J) Submit data to meet the data submission requirements outlined in 19 CSR 30-40.730(1)(Q);

(K) The designation of a hospital as a stroke center pursuant to section (3) shall continue if such hospital retains certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program; and

(L) The department may remove a hospital's designation as a stroke center if requested by the hospital or the department determines that the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program certification has been suspended or revoked. Any decision made by the department to withdraw the designation of a stroke center that is based on the revocation or suspension of a certification by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall not be subject to judicial review.



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
SECTION OF HEALTH STANDARDS AND LICENSURE
APPLICATION FOR STROKE CERTIFIED HOSPITAL DESIGNATION

SECTION A		ORGANIZATION'S STROKE IDENTIFICATION NO.	
In accordance with the requirements of the Chapter 190, RSMo, and the applicable regulations, this application is hereby submitted for designation as a stroke center. Please complete all information.			
CURRENT STROKE CERTIFICATION ORGANIZATION			
<input type="checkbox"/> The Joint Commission <input type="checkbox"/> DNV-GL Healthcare <input type="checkbox"/> Healthcare Facilities Accreditation Program			
CURRENT STROKE CERTIFICATION LEVEL			
<input type="checkbox"/> Comprehensive Stroke Center <input type="checkbox"/> Primary Stroke Center <input type="checkbox"/> Acute Stroke-Ready Center			
HOSPITAL INFORMATION			
NAME OF HOSPITAL (NAME TO APPEAR ON DESIGNATION CERTIFICATE)		TELEPHONE NUMBER	
ADDRESS (STREET AND NUMBER)		CITY	ZIP CODE
PROFESSIONAL INFORMATION			
CHIEF EXECUTIVE OFFICER		CHAIRMAN/PRESIDENT OF BOARD OF TRUSTEES	
STROKE MEDICAL DIRECTOR (NAME, EMAIL, AND CONTACT PHONE NUMBER)		STROKE PROGRAM MANAGER (NAME, EMAIL, AND CONTACT PHONE NUMBER)	
SECTION B			
The following should be submitted to the department as indicated:			
<input type="checkbox"/> Proof of stroke certification with the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program with the expiration date of the certification.			
<input type="checkbox"/> Copy of the final stroke survey results from the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program.			
If applying for Acute Stroke-Ready/Level III Stroke Center designation, the following should be submitted to the Department:			
<input type="checkbox"/> Formal agreement with Level I or Level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patients post-thrombolytic therapy.			
CERTIFICATION			
We, the undersigned, hereby certify that:			
A. We will annually and within thirty (30) days of any changes submit to the department proof of stroke certification with the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program. B. We will annually and within thirty (30) days of any changes submit to the department names and contact information of our medical director and the program manager of the stroke center. C. We will submit to the department a copy of our final stroke certification survey results from the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program within thirty (30) days of receiving such results. D. We will participate in the emergency medical services regional system of stroke care in our respective emergency medical services region as defined in 19 CSR 30-40.302. E. We will participate in local and regional emergency medical services systems by reviewing and sharing outcome data and providing training and clinical educational resources. F. We will submit data to meet the data submission requirements outlined in 19 CSR 30-40.730(1)(Q). G. We understand that our designation as a stroke center by the department shall continue only if our hospital remains certified as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program.			
SIGNATURE OF CHAIRMAN/PRESIDENT OF BOARD OF TRUSTEES, OWNER, OR ONE PARTNER OF PARTNERSHIP		SIGNATURE OF HOSPITAL CHIEF EXECUTIVE OFFICER	
SIGNATURE OF STROKE MEDICAL DIRECTOR		SIGNATURE OF DIRECTOR OF EMERGENCY MEDICINE	

*AUTHORITY: [section 192.006, RSMo 2000, and] sections 190.185, [and] 190.241, and 192.006, RSMo [Supp. 2012] 2016. Original rule filed Nov. 15, 2012, effective June 30, 2013. Emergency amendment filed Aug. 7, 2017, effective Aug. 17, 2017, expires Feb. 22, 2018. A proposed amendment covering this same material is published in this issue of the **Missouri Register**.*

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



Office of the Governor
State of Missouri

Proclamation

WHEREAS, Article IV, Section 27, authorizes the Governor to control the rate at which any appropriation is expended by allotment and, further, authorizes the Governor to reduce the expenditures of the state or any of its agencies below their appropriations whenever the actual revenues are less than the revenue estimates upon which the appropriations were based; and

WHEREAS, in addition to the power to control the rate of expenditure established in Article IV, Section 27, three percent of each appropriation, with the exception of amounts for personal service to pay salaries fixed by law, shall be set aside pursuant to section 33.290, RSMo, as a reserve fund and not subject to expenditure except with the approval of the Governor; and

WHEREAS, Article IV, Section 27.2, provides that the Governor notify the General Assembly "whenever the rate at which any appropriation shall be expended is not equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, due to a variety of factors, including the three percent reserve that is legally required by section 33.290, RSMo, the rate at which most appropriations are expended is not in "equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation"; and

WHEREAS, Article IV, Section 27.3, provides that the Governor notify the General Assembly "when the governor reduces one or more items or portions of items of appropriation of money as a result of actual revenues being less than the revenue estimates upon which the appropriations were based."

NOW THEREFORE, I, Eric R. Greitens, GOVERNOR OF THE STATE OF MISSOURI, pursuant to Article IV, Section 27, do hereby make the following notification to the Ninety-Ninth General Assembly of the State of Missouri:

I hereby notify the General Assembly, pursuant to Article IV, Section 27.2 of the Missouri Constitution, that the rate of expenditure for the appropriation lines in the fiscal year 2018 budget contained in Exhibit A attached hereto is not in equal quarterly allotments, the sum of which shall be equal to the amount of the appropriation.

I further notify the General Assembly, pursuant to Article IV, Section 27.3 of the Missouri Constitution, that, at the conclusion of fiscal year 2017, the appropriation lines in the fiscal year 2017 budget contained in

Exhibit B attached hereto were permanently reduced as a result of actual revenues being less than the revenue estimates upon which the appropriations were based in the fiscal year 2017 budget.

IN TESTIMONY 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, this 1st day of August, 2017.



Eric R. Greitens
Governor

Attest:

Secretary of State

Exhibit A

#	Dept	Budget
		Appropriation Line
1	Office of Administration	01.010
2	Office of Administration	01.020
3	Office of Administration	01.030
4	Elementary and Secondary Education	02.015
5	Elementary and Secondary Education	02.015
6	Elementary and Secondary Education	02.045
7	Higher Education	03.116
8	Higher Education	03.125
9	Higher Education	03.127
10	Higher Education	03.131
11	Higher Education	03.135
12	Higher Education	03.140
13	Higher Education	03.140
14	Higher Education	03.147
15	Higher Education	03.147
16	Higher Education	03.200
17	Higher Education	03.200
18	Higher Education	03.200
19	Higher Education	03.200
20	Higher Education	03.200
21	Higher Education	03.200
22	Higher Education	03.200
23	Higher Education	03.200
24	Higher Education	03.200
25	Higher Education	03.200
26	Higher Education	03.200
27	Higher Education	03.200
28	Higher Education	03.205
29	Higher Education	03.210
30	Higher Education	03.215
31	Higher Education	03.220
32	Higher Education	03.225
33	Higher Education	03.230
34	Higher Education	03.235
35	Higher Education	03.240
36	Higher Education	03.245
37	Higher Education	03.250
38	Higher Education	03.255
39	Higher Education	03.256
40	Higher Education	03.259
41	Higher Education	03.265
42	Revenue	04.010

43	Revenue	04.010
44	Revenue	04.010
45	Revenue	04.025
46	Revenue	04.040
47	Office of Administration	05.245
48	Office of Administration	05.265
49	Agriculture	06.020
50	Natural Resources	06.226
51	Economic Development	07.020
52	Economic Development	07.035
53	Economic Development	07.145
54	Public Safety	08.005
55	Public Safety	08.005
56	Public Safety	08.027
57	Public Safety	08.105
58	Public Safety	08.105
59	Public Safety	08.110
60	Public Safety	08.130
61	Public Safety	08.130
62	Public Safety	08.187
63	Public Safety	08.187
64	Public Safety	08.187
65	Public Safety	08.310
66	Public Safety	08.315
67	Public Safety	08.315
68	Public Safety	08.320
69	Corrections	09.250
70	Mental Health	10.090
71	Mental Health	10.105
72	Mental Health	10.110
73	Mental Health	10.110
74	Mental Health	10.110
75	Mental Health	10.110
76	Mental Health	10.210
77	Mental Health	10.210
78	Mental Health	10.210
79	Mental Health	10.210
80	Mental Health	10.225
81	Mental Health	10.225
82	Mental Health	10.225
83	Mental Health	10.410
84	Mental Health	10.410
85	Mental Health	10.410
86	Mental Health	10.410
87	Mental Health	10.410
88	Health and Senior Services	10.710
89	Health and Senior Services	10.725

90	Health and Senior Services	10.740
91	Social Services	11.080
92	Social Services	11.115
93	Social Services	11.235
94	Social Services	11.455
95	Social Services	11.460
96	Social Services	11.470
97	Social Services	11.480
98	Social Services	11.480
99	Social Services	11.490
100	Social Services	11.510
101	Social Services	11.510
102	Social Services	11.520
103	Capital Improvements	18.010

Exhibit B

#	Department	Budget Appropriation Line
1	Office of Administration	01.010
2	Office of Administration	01.020
3	Office of Administration	01.030
4	Elementary and Secondary Education	02.015
5	Elementary and Secondary Education	02.015
6	Elementary and Secondary Education	02.015
7	Elementary and Secondary Education	02.017
8	Elementary and Secondary Education	02.025
9	Elementary and Secondary Education	02.027
10	Elementary and Secondary Education	02.031
11	Elementary and Secondary Education	02.050
12	Elementary and Secondary Education	02.055
13	Elementary and Secondary Education	02.070
14	Elementary and Secondary Education	02.095
15	Elementary and Secondary Education	02.126
16	Elementary and Secondary Education	02.145
17	Elementary and Secondary Education	02.150
18	Elementary and Secondary Education	02.180
19	Elementary and Secondary Education	02.215
20	Higher Education	03.006
21	Higher Education	03.026
22	Higher Education	03.026
23	Higher Education	03.035
24	Higher Education	03.065
25	Higher Education	03.116
26	Higher Education	03.125
27	Higher Education	03.126
28	Higher Education	03.127
29	Higher Education	03.128
30	Higher Education	03.129
31	Higher Education	03.129
32	Higher Education	03.131
33	Higher Education	03.135
34	Higher Education	03.140
35	Higher Education	03.140
36	Higher Education	03.145
37	Higher Education	03.147
38	Higher Education	03.147
39	Higher Education	03.200
40	Higher Education	03.200
41	Higher Education	03.200
42	Higher Education	03.200

43	Higher Education	03.200
44	Higher Education	03.200
45	Higher Education	03.200
46	Higher Education	03.200
47	Higher Education	03.200
48	Higher Education	03.200
49	Higher Education	03.200
50	Higher Education	03.200
51	Higher Education	03.205
52	Higher Education	03.210
53	Higher Education	03.215
54	Higher Education	03.220
55	Higher Education	03.225
56	Higher Education	03.225
57	Higher Education	03.230
58	Higher Education	03.235
59	Higher Education	03.240
60	Higher Education	03.245
61	Higher Education	03.250
62	Higher Education	03.255
63	Higher Education	03.255
64	Higher Education	03.255
65	Higher Education	03.255
66	Higher Education	03.255
67	Higher Education	03.255
68	Higher Education	03.255
69	Higher Education	03.255
70	Higher Education	03.255
71	Higher Education	03.256
72	Higher Education	03.260
73	Higher Education	03.265
74	Higher Education	03.280
75	Revenue	04.005
76	Revenue	04.005
77	Revenue	04.010
78	Revenue	04.010
79	Revenue	04.010
80	Revenue	04.025
81	Revenue	04.035
82	Revenue	04.040
83	Revenue	04.100
84	Transportation	04.411
85	Transportation	04.450
86	Transportation	04.480
87	Transportation	04.490
88	Transportation	04.495
89	Transportation	04.505

90	Office of Administration	05.020
91	Office of Administration	05.160
92	Office of Administration	05.165
93	Office of Administration	05.185
94	Office of Administration	05.190
95	Office of Administration	05.230
96	Office of Administration	05.285
97	Agriculture	06.005
98	Agriculture	06.005
99	Agriculture	06.020
100	Agriculture	06.025
101	Agriculture	06.030
102	Agriculture	06.030
103	Agriculture	06.030
104	Agriculture	06.030
105	Agriculture	06.030
106	Agriculture	06.031
107	Agriculture	06.085
108	Agriculture	06.090
109	Agriculture	06.095
110	Agriculture	06.095
111	Agriculture	06.140
112	Natural Resources	06.202
113	Natural Resources	06.285
114	Natural Resources	06.290
115	Natural Resources	06.295
116	Economic Development	07.025
117	Economic Development	07.035
118	Economic Development	07.035
119	Economic Development	07.035
120	Economic Development	07.040
121	Economic Development	07.046
122	Economic Development	07.046
123	Economic Development	07.055
124	Economic Development	07.095
125	Economic Development	07.095
126	Economic Development	07.095
127	Economic Development	07.100
128	Economic Development	07.105
129	Economic Development	07.110
130	Economic Development	07.115
131	Economic Development	07.120
132	Economic Development	07.130
133	Economic Development	07.132
134	Economic Development	07.150
135	Economic Development	07.155
136	Economic Development	07.160

137	Public Safety	08.010
138	Public Safety	08.025
139	Public Safety	08.025
140	Public Safety	08.025
141	Public Safety	08.080
142	Public Safety	08.080
143	Public Safety	08.095
144	Public Safety	08.095
145	Public Safety	08.105
146	Public Safety	08.135
147	Public Safety	08.160
148	Public Safety	08.160
149	Public Safety	08.170
150	Public Safety	08.195
151	Public Safety	08.250
152	Public Safety	08.305
153	Corrections	09.010
154	Corrections	09.010
155	Corrections	09.205
156	Corrections	09.240
157	Corrections	09.250
158	Corrections	09.260
159	Mental Health	10.110
160	Mental Health	10.205
161	Mental Health	10.210
162	Mental Health	10.210
163	Mental Health	10.210
164	Mental Health	10.210
165	Mental Health	10.210
166	Mental Health	10.230
167	Mental Health	10.230
168	Mental Health	10.410
169	Mental Health	10.410
170	Mental Health	10.410
171	Mental Health	10.410
172	Mental Health	10.415
173	Health and Senior Services	10.710
174	Health and Senior Services	10.710
175	Health and Senior Services	10.710
176	Health and Senior Services	10.710
177	Health and Senior Services	10.715
178	Health and Senior Services	10.723
179	Health and Senior Services	10.725
180	Health and Senior Services	10.730
181	Health and Senior Services	10.745
182	Health and Senior Services	10.745
183	Health and Senior Services	10.805

184	Health and Senior Services	10.810
185	Health and Senior Services	10.820
186	Health and Senior Services	10.825
187	Health and Senior Services	10.830
188	Social Services	11.055
189	Social Services	11.080
190	Social Services	11.095
191	Social Services	11.165
192	Social Services	11.200
193	Social Services	11.220
194	Social Services	11.225
195	Social Services	11.245
196	Social Services	11.270
197	Social Services	11.270
198	Social Services	11.270
199	Social Services	11.270
200	Social Services	11.270
201	Social Services	11.305
202	Social Services	11.305
203	Social Services	11.320
204	Social Services	11.435
205	Social Services	11.435
206	Social Services	11.455
207	Social Services	11.485
208	Social Services	11.485
209	Social Services	11.510
210	Social Services	11.510
211	Social Services	11.527
212	Social Services	11.550
213	Secretary of State	12.070
214	Secretary of State	12.100
215	Secretary of State	12.105
216	Secretary of State	12.115
217	Secretary of State	12.120
218	Judiciary	12.300
219	Judiciary	12.306
220	Judiciary	12.320
221	Judiciary	12.320
222	Judiciary	12.320
223	Judiciary	12.325
224	Judiciary	12.340
225	Office of Public Defender	12.400
226	Office of Public Defender	12.400
227	General Assembly	12.506
228	General Assembly	12.507
229	General Assembly	12.515
230	General Assembly	12.515
231	General Assembly	12.515
232	General Assembly	12.515

233	General Assembly	12.520
234	General Assembly	12.525
235	General Assembly	12.525
236	General Assembly	17.145
237	Capital Improvements	17.155
238	Capital Improvements	18.010
239	Capital Improvements	18.060
240	Capital Improvements	18.080
241	Capital Improvements	18.100
242	Capital Improvements	18.105
243	Capital Improvements	18.110
244	Capital Improvements	18.125
245	Capital Improvements	18.130
246	Capital Improvements	18.135
247	Capital Improvements	18.140
248	Capital Improvements	18.145
249	Capital Improvements	18.150
250	Capital Improvements	18.160
251	Capital Improvements	18.175

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.

owned or controlled by, or is under common ownership or control by any company that owns or controls, a family trust company or foreign family trust company;

(B) "Applicant" means the corporation or limited liability company on whose behalf an application to register as a family trust company is submitted under section 362.1030, RSMo; or the corporation or limited liability company on whose behalf an application to register as foreign family trust company is submitted under section 362.1030, RSMo;

(C) "Cash" means legal tender, coin, demand deposit accounts, and time-deposit accounts, as valued in United States dollars;

(D) "Company" means any corporation, association, partnership, limited liability company, business trust, sole proprietorship, joint venture, or charitable organization or foundation, or other similar organization or business entity;

(E) "Holding company" means any company which owns or controls a family trust company or foreign family trust company;

(F) "Owns" or "controls" means owns, controls, or has power to vote twenty-five percent (25%) or more of any class of voting securities or membership interests of a company or family trust company or foreign family trust company; or controls in any manner the election of a majority of the directors, or managers or other similar governing body of a company or family trust company or foreign family trust company; owns, controls, or has power to vote ten percent (10%) or more of any class of voting securities or membership interests of a company or family trust company or foreign family trust company and exercises a controlling influence over the management or policies of the company or family trust company or foreign family trust company; or as determined by the secretary; and

(G) "Third-party service provider" means any person or company that has entered into a business relationship with a family trust company or foreign family trust company, for the provision of services, or any person or company that has entered into a business relationship with an affiliate of a family trust company or foreign family trust company, for the provision of services.

AUTHORITY: sections 362.1015(3), 362.1035.2(4), 362.1037, 362.1070, 362.1070.8(6), 362.1085, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

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

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 120—Family Trust Company

PROPOSED RULE

15 CSR 30-120.010 Definitions

PURPOSE: This rule defines certain terms used in the administration of the Missouri Family Trust Company Act and in the corresponding rules, forms, and orders made.

(1) As used in this chapter or in the forms prescribed by this chapter, the words defined in section 362.1015, RSMo, shall have the same meaning, and the following terms and phrases (whether or not capitalized) shall have the meanings stated below unless the context clearly indicates otherwise:

(A) "Affiliate" means any company that owns or controls, is

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 120—Family Trust Company

PROPOSED RULE

15 CSR 30-120.020 Application to Register as a Family Trust Company

PURPOSE: This rule prescribes the forms adopted and approved for filing with the secretary.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome and expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This not applies only to the reference material. The entire text of the rule is printed here.

(1) A family trust company seeking to register under section 362.1030, RSMo, must pay a nonrefundable five thousand dollar (\$5,000) application fee for deposit into the Family Trust Company Fund accompanied by a completed registration application on Form FTC-01, "Application to Register as a Family Trust Company," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The application must contain all information required by the form and the following exhibits:

- (A) Exhibit A Family Members;
- (B) Exhibit B Genealogical Chart;
- (C) Exhibit C Organizational Instrument;
- (D) Exhibit D Bylaws or Operating Agreement;
- (E) Exhibit E Capital Account;
- (F) Exhibit F Statement Regarding Maintenance of Corporate and Fiduciary Records; and
- (G) Exhibit G List of All Stockholders or Members.

(3) The name of the family trust company must contain the words "Family Trust."

(4) The statement provided in application Exhibit G, Statement Regarding Maintenance of Corporate and Fiduciary Records, must describe in detail how the proposed family trust company will maintain accurate corporate and fiduciary services records. The statement must identify by name any automated accounting system software or third-party accounting service provider to be used for corporate and fiduciary accounting. Any fiduciary accounting system should provide fiduciary accounting separate from corporate accounts as provided in section 362.1050, RSMo. If accounting and bookkeeping functions are to be performed off the premises of the proposed family trust company's principal place of business, name the servicing agent, and describe any affiliation by way of ownership, directorship, or common employment of personnel which the proposed family trust company may have with the servicing agent.

(5) The application must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1015(1), (3), (4), (6), (7), (8), (13), 362.1030.2, .3, 362.1035, 362.1037, 362.1040, 362.1070, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

PROPOSED RULE

15 CSR 30-120.030 Application to Register as a Foreign Family Trust Company

PURPOSE: This rule prescribes the forms adopted and approved for filing application to register as a foreign family trust company with the secretary.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome and expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This not applies only to the reference material. The entire text of the rule is printed here.

(1) An applicant seeking to operate in this state as a foreign family trust company under section 362.1030.4, RSMo, must pay a nonrefundable five thousand dollar (\$5,000) application fee for deposit into the Family Trust Company Fund accompanied by a completed registration application on Form FTC-02, "Application to Register as a Foreign Family Trust Company," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The application must contain all information required by the form and Exhibit A.

(3) The application must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1015(10), 362.1030.1, .2, .4, .5, 362.1035.1, .3, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

PROPOSED RULE

15 CSR 30-120.040 Annual Registration Report

PURPOSE: This rule prescribes the forms adopted and approved for filing with the secretary.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome and expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This not applies only to the reference material. The entire text of the rule is printed here.

(1) Within sixty (60) days after the end of each calendar year, annual registration reports for family trust companies and foreign family trust companies must be filed with the secretary on Form FTC-03, "Annual Registration Report," revised 08/2017, which is incorporated by reference in this rule and published by the secretary, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102, and available at <https://www.sos.mo.gov>. This rule does not incorporate any subsequent amendments or additions.

(2) The annual registration report must be accompanied by a nonrefundable application fee in the amount of one thousand dollars (\$1,000) for a family trust company and one thousand dollars (\$1,000) for a foreign family trust company.

(3) Each annual registration report must be signed under penalty of perjury by the applicant's authorized representative.

AUTHORITY: sections 362.1035, 362.1037, 362.1050, 362.1055, 362.1070, 362.1095, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

PROPOSED RULE

15 CSR 30-120.050 Records

PURPOSE: This rule prescribes the records required to be kept by a family trust company and foreign family trust company.

(1) Each family trust company shall maintain a principal office physically located in this state where original or true copies of all records and accounts of the family trust company may be accessed and made readily available for examination or inspection by the secretary.

(2) The records and accounts maintained shall include the following:

(A) Account information and statements relating to the minimum capital account requirements of section 362.1035.1, RSMo;

(B) Account information and statements relating to any corporate investments not included under subsection (2)(A), above;

(C) All records and accounting related to the trust company's service in a fiduciary capacity, segregated as required under section 362.1050, RSMo;

(D) General ledgers;

(E) Balance sheet and income statements;

(F) Operating accounts;

(G) Any examinations prepared under section 362.1085, RSMo;

(H) Records of real and personal property owned or leased by the family trust company;

(I) All applicable state and local business licenses, charters, or permits;

(J) The names and residence addresses of all stockholders or members of the trust company and the number of shares of stock or membership units held by each, as well as the ownership percentage of each stockholder or member;

(K) The organizational instrument (articles of organization or articles of incorporation pursuant to section 362.1040, RSMo), including all amendments and restatements;

(L) The bylaws or operating agreement, including all amendments;

(M) Organizational chart or charts;

(N) A current list of all family members which states how each family member qualifies as a family member as defined in section 362.1015, RSMo;

(O) A current genealogical chart or table that includes and identifies all family members;

(P) All personnel records;

(Q) A list identifying all affiliates;

(R) A list identifying all third-party service providers and the services provided;

(S) Copies of all registration and annual registration reports and exhibits submitted to the secretary;

(T) The addresses of any branch offices; and

(U) All other books of account and other records that relate to the company's operations in the form in which they are ordinarily maintained in the course of the company's business.

(3) Each family trust company may maintain other records not required by this rule, but such records shall be made readily available for examination or inspection by the secretary.

(4) Each foreign family trust company shall maintain, at its principal place of operations physically located in this state, the records below pertaining to its operations and business conducted in Missouri:

(A) All records and accounting related to the trust company's service in a fiduciary capacity;

(B) Records of real and personal property owned or leased by the foreign family trust company;

(C) All applicable state and local business licenses, charters, or permits;

(D) Organizational chart or charts;

(E) All personnel records;

(F) A list of all third-party service providers and the services provided;

(G) The addresses of any branch offices; and

(H) All other books of account and other records that relate to the company's operations in the form in which they are ordinarily maintained in the course of the company's business.

AUTHORITY: sections 362.1030, 362.1035, 362.1037, 362.1040, 362.1050, 362.1060, 362.1065, 362.1080, 362.1085, 362.1090, 362.1100, 362.1110, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

PROPOSED RULE

15 CSR 30-120.060 Examination

PURPOSE: This rule prescribes the examination process under the Missouri Family Trust Company Act.

(1) Examinations of family trust companies and foreign family trust companies will be conducted under section 362.1085, RSMo.

(2) Subsequent to any examination of a family trust company by the secretary, the secretary shall provide the family trust company with written findings, recommendations, comments, and conclusions resulting from such examination.

(3) The secretary will provide a written notice to the family trust company or foreign family trust company stating the costs due as a result of an examination conducted in accordance with section 362.1085.4, RSMo. The company must remit payment for the cost of the examination within thirty (30) days of the date of notice stating that such costs are due.

AUTHORITY: sections 362.1085 and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 120—Family Trust Company**

PROPOSED RULE

15 CSR 30-120.070 Application Process and Forms

PURPOSE: This rule prescribes the application process under the Missouri Family Trust Company Act.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Application forms for all initial registration and annual registration reports covered by these rules are available on the Office of Secretary of State's website at <http://www.sos.mo.gov>. Forms may also be obtained at no cost by request to the Secretary of State, Securities Division, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102.

(2) Completed forms shall be submitted for filing to the Secretary of State, Securities Division, 600 W. Main Street, PO Box 1276, Jefferson City, MO 65102.

(3) Request for Additional Information. All information the applicant desires to present to support the application should be submitted with the original filing. The required exhibits in the application forms are not intended to limit the applicant's presentation of any of the requirements, but merely represent the minimum information to be filed. Additional information shall be submitted within sixty (60) days after a request has been made by the secretary. Any such request for additional information will be made by the secretary within thirty (30) days after receipt of the application and the full amount of the prescribed fee for the registration sought. Failure to respond to such request within sixty (60) days after the date of the request may be construed by the secretary as grounds for denial of an application. No application shall be considered to be complete until all requested information has been submitted to the secretary.

(4) Burden of Proof. It is the applicant's responsibility to prove that the statutory and regulatory requirements warranting granting of the authority requested by the applicant are met.

(5) Withdrawal of Application. The applicant may request withdrawal of an application at any time by filing a written notice of withdrawal signed by the applicant's authorized representative.

AUTHORITY: sections 362.1030, 362.1035, and 362.1116, SCS for HCS for HB 292, First Regular Session, Ninety-ninth General Assembly, 2017. Emergency rule filed Aug. 15, 2017, effective Aug. 28, 2017, expires Feb. 22, 2018. Original rule filed Aug. 15, 2017.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of

the Secretary of State, PO Box 1276, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

**Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations**

PROPOSED AMENDMENT

19 CSR 30-40.365 Reasons and Methods the Department Can Use to Take Administrative Licensure Actions. The department is amending subsections (2)(L), (O), (P), and (Q).

PURPOSE: This amendment reflects statutory changes to reasons the department can use to take administrative licensure actions against emergency medical technicians.

(2) The department may cause a complaint to be filed with the Administrative Hearing Commission as provided by Chapter 621, RSMo, against any holder of any certificate, permit, or license required by the comprehensive emergency medical services systems act or any person who has failed to renew or has surrendered his or her certificate, permit, or license for failure to comply with the provisions of the comprehensive emergency medical services systems act or for any of the following reasons:

(L) Violation of any professional trust, [or] confidence, or legally protected privacy rights of a patient by means of an unauthorized or unlawful disclosure;

(O) Refusal of any applicant or licensee to [cooperate with the Department of Health and Senior Services during any investigation] respond to reasonable department requests for necessary information to process an application or to determine license status or license eligibility;

(P) Any conduct or practice which is or might be harmful or dangerous to the mental or physical health or safety of a patient or the public; and

(Q) Repeated acts of negligence or recklessness in the performance of the functions or duties of any activity licensed or regulated by sections 190.100 to 190.245, RSMo.

AUTHORITY: sections 190.165 and 190.185, RSMo [Supp. 2011] 2016. Emergency rule filed Jan. 14, 1999, effective Jan. 24, 1999, expired July 22, 1999. Original rule filed Jan. 14, 1999, effective June 30, 1999. Amended: Filed March 1, 2012, effective Sept. 30, 2012. Amended: Filed Aug. 7, 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 TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Dean Linneman, Director, Department of Health and Senior Services, Division of Regulation and Licensure, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30—Division of Regulation and Licensure
Chapter 40—Comprehensive Emergency Medical Services Systems Regulations**

PROPOSED AMENDMENT

19 CSR 30-40.720 Stroke Center Designation Application and Review. The department is amending sections (1), (2), and (3) and renumbering throughout; adding a new section (3); and adding the form included after the rule.

PURPOSE: This amendment adds an option for hospitals which are certified as stroke centers by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program to become designated as level I, II, or III stroke centers without being reviewed by the department. This amendment also adds an application for these hospitals which are certified as stroke centers by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program to complete in order to become designated as level I, II, or III stroke centers by the department. This amendment establishes requirements for the hospitals to meet that are certified as stroke centers by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program and choose to be designated as level I, II, or III stroke centers by the department. This amendment also adds focus reviews to be conducted after an initial review.

(1) Participation in Missouri's stroke center program is voluntary and no hospital shall be required to participate. No hospital shall hold itself out to the public as a state-designated stroke center unless it is designated as such by the Department of Health and Senior Services (department). Hospitals desiring stroke center designation shall apply to the department either through the option outlined in section (2) or section (3). Only those hospitals found [by review] to be in compliance with the requirements of the rules of this chapter shall be designated by the department as stroke centers.

(2) Hospitals requesting to be reviewed and designated as a stroke center by the department shall meet the following requirements:

(A) An application for stroke center designation shall be made upon forms prepared or prescribed by the department and shall contain information the department deems necessary to make a fair determination of eligibility for review and designation in accordance with the rules of this chapter. The stroke center review and designation application form, included herein, is available at the Health Standards and Licensure (HSL) office, or online at the department's website at www.health.mo.gov, or may be obtained by mailing a written request to the Missouri Department of Health and Senior Services, HSL, PO Box 570, Jefferson City, MO 65102-0570. The application for stroke center designation shall be submitted to the department no less than sixty (60) days and no more than one hundred twenty (120) days prior to the desired date of the initial designation or expiration of the current designation[.];

(B) Both sections A and B of the stroke center review and designation application form, included herein, shall be complete before the department will arrange a date for the review. The department shall notify the hospital/stroke center of any apparent omissions or errors in the completion of the stroke center review and designation application form. When the stroke center review and designation application form is complete, the department shall contact the hospital/stroke center to arrange a date for the review[.];

(C) The hospital/stroke center shall cooperate with the department in arranging for a mutually suitable date for any announced reviews[.];

[(D) The hospital/stroke center may request any announced initial and validation reviews by the department

be coordinated with the hospital's/stroke center's Joint Commission Stroke Center Survey, if applicable. The department may grant such a request to the extent practical.]

[(2)](D) The different types of site reviews to be conducted on hospitals/stroke centers seeking stroke center designation by the department include:

[(A)]1. An initial review shall occur on a hospital applying to be initially designated as a stroke center. An initial review shall include interviews with designated hospital staff, a review of the physical plant and equipment, and a review of records and documents as deemed necessary to assure compliance with the requirements of the rules of this chapter;

[(B)]2. A validation review shall occur on a designated stroke center applying for renewal of its designation as a stroke center. Validation reviews shall occur no less than every four (4) years. A validation review shall include interviews with designated stroke center staff, a review of the physical plant and equipment, and a review of records and documents as deemed necessary to assure compliance with the requirements of the rules of this chapter; and

[(C)]3. A focus review shall occur on a designated stroke center in which an initial or validation review was conducted and substantial deficiency(ies) were cited. A review of the physical plant will not be necessary unless a deficiency(ies) was cited in the physical plant in the preceding validation review. The focus review team shall be comprised of a representative from the department and may include a qualified contractor(s) with the required expertise to evaluate corrections in areas where deficiencies were cited./;]

[(3)](E) Stroke center designation shall be valid for a period of four (4) years from the date the stroke center/hospital is designated.

[(A)]1. Stroke center designation shall be site specific and non-transferable when a stroke center changes location.

[(B)]2. Once designated as a stroke center, a stroke center may voluntarily surrender the designation at any time without giving cause, by contacting the department in writing. In these cases, the application and review process shall be completed again before the designation may be reinstated./;]

[(4)](F) For the purpose of reviewing previously designated stroke centers and hospitals applying for stroke center designation, the department shall use review teams consisting of qualified contractors. These review teams shall consist of one (1) stroke coordinator or stroke program manager who has experience in stroke care and one (1) emergency medicine physician also experienced in stroke care. The review team shall also consist of at least one (1) and no more than two (2) neurologist(s)/neuro-interventionalist(s) who are experts in stroke care. One (1) representative from the department will also be a participant of the review team. This representative shall coordinate the review with the hospital/stroke center and the other review team members. [For a hospital applying to the department as a level I stroke center for an initial review and which provides the department with verification of certification by the Joint Commission as a Comprehensive Stroke Center, the review team shall consist of at least one (1) representative from the department and may also include one (1) qualified contractor. For a hospital applying to the department as a level II stroke center for an initial review and which provides the department with verification of certification by the Joint Commission as a Primary Stroke Center, the review team shall consist of at least one (1) representative from the department and may also include one (1) qualified contractor.]

[(A)]1. Any individual interested in becoming a qualified contractor to conduct reviews shall—

[1.]A. Send the department a curriculum vitae (CV) or résumé that includes his or her experience and expertise in stroke care and whether an individual is in good standing with his or her licensing boards. A qualified contractor shall be in good standing with his or her respective licensing boards;

[2.]B. Provide the department evidence of his or her previous

site survey experience (state and/or national designation survey process); and

[3.]C. Submit a list to the department that details any ownership he or she may have in a Missouri hospital(s), whether he or she has been terminated from any Missouri hospital(s), any lawsuits he or she has currently or had in the past with any Missouri hospital(s), and any Missouri hospital(s) for which his or her hospital privileges have been revoked.

[(B)]2. Qualified contractors for the department shall enter into a written agreement with the department indicating, that among other things, they agree to abide by Chapter 190, RSMo, and the rules in this chapter, during the review process./;]

[(5)](G) Out-of-state review team members shall conduct levels I and II hospital/stroke center reviews. Review team members are considered out-of-state review team members if they work outside of the state of Missouri. In-state review team members may conduct levels III and IV hospital/stroke center reviews. Review team members are considered in-state review team members if they work in the state of Missouri. In the event that out-of-state reviewers are unavailable, levels I and II stroke center reviews may be conducted by in-state reviewers from Emergency Medical Services (EMS) regions as set forth in 19 CSR 30-40.302 other than the region being reviewed with the approval of the director of the department or his/her designee. When utilizing in-state review teams, levels I and II hospital/stroke centers shall have the right to refuse one (1) in-state review team or certain members from one (1) in-state review team./;]

[(6)](H) Hospitals/stroke centers shall be responsible for paying expenses related to the cost of the qualified contractors to review their respective hospitals/stroke centers during initial, validation, and focus reviews. The department shall be responsible for paying the expenses of its representative. Costs of the review to be paid by the hospital/stroke center include:

[(A)]1. An honorarium shall be paid to each qualified contractor of the review team. Qualified contractors of the review team for levels I and II stroke center reviews shall be paid six hundred dollars (\$600) for the day of travel per reviewer and eight hundred fifty dollars (\$850) for the day of the review per reviewer. Qualified contractors of the review team for levels III and IV stroke center reviews shall be paid five hundred dollars (\$500) for the day of travel per reviewer and five hundred dollars (\$500) for the day of the review per reviewer. This honorarium shall be paid to each qualified contractor of the review team at the time the site survey begins;

[(B)]2. Airfare shall be paid for each qualified contractor of the review team, if applicable;

[(C)]3. Lodging shall be paid for each qualified contractor of the review team. The hospital/stroke center shall secure the appropriate number of hotel rooms for the qualified contractors and pay the hotel directly; and

[(D)]4. Incidental expenses, if applicable, for each qualified contractor of the review team shall not exceed two hundred fifty dollars (\$250) and may include the following:

[1.]A. Airport parking;

[2.]B. Checking bag charges;

[3.]C. Meals during the review; and

[4.]D. Mileage to and from the review if no airfare was charged by the reviewer. Mileage shall be paid at the federal mileage rate for business miles as set by the Internal Revenue Service (IRS). Federal mileage rates can be found at the website www.irs.gov/./;]

[(7)](I) Upon completion of a review, the qualified contractors from the review team shall submit a report of their findings to the department. This report shall state whether the specific standards for stroke center designation have or have not been met and if not met, in what way they were not met. This report shall detail the hospital/stroke center's strengths, weaknesses, deficiencies, and recommendations for areas of improvement. This report shall also include findings from patient chart audits and a narrative summary of the following areas: prehospital, hospital, stroke service, emergency department, operating room, angiography suites, recovery room, clinical lab, intensive care

unit, rehabilitation, performance improvement and patient safety programs, education, outreach, research, chart review, and interviews. The department shall have the final authority to determine compliance with the rules of this chapter./.;

/(8)/(J) The department shall return a copy of the report to the chief executive officer, the stroke medical director, and the stroke program manager/coordinator of the hospital/stroke center reviewed. Included within the report shall be notification indicating whether the hospital/stroke center has met the criteria for stroke center designation or has failed to meet the criteria for the stroke center designation requested. Also, if a focus review of the stroke center is required, the time frame for this focus review will be shared with the chief executive officer, the stroke medical director, and the stroke program manager/coordinator of the stroke center reviewed./.;

/(9)/(K) When the hospital/stroke center is found to have deficiencies, the hospital/stroke center shall submit a plan of correction to the department. The plan of correction shall include identified deficiencies, actions to be taken to correct deficiencies, time frame in which the deficiencies are expected to be resolved, and the person responsible for the actions to resolve the deficiencies. A plan of correction form shall be completed by the hospital and returned to the department within thirty (30) days after notification of review findings and designation. If a focus review is required, then the stroke center shall be allowed a minimum period of six (6) months to correct deficiencies./.;

/(10)/(L) A stroke center shall make the department aware in writing within thirty (30) days if there are any changes in the stroke center's name, address, contact information, chief executive officer, stroke medical director, or stroke program manager/coordinator./.;

/(11)/(M) Any person aggrieved by an action of the Department of Health and Senior Services affecting the stroke center designation pursuant to Chapter 190, RSMo, including the revocation, the suspension, or the granting of, refusal to grant, or failure to renew a designation, may seek a determination thereon by the Administrative Hearing Commission under Chapter 621, RSMo. It shall not be a condition to such determination that the person aggrieved seek reconsideration, a rehearing, or exhaust any other procedure within the department./.; and

/(12)/(N) The department may deny, place on probation, suspend, or revoke such designation in any case in which it has reasonable cause to believe that there has been a substantial failure to comply with the provisions of Chapter 190, RSMo, or any rules or regulations promulgated pursuant to this chapter. If the Department of Health and Senior Services has reasonable cause to believe that a hospital is not in compliance with such provisions or regulations, it may conduct additional announced or unannounced site reviews of the hospital to verify compliance. If a stroke center fails two (2) consecutive on-site reviews because of substantial noncompliance with standards prescribed by sections 190.001 to 190.245, RSMo, or rules adopted by the department pursuant to sections 190.001 to 190.245, RSMo, its center designation shall be revoked.

(3) Hospitals seeking stroke center designation by the department based on their current certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall meet the following requirements:

(A) An application for stroke center designation by the department for hospitals that have been certified as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall be made upon forms prepared or prescribed by the department and shall contain information the department deems necessary to make a determination of eligibility for review and designation in accordance with the rules of this chapter. The application for stroke certified hospital designation form, included herein, is available at the Health Standards and Licensure (HSL) office, or online at the department's website at www.health.mo.gov, or may be obtained by mailing a written request to the Missouri Department of Health

and Senior Services, HSL, PO Box 570, Jefferson City, MO 65102-0570. The application for stroke center designation shall be submitted to the department no less than sixty (60) days and no more than one hundred twenty (120) days prior to the desired date of the initial designation or expiration of the current designation;

(B) Both sections A and B of the application for stroke certified hospital designation form, included herein, shall be complete before the department designates a hospital/stroke center. The department shall notify the hospital/stroke center of any apparent omissions or errors in the completion of the application for stroke certified hospital designation form. Upon receipt of a completed and approved application, the department shall designate such hospital as follows:

1. The department shall designate a hospital a level I stroke center if such hospital has been certified as a comprehensive stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program;

2. The department shall designate a hospital a level II stroke center if such hospital has been certified as a primary stroke center by either the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program; or

3. The department shall designate a hospital a level III stroke center if such hospital has been certified as an acute stroke-ready center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program;

(C) Annually from the date of designation by the department, submit to the department proof of certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program and the names and contact information of the medical director of the stroke center and the program manager of the stroke center;

(D) Within thirty (30) days of any changes submit, to the department proof of certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program and the names and contact information of the medical director of the stroke center and the program manager of the stroke center;

(E) Submit to the department a copy of the certifying organization's final stroke certification survey results within thirty (30) days of receiving such results;

(F) Submit to the department a completed application for stroke certified hospital designation form every four (4) years;

(G) Participate in the emergency medical services regional system of stroke care in its respective emergency medical services region as defined in 19 CSR 30-40.302;

(H) Any hospital designated as a level III stroke center that is certified by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program as an acute stroke-ready center shall have a formal agreement with a level I or level II stroke center designated by the department for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patient post-thrombolytic therapy;

(I) Participate in local and regional emergency medical services systems by reviewing and sharing outcome data and providing training and clinical educational resources;

(J) Submit data to meet the data submission requirements outlined in 19 CSR 30-40.730(1)(Q);

(K) The designation of a hospital as a stroke center pursuant to section (3) shall continue if such hospital retains certification as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program; and

(L) The department may remove a hospital's designation as a stroke center if requested by the hospital or the department determines that the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program certification has been suspended or revoked. Any decision made by the department to withdraw the designation of a stroke center that is based

on the revocation or suspension of a certification by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program shall not be subject to judicial review.



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
SECTION OF HEALTH STANDARDS AND LICENSURE
APPLICATION FOR STROKE CERTIFIED HOSPITAL DESIGNATION

SECTION A		
In accordance with the requirements of the Chapter 190, RSMo, and the applicable regulations, this application is hereby submitted for designation as a stroke center. Please complete all information.		ORGANIZATION'S STROKE IDENTIFICATION NO.
CURRENT STROKE CERTIFICATION ORGANIZATION		
<input type="checkbox"/> The Joint Commission <input type="checkbox"/> DNV-GL Healthcare <input type="checkbox"/> Healthcare Facilities Accreditation Program		
CURRENT STROKE CERTIFICATION LEVEL		
<input type="checkbox"/> Comprehensive Stroke Center <input type="checkbox"/> Primary Stroke Center <input type="checkbox"/> Acute Stroke-Ready Center		
HOSPITAL INFORMATION		
NAME OF HOSPITAL (NAME TO APPEAR ON DESIGNATION CERTIFICATE)		TELEPHONE NUMBER
ADDRESS (STREET AND NUMBER)	CITY	ZIP CODE
PROFESSIONAL INFORMATION		
CHIEF EXECUTIVE OFFICER	CHAIRMAN/PRESIDENT OF BOARD OF TRUSTEES	
STROKE MEDICAL DIRECTOR (NAME, EMAIL, AND CONTACT PHONE NUMBER)	STROKE PROGRAM MANAGER (NAME, EMAIL, AND CONTACT PHONE NUMBER)	
SECTION B		
The following should be submitted to the department as indicated:		
<input type="checkbox"/> Proof of stroke certification with the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program with the expiration date of the certification.		
<input type="checkbox"/> Copy of the final stroke survey results from the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program.		
If applying for Acute Stroke-Ready/Level III Stroke Center designation, the following should be submitted to the Department:		
<input type="checkbox"/> Formal agreement with Level I or Level II stroke center for physician consultative services for evaluation of stroke patients for thrombolytic therapy and the care of the patients post-thrombolytic therapy.		
CERTIFICATION		
We, the undersigned, hereby certify that:		
A. We will annually and within thirty (30) days of any changes submit to the department proof of stroke certification with the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program. B. We will annually and within thirty (30) days of any changes submit to the department names and contact information of our medical director and the program manager of the stroke center. C. We will submit to the department a copy of our final stroke certification survey results from the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program within thirty (30) days of receiving such results. D. We will participate in the emergency medical services regional system of stroke care in our respective emergency medical services region as defined in 19 CSR 30-40.302. E. We will participate in local and regional emergency medical services systems by reviewing and sharing outcome data and providing training and clinical educational resources. F. We will submit data to meet the data submission requirements outlined in 19 CSR 30-40.730(1)(Q). G. We understand that our designation as a stroke center by the department shall continue only if our hospital remains certified as a stroke center by the Joint Commission, DNV-GL Healthcare or Healthcare Facilities Accreditation Program.		
SIGNATURE OF CHAIRMAN/PRESIDENT OF BOARD OF TRUSTEES, OWNER, OR ONE PARTNER OF PARTNERSHIP	SIGNATURE OF HOSPITAL CHIEF EXECUTIVE OFFICER	
SIGNATURE OF STROKE MEDICAL DIRECTOR	SIGNATURE OF DIRECTOR OF EMERGENCY MEDICINE	

AUTHORITY: [section 192.006, RSMo 2000, and] sections 190.185, [and] 190.241, and 192.006, RSMo [Supp. 2012] 2016. Original rule filed Nov. 15, 2012, effective June 30, 2013. Emergency amendment filed Aug. 7, 2017, effective Aug. 17, 2017, expires Feb. 22, 2018. Amended: Filed Aug. 7, 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 TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Dean Linneman, Director, Department of Health and Senior Services, Division of Regulation and Licensure, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2200—State Board of Nursing
Chapter 6—Intravenous Infusion Treatment
Administration**

PROPOSED AMENDMENT

20 CSR 2200-6.060 Requirements for Intravenous Therapy Administration Certification. The board is amending sections (2) and (3) and deleting section (6).

PURPOSE: This amendment allows the transfer of IV-Certification from another state to the state of Missouri and deletes section (6) on duplicate licenses.

(2) A practical nurse who is currently licensed to practice in another state or [territory] jurisdiction of the United States, who is an applicant for licensure by endorsement in Missouri and has been issued a temporary permit to practice in Missouri and is not IV-Certified in another state or territory can obtain IV-Certification upon successful completion of a board-approved venous access and intravenous infusion treatment modalities course.

(3) A practical nurse who is currently licensed to practice in another state or [territory] jurisdiction of the United States, who is an applicant for licensure by endorsement in Missouri and has been issued a temporary permit to practice in Missouri, and is IV-Certified in another state or [territory] jurisdiction of the United States, or who has completed a venous access and intravenous infusion treatment modalities course in another state or [territory] jurisdiction of the United States, can obtain IV-Certification in Missouri by **endorsement upon providing evidence of IV-Certification in another state or jurisdiction**[;].

(A) Contacting a provider of a board approved venous access and intravenous infusion treatment modalities course; and

(B) Requesting provider evaluation of venous access and intravenous infusion treatment modalities competency. The evaluating provider may:

1. *Accept the applicant's federal or other state or territory's course as equivalent to Missouri's requirements;*

2. *Accept part of the curriculum taken in that state or territory and require the applicant to complete any deficiencies;*

3. *Require the applicant to complete an entire board approved venous access and intravenous infusion treatment modalities course; or*

4. *Require the applicant to achieve a minimum score of eighty percent (80%) on a written comprehensive examination of no less than fifty (50) multiple choice items and demonstrate the ability to initiate a peripheral vascular access and intravenous infusion treatment modality;*

[(C)](A) Upon receipt of [confirmation from an approved course provider that the practical nurse possesses the necessary venous access and intravenous infusion treatment modalities competencies,] evidence of IV-Certification in another state or jurisdiction the board will issue a Verification of IV-Certification letter stamped with the board seal and stating the expiration date of the individual's temporary permit[;].

[(D)](B) Upon receipt of the Verification of IV-Certification letter from the board, the individual may engage in practical nursing care acts involving venous access and intravenous infusion treatment modalities as specified in the provisions of section 335.016, RSMo, 20 CSR 2200-5.010, and this chapter[;].

[(E)](C) When all other licensure requirements are met, the license issued will state LPN IV-Certified[;].

[(F)](D) If licensure requirements are not met by the expiration date stated on the Verification of IV-Certification letter and temporary permit, the individual shall cease performing all practical nursing care acts including those related to intravenous infusion treatment administration.

[(6) If a qualified licensed practical nurse requests a license stating LPN IV-Certified prior to the next licensure renewal cycle, the procedure for obtaining a duplicate license as stated in 20 CSR 2200-4.020(14) shall be followed.]

AUTHORITY: sections 335.017, RSMo 2000, and section] and 335.036, RSMo [Supp. 2012] 2016. This rule originally filed as 4 CSR 200-6.060. Original rule filed Sept. 1, 2005, effective April 30, 2006. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 11, 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 TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the State Board of Nursing, Lori Scheidt, Executive Director, PO Box 656, Jefferson City, MO 65102, by fax at (573) 751-0075, or via email at nursing@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2263—State Committee for Social Workers
Chapter 2—Licensure Requirements**

PROPOSED RESCISSION

20 CSR 2263-2.045 Provisional Licenses. This rule outlined the requirements for provisional licensed clinical social workers.

PURPOSE: This rule is being rescinded as provisional licenses are no longer issued.

AUTHORITY: sections 337.600, 337.612, 337.615, 337.627, and 337.630, RSMo Supp. 2010. This rule originally filed as 4 CSR 263-2.045. Original rule filed Dec. 30, 1998, effective July 30, 1999. For intervening history, please consult the Code of State Regulations. Rescinded: Filed Aug. 8, 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 TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the State Committee for Social Workers, Tom Reichard, Executive Director, PO Box 1335, Jefferson City, MO 65102, by fax at (573) 526-3489, or via email at lcsw@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

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

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 13—DEPARTMENT OF SOCIAL SERVICES
Division 110—Division of Youth Services
Chapter 2—Classification Services and Residential Care**

ORDER OF RULEMAKING

By the authority vested in the Division of Youth Services under sections 219.061.3 and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 110-2.140 Confidentiality of Case Records is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2017 (42 MoReg 716-717). 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 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2200—State Board of Nursing
Chapter 4—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Nursing under sections 335.036.1(2) and (7), 335.046, 335.051, and 335.066, RSMo 2016,

the board amends a rule as follows:

20 CSR 2200-4.020 Requirements for Licensure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2017 (42 MoReg 867-870). 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 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2235—State Committee of Psychologists
Chapter 1—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Committee of Psychologists under sections 337.030 and 337.050, RSMo 2016, the board amends a rule as follows:

20 CSR 2235-1.020 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2017 (42 MoReg 871-873). 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.