

(5) A limited license shall be issued to the applicant upon passing of the state examination.

(6) The licensee shall renew his/her license as outlined in 19 CSR 73-2.050. The licensee shall be exempt from the required ten (10) patient care related clock hours.

*AUTHORITY: section 344.070, RSMo 2016. Original rule filed Aug. 31, 2018.*

*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 in opposition to this proposed rule with Sally McKee, Missouri Board of Nursing Home Administrators, 3418 Knipp Drive, 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 73—Missouri Board of Nursing Home  
Administrators  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**19 CSR 73-2.050 Renewal of Licenses.** The department is amending sections (1), (2), and (3).

*PURPOSE: This amendment allows the Missouri Board of Nursing Home Administrators to notify its licensees of renewals and for licensees to renew their licenses by electronic means according to the provisions of section 344.040, RSMo, and allows licensees to carry over continuing education hours from one (1) licensure period to another.*

(1) By April 1 of each year, the board shall *[mail an application for renewal of license, to the last recorded address on file, to]* **notify by mail or electronic communication** every person whose license is due to be renewed **by June 30** during the current year.

(2) Licenses will be renewed if the licensee—

(A) Files an application for renewal on the appropriate licensure-level (nursing home administrator or residential care and assisted living administrator) form furnished by the board **or renews through the board's electronic online system** on or before May 30 to **ensure receipt of a new license prior to June 30**. The application forms, MO 580-2991 (03-11), Application for License Renewal NHA, and MO 580-2988 (03-11), Application for License Renewal RCAL, are incorporated by reference in this rule and are available on the web at [www.health.mo.gov/information/boards/bnha](http://www.health.mo.gov/information/boards/bnha) or by contacting the board at PO Box 570, Jefferson City, MO 65102, (573) 751-3511. This rule does not incorporate any subsequent amendments or additions. Information provided in the application shall *[be attested to by signature to be true and correct to the best of the applicant's knowledge and belief and]* include an attestation verifying that the licensee has completed at least forty (40) clock hours of board-approved continuing education, as outlined in *[19 CSR 73-2.050(3)(A)–(B)]* **19 CSR 73-2.050(3)**. *[A minimum of ten (10) clock hours must be in patient-care related offerings, as*

*defined in 19 CSR 73-2.031(2)(A)–(F)]* **Any number of continuing education hours earned in the month of June in excess of the required hours may be carried over to the next renewal period.**

1. Licensees *[must]* **shall** maintain proof of having completed the number of continuing education hours claimed at the time of renewal.

2. Upon request of the board, make that proof available for audit to verify completion of the number and validity of hours claimed;

(B) Submit the renewal fee referenced in 19 CSR 73-2.015; and

(C) A two (2)-year license *[will]* **shall** be issued.

(3) Licensees *[must]* **shall** maintain proof of having completed the number of continuing education hours claimed at the time of renewal and shall, upon request of the board, make that proof available for audit to verify completion of the number and validity of hours claimed. Documentation to prove completion of continuing education hours *[must]* **shall** be maintained by each licensee for four (4) years from the last day of the licensure year in which the hours were earned.

(A) A minimum of *[thirty (30)]* **ten (10)** clock hours *[toward the forty (40) required shall be obtained through attendance at board-approved continuing education programs or academic courses, as defined in 19 CSR 73-2.031(2)(A)–(K)]* **shall be in patient care related offerings, as defined in 19 CSR 73-2.031(2)(A)–(F)**. A maximum of twenty (20) clock hours of the forty (40) clock hours may be from on-line continuing education programs if a Missouri board-approved training agency offers the program **or approved by the National Continuing Education Review Service (NCERS) under the National Association of Long Term Care Administrator Boards (NAB)**. The continuing education programs and the academic courses *[must]* **shall** meet the following criteria:

1. Be approved by the board. In the case of academic courses, the licensee *[must]* **shall** submit a course description from the college for board review. A maximum of five (5) clock hours per semester hour may be approved by the board. Upon successful completion of the course (grade of “C” or above), an official transcript or grade report *[must]* **shall** be submitted to the board office, upon request, as verification of course completion;

2. Be offered by a registered training agency approved by the board or a single offering provider (as outlined in 19 CSR 73-2.060);

3. Be approved by another state licensure board for long-term care administrators or by the National Continuing Education Review Service (NCERS) under the National Association of **Long Term Care Administrator Boards (NAB)**.

(C) Serving as a registered preceptor for an applicant who has been required by the board to complete an internship as described in 19 CSR 73-2.031. One (1) clock hour per full month as a preceptor shall be granted with a maximum of ten (10) clock hours per internship. During the two (2)-year licensure period, a maximum of twenty (20) clock hours *[will]* **shall** be granted.

(D) Each licensee whose initial licensure period is less than twenty-four (24) months shall be required to obtain at least one and one-half (1 1/2) hours of continuing education for each month in the initial licensure period which shall include programs covering patient-care related topics as defined in 19 CSR 73-2.031(2)(A)–(F). **The licensee may complete up to fifty percent (50%) of the prorated hours through on-line continuing education programs.** The minimum number of clock hours required in patient-care (PC) related programs is as follows. Initial licensure period of—

1. 23 months to 18 months—8 PC clock hours

2. 17 months to 12 months—6 PC clock hours

3. 11 months to 6 months—4 PC clock hours

4. 5 months or less—2 PC clock hours.

*AUTHORITY: sections 344.040 and 344.070, RSMo Supp. [2010] 2017. This rule was previously filed as 13 CSR 73-2.050. Original rule filed May 13, 1980, effective Aug. 11, 1980. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug 31, 2018.*

*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 Sally McKee, Missouri Board of Nursing Home Administrators, 3418 Knipp Drive, 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 73—Missouri Board of Nursing Home  
Administrators  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**19 CSR 73-2.051 Retired Licensure Status.** The department is deleting section (3), renumbering thereafter, and amending sections (2) and (4).

*PURPOSE: This amendment deletes the notarization requirement and clarifies the procedures to retire or reactivate the license.*

(2) Licensees interested in making application *[must]* shall submit the following information to the board **prior to June 30 of the year of renewal of the administrator's active license:**

(A) The fee referenced in 19 CSR 73-2.015; **and**

(B) *[His/her o]Original wall license and all other evidence of licensure or evidence satisfactory to the board that the license has been lost, stolen, or destroyed; and].*

*[(C) One (1) of the following:*

*1. An affidavit that includes the date on which the licensee retired from such practice and such other facts the board may require to verify the retirement; or*

*2. Sign the request for retired status that appears on the administrator license renewal application and return such application to the board prior to the active license expiring on June 30 of the year of renewal.*

*(3) Information provided in the request for retired status shall be given under oath subject to the penalties for making a false affidavit.]*

*[(4)](3) The board shall issue a new license to the licensee indicating that the licensee is retired once the board has received the required information and has approved the request for retired licensure status.*

*[(5)](4) A retired license may be reactivated within five (5) years of the granting of the retired license by filing the following information with the board:*

(A) *[An affidavit requesting reactivation of] A request to reactivate the retired license;*

(B) The fee referenced in 19 CSR 73-2.015; **and**

(C) Satisfactory evidence of the completion of twenty (20) clock hours of board approved continuing education *[(including clock hours carried forward from the last renewal date)],* as described in 19 CSR 73-2.050~~[(2)(A) and (B)],~~ for each calendar year the license was retired. All clock hours *[must]* shall be completed after the granting of the retired license or completed within the same licensure year the licensee was granted the retired license. The

board may prorate the required clock hours for any portion of a calendar year as follows:

1. Ten (10) months or more, but less than twelve (12) months—twenty (20) clock hours (including a minimum of five (5) patient care hours);

2. Seven (7) months or more, but less than ten (10) months—fifteen (15) clock hours (including a minimum of five (5) patient care hours);

3. Four (4) months or more, but less than seven (7) months—ten (10) clock hours (including a minimum of two and one-half (2.5) patient care hours); or

4. Less than four (4) months—five (5) clock hours (including a minimum of two and one-half (2.5) patient care hours).

*[(6)](5) If more than five (5) years have passed since the issuance of a retired license to a licensee, the licensee shall follow the procedures for initial licensure stated in section 344.030, RSMo.*

*[(7)](6) No person shall act or serve in the capacity of an administrator in this state or hold himself or herself out as an administrator if his or her license is retired.*

*[(8)](7) Retired licensees shall remain subject to disciplinary action for violations of Chapter 344, RSMo, and the rules promulgated thereunder.*

*AUTHORITY: section 344.070, RSMo [Supp. 2010] 2016. This rule was previously filed as 13 CSR 73-2.051. Original rule filed Oct. 24, 2000, effective May 30, 2001. Moved and amended: Filed Jan. 31, 2003, effective Aug. 30, 2003. Amended: Filed Dec. 28, 2007, effective Aug. 30, 2008. Amended: Filed June 15, 2011, effective Jan. 30, 2012. Amended: Filed Aug. 31, 2018.*

*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 in opposition to this proposed amendment with Sally McKee, Missouri Board of Nursing Home Administrators, 3418 Knipp Drive, 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 73—Missouri Board of Nursing Home  
Administrators  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**19 CSR 73-2.053 Inactive Licensure Status.** The department is deleting section (8), renumbering thereafter, and amending sections (2), (3), (4), (5), (7), and (9).

*PURPOSE: This amendment removes the requirement for notarization of requests for inactive status and clarifies the procedures to put the license in inactive status, renew inactive status, and reactivate the license.*

(2) Licensees interested in requesting an inactive license *[must]*

shall submit the following information to the board prior to June 30 of the year of renewal of the administrator's active license:

(A) The fee referenced in 19 CSR 73-2.015;

(B) *[His/her o]*Original wall license and all other *[indicia]* evidence of licensure, or evidence satisfactory to the board that the license has been lost, stolen, or destroyed; and

*[(C)]* A signed written request that has been notarized; and

*[(D)]*(C) Evidence satisfactory to the board of completion of ten (10) clock hours of continuing education in the area of patient care. **The licensee may complete up to five (5) hours out of the ten (10) hours of continuing education from on-line continuing education programs if a Missouri board-approved training agency offers the program or approved by the National Continuing Education Service (NCERS) under the National Association of Long Term Care Administrator Boards (NAB).**

(3) The board shall *[issue a new license to]* provide written notification to the licensee indicating that the license is inactive once the board has received the required information and has approved the request for inactive licensure status.

(4) An inactive license shall expire on June 30 of the second year following the year of issuance and every other year thereafter.

(5) Licensees seeking to renew shall, on or before June 30 of the year of renewal, either file an application *[for renewal]* or renew through the board's electronic online system, as provided in 19 CSR 73-2.050, *[on forms furnished by the board,]* that includes evidence satisfactory to the board of completion of a minimum of ten (10) clock hours of continuing education in the area of patient care and shall be accompanied by the renewal fee referenced in 19 CSR 73-2.015.

(7) An inactive license may be reactivated by submitting a *[written]* request to the board, accompanied by evidence satisfactory to the board of the completion of forty (40) clock hours of continuing education and the fee referenced in 19 CSR 73-2.015. The forty (40) clock hours of continuing education shall be earned no earlier than six (6) months prior to the request for reactivation and no later than six (6) months after the inactive license has been reactivated. If the holder of an inactive license requests reactivation prior to completing the forty (40) clock hours of continuing education, the board shall issue a six (6)-month interim license to the licensee. The interim license shall expire six (6) months from the date of issuance or at such earlier time as the licensee earns the forty (40) clock hours of continuing education deemed satisfactory to the board of completion of the required hours.

*[(8)]* A request for reactivation of an inactive license shall show, under oath or affirmation of the administrator, a statement that the administrator has not practiced during the inactive period and is not presently practicing in this state.]

*[(9)]*(8) No person shall practice as an administrator or hold himself or herself out as an administrator in this state while his or her license is inactive.

*[(10)]*(9) An inactive license shall remain subject to discipline for violations of *[this c]*Chapter 344, RSMo, and the rules promulgated *[there under]* thereunder.

*AUTHORITY:* section 344.070, RSMo *[Supp. 2010]* 2016. Original rule filed Dec. 28, 2007, effective Aug. 30, 2008. Amended: Filed June 15, 2011, effective Jan. 30, 2012. Amended: Filed Aug. 31, 2018.

*PUBLIC COST:* This proposed amendment will not cost state agen-

*cies 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 in opposition to this proposed amendment with Sally McKee, Missouri Board of Nursing Home Administrators, 3418 Knipp Drive, 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 73—Missouri Board of Nursing Home  
Administrators  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**19 CSR 73-2.060 Registration of Training Agencies and Single Offering Providers.** The department is amending sections (1), (2), and (3).

*PURPOSE:* This amendment allows a two-year training agency status versus the one (1) year and less time constraints on submission of continuing education offerings.

(1) All organizations described in 19 CSR 73-2.010~~[(8)]~~(12) as a training agency which offer any course of study or program of instruction and training to prepare applicants for licensure as *[nursing home]* administrators or for the renewal of license as *[nursing home]* administrators shall register with the board.

(B) This registration, if granted by the board, shall be established for up to *[twelve (12) months]* two (2) years and notice of this registration and time periods *[will]* shall be made available to licensees by the *[executive secretary of the]* board office. The registration of any agency may be terminated at any time at the discretion of the board and with thirty (30) days written notice to the training agency. The agency's board approval number *[must]* shall be printed in all program promotional materials that are approved for *[nursing home]* licensed administrators.

(C) The program shall follow the long-term care core of knowledge areas as described in 19 CSR 73-2.031~~[(2)]~~. All approved training agencies *[must]* shall submit to the board office in advance, the following information regarding each program they wish to approve for *[nursing home]* administrator clock hours:

1. Date, time, and location of presentation broken down into specific time periods, topic titles, and speakers;
2. A program outline including the purpose and content objectives;
3. Statements regarding presenter qualifications in his/her particular subject matter area;
4. Number of clock hours requested, deleting time allotted for breaks and lunch; and
5. For on-line (web-based, teleconference, self-study, and webinar) continuing education courses, the program materials *[must]* shall also include:

A. Description of the total learning package including the method/rationale used for determining the number of study hours required to complete the program. One (1) clock hour *[will]* shall be awarded for each hour needed to complete the course.

B. Instruction for program completion; and

C. Post-test as part of the total learning package, except for webinars and teleconferences. The information *[must]* shall

demonstrate test security, include a minimum of five (5) multiple choice or true/false questions per clock hour, and require a grade of seventy-five percent (75%) or higher in order to pass.

*[(D)] If the training agency wishes to approve a program but is not the sponsoring agency and provider, the agency must submit the application for approval of a single offering as described in section (2) of this rule. No fee will be charged for this process as referenced in subsection (2)(B). If the application for a single offering is submitted less than forty-five (45) days in advance of the presentation but more than thirty (30) days in advance, there will be a nonrefundable late fee of fifty dollars (\$50).]*

*[(E)](D)* Thirty (30) days prior to the date the training agency status will expire, the agency *[must]* **shall** make reapplication if the agency wishes to continue as an approved provider beyond the designated period. The training agency's ability to comply with the board's rules and policies for offering continuing education programs to licensed *[nursing home]* administrators *[will]* **shall** be carefully reviewed during the reapplication process.

(2) Organizations or persons who do not qualify under 19 CSR 73-2.010~~[(8)](12)~~ as a **training agency**, but *[who]* wish to sponsor in-person education seminars shall submit *[three (3) copies of]* the application for approval of a single offering a minimum of *[forty-five (45)]* **thirty (30)** days in advance of the presentation. If the application for a single offering is submitted less than *[forty-five (45)]* **thirty (30)** days in advance of the presentation *[but more than thirty (30) days in advance]*, there *[will]* **shall** be a separate, nonrefundable late fee of fifty dollars (\$50).

(A) The sponsoring agency and its role *[must]* **shall** be clearly identified in the application. For first time single offering providers, the organization's mission statement/goals *[must]* **shall** be included.

(B) There shall be a separate, nonrefundable fee *[of fifteen dollars (\$15) per requested clock hour]* as **referenced in 19 CSR 73-2.015** for each single offering application filed with the board. The education and training unit of any state agency, or a section of a department, *[will]* **shall** be exempt from these application fees.

(D) **Single offering** *[A]* applications approved by the board *[must]* **shall** reflect the board approval number in the program's promotional materials.

(3) **In order to provide topical education that may be of an immediate nature**, *[T]*the education and training unit of the Missouri Department of Health and Senior Services~~,~~ shall be exempt from the *[forty-five (45)-]* **thirty- (30)-** day advance notice stipulation.

(4) The training agency and single offering provider *[must]* **shall**—

(A) Record attendance accurately at each presentation, *[with the use of sign-in/out sheets as needed,]* reflecting the number **and type** of clock hours of actual attendance of each *[nursing home]* administrator;

(B) Submit, within thirty (30) days of the conclusion of the approved program, to the board office a *[composite]* **summative** evaluation and a roster *[signed by each nursing home administrator attendee]* including license number, *[and]* number **and type** of clock hours issued to each licensee; and

(C) Provide each *[nursing home]* administrator written evidence of his/her attendance which shall include: title of offering, date of offering, number **and type** of clock hours actually attended and the board approval number.

*AUTHORITY: section 344.070, RSMo [Supp. 2007] 2016. This rule was previously filed as 13 CSR 73-2.060. Original rule filed May 13, 1980, effective Aug. 11, 1980. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 31, 2018.*

*PUBLIC COST: This proposed amendment will not cost state agen-*

*cies 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 in opposition to this proposed amendment with Sally McKee, Missouri Board of Nursing Home Administrators, 3418 Knipp Drive, 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 2040—Office of Athletics Chapter 2—Licenses and Permits

#### PROPOSED AMENDMENT

**20 CSR 2040-2.011 Licenses.** The office is amending sections (1), (3)–(5), and (7)–(8).

*PURPOSE: This amendment is establishing fees for new license types as prescribed in House Bill 1388 signed into law and effective August 28, 2018.*

(1) All contestants, referees, judges, *[managers,]* seconds, physicians, timekeepers, promoters, **and** matchmakers~~,~~ *and announcers]* must apply for and submit the proper fee to be issued a license. All contestants, referees, judges, *[managers,]* seconds, physicians, timekeepers, promoters, **and** matchmakers~~,~~ *and announcers]* must be issued a license before participating in a contest.

(3) An applicant for a professional boxing, professional wrestling, professional kickboxing, *[or]* professional full-contact karate, **professional mixed martial arts, and amateur mixed martial arts** contestant license shall submit to any medical examination or testing ordered by the office.

(4) Each contestant shall consistently use the same name in contests and provide the office with the contestant's legal name and the ring name, if any, to be used in a professional boxing, professional wrestling, professional kickboxing, *[or]* professional full-contact karate, **professional mixed martial arts, and amateur mixed martial arts** bout. The inspector may require all contestants to present photo identification prior to competing in the contest.

(5) Licensees must comply with all applicable federal regulations governing professional boxing, professional wrestling, professional kickboxing, *[and]* professional full-contact karate, **professional mixed martial arts, and amateur mixed martial arts.**

(7) The following is a schedule of fees for initial licensure and renewal:

<b>(B) Promoter—Amateur</b>	<b>\$400.00</b>
<i>[(B)](C)</i> Contestant—Professional	\$ 40.00
<b>(D) Contestant—Amateur</b>	<b>\$ 30.00</b>
<i>[(C)](E)</i> Referee—Professional	\$ 50.00
<i>[(D)](F)</i> Judge—Professional	\$ 50.00
<i>[(E)](G)</i> Matchmaker	\$200.00
<i>[(F) Manager]</i>	<i>\$100.00]</i>
<i>[(G)](H)</i> Second	\$ 20.00
<i>[(H) Announcer]</i>	<i>\$ 20.00]</i>

(8) The following is a schedule of fees for federal identification cards:

- |  |          |
|--|----------|
| (A) Initial <b>and duplicate</b> federal identification card | \$15.00  |
| (B) Duplicate federal identification card                    | \$ 10.00 |

*AUTHORITY: section 317.006, RSMo [2016] Supp. 2018. This rule originally filed as 4 CSR 40-2.011. Original rule filed April 30, 1982, effective Sept. 11, 1982. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Aug. 28, 2018, effective Sept. 7, 2018, expires March 5, 2019. Amended: Filed Aug. 28, 2018.*

*PUBLIC COST: This proposed amendment will increase the fund for the Office of Athletics approximately thirty-one thousand five hundred fifty-five dollars (\$31,555) during the first year of implementation and twenty-six thousand seven hundred fifty-five dollars (\$26,755) annually thereafter for the life of the rule. It is anticipated that the increased revenues will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will cost private entities approximately thirty-one thousand five hundred fifty-five dollars (\$31,555) during the first year of implementation and twenty-six thousand seven hundred fifty-five dollars (\$26,755) annually thereafter for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Athletics, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-5649, or via email at athletic@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.*

## PUBLIC FISCAL NOTE

## I. RULE NUMBER

Title 20 -Department of Insurance, Financial Institutions and Professional Registration  
 Division 2040 - Office of Athletics  
 Chapter 2 - Licenses and Permits  
 Proposed Amendment to 20 CSR 2040-2.011 - Licenses

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Increase of Revenue	
Office of Athletics	\$31,555	
	Estimated Increased Revenue During the First Year of Implementation	\$31,555

Affected Agency or Political Subdivision	Estimated Increase of Revenue	
Office of Athletics	\$26,755	
	Estimated Increased Revenue During the Second Year of Implementation and Annually Thereafter	\$26,755

## III. WORKSHEET

See Private Entity Fiscal Note

## IV. ASSUMPTION

1. The total revenue increase is based on the costs to private entities reflected in the Private Fiscal Note filed with this rule.
2. The board utilizes a rolling five-year financial analysis process to evaluate its fund balance, establish fee structure, and assess budgetary needs. The five-year analysis is based on the projected revenue, expenses, and number of licensees.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 -Department of Insurance, Financial Institutions and Professional Registration  
 Division 2040 - Office of Athletics  
 Chapter 2 - Licenses and Permits  
 Proposed Amendment to 20 CSR 2040-2.011 - Licenses**

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost for the life of the rule by affected entities:
14	Promoter - Amateur ( Fee @ \$400)	\$5,600
200	Contestant - Amateur ( Fee @ \$30)	\$6,000
100	Seconds ( Fee @ \$100)	\$10,000
20	Gate Receipts ( Fee @ \$500 per show)	\$10,000
15	Duplicate federal identification card ( Fee Increase @ \$5)	\$75
1	Manager (Deletions of Fee @ \$100)	(\$100)
1	Announcer (Deletions of Fee @ \$20)	(\$20)
<b>Estimated Cost of Compliance During the First Year of Implementation</b>		<b>\$31,555</b>

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost for the life of the rule by affected entities:
2	Promoter - Amateur ( Fee @ \$400)	\$800
200	Contestant - Amateur ( Fee @ \$30)	\$6,000
100	Seconds ( Fee @ \$100)	\$10,000
20	Gate Receipts ( Fee @ \$500 per show)	\$10,000
15	Duplicate federal identification card ( Fee Increase @ \$5)	\$75
1	Manager (Deletions of Fee @ \$100)	(\$100)
1	Announcer (Deletions of Fee @ \$20)	(\$20)
	<b>Estimated Cost of Compliance Beginning the Second Year of Implementation and Continuing Annually Thereafter</b>	<b>\$26,755</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The above figures are based on FY 2019 projections.
2. It is anticipated that the total fiscal costs will occur beginning in FY2019, may vary with inflation, and is expected to increase at the rate projected by the Legislative Oversight Committee.



**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2040—Office of Athletics  
Chapter 2—Licenses and Permits**

**PROPOSED AMENDMENT**

**20 CSR 2040-2.021 Permits.** The office is amending section (2) and adding new section (6).

*PURPOSE: This amendment is establishing fees for new license types as prescribed in House Bill 1388 signed into law to be effective August 28, 2018.*

(1) The promoter shall obtain a separate permit for each contest from the office prior to each contest. The request for the permit must be received by the office no later than ten (10) business days before the date of a contest. The office will not approve permits for—

(A) Bouts between members of the opposite sex for professional boxing, professional kickboxing, or professional full-contact karate; or

(B) Bouts between human contestants and nonhumans.

(2) Fees for *[boxing and]* **professional boxing, professional kickboxing, professional full-contact karate, professional mixed martial arts, and amateur mixed martial arts** permits are twenty-five dollars (\$25) per contest, per day. **Professional and amateur combined events permit fee is twenty-five dollars (\$25) per contest, per day.** Fees for wrestling permits are one hundred fifty dollars (\$150) per contest, per day.

(3) The office may deny an application for such a permit or grant a limited, restricted, or conditional permit for any cause deemed sufficient by the office.

(4) No promoter, official, or contestant may serve in any capacity at contests for which the office has denied a permit or for which a permit has not been issued. Such participation may be grounds for discipline.

(5) The promoter must have an approved permit before any publicity is issued on the contest. Violation of this provision may be grounds for discipline.

**(6) All permit fees are non-refundable.**

*AUTHORITY: sections 317.006 and 317.011.1, RSMo [2016] Supp. 2018. This rule originally filed as 4 CSR 40-2.021. Original rule filed April 30, 1982, effective Sept. 11, 1982. For intervening history, please consult the Code of State Regulations. Emergency amendment filed Aug. 28, 2018, effective Sept. 7, 2018, expires March 5, 2019. Amended: Filed Aug. 28, 2018*

*PUBLIC COST: This proposed amendment will increase the fund for the Office of Athletics approximately five hundred dollars (\$500) annually for the life of the rule. It is anticipated that the increased revenues will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will cost private entities approximately five hundred dollars (\$500) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in*

*support of or in opposition to this proposed amendment with the Office of Athletics, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-5649, or via email at athletic@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.*

## PUBLIC FISCAL NOTE

## I. RULE NUMBER

**Title 20 -Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2040 - Office of Athletics**  
**Chapter 2 - Licenses and Permits**  
**Proposed Amendment to 20 CSR 2040-2.021 - Permits**

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Increase of Revenue	
Office of Athletics	<b>\$500</b>	
	<b>Estimated Increased Revenue Beginning in FY19 and Continuing Annually for the Life of the Rule</b>	<b>\$500</b>

## III. WORKSHEET

See Private Entity Fiscal Note

## IV. ASSUMPTION

1. The total revenue increase is based on the costs to private entities reflected in the Private Fiscal Note filed with this rule.
2. The board utilizes a rolling five-year financial analysis process to evaluate its fund balance, establish fee structure, and assess budgetary needs. The five-year analysis is based on the projected revenue, expenses, and number of licenses.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 -Department of Insurance, Financial Institutions and Professional Registration  
Division 2040 - Office of Athletics  
Chapter 2 - Licenses and Permits  
Proposed Amendment to 20 CSR 2040-2.021 - Permits**

**II. SUMMARY OF FISCAL IMPACT**

<b>Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:</b>	<b>Classification by type of the business entities which would likely be affected:</b>	<b>Estimated cost for the life of the rule by affected entities:</b>
20	Event Permit ( Fee @ \$25)	\$500
	<b>Estimated Cost of Compliance Beginning in FY19 and Continuing Annually for the Life of the Rule</b>	<b>\$500</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The above figures are based on FY 2019 projections.
2. It is anticipated that the total fiscal costs will occur beginning in FY2019, may vary with inflation, and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2110—Missouri Dental Board  
Chapter 1—Organization and Description of Board**

**PROPOSED AMENDMENT**

**20 CSR 2110-1.010 General Organization.** The board is deleting sections (8) and (9) and renumbering as necessary.

*PURPOSE: This rule is being amended to delete duplicative statutory language.*

*[(8)]* The board shall have at least two (2) regularly scheduled meetings each year and other meetings as determined by the board. The time and location for each meeting may be obtained by contacting the executive director of the board, P.O. Box 1367, Jefferson City, MO 65102.

*[(9)]* Public notice shall be given by the executive director at least thirty (30) days before the date of the meeting.]

*[(10)]*(8) The public may obtain information from the board, or make submissions or requests to the board, by writing the executive director of the board.

*[(11)]*(9) The board is a member of the Central Regional Dental Testing Service, Inc. (CRDTS), which is a multi-state testing group. CRDTS was established to provide a written and clinical test of competence for dental and dental hygiene applicants, to replace similar examinations previously administered by the member states individually. Information and dates for these examinations may be obtained by writing the administrative secretary of CRDTS.

*AUTHORITY: section 332.031, RSMo [2000] 2016, and section 332.041, RSMo Supp. 2018. This rule originally filed as 4 CSR 110-1.010. Original rule filed Dec. 12, 1975, effective Jan. 12, 1976. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 23, 2018.*

*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 Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@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 2110—Missouri Dental Board  
Chapter 1—Organization and Description of Board**

**PROPOSED AMENDMENT**

**20 CSR 2110-1.020 Board Compensation.** The board is amending the purpose statement, deleting section (1), amending sections (2),

(4), and (5), and renumbering as necessary.

*PURPOSE: This rule is being amended to delete outdated statutory language and to reduce unnecessary regulatory restrictions.*

*PURPOSE: This rule fixes the compensation for the members of the Missouri Dental Board in compliance with the mandates of section 332.041.3., RSMo [(1986)].*

*[(1)]* Each member of the Missouri Dental Board whose term of office began before September 28, 1981 shall receive the sum of forty dollars (\$40) as compensation for each day that member devotes to the affairs of the board.]

*[(2)]*(1) Each member of the Missouri Dental Board whose term of office begins on or after September 28, 1981 [shall] **may** receive the sum of fifty dollars (\$50) as compensation for each day that member devotes to the affairs of the board.

*[(3)]*(2) In addition to the compensation fixed, each member is entitled to reimbursement of his/her expenses necessarily incurred in the discharge of his/her official duties.

*[(4)]*(3) Upon the effective date of this rule, each deputy examiner or specialty examiner who assists the Missouri Dental Board in conducting examinations for clinical competency [shall] **may** receive the sum of fifty dollars (\$50) for each day that examiner devotes to the affairs of the board, as well as reimbursement of his/her expenses necessarily incurred in the discharge of his/her official duties.

*[(5)]*(4) No request for the compensation provided [shall] **may** be processed for payment unless sufficient funds are available for that purpose within the appropriations for this board.

*AUTHORITY: section[s] 332.031 [and 332.041], RSMo [1986] 2016, and section 332.041, RSMo Supp. 2018. This rule originally filed as 4 CSR 110-1.020. Emergency rule filed Sept. 21, 1981, effective Oct. 1, 1981, expired Feb. 10, 1981. Original rule filed Sept. 21, 1981, effective Jan. 14, 1982. Amended: Filed Oct. 13, 1983, effective Jan. 13, 1984. Moved to 20 CSR 2110-1.020, effective Aug. 28, 2006. Amended: Filed Aug. 23, 2018.*

*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 Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@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 2110—Missouri Dental Board  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2110-2.131 Definition of a Public Health Setting.** The

board is amending the purpose statement and section (1).

*PURPOSE: This rule is being amended to reduce unnecessary regulatory restrictions.*

*PURPOSE: The purpose of this rule is to implement section 332.311, RSMo, [as amended by HB567 of the 91st General Assembly] and defines the public health settings in which a dental hygienist may practice without the supervision of a dentist.*

(1) For the purposes of section 332.311, RSMo only[,] the term “public health setting” [shall be] is defined as a location where dental services authorized by section 332.311, RSMo are performed so long as the delivery of services are sponsored by a governmental health entity which includes:

*AUTHORITY: section 332.311.2, RSMo [Supp. 2001] 2016. This rule originally filed as 4 CSR 110-2.131. Emergency rule filed March 15, 2002, effective March 25, 2002, expired Sept. 20, 2002. Original rule filed March 15, 2002, effective Aug. 30, 2002. Moved to 20 CSR 2110-2.131, effective Aug. 28, 2006. Amended: Filed Aug. 23, 2018.*

*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 Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@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 2110—Missouri Dental Board  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2110-2.170 Fees.** The board is amending section (1).

*PURPOSE: This board is reducing application fees and adding the dental faculty permit fee.*

(1) The following fees are established by the Missouri Dental Board:

- (A) Application Fees\*
  - 1. Dentist (includes initial Missouri jurisprudence exam fee) [~~\$230~~] **\$150**
  - 2. Dental Specialist [~~\$330~~] **\$150**
  - 3. Dental Hygienist (includes initial Missouri jurisprudence exam fee) [~~\$155~~] **\$100**
  - 4. Limited Teaching License **\$230**
- (E) Certification/Permit Fees
  - 1. Dentists
    - A. Deep Sedation/General Anesthesia
      - (I) Individual Permit Fee \$100
      - (II) Site Certificate Permit Fee \$100
      - (III) Individual Permit Renewal Fee \$100
      - (IV) Site Certificate Renewal Fee \$100
    - B. Moderate Sedation (Enteral, Parenteral, or Pediatric)

(I) Individual Permit Fee	\$100
(II) Site Certificate Permit Fee	\$100
(III) Individual Permit Renewal Fee	\$100
(IV) Site Certificate Renewal Fee	\$100
2. Dental Hygienists	
A. Administration of Nitrous Oxide Analgesia	\$ 10
B. Local Anesthesia	\$ 10
C. Expanded Functions	
(I) Restorative I Permit Fee	\$ 10
(II) Restorative II Permit Fee	\$ 10
(III) Removable Prosthodontics Permit Fee	\$ 10
(IV) Fixed Prosthodontics Permit Fee	\$ 10
(V) Orthodontics Permit Fee	\$ 10
3. Dental Assistants	
A. Monitoring Nitrous Oxide Analgesia	\$ 10
B. Expanded Functions Permit	
(I) Restorative I Permit Fee	\$ 10
(II) Restorative II Permit Fee	\$ 10
(III) Removable Prosthodontics Permit Fee	\$ 10
(IV) Fixed Prosthodontics Permit Fee	\$ 10
(V) Orthodontics Permit Fee	\$ 10
<b>4. Dental Faculty Permit</b>	<b>\$100</b>

*AUTHORITY: section 332.031, RSMo 2016. This rule originally filed as 4 CSR 110-2.170. Emergency rule filed June 30, 1981, effective July 9, 1981, expired Nov. 6, 1981. Original rule filed June 30, 1981, effective Oct. 11, 1981. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 30, 2018.*

*PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions approximately thirty-eight thousand seven hundred twenty-five dollars (\$38,725) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*PRIVATE COST: This proposed amendment will save private entities approximately thirty-eight thousand seven hundred twenty-five dollars (\$38,725) annually for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@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.*

## PUBLIC FISCAL NOTE

## I. RULE NUMBER

**Title 20 -Department of Insurance, Financial Institutions and Professional Registration**  
**Division 2110 - Missouri Dental Board**  
**Chapter 2 - General Rules**  
**Proposed Amendment to 20 CSR 2110-2.170 - Fees**

## II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Loss of Revenue	
Missouri Dental Board	<b>\$38,725</b>	
	<b>Estimated Decreased Revenue Beginning in FY19 and Continuing Annually for the Life of the Rule</b>	<b>\$38,725</b>

## III. WORKSHEET

See Private Entity Fiscal Note

## IV. ASSUMPTION

1. The total loss of revenue is based on the cost savings to private entities reflected in the Private Fiscal Note filed with this rule.
2. The board utilizes a rolling five-year financial analysis process to evaluate its fund balance, establish fee structure, and assess budgetary needs. The five-year analysis is based on the projected revenue, expenses, and number of licensees. Based on the board's recent five-year analysis, the board voted on a reduction in individual biennial renewal fees for dentist, dental specialist and dental hygienist.

**PRIVATE FISCAL NOTE**

**I. RULE NUMBER**

**Title 20 -Department of Insurance, Financial Institutions and Professional Registration  
Division 2110 - Missouri Dental Board  
Chapter 2 - General Rules  
Proposed Amendment to 20 CSR 2110-2.170 - Fees**

**II. SUMMARY OF FISCAL IMPACT**

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated savings for the life of the rule by affected entities:
220	Dentist Application Fee (Fee Decrease @ \$80)	\$17,600
50	Dental Specialist Application Fee (Fee Decrease @ \$180)	\$9,000
275	Dental Hygienist Application Fee (Fee Decrease @ \$55)	\$15,125
	<b>Estimated Cost of Compliance Beginning in FY19 and Continuing Annually for the Life of the Rule</b>	<b>\$41,725</b>

Estimate the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by type of the business entities which would likely be affected:	Estimated cost for the life of the rule by affected entities:
30	Dental Faculty Permit (Permit Fee @ \$100)	\$3,000
	<b>Estimated Cost of Compliance Beginning in FY19 and Continuing Annually for the Life of the Rule</b>	<b>\$3,000</b>

**III. WORKSHEET**

See Table Above

**IV. ASSUMPTION**

1. The above figures are based on FY 2019 projections.
2. It is anticipated that the total fiscal costs will occur beginning in FY2019, may vary with inflation, and is expected to increase at the rate projected by the Legislative Oversight Committee.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2150—State Board of Registration for the  
Healing Arts  
Chapter 5—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2150-5.025 Administration of Vaccines Per Protocol.** The board is amending all sections of the rule.

*PURPOSE:* This amendment eliminates unnecessary restrictions/requirements and updates/clarifies requirements for pharmacists immunizing by protocol.

(1) A pharmacist may administer vaccines authorized by Chapter 338, RSMo, pursuant to a written protocol *[authorized by a physician licensed pursuant to Chapter 334, RSMo,]* with a Missouri licensed physician who is actively engaged in the practice of medicine. **Unless otherwise restricted by the governing protocol, vaccines may be administered at any Missouri licensed pharmacy or at any non-pharmacy location identified in the governing protocol.**

(A) *[A pharmacist shall administer v]***Vaccines must be administered** in accordance with current treatment guidelines established by the Centers for Disease Control (CDC) and *[in accordance with]* the manufacturer's guidelines, provided *[that a pharmacist shall not administer vaccines]* **CDC guidelines shall control in the event of a conflict. Vaccines may not be administered** to persons under twelve (12) years of age **unless otherwise authorized by law.**

(B) *[A p]***Pharmacists shall [comply] ensure compliance** with all state and federal laws and regulations pertaining to Vaccine Information Statements and informed consent requirements.

(C) **Vaccines must be stored in accordance with CDC guidelines/recommendations and within the manufacturer's labeled requirements, including, when vaccinating outside of a pharmacy.**

(D) **A pharmacist may only delegate vaccine administration to an intern pharmacist who has met the qualifications of subsections (3)(B) and (C) of this rule and is working under the direct supervision of a pharmacist qualified to administer vaccines. Proof of an intern's compliance with subsections (3)(B) and (C) must be maintained by both the supervising pharmacist and the intern pharmacist for a minimum of two (2) years.**

*[(2) A pharmacist may not delegate the administration of vaccines to another person, except to a pharmacist intern who has met the qualifications under subsections (4)(B), (C), and (D) and is working under the direct supervision of a pharmacist qualified to administer vaccines.]*

*[(3)](2)* The authorizing physician is responsible for the oversight of, and accepts responsibility for, the vaccines administered by the pharmacist.

*[(4) Pharmacist Qualifications. A pharmacist who is administering a vaccine authorized by Chapter 338, RSMo, must:*

*(A) Hold a current, unrestricted license to practice pharmacy in this state;*

*(B) Hold a current cardiopulmonary resuscitation (CPR) certification issued by the American Heart Association or the American Red Cross or equivalent;*

*(C) Successfully complete a certificate program in the administration of vaccines accredited by the Accreditation Council for Pharmacy Education (ACPE) or a similar health authority or professional body approved by the State Board of Pharmacy;*

*(D) Maintain documentation of the above certifications;*

*(E) Complete a minimum of two (2) hours (0.2 CEU) of continuing education as defined per calendar year related to administration of vaccines. A pharmacist may use the continuing education hours required in this subsection as part of the total continuing education hours required for pharmacist license renewal;*

*(F) Provide documentation of subsections (A), (B), (C), and (E) of this section to the authorizing physician(s) prior to entering into a protocol or administering vaccines; and*

*(G) On a yearly basis prior to administering vaccines, establish a new protocol with the authorizing physician and notify the State Board of Pharmacy of their qualifications to do so. This notification shall include the types of drugs being administered and a statement that the pharmacist meets the requirements of subsections (A), (B), (C), (E), and (F) of this section.*

*(5) Administration by Written Protocol with a Missouri Licensed Physician.*

*(A) A pharmacist may enter into a written protocol with a physician for the administration of vaccines authorized by Chapter 338, RSMo, provided that a pharmacist shall be prohibited from administering vaccines to patients under twelve (12) years of age. The physician must be no further than fifty (50) miles by road, using the most direct route available, from the pharmacist who is administering the vaccine. The written protocol may be valid for a time period not to exceed one (1) year. The protocol must include the following:*

*1. The identity of the participating pharmacist and physician, including signatures;*

*2. Time period of the protocol;*

*3. The identification of the vaccines which may be administered;*

*4. The identity of the patient or groups of patients to receive the authorized vaccine(s);*

*5. The identity of the authorized routes and anatomic sites of administration allowed;*

*6. A provision to create a prescription for each administration under the authorizing physician's name;*

*7. A provision establishing a course of action the pharmacist shall follow to address emergency situations including, but not limited to, adverse reactions, anaphylactic reactions, and accidental needle sticks;*

*8. A provision establishing a length of time the pharmacist shall observe an individual for adverse events following an injection;*

*9. A provision establishing the disposal of used and contaminated supplies;*

*10. The street addresses of the pharmacy or other locations at which the pharmacist may administer the authorized vaccine;*

*11. Record-keeping requirements and procedures for notification of administration; and*

*12. A provision that allows for termination of the protocol at the request of any party to it at any time.*

*(B) The protocol, and any subsequent amendments or alterations, shall be signed and dated by the pharmacist and authorizing physician prior to its implementation, signifying that both are aware of its content and agree to follow the terms of the protocol. The authorizing physician and pharmacist shall each maintain a copy of the protocol from the beginning of implementation to a minimum of eight (8) years after termination of the protocol.]*

**(3) Pharmacist Qualifications.** Pharmacists administering vaccines by protocol as authorized by Chapter 338, RSMo, must first file a Notification of Intent (NOI) to administer vaccines with the Missouri Board of Pharmacy. To file a NOI, a pharmacist must—



(A) Hold a current Missouri pharmacist license;

(B) Hold a current healthcare provider level cardiopulmonary resuscitation (CPR) or basic life support (BLS) certification issued by the American Heart Association, the American Red Cross, or an equivalent organization. The qualifying BLS or CPR certification program must have included a live in-person skills assessment; and

(C) Have successfully completed a certificate program in administering vaccines accredited by the Accreditation Council for Pharmacy Education (ACPE), provided by an ACPE, or regionally accredited pharmacy or medical school/college or approved by the Board of Pharmacy. The required certificate program must include a live/in-person training component and include instruction in:

1. Current CDC guidelines and recommendations for vaccines authorized by Chapter 338, RSMo, including, recommended immunization schedules;

2. Basic immunology and vaccine protection;

3. Physiology and techniques for vaccine administration, including, hands-on training in intramuscular, intradermal, subcutaneous and nasal administration routes, and other common routes of vaccine administration;

4. Pre- and post- vaccine screening or assessment; and

5. Identifying and treating adverse immunization reactions;

(D) Notifications of Intent must be filed on the board's website or on a form approved by the board.

**(4) Protocol Requirements—**

(A) In addition to filing a NOI, pharmacists administering vaccines under this rule must first enter into a written protocol with a Missouri licensed physician. The written protocol may be valid for a time period not to exceed one (1) year. The protocol must be renewed annually and include the following:

1. The identity of the participating pharmacist and physician;

2. Time period of the protocol;

3. Authorized vaccines;

4. The patient or groups of patients authorized for vaccination;

5. Allowed routes and anatomic sites of administration;

6. If applicable, authorization to create a prescription for each administration under the physician's name;

7. Emergency response procedures, including, but not limited to, procedures for handling/addressing adverse reactions, anaphylactic reactions, and accidental needle sticks;

8. The length of time the pharmacist must observe an individual for adverse events following an injection;

9. Procedures for disposing of used and contaminated supplies;

10. The street addresses of any non-pharmacy locations at which the pharmacist may administer vaccines;

11. Record-keeping requirements and any required notification procedures; and

12. A provision allowing termination of the protocol at any time at the request of any party.

(B) The protocol, and any subsequent amendments or alterations, must be reviewed and manually or electronically signed and dated by the pharmacist and authorizing physician prior to its implementation, signifying that both are aware of its contents and agree to follow the terms of the protocol. A copy of the protocol must be maintained by both the pharmacist and the authorizing physician for a minimum of eight (8) years after termination of the protocol.

(C) Additional pharmacists or immunization locations may be added to an existing protocol if the amendment is signed and dated by the authorizing physician(s) and, if applicable, any newly added pharmacist(s). Existing pharmacists are not required to re-sign the protocol unless other protocol terms or provisions are changed.

*[(6)](5) Record Keeping.*

(A) *[A pharmacist administering vaccines pursuant to this rule shall maintain a record of each administration which shall include] The pharmacist shall ensure a record is maintained for each vaccine administered by protocol that includes:*

1. The patient's name, address, and date of birth *[of the patient];*

2. The date, route, and anatomic site of the administration;

3. The vaccine's name, dose, manufacturer, lot number, and expiration date *[of the vaccine];*

4. The name and address of the patient's primary health care provider, *[as identified] if provided* by the patient;

5. The *[name or identifiable initials] identity* of the administering pharmacist or, if applicable, the identity of the administering intern pharmacist and supervising pharmacist; and

6. The nature of *[an] any* adverse reaction and who was notified, if applicable.

*[(B) If the vaccine was administered on behalf of a pharmacy, the pharmacist shall ensure the records required by subsection (6)(A) of this rule are promptly delivered to the pharmacy.]*

*[(C)](B) Within seventy-two (72) hours after [administration of] a vaccine is administered, [the administering pharmacist shall obtain] a prescription must be obtained from the authorizing physician for the drug dispensed or [shall create a prescription, as authorized by protocol documenting the dispensing of the drug] a prescription must be created in the physician's name documenting the dispensing as authorized by protocol. Notwithstanding any other provision of this rule, prescription records [shall] must be maintained as provided by Chapter 338, RSMo, and the rules of the board.*

*[(D)](C) The records required by this rule [shall be maintained] must be securely and confidentially maintained as follows:*

1. If the vaccine is administered on behalf of a pharmacy, both the pharmacy and the administering pharmacist shall ensure *[that all records required by this rule are maintained at the pharmacy] the records required by subsection (5)(A) are promptly delivered to and maintained at the pharmacy* separate from the pharmacy's prescription files *[of the pharmacy];*

2. If the vaccine is not *[being] administered* on behalf of a pharmacy, *[all records shall be maintained securely and confidentially by the administering pharmacist] records must be maintained by the administering or supervising pharmacist* at an address *[that shall be] identified* in the protocol prior to administering the vaccine; *[and]*

3. Prescription records must be maintained as required by Chapter 338, RSMo, and the rules of the board; and

*[2.]4. Records [shall] required by this rule must be maintained for two (2) years [from the date of such record and shall be] and made available for inspecting and copying by the State Board of Pharmacy or the State Board of Registration for the Healing Arts and/or their authorized representatives. Records maintained at a pharmacy must be produced during an inspection by the board and/or their authorized representatives. Records not maintained at a pharmacy [shall] must be produced within three (3) business days after a request from the State Board of Pharmacy or the State Board of Registration for the Healing Arts and/or [its] their authorized representatives. Failure to maintain or produce records as provided by this rule shall constitute grounds for discipline.*

*[(7) Notification Requirement.*

(A) *A pharmacist administering vaccines authorized by Chapter 338, RSMo, shall notify the authorizing physician within seventy-two (72) hours after administration of the following:*

1. The identity of the patient;

2. The identity of the vaccine(s) administered;

3. The route of administration;

4. The anatomic site of the administration;

5. The dose administered; and

6. The date of administration.

(B) The pharmacist shall provide a written report to the patient's primary health care provider, if different than the authorizing physician, containing the documentation required in subsection (A) of this section within fourteen (14) days of the administration.

(C) In the event of any adverse event or reaction experienced by the patient pursuant to a written protocol, the pharmacist shall notify the patient's primary health care provider and authorizing physician, if different, within twenty-four (24) hours after learning of the adverse event or reaction.

(D) A pharmacist administering vaccine(s) shall report the administration to all entities as required by state or federal law.

(E) Documentation that notifications required by this rule have been sent must be maintained as provided in section (6) of this rule.]

(6) Notification of Immunizations. Pharmacists immunizing by protocol must—

(A) Notify all persons or entities as required by state and federal law;

(B) Notify the protocol physician as required by the governing protocol;

(C) Notify the patient's primary care provider as required by Chapter 338, RSMo; and

(D) Notify the patient's primary health care provider and, if different, the protocol physician, within twenty-four (24) hours after learning of any adverse event or reaction experienced by the patient. Adverse events or reactions must also be reported to the Vaccine Adverse Event Reporting System (VAERS) or its successor, within thirty (30) days.

(E) Unless otherwise provided by the governing protocol, notification may be made via a common electronic medication record that is accessible to and shared by both the physician and pharmacist. Proof of notification must be maintained in the pharmacist's records as provided in subsection (5)(C) of this rule.

(7) Notification of Intent Renewal. A Notification of Intent (NOI) to immunize by protocol must be renewed biennially with the immunizing pharmacist's Missouri pharmacist license. To renew a NOI, pharmacists must—

(A) Have a current healthcare provider cardiopulmonary resuscitation (CPR) or basic life support (BLS) certification that complies with subsection (3)(B) of this rule; and

(B) Have completed a minimum of two (2) hours of continuing education (0.2 CEU) related to administering vaccines or CDC immunization guidelines in a course approved by the Board of Pharmacy or provided by an ACPE accredited continuing education provider within the applicable pharmacist biennial renewal period (November 1 to October 31 of the immediately preceding even numbered years).

(C) The required continuing education (CE) shall be governed by 20 CSR 2220-7.080 and may be used to satisfy the pharmacist's biennial continuing education requirements. The initial training program required by section (3) of this rule may be used to satisfy the CE requirements of this subsection if the training program was completed within the applicable pharmacist biennial renewal cycle.

*AUTHORITY:* section 334.125, [RSMo 2000 and sections] 338.010, and 338.220, RSMo [Supp. 2009] 2016. Emergency rule filed Oct. 24, 2007, effective Nov. 3, 2007, expired April 30, 2008. Original rule filed Oct. 24, 2007, effective May 30, 2008. Emergency amendment filed Oct. 22, 2009, effective Nov. 1, 2009, expired April 29, 2010. Amended: Filed Oct. 22, 2009, effective June 30, 2010. Emergency amendment filed Aug. 20, 2018, effective Sept. 30, 2018,

expires March 28, 2019. Amended: Filed Aug. 20, 2018.

*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 Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at [healingarts@pr.mo.gov](mailto:healingarts@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 2210—State Board of Optometry Chapter 1—Organization and Description of Board

#### PROPOSED AMENDMENT

**20 CSR 2210-1.010 General Organization.** The board is deleting sections (7) and (10) and renumbering as necessary.

*PURPOSE:* This rule is being amended to delete information found in statute.

[(7)] The board is required to meet at least once in every six (6) months and such other meetings as determined by the board. The time and location for each meeting may be obtained by contacting the State Board of Optometry.]

[(8)](7) Unless otherwise provided by statute or regulation, regular and special meetings of the board are guided by *Robert's Rules of Order*.

[(9)](8) The public may obtain information from the board or make submissions or requests to the board by writing the State Board of Optometry.

[(10)] Public notice shall be given by the board's executive secretary at least thirty (30) days prior to the meetings and examinations.]

*AUTHORITY:* sections 336.130.4, [RSMo 2000 and sections] 336.140, [336.160,] and 536.023.3, RSMo [Supp. 2007] 2016, and section 336.160, RSMo Supp. 2018. This rule originally filed as 4 CSR 210-1.010. Original rule filed Dec. 19, 1975, effective Dec. 29, 1975. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 23, 2018.

*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 Board of Optometry, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at [optometry@pr.mo.gov](mailto:optometry@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 2210—State Board of Optometry  
Chapter 1—Organization and Description of Board**

**PROPOSED AMENDMENT**

**20 CSR 2210-1.020 Board Member Compensation.** The board is amending the purpose statement and sections (1) and (3).

*PURPOSE:* This rule is being amended to reduce unnecessary regulatory restrictions.

*PURPOSE:* This rule fixes the compensation for the members of the State Board of Optometry in compliance with the mandates of section 336.140, RSMo [(1986)].

(1) Each member of the board [shall] may receive the sum of fifty dollars (\$50) as compensation for each day that member devotes to the affairs of the board.

(3) No request for compensation provided [shall] may be processed for payment unless sufficient funds are available for that purpose within the appropriations for this board.

*AUTHORITY:* section[s] 336.140 [and 336.160], RSMo [Supp. 2007] 2016, and section 336.160, RSMo Supp. 2018. This rule originally filed as 4 CSR 210-1.020. Emergency rule filed Sept. 17, 1981, effective Sept. 28, 1981, expired Dec. 28, 1981. Original rule filed Sept. 17, 1981, effective Jan. 14, 1982. Moved to 20 CSR 2210-1.020, effective Aug. 28, 2006. Amended: Filed Dec. 5, 2007, effective June 30, 2008. Amended: Filed Aug. 23, 2018.

*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 Board of Optometry, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at [optometry@pr.mo.gov](mailto:optometry@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 2210—State Board of Optometry  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2210-2.011 Licensure by Endorsement.** The board is amending subsection (1)(B).

*PURPOSE:* This rule is being amended to reduce unnecessary regulatory restrictions.

(1) The board may issue a license to practice optometry by endorsement and without examination to an individual licensed in another state, territory, country, or province which the board determines has licensing requirements substantially equivalent to the requirements in Missouri. The applicant shall provide the following documentation to the board:

(B) Proof that the applicant has successfully completed an optometry licensure examination in any state, territory, country, or province substantially equivalent to the licensure examination [required] accepted for licensure in Missouri;

*AUTHORITY:* section 336.160.1, RSMo Supp. [2007] 2018. This rule originally filed as 4 CSR 210-2.011. Original rule filed Oct. 14, 1981, effective Jan. 14, 1982. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 23, 2018.

*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 Board of Optometry, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at [optometry@pr.mo.gov](mailto:optometry@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 2210—State Board of Optometry  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2210-2.030 License Renewal.** The board is amending sections (4) and (10), deleting section (5), and renumbering as necessary.

*PURPOSE:* This rule clarifies the license renewal requirements and procedures.

(4) Failure of the licensee to receive a renewal application shall not relieve the licensee of the obligation to renew the license and pay the [required] renewal fee prior to the license expiration date. Deposit of the renewal fee by the board or the Division of Professional Registration does not indicate acceptance of the renewal application or that any licensing requirements have been fulfilled.

[(5) A period of sixty (60) days grace is established following the date by which every optometrist must renew his/her license. The board shall cause a license to be renewed if the renewal is sought and fees are paid before the expiration of the grace period.

(A) No license shall be renewed after the grace period unless, within five (5) years, the holder submits a properly-completed reactivation application form, the required reactivation fee, plus satisfactory evidence of his/her attendance, for a minimum of forty-eight (48) hours, at continuing education programs approved by the board.]

**[(6)](5)** Effective with the two- (2-) year continuing education reporting period beginning on November 1, 2008, every optometrist currently licensed in Missouri shall obtain a minimum of thirty-two (32) hours of approved continuing education (herein "C.E." credits) relevant to the practice of optometry. Any hours acquired beyond the required number may be carried forward into the next renewal period not to exceed sixteen (16) hours.

**[(7)](6)** The two- (2-) year continuing education reporting period shall begin on November 1 and end on October 31. C.E. credits earned after October 31 of the second year of the reporting period shall apply to the next reporting period unless the licensee pays the continuing education penalty fee. Payment of the continuing education penalty fee will provide a licensee with the ability to earn C.E. credits on or after November 1 and before December 31 and apply any needed C.E. credits to the prior reporting period. If the licensee pays the continuing education penalty fee for C.E. credits earned late, those credits shall not be applied to the next reporting period. A renewal license will not be issued until all renewal requirements have been met.

**[(8)](7)** Licensees shall report the number of C.E. credits earned during the continuing education reporting period on the renewal form provided by the board. The licensee shall not submit the record of C.E. attendance to the board except in the case of a board audit.

**[(9)](8)** Every licensed optometrist shall maintain full and complete records of all approved C.E. credits earned for the two (2) previous reporting periods in addition to the current reporting period. The records shall document the titles of the courses taken, dates, locations, course sponsors, and number of hours earned. The board may conduct an audit of licensees to verify compliance with the continuing education requirement. Licensees shall assist the board in its audit by providing timely and complete responses to the board's inquiries.

**[(10)](9)** Violation of any provision of this rule shall be deemed by the board to constitute misconduct, fraud, misrepresentation, dishonesty, unethical conduct, or unprofessional conduct in the performance of the functions or duties of an optometrist depending on the licensee's conduct. In addition, a licensee who has failed to complete and report in a timely fashion the required thirty-two (32) hours of continuing education and engages in the active practice of optometry without the express written authority of the board shall be deemed to have engaged in the unauthorized practice of optometry.

**[(11)](10)** The following guidelines govern the attendance of educational optometric programs for license renewal:

(A) Each speaker, lecturer, or other participant in the presentation of the continuing education program must be recognized as possessing the requisite qualifications and as being expert in his/her field. The board will determine whether a speaker, lecturer, or other person meets the requirements of this section;

(B) Instruction courses sponsored for commercial purposes by individuals or institutions or programs in which the speaker advertises or urges the use of any particular ophthalmic product or appliance generally shall not be recognized for educational credit. Exceptions **[shall]** may be made if the procedure in subsection (11)(D) is followed and the majority of the board votes to recognize the instruction course or program;

(C) Educational programs that currently are approved, except as noted in subsection (11)(B), as meeting the minimum standards, include the following:

1. Educational meetings of the American Optometric Association (AOA);
2. Educational meetings of the National Optometric Association (NOA);
3. Educational meetings of the Missouri Optometric Association

or any other state or regional optometric association affiliated with the American Optometric Association. This excludes local society meetings unless the courses are Council on Optometric Practitioner Education (COPE)-approved or the course receives prior state board approval;

4. Scientific sections and continuing education courses of the American Academy of Optometry;

5. Postgraduate courses offered at any accredited college of optometry;

6. Educational meetings of the Southern Council of Optometrists;

7. Educational meetings approved by the COPE;

8. Educational meetings of the North Central States Optometric Council;

9. Educational meetings of the Heart of America Optometric Congress and the Heart of America Contact Lens Society;

10. Educational meetings of the College of Optometrists in Vision Development;

11. Educational meetings of the Optometric Extension Program; and

12. Optometric related meetings of any accredited school of medicine;

(D) With the exception of any of the previously mentioned educational organizations, any other regularly organized group of optometrists that wishes to sponsor an educational program to meet the standard for license renewal in Missouri shall submit one (1) copy of the program schedule and outline to the board's executive director not fewer than thirty (30) days prior to the date of the program and shall pay the continuing education sponsor fee. The outline must indicate the program's subject matter, the number of hours required for its presentation, and the identity and qualifications of the speakers and instructors. The board shall review the schedule and outline. If the program meets the standards set out in subsections (11)(A)-(B), the board may grant approval. The board will not consider requests for approval of any program submitted following the meeting;

(E) Of the thirty-two (32) hours of board-approved continuing education required for license renewal, no more than sixteen (16) hours may be obtained through distance learning methods such as correspondence courses, online only courses, magazine articles, or other methods where the licensee is not physically present with the course speaker or presenter;

(F) Individuals who obtain a license by endorsement during the second year of a two- (2-) year reporting period will only be required to obtain sixteen (16) hours of continuing education in order to renew the license for the initial license renewal. Individuals who obtain a license by endorsement during the first year of a two- (2-) year reporting period will be required to obtain thirty-two (32) hours of board-approved continuing education in order to renew the license for the initial license renewal;

(G) Individuals who obtain a license by examination **[shall be]** **are** considered to have satisfied the continuing education requirement for the first renewal after their initial license date;

(H) Licensees who present Council on Optometric Practitioner Education (COPE)-approved continuing education will be allowed one (1) hour of continuing education credit for each hour of the continuing education presented. Each COPE numbered course may be used one (1) time for continuing education credit during the reporting period;

(I) Licensees who are enrolled in a postgraduate residency program accredited by the Council on Optometric Practitioner Education will receive sixteen (16) hours of continuing education credit to satisfy one (1) year of the two- (2-) year reporting period; and

(J) The board will consider requests for exemption from the educational requirements only if the request for exemption is filed with the board's executive director and actually approved by the board before the end of the reporting period. The request for exemption **[must be by sworn affidavit and]** must clearly set out the reasons

asserted for noncompliance, including at least a listing of all other years for which the board has exempted the licensee and a listing of the dates upon which the licensee's reasons for exemption required his/her absence from active practice. In its discretion, the board may refuse to exempt a licensee from the required attendance, notwithstanding the existence of a valid reason, if the board determines that the licensee has or had other reasonable opportunities to meet the requirements of this rule.

[(12)](11) The license renewal period shall commence on November 1 and end on October 31 of each even-numbered year.

*AUTHORITY: section[s] 336.080 [and 336.160.1], RSMo [Supp. 2013] 2016, and section 336.160.1, RSMo Supp. 2018. This rule originally filed as 4 CSR 210-2.030. Original rule filed Dec. 19, 1975, effective Dec. 29, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed Aug. 23, 2018.*

*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 Board of Optometry, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at [optometry@pr.mo.gov](mailto:optometry@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 2210—State Board of Optometry  
Chapter 2—General Rules**

**PROPOSED AMENDMENT**

**20 CSR 2210-2.060 Professional Conduct Rules.** The board is amending sections (1), (2), (4), (10), and (12)–(14), deleting section (3), and renumbering as necessary.

*PURPOSE: This rule is being amended pursuant to Executive Order 17-03.*

(1) Every licensed optometrist whose name, office address, phone number, or place of practice appears or is mentioned in any advertisement of any kind or character *[shall be]* is presumed to have caused, allowed, permitted, approved, and sanctioned the advertisement and *[shall be]* is personally and professionally responsible for the content and character of the advertisement.

(2) The term advertising, as used in section 336.110, RSMo and this rule, *[shall]* include, but is not *[be]* limited to, advertising by means of any of the following media:

[(3)] *No optometrist licensed in this state shall use or employ deception, fraud, false pretense, false promise, misrepresentation or the concealment, suppression or omission of any material fact in connection with the advertisement of any ophthalmic goods or services.*

[(4)](3) Advertisements which will be deemed to violate section (3)

include, but *[shall]* are not *[be]* limited to, those which:

(A) Use words that are apt to be misunderstood or qualifying references in smaller type which are apt to be overlooked by a casual reader;

(B) Exaggerate the quality of goods or services;

(C) Contain any promise of improved condition;

(D) Contain self-laudatory statements or claims of superiority over other licensed optometrists or other health care professionals or any reference to the quality of care provided; or

(E) Fail to identify the optometrist's profession by not including the word optometrist, doctor of optometry, or O.D. following the optometrist's name *[if the advertisement must contain the name of the optometrist pursuant to subsection (4)(E)].*

[(5)](4) Advertising concerning the cost and availability of ophthalmic goods and services is deemed to be misleading unless it contains the following disclosures:

(A) Whether an advertised price includes single vision, multifocal lenses, or both;

(B) Whether an advertised price for contact lenses refers to soft or hard contact lenses, or both;

(C) Whether an advertised price for ophthalmic goods includes an eye examination;

(D) Whether an advertised price for ophthalmic goods includes all dispensing fees; and

(E) Whether an advertised price for eye-glasses includes both frames and lenses.

[(6)](5) Nothing in this section shall be construed to require that the optometrist advertise the price of particular goods or services.

[(7)](6) It shall be considered dishonesty in the practice of optometry for an optometrist to permit, allow, or cause a person who is not a licensed optometrist or a licensed physician or surgeon to use the optometrist's prescription or optometric findings to fit a contact lens upon a patient or member of the public.

[(8)](7) It shall be considered misconduct in the practice of optometry to—

(A) Write or allow to be written any prescription for ophthalmic materials or pharmaceutical agents which does not legibly include on the face of the prescription the license number of the optometrist, the full name of the optometrist (printed or typed), the optometrist or the initials O.D. and the signature of the prescribing optometrist; or

(B) Verbally communicate or allow to be communicated to the individual or business who will be filling the prescription any prescription for ophthalmic materials or pharmaceutical agents without communicating or causing to be communicated the full name and license number of the prescribing optometrist.

[(9)](8) It shall be considered dishonesty in the practice of optometry for an optometrist to enter into an agreement or arrangement where s/he permits, allows, or causes a person who is not a licensed optometrist or a licensed physician or surgeon to do any of the following acts upon a patient or member of the public:

(A) Examine the eye to ascertain the presence of defects or abnormal conditions of the eye;

(B) Determine the corrective qualities to be incorporated in a contact or spectacle lens; or

(C) Adjust or fit a contact lens to the eye.

[(10)](9) Every licensed optometrist providing optometric services prominently shall display his/her name **and identify his/her profession by including the word optometrist, doctor of optometry, or O.D.** at the entrance of his/her office(s) any times during which these services are offered. *[The licensed optometrist so displaying his/her name shall identify his/her profession by including the word optometrist, doctor of optometry or O.D. following his/her name.]*

[(11)](10) An optometrist is associated in business if s/he is a partner or if s/he is an employee or the holder of ten percent (10%) or more of the stock in a corporation or an officer or director of a corporation, or is guaranteed, promised, or paid a commission, repayment of expenses, or other remuneration.

[(12)](11) An optometrist who is associated in business with a person, firm, or corporation which deals in optometric goods shall disclose this business relationship to his/her patients prior to the formation of an expressed or implied contract for optometric services. This disclosure shall include the name of the employer of the optometrist or [shall] state the name of the business in which s/he holds an interest or of which s/he is a member, officer, or director and shall take the form of a sign posted in clear public view or a printed statement delivered to each patient in his/her care.

[(13)](12) Sections [(11) and (12)] (10) and (11) of this rule shall not apply to an optometrist who is associated in business merely by being a member or an employee of a professional corporation lawfully organized and registered pursuant to the provisions of Chapters 336 and 356, RSMo and the rules of the board applicable to those chapters, or by being a member or salaried employee of a health services corporation lawfully organized and registered in accordance with Chapter 354, RSMo.

[(14)](13) An optometrist who rents or leases office space on the premises of a business which deals in optometric goods and who is not associated with that business shall disclose that fact in the manner described in section [(12)] (11) of this rule.

**AUTHORITY:** section 336.110, RSMo [2000] 2016, and section 336.160.1, RSMo Supp. [2007] 2018. This rule originally filed as 4 CSR 210-2.060. Original rule filed Dec. 19, 1975, effective Dec. 29, 1975. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Aug. 23, 2018.

**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 Board of Optometry, PO Box 1335, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at [optometry@pr.mo.gov](mailto:optometry@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 2220—State Board of Pharmacy Chapter 2—General Rules

#### PROPOSED AMENDMENT

**20 CSR 2220-2.200 Sterile Compounding.** The board is amending sections (5), (9), and (17) and replacing section (20) of the rule.

**PURPOSE:** The board is amending sections (5), (9), (17), and (20) of the rule to clarify rule requirements for in-use times/beyond-use dating, remedial investigations as the result of environmental monitoring, documentation of certification results review and cleaning

agents for primary engineering controls.

(5) Facilities and Equipment. The pharmacy shall establish and follow proper controls to ensure environmental quality, prevent environmental contamination, and maintain air quality in all ISO classified areas. [The identity of the pharmacist conducting the required review and the review date shall be documented in the pharmacy's records.]

(E) All PECs and ISO classified areas shall be certified to ensure compliance with the requirements of this rule prior to beginning sterile compounding activities and every six (6) months thereafter. Certification shall be conducted by competent staff/vendors using recognized and appropriate certification and testing equipment. Certification results shall be reviewed by a pharmacist once received. **The pharmacist's identity and date of review must be documented in the pharmacy's records.** Deficiencies or failures shall be investigated and corrected prior to further compounding which may include recertification of the PEC/ISO classified area.

1. The PEC and ISO classified areas must be recertified when—  
1) any changes or major service occurs that may affect airflow or environmental conditions or 2) the PEC or room is relocated or the physical structure of the ISO classified area has been altered.

2. Corrections may include, but are not limited to, changes in the use of the affected PEC or ISO classified area or initiating a recall.

(9) Aseptic Technique and Preparation. Appropriate quality control methods shall be maintained over compounding methods at all times to ensure proper aseptic technique.

(D) Single-dose vials/containers and pharmacy bulk vial/containers exposed to ISO Class 5 or cleaner air may be used in compounding until the assigned in-use time which shall not exceed six (6) hours after initial needle puncture, unless otherwise specified by the manufacturer. Opened single-dose ampules shall not be stored for any time period. The in-use time must be placed on the vial/container. **For multiple-dose vials/containers with no antimicrobial preservative used in the preparation of radiopharmaceuticals whose beyond-use dates are twenty-four (24) hours or less, the in-use time shall not exceed twenty-four (24) hours.**

(17) General Cleaning and Disinfection Requirements. Except as otherwise provided herein, cleaning and disinfection of controlled and buffer areas, supplies, and equipment shall be performed and conducted in accordance with USP Chapter 797 timeframes and procedures. Controlled areas that do not meet ISO air classifications shall be cleaned and disinfected as required by USP Chapter 797 for segregated compounding areas. If compounding is done less frequently than the cleaning and disinfection timeframes specified in USP Chapter 797, cleaning and disinfection must occur before each compounding session begins.

(E) Primary engineering controls shall be cleaned with a germicidal **cleaning** agent followed by sterile alcohol. Sterile water for irrigation shall be used to dilute [germicidal] **all** agents used inside the PEC that require dilution.

[(20) Remedial Investigations: A remedial investigation shall be required if: 1) any sampling or testing required by this rule demonstrates a colony forming unit (CFU) count that exceeds USP Chapter 797 recommended action levels for the type of sampling/testing and/or 2) if a highly pathogenic microorganism is detected in any preparation or ISO classified area (e.g., Gram-negative rods, coagulase positive staphylococcus, molds, fungus, or yeasts).

(A) CSPs and any ingredients used within the compounding process that are part of the remedial investigation shall be quarantined until the results of the investigation are known. All affected areas shall be resampled to ensure a suitable state of microbial control as part of the remedial investigation. If a highly pathogenic microorganism is detected, or if the

CFU count exceeds USP 797 action levels in any ISO-5 or ISO-7 classified area, no further compounding shall be performed until resampling shows a suitable state of microbial control. The pharmacy shall ensure that no misbranded, contaminated, or adulterated CSP is administered or dispensed for patient use.

(B) The pharmacy shall notify the board in writing within seven (7) days if any preparation or environmental monitoring/testing detects a highly pathogenic microorganism, regardless of CFU count.]

**(20) Remedial Investigations.** A remedial investigation shall be required if any environmental monitoring sample demonstrates a colony forming unit (CFU) count that exceeds USP Chapter 797 recommended action levels for the type of sampling. A remedial investigation shall include resampling of all affected areas to ensure a suitable state of microbial control. CSPs and any ingredients used within the compounding process that are part of the remedial investigation shall be quarantined until the results of the investigation are known. The pharmacy shall ensure that no misbranded, contaminated, or adulterated CSP is administered or dispensed for patient use.

(A) If an environmental monitoring sample taken from an ISO-5 classified area exceeds USP 797 action levels, the pharmacy must cease compounding in the affected ISO classified area until resampling shows a suitable state of microbial control has been achieved in the affected area. However, a pharmacy may continue to compound during the remedial investigation if—

1. The affected ISO classified area is cleaned and disinfected by using a germicidal cleaning agent and a sporicidal agent followed by sterile alcohol;

2. The beyond-use date assigned to all preparations is no greater than twelve (12) hours; and

3. The affected ISO classified area is resampled under dynamic conditions. If the resampling exceeds USP Chapter 797 action levels, compounding must cease until resampling shows a suitable state of microbial control has been achieved in the affected area, unless otherwise authorized by the board or board's authorized designee to continue compounding upon a showing the facility can be operated in a manner not to endanger the public safety.

(B) If an environmental monitoring sample taken from an ISO-7 classified buffer area exceeds USP 797 action levels, the pharmacy must cease compounding in the affected ISO classified buffer area until resampling shows a suitable state of microbial control has been achieved in the affected area. However, a pharmacy may continue to compound during the remedial investigation if—

1. The affected ISO classified area is cleaned and disinfected by using a germicidal cleaning agent and a sporicidal agent;

2. The beyond-use date assigned to Risk Level 1 preparations is not greater than twenty-four (24) hours or, for Risk level 2 and 3 preparations, no greater than twelve (12) hours; and

3. The affected ISO classified area is resampled under dynamic conditions. If two (2) consecutive resamplings exceed USP 797 action levels, compounding must cease until resampling shows a suitable state of microbial control has been achieved in the affected area, unless otherwise authorized by the board or board's authorized designee to continue compounding upon a showing the facility can be operated in a manner not to endanger the public health or safety.

(C) The pharmacy shall notify the board in writing within three (3) days of any environmental monitoring sample collected as part of a remedial investigation that exceeds USP 797 action levels.

vening history, please consult the *Code of State Regulations*. Emergency amendment filed Aug. 20, 2018, effective Aug. 30, 2018, expires Feb. 28, 2019. Amended: Filed Aug. 20, 2018.

**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 Missouri State Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at [pharmacy@pr.mo.gov](mailto:pharmacy@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.

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

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.001** Adoption of the *Grade “A” Pasteurized Milk Ordinance* (PMO), 2017 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1136–1137). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section

196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.002** Adoption of the *Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program of the National Conference on Interstate Milk Shipments*, 2017 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration, and the National Conference on Interstate Milk Shipments is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1137). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board adopts a rule as follows:

**2 CSR 80-2.003** Adoption of *Code of Federal Regulations* Title 21 Food and Drugs, Chapter I Food and Drug Administration, Department of Health and Senior Services, Subchapter B Food for Human Consumption, Part 117 Current Good Manufacturing Practice, Hazard Analysis, and Risk Based Preventive Controls for Human Food is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1126). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.010** Definitions is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1126). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.020** Sale of Adulterated, Misbranded Milk, or Milk Products is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1127). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.030** Permits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1127-1128). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.040** Labeling is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1128). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.050** Inspection Frequency and Procedure is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1128). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.060** The Examination of Milk and Milk Products is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1128). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.070** Standards for Milk and Milk Products is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1128-1133). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.080 Animal Health is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1133–1134). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.091 Milk and Milk Products Which May Be Sold is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1134). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.101 Transferring; Delivery Containers; Cooling is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1134). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.110 Milk and Milk Products from Points Beyond the Limits of Routine Inspection is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1134–1135). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.121 Future Dairy Farms and Milk Plants is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1135). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.130 Personnel Health is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1135). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.141 Procedure When Infection is Suspected is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1135). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective

thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.151 Enforcement is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1135–1136). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.161 Penalty is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1136). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-2.170 Separability Clause is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1136). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 2—Grade “A” Pasteurized Milk Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-2.190 State Milk Board Grade “A” Milk Policies is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1137–1138). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 3—Production and Distribution of Grade “A”  
Retail Raw Milk and Milk Products**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-3.010 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1138–1139). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 3—Production and Distribution of Grade “A”  
Retail Raw Milk and Milk Products**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-3.060 The Examination of Milk and Milk Products is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1139). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 3—Production and Distribution of Grade “A”  
Retail Raw Milk and Milk Products**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-3.120** Enforcement Interpretation is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1139). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 3—Production and Distribution of Grade “A”  
Retail Raw Milk and Milk Products**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board rescinds a rule as follows:

**2 CSR 80-3.130** Adoption of the *Grade “A” Pasteurized Milk Ordinance* (PMO), 2015 Revision of the United States Department of Health and Human Services, Public Health Service, Food and Drug Administration by Reference is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1139–1140). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 4—Grade “A” Raw Milk for Pasteurization and  
Grade “A” Milk or Milk Products from Points Beyond  
the Limits of Routine Inspection**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-4.010** Rules for Import Milk is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1140). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 5—Inspections**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-5.010** Inspection Fees is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1140–1141). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 6—Requirements for the Missouri Dairy Law**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-6.011** Specifications for the Construction and Operation of Facilities and Installation of Equipment for the Production and Processing of Manufacturing Milk and Milk Products is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1141). 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 2—DEPARTMENT OF AGRICULTURE  
Division 80—State Milk Board  
Chapter 6—Requirements for the Missouri Dairy Law**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-6.021** Protection and Transportation of Raw Milk and Cream is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1141). 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 2—DEPARTMENT OF AGRICULTURE**  
**Division 80—State Milk Board**  
**Chapter 6—Requirements for the Missouri Dairy Law**

**ORDER OF RULEMAKING**

By the authority vested in the State Milk Board under section 196.939, RSMo 2016, the board amends a rule as follows:

**2 CSR 80-6.041** Dairy Manufacturing Plant, Dairy Manufacturing Farm, and Personnel Licensure **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1142). 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 3—DEPARTMENT OF CONSERVATION**  
**Division 10—Conservation Commission**  
**Chapter 12—Wildlife Code: Special Regulations for Areas Owned by Other Entities**

**ORDER OF RULEMAKING**

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.145 is amended.

This rule sets length limits for fish taken from waters of the state and is exempted by section 536.021, RSMo, from the requirements for filing as a proposed amendment.

**3 CSR 10-12.145 Fishing, Length Limits**

(2) Black bass more than twelve inches (12") but less than fifteen inches (15") total length must be returned to the water unharmed immediately after being caught, except as follows:

(A) Black bass less than fifteen inches (15") total length must be returned to the water unharmed immediately after being caught on the following lakes:

1. Arrow Rock State Historic Site (Big Soldier Lake);
2. Bethany (Old Bethany City Reservoir);
3. Blue Springs (Lake Remembrance);
4. Butler City Lake;
5. Cameron (Century Lake, Eagle Lake, Grindstone Lake, Sunrise Lake);
6. Carthage (Kellogg Lake);
7. Columbia (Stephens Park Lake);
8. Concordia (Edwin A. Pape Lake);
9. Confederate Memorial State Historic Site lakes;
10. Dexter City Lake;
11. East Prairie (K. S. Simpkins Park Pond);
12. Farmington (Hager Lake, Giessing Lake, Thomas Lake);
13. Hamilton City Lake;
14. Harrison County Lake;
15. Higginsville (Higginsville City Lake, Upper Higginsville City Lake);
16. Holden City Lake;
17. Jackson (Litz Park Lake, Rotary Lake);
18. Jackson County (Alex George Lake, Bergan Lake, Bowlin

Pond, Lake Jacomo, Prairie Lee Lake, Scherer Lake, Tarsney Lake, Wood Lake, Wyatt Lake);

19. Jefferson City (McKay Park Lake);
20. Keytesville (Maxwell Taylor Park Pond);
21. Kirksville (Hazel Creek Lake);
22. Liberty (Fountain Bluff Park Ponds Nos. 1, 2, 3, 4, 5, 6, 7, and 8);
23. Marble Hill (Pellegrino Lake);
24. Mark Twain National Forest (Fourche Lake, Huzzah Pond, Loggers Lake, McCormack Lake, Noblett Lake, Roby Lake);
25. Maysville (Willow Brook Lake);
26. Mineral Area College (Quarry Pond);
27. Odessa (Lake Venita);
28. Pershing State Park ponds;
29. Potosi (Roger Bilderback Lake);
30. Raymore (Johnston Lake);
31. Unionville (Lake Mahoney);
32. University of Missouri (Dairy Farm Lake No. 1, McCredie Lake);
33. Warrensburg (Lions Lake);
34. Watkins Mill State Park (Williams Creek Lake); and
35. Windsor (Farrington Park Lake).

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed August 28, 2018, becomes effective **September 30, 2018**.

**Title 7—MISSOURI DEPARTMENT OF TRANSPORTATION**  
**Division 10—Missouri Highways and Transportation Commission**  
**Chapter 20—Financial Assistance**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.191, RSMo 2016, the commission amends a rule as follows:

**7 CSR 10-20.010** State Transportation Assistance Revolving Fund **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 15, 2018 (43 MoReg 1014-1015). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH**  
**Division 30—Certification Standards**  
**Chapter 3—Substance Use Disorder Treatment Programs**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 313.842, 630.050, and 630.655, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 30-3.134** Gambling Disorder Treatment **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2018 (43 MoReg 1147–1148). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 40—Licensing Rules  
Chapter 1—Definitions and Procedures**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health rescinds a rule as follows:

**9 CSR 40-1.118** Licensing Advisory Board is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 837). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 4—Financial Procedures**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health rescinds a rule as follows:

**9 CSR 45-4.010** Residential Rate Setting is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 837). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 5—Standards for Community-Based Services**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 45-5.105** Definitions for Fire Safety Rules is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018

(43 MoReg 838). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 5—Standards for Community-Based Services**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 45-5.110** Fire Safety for Facility-Based Day Habilitation and Employment Service Settings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 838–842). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 5—Standards for Community-Based Services**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 45-5.130** Fire Safety for Group Homes Serving 4–9 People is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 842–846). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 5—Standards for Community-Based Services**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 45-5.140** Fire Safety for Group Homes Serving 10–16 People is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 846–850). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 9—DEPARTMENT OF MENTAL HEALTH  
Division 45—Division of Developmental Disabilities  
Chapter 5—Standards for Community-Based Services**

**ORDER OF RULEMAKING**

By the authority vested in the Director of the Department of Mental Health under sections 630.192, and 630.193 to 630.198, RSMo 2016, the Department of Mental Health amends a rule as follows:

**9 CSR 45-5.150 Fire Safety for Group Homes Serving 17 or More People is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 850–853). 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 10—DEPARTMENT OF NATURAL RESOURCES  
Division 10—Air Conservation Commission  
Chapter 1—Organization**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2016, the commission amends a rule as follows:

10 CSR 10-1.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 853–855). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Air Pollution Control Program (APCP) received a total of two (2) comments from two (2) sources: The Boeing Company and Regulatory Environmental Group For Missouri (REGFORM).

Due to a similarity in the following two (2) comments, one (1) response can be found at the end of these two (2) comments.

COMMENT #1: The Boeing Company commented that the form revision notification procedure proposed for removal should not be removed. Instead, the Boeing Company suggested a modified version of a form revision notification procedure be retained in this general organization rule.

COMMENT #2: REGFORM commented that they recognize, reiterate, support, and adopt the comments made by the Boeing Company.

RESPONSE: As a result of these comments, the air program plans

to retain a provision for a form revision notification procedure in this general organization rule. The procedure will take into consideration, new technology that allows for quicker review times by utilizing postings on the air program website and listserv notices to receive quicker feedback on form changes.

**10 CSR 10-1.010 General Organization**

(3) General Provisions.

(C) Public Information. The Air Pollution Control Program provides information to the public as follows:

1. Publish a notice in the Jefferson City, Missouri newspaper to provide information on how the public may review and provide comment on draft rule text and Regulatory Impact Reports for a period of at least sixty (60) days;

2. Post public hearing notices for rule and SIP actions at least thirty (30) days prior to public hearing on the Air Pollution Control Program's website and send via email to established program distribution list that includes parties and other interested stakeholders. These notices provide information on timing of proposed MACC actions and how the public may participate in all rulemaking and SIP actions. Contact the Air Pollution Control Program Air Quality Planning Section Chief to be added to the email distribution list;

3. Publish in the *Missouri Register*—

A. Proposed rule actions at least thirty (30) days prior to a public hearing; and

B. Final rule actions adopted by MACC with recognition of public hearing comments;

4. Provide construction and operating permit notices as described in 10 CSR 10-6.060 Construction Permits Required and 10 CSR 10-6.065 Operating Permits;

5. Present revisions to department-supplied forms to the regulated community for a thirty (30)-day comment period. Shorter duration comment periods are used in instances where form changes are non-mandatory such as typographical errors, spelling corrections, or adding non-mandatory reference information; and

6. Make all records retained for or by the Air Pollution Control Program available for public inspection and copying by any person, except for records which are designated as confidential under Missouri law.

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

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2016, the commission amends a rule as follows:

**10 CSR 10-6.180 Measurement of Emissions of Air Contaminants is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 855–856). No changes were made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Air Pollution Control Program (APCP) received no comments on this proposed amendment.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-3.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 859–862). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department of Natural Resources' Land Reclamation Program received one (1) comment on the proposed amendment.

**COMMENT #1:** Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment and could potentially affect Missouri's regulatory program.

**RESPONSE AND EXPLANATION OF CHANGE:** The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

**10 CSR 40-3.060 Requirements for the Disposal of Excess Spoil**

(1) Permanent program performance standards—disposal of excess spoil requirements set forth in 30 CFR Part 780.35, as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-3.170 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 862–863). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department of Natural Resources' Land Reclamation Program received one (1) comment on the proposed amendment.

**COMMENT #1:** Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment and could potentially affect Missouri's regulatory program.

**RESPONSE AND EXPLANATION OF CHANGE:** The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

**10 CSR 40-3.170 Underground Operations**

(1) Permanent program performance standards—underground mining activities set forth in 30 CFR Part 817, as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions. Exceptions to 30 CFR Part 817 are modified as follows:

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.180 Casing and Sealing of Exposed Underground Openings is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 863). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.190 Requirements for Topsoil Removal, Storage and Redistribution for Underground Operations is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 863). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** No comments were received.



**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.200** Requirements for Protection of the Hydrologic Balance for Underground Operations **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 863). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.210** Requirements for the Use of Explosives for Underground Operations **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 863-864). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.220** Disposal of Underground Development Waste and Excess Spoil **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 864). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.230** Requirements for the Disposal of Coal Processing Waste for Underground Operations **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 864). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.240** Air Resource Protection **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 864). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 3—Permanent Performance Requirements for**  
**Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.250** Requirements for the Protection of Fish, Wildlife and Related Environmental Values and Protection Against Slides and Other Damage **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 864-865). No changes have been made in the proposed rescission, so

it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.260** Requirements for Backfilling and Grading for Underground Operations is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 865). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.270** Revegetation Requirements for Underground Operations is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 865). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.280** Requirements for Subsidence Control Associated with Underground Mining Operations is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 865). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.290** Requirements for Road and Other Transportation Associated with Underground Operations is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 865–866). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.300** Postmining Land Use Requirements for Underground Operations is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 866). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 3—Permanent Performance Requirements for  
Surface Coal Mining and Related Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-3.310 Coal Recovery, Land Reclamation and Cessation of Operation for Underground Operations is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 866). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 4—Permanent Performance Requirements for  
Special Mining Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-4.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 866–867). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Natural Resources' Land Reclamation Program received two (2) comments on the proposed amendment.

COMMENT #1: Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment, and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

COMMENT #2: Department staff stated referencing 30 CFR Part 819 is not necessary.

RESPONSE AND EXPLANATION OF CHANGE: The reference to 30 CFR Part 819 will be removed in section (1).

**10 CSR 40-4.020 Auger Mining Requirements**

(1) Permanent program performance standards—auger mining requirements set forth in 30 CFR Part 785.20, as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 4—Permanent Performance Requirements for  
Special Mining Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under

section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-4.040 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 867–868). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Natural Resources' Land Reclamation Program received two (2) comments on the proposed amendment.

COMMENT #1: Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment, and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

COMMENT #2: Len Meier, Chief of the Alton Field Division, OSM stated referencing 30 CFR Part 785.1, 785.2, and 785.10 will deem Missouri's regulatory program less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: Incorporating 30 CFR Part 785.1, 785.2, and 785.10 will be removed and the correct reference of 785.15 will be incorporated in section (1).

**10 CSR 40-4.040 Operations on Steep Slopes**

(1) Permanent program performance standards—steep slope mining requirements set forth in 30 CFR Part 785.15 as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 4—Permanent Performance Requirements for  
Special Mining Activities**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-4.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 868–869). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Natural Resources' Land Reclamation Program received one (1) comment on the proposed amendment.

COMMENT #1: Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment, and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

#### **10 CSR 40-4.060 Concurrent Surface and Underground Mining**

(1) Permanent program performance standards—concurrent surface and underground mining requirements set forth in 30 CFR Part 785.18 as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

### **Title 10—DEPARTMENT OF NATURAL RESOURCES Division 40—Missouri Mining Commission Chapter 4—Permanent Performance Requirements for Special Mining Activities**

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-4.070 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 869–870). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Natural Resources' Land Reclamation Program received two (2) comments on the proposed amendment.

COMMENT #1: Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment, and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

COMMENT #2: Department staff stated referencing 30 CFR Part 828 is not necessary.

RESPONSE AND EXPLANATION OF CHANGE: The reference to 30 CFR Part 828 will be removed in section (1). Additionally, since proposal of the rule amendment, the department determined that the amendment incorrectly references the title of a Federal regulation incorporated by reference. The commission adopts changes to correctly reference the incorporated Federal regulation.

#### **10 CSR 40-4.070 *In Situ* Processing**

(1) Permanent program performance standards—*in situ* processing requirements set forth in 30 CFR Part 785.22 as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be

obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

### **Title 10—DEPARTMENT OF NATURAL RESOURCES Division 40—Missouri Mining Commission Chapter 6—Permitting Requirements for Surface and Underground Coal Mining and Reclamation Operations and Coal Exploration**

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-6.100 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 870–872). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department of Natural Resources' Land Reclamation Program received one (1) comment on the proposed amendment.

COMMENT #1: Len Meier, Chief of the Alton Field Division, Office of Surface Mining (OSM) stated the referenced effective date of the *Code of Federal Regulations* of July 1, 2010 will deem this regulation less effective than the federal regulations. OSM would not be able to approve Missouri's proposed amendment and could potentially affect Missouri's regulatory program.

RESPONSE AND EXPLANATION OF CHANGE: The effective date of the *Code of Federal Regulation's* reference date will be changed from July 1, 2010 to reflect January 1, 2018 in section (1).

#### **10 CSR 40-6.100 Underground Mining Permit Applications**

(1) Permanent program performance standards—underground mining activities requirements are found in 30 CFR Part 783 and 784, as in effect on January 1, 2018, are incorporated by reference in this rule. Copies may be obtained by contacting the U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000 or online at <https://www.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

### **Title 10—DEPARTMENT OF NATURAL RESOURCES Division 40—Missouri Mining Commission Chapter 6—Permitting Requirements for Surface and Underground Coal Mining and Reclamation Operations and Coal Exploration**

#### **ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-6.110 Underground Mining Permit Applications—  
Minimum Requirements for Information on Environmental  
Resources is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 872). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 6—Permitting Requirements for Surface and  
Underground Coal Mining and Reclamation Operations  
and Coal Exploration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission rescinds a rule as follows:

**10 CSR 40-6.120** Underground Mining Permit Applications—  
Minimum Requirements for Reclamation and Operations Plan  
is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 1, 2018 (43 MoReg 872–873). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.810, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-9.010** Abandoned Mine Reclamation Fund is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 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.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.810, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-9.020** Reclamation—General Requirements  
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 873–874). 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 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.810, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-9.030** Rights of Entry is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 874–875). 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 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.810, RSMo. 2016, the commission amends a rule as follows:

**10 CSR 40-9.040** Acquisition of Land and Water for Reclamation  
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 875–876). 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 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under

section 444.810, RSMo 2016, the commission amends a rule as follows:

10 CSR 40-9.050 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 876–877). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Land Reclamation Program received one (1) comment on the proposed amendment.

COMMENT #1: Since proposal of the rule amendment, the department determined that the proposed amendment may be interpreted to suggest that a previously mandatory department obligation had become discretionary. Specifically, Federal regulations require the department return any funds received from the sale of certain lands to the Department of the Interior, Office of Surface Mining Reclamation and Enforcement. The proposed amendment would modify the language of that requirement from “shall” to “will.” Because those terms may have different legal effect, the department is concerned the change may be misinterpreted and could result in the loss of Federal funds for reclamation of lands. The commission adopts changes to the amendment to restore the mandatory language. RESPONSE AND EXPLANATION AND CHANGE: It is agreed, subsection (2)(E) will be change to reflect “shall” instead of “will.”

**10 CSR 40-9.050 Management and Disposition of Land and Water**

(2) Disposition of Reclaimed Lands.

(E) All monies received from disposal of land under this rule shall be deobligated and returned to the office.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 9—Abandoned Mine Reclamation Fund;  
Abandoned Mine Reclamation and Restoration**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.810, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-9.060 Reclamation on Private Lands is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 877). 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 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 10—Permit and Performance Requirements for  
Industrial Mineral Open Pit and In-Stream Sand and  
Gravel Operations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

low:

**10 CSR 40-10.010 Permit Requirements for Industrial Mineral Operations is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 877–878). No changes have been made in the text of the proposed amendment, so it is not printed here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 10—Permit and Performance Requirements for  
Industrial Mineral Open Pit and In-Stream Sand and  
Gravel Operations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-10.030 Bonding is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 878–879). No changes have been made in the text of the proposed amendment, so it is not printed here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 40—Missouri Mining Commission  
Chapter 10—Permit and Performance Requirements for  
Industrial Mineral Open Pit and In-Stream Sand and  
Gravel Operations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-10.040 Permit Review Process is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 879–880). No changes have been made in the text of the proposed amendment, so it is not printed here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 10—Permit and Performance Requirements for**  
**Industrial Mineral Open Pit and In-Stream Sand and**  
**Gravel Operations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-10.080** Hearings and Informal Conferences  
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 880–882). No changes have been made in the text of the proposed amendment, so it is not printed here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 10—DEPARTMENT OF NATURAL RESOURCES**  
**Division 40—Missouri Mining Commission**  
**Chapter 10—Permit and Performance Requirements for**  
**Industrial Mineral Open Pit and In-Stream Sand and**  
**Gravel Operations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Mining Commission under section 444.530, RSMo 2016, the commission amends a rule as follows:

**10 CSR 40-10.100** Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2018 (43 MoReg 882–883). No changes have been made in the text of the proposed amendment, so it is not printed here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.180** Replacement Vehicle Identification Plates  
is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1330). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.255** Issuance of New and Replacement Vehicle  
Identification Numbers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1330). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.270** Watercraft and Outboard Motor Identification  
Numbers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1330–1331). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.275** Recognition of Nonresident Disabled Person  
Windshield Placards is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1331). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.290** Use of License Plates After Name Change is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1331). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 23—Motor Vehicle**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-23.426** Special Identification Numbers is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1331). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-24.050** Deletion of Traffic Convictions and Suspension or Revocation Data From Missouri Driver Records is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1331-1332). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 26—Dealer Licensure**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-26.200** Out-of-State Dealer Request to Participate in Missouri Recreational Vehicle Show or Exhibit is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1332). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE  
Division 10—Director of Revenue  
Chapter 42—General Department Policies**

**ORDER OF RULEMAKING**

By the authority vested in the Director of Revenue under section 32.065, RSMo 2016, the director rescinds a rule as follows:

**12 CSR 10-42.060** Investment and Cash Management Procedures is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1332). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2065—Endowed Care Cemeteries  
Chapter 1—Organization and Description**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under sections 214.280 and 214.392, RSMo 2016, the office rescinds a rule as follows:

**20 CSR 2065-1.020** Cemetery Advisory Committee is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1332). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2065—Endowed Care Cemeteries  
Chapter 1—Organization and Description**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under sections 214.270 and 214.392, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-1.030 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1333). 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 2065—Endowed Care Cemeteries  
Chapter 1—Organization and Description**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under section 214.392, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-1.050 Complaint Handling and Disposition  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1333). 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 2065—Endowed Care Cemeteries  
Chapter 1—Organization and Description**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under sections 214.275, 214.280, and 214.283, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-1.060 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1333-1334). 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 2065—Endowed Care Cemeteries  
Chapter 2—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under section 214.275, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-2.010 Application for a License is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1334). 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 2065—Endowed Care Cemeteries  
Chapter 2—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries under sections 214.280 and 214.392, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-2.020 Endowed Care Cemetery Converting to  
Nonendowed is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1334-1335). 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 2065—Endowed Care Cemeteries  
Chapter 2—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Office of Endowed Care Cemeteries

under sections 214.275 and 214.276, RSMo 2016, the office amends a rule as follows:

**20 CSR 2065-2.050 License Renewal is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1335). 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 2115—State Committee of Dietitians  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under sections 324.203, 324.225, and 324.228, RSMo 2016, and section 324.200, RSMo Supp. 2018, the committee amends a rule as follows:

**20 CSR 2115-1.010 General Organization is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1335). 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 2115—State Committee of Dietitians  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under sections 324.217 and 324.228, RSMo 2016, the committee amends a rule as follows:

**20 CSR 2115-1.030 Complaint Handling and Disposition  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1335–1336). 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 2115—State Committee of Dietitians  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under sections 324.212 and 324.228, RSMo 2016, and sections 324.210.4 and 324.215, RSMo Supp. 2018, the committee amends a rule as follows:

**20 CSR 2115-2.010 Application for Licensure/Reciprocity  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1336). 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 2115—State Committee of Dietitians  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under section 324.228, RSMo 2016, and section 324.210, RSMo Supp. 2018, the committee amends a rule as follows:

**20 CSR 2115-2.020 Qualifications for Licensure is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1336–1337). 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 2115—State Committee of Dietitians  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under section 324.228, RSMo 2016, and section 324.210.3, RSMo Supp. 2018, the committee amends a rule as follows:

**20 CSR 2115-2.030 Examination for Licensure is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1337). 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 2115—State Committee of Dietitians  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee of Dietitians under sections 324.212 and 324.228, RSMo 2016, the committee amends a rule as follows:

**20 CSR 2115-2.040 License Renewal is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1337–1338). 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 5—Definitions**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Nursing under section 335.036, RSMo Supp. 2018, the board rescinds a rule as follows:

**20 CSR 2200-5.010 Definitions is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1338). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION**

**Division 2210—State Board of Optometry  
Chapter 2—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Optometry under sections 336.140 and 336.160, RSMo 2016, the board amends a rule as follows:

**20 CSR 2210-2.070 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1338–1340). 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 2231—Division of Professional Registration  
Chapter 2—Designation of License Renewal Dates and  
Related Renewal Information**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Professional Registration under section 324.001, RSMo Supp. 2018, the division amends a rule as follows:

**20 CSR 2231-2.010 Designation of License Renewal Dates and  
Related Renewal Information is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2018 (43 MoReg 1341). 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.

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

**Title 19—DEPARTMENT OF HEALTH AND  
SENIOR SERVICES  
Division 60—Missouri Health Facilities Review  
Committee  
Chapter 50—Certificate of Need Program**

**NOTIFICATION OF REVIEW:  
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for October 22, 2018. These applications are available for public inspection at the address shown below.

**Date Filed**

**Project Number:** Project Name  
City (County)  
Cost, Description

**9/7/2018**

**#5634 HT:** The Children's Mercy Hospital  
Kansas City (Jackson County)  
\$2,475,000, Replace Angiography Unit

**9/8/2018**

**#5628 NT:** John Knox Village Care Center  
Lee's Summit (Jackson County)  
\$2,000,000, Renovate and modernize 430-bed SNF

**9/10/2018**

**#5635 HT:** Freeman Health System  
Joplin (Newton County)  
\$1,680,000, Replace PET/CT Scanner

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 11, 2018. All written requests and comments should be sent to—

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
3418 Knipp Drive, Suite F  
PO Box 570  
Jefferson City, MO 65102  
For additional information contact Karla Houchins at (573) 751-6700.

**T**he Secretary of State is required by sections 347.141 and 359.481, RSMo 2016, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to [adrules.dissolutions@sos.mo.gov](mailto:adrules.dissolutions@sos.mo.gov).

## NOTICE OF WINDING UP TO CREDITORS OF AND CLAIMANTS AGAINST MAIN STREET POWER INVESTMENT FUNDS, LLC

On March 20, 2018, Main Street Power Investment Funds, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against the Company must submit a written summary of any claims against the Company to c/o Distributed Energy, Inc., Colin Temme, 4875 Pearl East Circle, Boulder, CO 80301, which summary shall include the name, address, and telephone numbers of the claimant, the amount of the claim, and any documentation of the claim. Claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

## NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST APEX MEDICAL SUPPLIES, LLC

Apex Medical Supplies, LLC, a Missouri limited liability company, filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State on July 30, 2018.

Any and all claims against Apex Medical Supplies, LLC may be sent to Mark S. Johnson, 212 N. Main Street, Cape Girardeau, MO 63701. Each claim should include the following information: the name, address and telephone number of the claimant; the amount of the claim; the basis of the claim; the date(s) on which the event(s) on which the claim is based occurred; and any documentation related to the claim.

Any and all claims against Apex Medical Supplies, LLC will be barred unless a proceeding to enforce such claim is commenced within three (3) years after the date this notice is published.

## NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST KC EXPRESS, LLC

On August 22, 2018, KC EXPRESS, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

All claims must include: the name, address, and telephone number of the claimant; the amount claimed; the basis of the claim; the date(s) on which the events occurred which provide the basis for the claim; and copies of any other supporting data. Claims should be in writing and mailed to Harold M. Goss, Esq., 4510 Belleview, Suite 300, Kansas City, Missouri 64111.

Any claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST CEC & ASSOCIATES, LC**

CEC & Associates, LC, a Missouri limited liability company, filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State on July 30, 2018.

Any and all claims against CEC & Associates, LC may be sent to Mark S. Johnson, 212 N. Main Street, Cape Girardeau, MO 63701. Each claim should include the following information: the name, address and telephone number of the claimant; the amount of the claim; the basis of the claim; the date(s) on which the event(s) on which the claim is based occurred; and any documentation related to the claim.

Any and all claims against CEC & Associates, LC will be barred unless a proceeding to enforce such claim is commenced within three (3) years after the date this notice is published.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
STAR OPERATING COMPANY, INC.**

NOTICE IS HEREBY GIVEN that **STAR Operating Company, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to: c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
OBERMANN CONCRETE HOLDINGS, INC.**

NOTICE IS HEREBY GIVEN that **Obermann Concrete Holdings, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to: c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
SRM TRANSPORT, INC.**

NOTICE IS HEREBY GIVEN that **SRM Transport, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
SRM REAL ESTATE HOLDINGS, INC.**

NOTICE IS HEREBY GIVEN that **SRM Real Estate Holdings, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to: c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
OBERMANN CONCRETE OF NORTHEAST ARKANSAS, INC.**

NOTICE IS HEREBY GIVEN that **Obermann Concrete of Northeast Arkansas, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to: c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
OBERMANN CONCRETE, INC.**

NOTICE IS HEREBY GIVEN that **Obermann Concrete, Inc.**, a Missouri corporation (hereinafter the "Corporation") filed its Articles of Dissolution with the Missouri Secretary of State on August 14, 2018.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit in writing to: c/o Steven R. Obermann, 1126 County Road 213, Cape Girardeau, Missouri 63701 the details of your claim, which shall include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and any documentation for the claim.

All claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
COUNTRYSIDE BBQ, LLC**

On August 2, 2018, CountrySide BBQ, L.L.C. a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Julie T. Brown, Esq., Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill Road, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**Notice of Dissolution of  
Limited Liability Company  
To All Creditors of and  
Claimants Against  
A Sure Wing, L.L.C.**

On August 28, 2018, A Sure Wing, L.L.C. ("the Company"), a Missouri limited liability company, filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State, effective on August 28, 2018.

Any claims against the Company may be sent to: Blitz, Bardgett & Deutsch, L.L.C., Attn: Scott Smithson, 120 South Central Avenue, Ste. 1500, St. Louis, MO 63105. Each claim must include the following information: the name, address and phone number of the claimant; the amount claimed; the date on which the claim arose; the basis for the claim; and documentation for the claim.

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



**NOTICE OF CORPORATION DISSOLUTION**

To: All creditors of and claimants against P.J., INC.

On **August 21, 2018**, P.J., INC., a Missouri corporation (“Corporation”), Charter Number **00420355**, was dissolved pursuant to the filing of Articles of Dissolution by the Corporation Division, Missouri Secretary of State.

All persons or organizations having claims against P.J., INC., are required to present them immediately in writing to:

Andrew S. Felker, Attorney at Law  
Chinnery Evans & Nail, P.C.  
800 NE Vanderbilt Lane  
Lee’s Summit, Missouri 64064

Each claim must contain the following information:

1. Name and current address of the claimant.
2. A clear and concise statement of the facts supporting the claim.
3. The date the claim was incurred.
4. The amount of money or alternate relief demanded.

NOTE: CLAIMS AGAINST P.J., INC., WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN TWO YEARS AFTER THE PUBLICATION OF THIS NOTICE.

**NOTICE OF WINDING UP OF  
LIMITED LIABILITY COMPANY TO ALL  
CREDITORS OF AND CLAIMS AGAINST  
GUNDAKER CONSTRUCTION AND RESTORATION GROUP, LLC**

On June 29, 2018, Gundaker Construction and Restoration Group, LLC, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

The Company requests that all persons and organizations who have claims against it present them immediately by letter to Ronald Kwentus, 2458 Old Dorsett Rd., Ste. 230, St. Louis, Missouri 63043.

All claims must include the following information:

1. The name and current address of claimant;
2. The amount claimed;
3. A clear and concise statement of the facts supporting the claim, and;
4. The date the claim was incurred.

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

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY**

To: All creditors of and claimants against JMC Kansas City, LLC f/k/a CAMPBELL FIRE PROTECTION, L.L.C., a Missouri limited liability company, ("Company") .

On **August 21, 2018**, JMC Kansas City, LLC f/k/a CAMPBELL FIRE PROTECTION, L.L.C., Charter Number **LC0036955**, filed its notice of winding up with the Missouri Secretary of State.

Said limited liability company requests that all persons and organizations who have claims against it present them immediately by letter to Andrew S. Felker, Attorney at Law, Chinnery Evans & Nail, P.C., 800 NE Vanderbilt Lane, Lee's Summit, Missouri 64064.

All claims must include the following information:

1. Name and current address of the claimant.
2. The amount claimed.
3. The clear and concise statement of the facts supporting the claim.
4. The date the claim was incurred.

**NOTICE:** Because of the winding up of JMC Kansas City, LLC f/k/a CAMPBELL FIRE PROTECTION, L.L.C., any claims against it will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of the three notices authorized by statute, whichever is published last.

**NOTE:** CLAIMS AGAINST JMC KANSAS CITY, LLC F/K/A CAMPBELL FIRE PROTECTION, L.L.C., WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN THREE YEARS AFTER THE PUBLICATION OF THIS NOTICE.

**NOTICE OF CORPORATE DISSOLUTION TO ALL  
CREDITORS OF AND CLAIMANTS AGAINST  
FARMINGTON AUTO SALES, INC.**

On August 20, 2018, Farmington Auto Sales, Inc., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution was effective on August 20, 2018.

You are hereby notified that if you believe you have a claim against Farmington Auto Sales, Inc., you must submit a summary in writing of the circumstances surrounding your claim to the corporation c/o Attorney Edward M. Pultz, PO Box 992, Farmington, MO 63640.

The summary of your claim must include the following information:

1. The name, address and telephone number of the claimant;
2. The amount of the claim;
3. The date on which the event on which the claim is based occurred;
4. A brief description of the nature of the debt or the basis for the claim.

All claims against Farmington Auto Sales, Inc. will be barred unless the proceeding to enforce the claim is commenced within two years after the publication of this notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY**

To: All creditors of and claimants against Sebastian Auto, LLC f/k/a Wheels In The Field LLC, a Missouri limited liability company, ("Company").

On **August 21, 2018**, Sebastian Auto, LLC f/k/a Wheels In The Field LLC, Charter Number **LC0690424**, filed its notice of winding up with the Missouri Secretary of State.

Said limited liability company requests that all persons and organizations who have claims against it present them immediately by letter to Andrew S. Felker, Attorney at Law, Chinnery Evans & Nail, P.C., 800 NE Vanderbilt Lane, Lee's Summit, Missouri 64064.

All claims must include the following information:

1. Name and current address of the claimant.
2. The amount claimed.
3. The clear and concise statement of the facts supporting the claim.
4. The date the claim was incurred.

**NOTICE:** Because of the winding up of Sebastian Auto, LLC f/k/a Wheels In The Field LLC, any claims against it will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of the three notices authorized by statute, whichever is published last.

**NOTE:** CLAIMS AGAINST SEBASTIAN AUTO, LLC F/K/A WHEELS IN THE FIELD LLC, WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN THREE YEARS AFTER THE PUBLICATION OF THIS NOTICE.

**Notice of Winding Up to All Creditors of and Claimants Against San Marcos 197 Acre Associates, LLC**

San Marcos 197 Acre Associates, LLC, a Missouri limited liability company (the "Company"), was dissolved on June 4, 2018, by filing a Notice of Winding Up with the Missouri Secretary of State. The Company requests that all persons and entities with claims against the Company present them in writing and by mail to John Hutkin, 10829 Olive Blvd., St. Louis, MO 63134. Each claim must include:

1. The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The basis of the claim;
4. The date the claim arose; and
5. Documentation of the claim.

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