

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

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

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 1—Organization and Description**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 536.023, RSMo 2016, the director amends a rule as follows:

2 CSR 70-1.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1549–1550). 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 70—Plant Industries
Chapter 10—Missouri Plant Law Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 263.040, RSMo 2016, the director amends a rule as follows:

2 CSR 70-10.080 Certification Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1550–1554). 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 70—Plant Industries
Chapter 11—Missouri Plant Law Quarantines**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under sections 263.040 and 263.050, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-11.020 Japanese Beetle Intrastate Quarantine is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1554). 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 70—Plant Industries
Chapter 11—Missouri Plant Law Quarantines**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 263.040, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-11.030 Pink Bollworm Intrastate Quarantine is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1554–1555). 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 70—Plant Industries
Chapter 11—Missouri Plant Law Quarantines**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under sections 263.040, 263.050, and 263.180, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-11.050 Emerald Ash Borer Intrastate Quarantine is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1555). 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 70—Plant Industries
Chapter 12—Sustainable Agriculture**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 536.014, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-12.010 Sustainable Agriculture Demonstration Awards is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1555). 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 70—Plant Industries
Chapter 15—Missouri Apiary Law Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 264.095, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-15.035 Elimination of American Foulbrood Disease is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1555). 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 70—Plant Industries
Chapter 15—Missouri Apiary Law Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 264.095, RSMo 2016, the director amends a rule as follows:

2 CSR 70-15.045 Control of Apiary Arthropod Pests and Diseases is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1555-1556). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.010 Definitions of the Missouri Department of Agriculture Organic Program is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1556). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.015 The Adoption of NOP Standards is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1556). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.020 MDA Organic Program Advisory Board is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1556). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.025 Procedures for Organic Certification
is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1556–1557). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.030 Records to be Maintained for Certification
is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1557). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.035 Inspections and Sampling for Certification
is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1557). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.040 Complaints and Investigations **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1557). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.045 Compliance Enforcement **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1558). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.050 Certificates Issued as Result of Certification with the MDA Organic Program **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg

1558). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.055 MDA Organic Program Seal is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1558). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.060 Registration with the MDA Organic Program is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1558-1559). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.065 Inspection and Sampling for Registration is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg

1559). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.070 Marketing When Registered with the MDA Organic Program is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1559). 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 70—Plant Industries
Chapter 16—Missouri Department of Agriculture
Organic Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 261.110, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-16.075 Organic Certifying Agent Registration is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1559). 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 70—Plant Industries
Chapter 25—Pesticides**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 281.025, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-25.070 Requirements for Certified Commercial Applicators or Public Operators in Structural Pest Control is **withdrawn**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg

1559–1560). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The proposed rescission of 2 CSR 70-25.070 was removed from consideration prior to the planned September 5, 2018, public hearing. Recent federal regulation changes that will impact this rule are being considered and will direct any future proposals.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 35—Seed Regulation**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 266.091, RSMo 2016, the director amends a rule as follows:

2 CSR 70-35.010 Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1560). 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 70—Plant Industries
Chapter 35—Seed Regulation**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 266.091, RSMo 2016, the director rescinds a rule as follows:

2 CSR 70-35.031 Licensing is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1560). 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 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.005 Treated Timber Definitions is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1560–1561). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.015 Standards for Treated Timber is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1561). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.016 Producers to Follow Pesticide Label is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1561). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules**

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.017 Preservatives Required to be Registered Pesticides is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1561). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.025 Standards for Inspection, Sampling and Analyses **is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1561-1562). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.040 Branding of Treated Timber **is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1562). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.050 Requirements for Treated Timber Invoices and Manifests **is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1562). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 40—Missouri Treated Timber Products Law
Rules

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 280.050, RSMo 2016, the director withdraws a rule as follows:

2 CSR 70-40.055 Sale or Distribution of Wood Products Similar in Appearance to Treated Timber—Identification—Penalties **is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1562). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: No formal comments were received. The department has decided against formal rulemaking at this time.

Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 10—Liquefied Petroleum Gases

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 536.023, RSMo 2016, the department rescinds a rule as follows:

2 CSR 90-10.016 Meters for Measurement—Specifications and Proving **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 1, 2018 (43 MoReg 1998). 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: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed rescission.

Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 11—Anhydrous Ammonia

ORDER OF RULEMAKING

By the authority vested in the Department of Agriculture under section 536.023, RSMo 2016, the department amends a rule as follows:

2 CSR 90-11.010 ANSI K61.1-1999, Safety Requirements for the Storage and Handling of Anhydrous Ammonia **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 1998-1999). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received one (1) comment on the proposed amendment.

COMMENT #1: Steven Taylor, with Missouri Agribusiness Association (MO-AG) supports the proposed rulemaking regarding 2 CSR 90-11.010. By adopting a more recent version of the ANSI K61.1 standard, this proposed rulemaking is consistent with current

state law.

RESPONSE: No changes have been made to the amendment as a result of this comment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 20—Method of Sale for Products**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-20.040 *NIST Handbook 130*, “Uniform Regulation for the Method of Sale of Commodities” is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 1999). 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 90—Weights, Measures and Consumer
Protection
Chapter 21—Weighing and Measuring Devices**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-21.010 Registration of Servicepersons and Service Agencies is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 1999–2001). 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 90—Weights, Measures and Consumer
Protection
Chapter 22—Packaging and Labeling**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-22.140 *NIST Handbook 130*, “Uniform Packaging and Labeling Regulation” is amended.

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

August 1, 2018 (43 MoReg 2001). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 23—Inspection of Packaged Commodities**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-23.010 *NIST Handbook 133*, Technical Procedures and Methods for Measuring and Inspecting Packages or Amounts of Commodities is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2001–2002). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 25—Price Verification**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-25.010 Price Verification Procedures is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2002). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 30—Petroleum Inspection**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-30.050 Inspection of Premises is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2002–2004). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 30—Petroleum Inspection**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-30.070 Unattended Self-Service Stations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2004–2005). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 30—Petroleum Inspection**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-30.080 Measuring Devices is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2005–2006). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 30—Petroleum Inspection**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-30.090 Tank Trucks and Tank Wagons is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2006). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 30—Petroleum Inspection**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-30.100 Terminals is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2006–2007). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 90—Weights, Measures and Consumer
Protection
Chapter 36—Egg Quality Program**

ORDER OF RULEMAKING

By the authority vested in the Weights, Measures and Consumer Protection Division under section 414.142, RSMo 2016, the director amends a rule as follows:

2 CSR 90-36.010 Enforcement of Missouri Egg Laws is amended.

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

August 1, 2018 (43 MoReg 2007–2012). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Weights, Measures and Consumer Protection Division Director received no comments on the proposed amendment.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business
Development Authority
Chapter 2—Beginning Farmer Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-2.010 Definitions is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1563). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 2—Beginning Farmer Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority withdraws a proposed rescission as follows:

**2 CSR 100-2.020 Applicant Eligibility Requirements
is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1563). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The Office of the Governor did not approve the submission of this rescission.

RESPONSE: As a result, the authority is withdrawing this rulemaking.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business
Development Authority
Chapter 2—Beginning Farmer Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority withdraws a proposed rescission as follows:

**2 CSR 100-2.030 Time and Manner of Filing Application
is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1563). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The Office of the Governor did not approve the submission of this rescission.

RESPONSE: As a result, the authority is withdrawing this rulemaking.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business
Development Authority
Chapter 2—Beginning Farmer Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority withdraws a proposed rescission as follows:

2 CSR 100-2.040 Fees is withdrawn.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1563). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The Office of the Governor did not approve the submission of this rescission.

RESPONSE: As a result, the authority is withdrawing this rulemaking.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business
Development Authority
Chapter 2—Beginning Farmer Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority withdraws a proposed rescission as follows:

**2 CSR 100-2.050 Conditions for Execution of Agricultural and
Small Business Development Authority Agreement is withdrawn.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1564). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The Office of the Governor did not approve the submission of this rescission.

RESPONSE: As a result, the authority is withdrawing this rulemaking.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 100—Missouri Agricultural and Small Business
Development Authority
Chapter 3—Conservation Reserve Enhancement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-3.010 General Organization is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1564). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 3—Conservation Reserve Enhancement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-3.020 Definitions is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1564). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 3—Conservation Reserve Enhancement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

**2 CSR 100-3.030 Criteria Relating to Participating Borrowers,
Participating Lenders and Agricultural Development Loans
is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1564). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 3—Conservation Reserve Enhancement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small

Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

**2 CSR 100-3.040 Procedure for the Purchase or Participation of
Eligible Loans is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1565). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 3—Conservation Reserve Enhancement Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-3.050 Amendments is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1565). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 4—Small Business Development Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-4.010 General Organization is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1565). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 4—Small Business Development Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small

Business Development Authority under section 348.075, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-4.020 Definitions is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1565). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 4—Small Business Development Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.075, RSMo 2016, the authority rescinds a rule as follows:

**2 CSR 100-4.030 Criteria Relating to Participating Borrowers,
Participating Lenders and Small Business Loans is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1566). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 4—Small Business Development Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 536.023, RSMo 2016, the authority rescinds a rule as follows:

**2 CSR 100-4.040 Procedure for the Purchase or Participation of
Eligible Loans is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1566). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 4—Small Business Development Loan Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small

Business Development Authority under section 348.075, RSMo 2016, the authority rescinds a rule as follows:

2 CSR 100-4.050 Amendments is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1566). 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 100—Missouri Agricultural and Small Business
Development Authority
Chapter 10—New Generation Cooperative Incentive Tax
Credit Program**

ORDER OF RULEMAKING

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.432, RSMo 2016, the authority amends a rule as follows:

**2 CSR 100-10.010 Description of Operation, Definitions, and
Method of Distribution and Repayment of Tax Credits
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1566–1567). 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 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

**4 CSR 240-3.110 Filing Requirements for Electric Utility
Applications for Authority to Sell, Assign, Lease or Transfer
Assets is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1567). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the

hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.115 Filing Requirements for Electric Utility Applications for Authority to Merge or Consolidate **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1567). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.120 Filing Requirements for Electric Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1567-1568). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.125 Filing Requirements for Electric Utility Applications for Authority to Acquire the Stock of a Public Utility **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1568). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 and 393.140, RSMo 2016, and section 386.266, RSMo 2016 and RSMo Supp. 2018, the commission rescinds a rule as follows:

4 CSR 240-3.161 Electric Utility Fuel and Purchased Power Cost Recovery Mechanisms Filing and Submission Requirements **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 2, 2018 (43 MoReg 1423–1424). 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: The public comment period ended August 6, 2018, and the commission held a public hearing on the proposed rescission on August 13, 2018. The commission did not receive any written comments about the rescission, and no one offered a comment about the rescission at the public hearing.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.165 Annual Report Submission Requirements for Electric Utilities **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1568–1569). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.210 Filing Requirements for Gas Utility Applications for Authority to Sell, Assign, Lease or Transfer Assets **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1569). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.215 Filing Requirements for Gas Utility Applications for Authority to Merge or Consolidate **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1569). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.220 Filing Requirements for Gas Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1569-1570). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.225 Filing Requirements for Gas Utility Applications for Authority to Acquire the Stock of a Public Utility **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1570). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.245 Annual Report Submission Requirements for Gas Utilities **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1570). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT**
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.270 Submission Requirements Regarding Plans, Procedures and Programs for the Transportation of Natural Gas by Pipeline **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1571). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 20, 2018. The commission received timely written comments in support of the rescission from the staff of the commission and comments at the hearing in support of the rescission from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the rescission of this rule and its transfer of its provisions into 4 CSR 240-40. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of rescinding this rule.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.280 Submission Requirements Regarding Gas Utility Written Drug and Alcohol Testing Plans **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1571). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 20, 2018. The commission received timely written comments in support of the rescission from the staff of the commission and comments at the hearing in support of the rescission from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the rescission of this rule and its transfer of its provisions into 4 CSR 240-40. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of rescinding this rule.
RESPONSE: The commission thanks the Office of the Public

Counsel for its participation. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.290 Submission Requirements Regarding Gas Utility Incident, Annual and Safety-Related Condition Reports **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1571-1572). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 20, 2018. The commission received timely written comments in support of the rescission from the staff of the commission and comments at the hearing in support of the rescission from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the rescission of this rule and its transfer of its provisions into 4 CSR 240-40. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of rescinding this rule.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.295 Submission Requirements Regarding Gas Utility Written Procedures for Conversion of Service and Upgrading **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1572). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 20, 2018. The commission received timely written comments in support of the rescission from the staff of the commission and comments at the hearing in support of the rescission from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the rescission of this rule and its transfer of its provisions into 4 CSR 240-40. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of rescinding this rule.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.310 Filing Requirements for Sewer Utility Applications for Authority to Sell, Assign, Lease or Transfer Assets **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1572). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.315 Filing Requirements for Sewer Utility Applications for Authority to Merge or Consolidate **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1572–1573). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.320 Filing Requirements for Sewer Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1573). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.325 Filing Requirements for Sewer Utility Applications for Authority to Acquire the Stock of a Public Utility **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1573). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.335 Annual Report Submission Requirements for Sewer Utilities **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1574). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the

proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.405 Filing Requirements for Steam Heating Utility Applications for Authority to Sell, Assign, Lease or Transfer Assets **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1574). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.410 Filing Requirements for Steam Heating Utility Applications for Authority to Merge or Consolidate **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg

1574–75). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.415 Filing Requirements for Steam Heating Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1575). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sec-

tion 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.420 Filing Requirements for Steam Heating Utility Applications for Authority to Acquire the Stock of a Public Utility **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1575). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.435 Annual Report Submission Requirements for Steam Heating Utilities **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1575–1576). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.605 Filing Requirements for Water Utility Applications for Authority to Sell, Assign, Lease or Transfer Assets **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1576). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.610 Filing Requirements for Water Utility Applications for Authority to Merge or Consolidate **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1576–1577). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.615 Filing Requirements for Water Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1577). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission’s staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.
RESPONSE: The commission agrees and will rescind the rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.620 Filing Requirements for Water Utility Applications for Authority to Acquire the Stock of a Public Utility **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1577). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 3—Filing and Reporting Requirements**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission rescinds a rule as follows:

**4 CSR 240-3.640 Annual Report Submission Requirements for
Water Utilities is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1577-1578). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rescission on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rescission.

RESPONSE: The commission agrees and will rescind the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.040, 386.250, and 393.140, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.085 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 2, 2018 (43 MoReg 1424-1425). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 1, 2018, and the commission held a public hearing on the proposed rule on August 7, 2018. The commission received timely written comments from Liberty Utilities (Missouri Water) LLC, Missouri-American Water Company, the Office of the Public Counsel and the staff of the commission. Jacob Westen, representing the commission's staff, Ryan Smith representing the Office of the Public Counsel, and Dean Cooper representing Missouri-American, as well as Cheryl Norton, Brian LaGrand, and Jim Jenkins on behalf of Missouri-American, appeared at the hearing and offered comments.

COMMENT #1: Public Counsel questions the purpose statement of the rule, suggesting it should be clarified to make clear that the rule applies to "capable utilities" as that term is used in section 393.146, RSMo, which was cited by the commission as authority for this rulemaking.

RESPONSE: As will be discussed in response to Comment No. 24, the commission has concluded that section 393.146, RSMo is not what provides authority for this rulemaking. As a result, there is no reason to modify the purpose statement of this rule to match the language of that statute. No change will be made in response to this comment.

COMMENT #2: Public Counsel recommends the multiple definitions contained in section 4 CSR 240-10.085(1) be placed in alphabetical order for clarity.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed clarification and will re-designate the definitions in section 4 CSR 240-10.085(1) in alphabetical order.

COMMENT #3: Missouri-American suggests an "or" be inserted between paragraphs 4 CSR 240-10.085(1)(A)1. and 2. to make it clear that a system can be found to be non-viable by meeting any one of these four items, referring to paragraphs 4 CSR 240-10.085(1)(A)1.-4.

RESPONSE: Missouri-American is correct that a system can be found to be non-viable if it meets any one (1) of the four (4) listed criteria. However, the "or" between paragraphs 4 CSR 240-10.085(1)(A)3. and 4. is grammatically sufficient to establish that fact. No change will be made in response to this comment.

COMMENT #4: Public Counsel suggests a definition of "capable utility" be added to section 4 CSR 240-10.085(1) to better match the provisions of section 393.146, RSMo, which was cited by the commission as authority for this rulemaking.

RESPONSE: As will be discussed in response to Comment No. 24, the commission has concluded that section 393.146, RSMo is not what provides authority for this rulemaking. As a result, there is no reason to modify the definitions section of this rule to match the language of that statute. No change will be made in response to this comment.

COMMENT #5: Public Counsel suggests the definition of nonviable utility found in subsection 4 CSR 240-10.085(1)(A) be modified to limit its application to small utilities. The commission's staff concurs in that comment.

RESPONSE AND EXPLANATION OF CHANGE: The commission will modify the rule to limit the definition of nonviable utility to small utilities serving eight thousand (8,000) or fewer customers.

COMMENT #6: Paragraph 4 CSR 240-10.085(1)(A)2. of the definition of nonviable utility includes a utility that has failed to comply

with any order of the department of natural resources or the commission concerning the safety and adequacy of service “within a reasonable period of time.” Staff asks the commission to remove the phrase “within a reasonable period of time” from the definition. Staff believes the phrase is vague. Further, the orders with which the utility has failed to comply presumably contain their own time for compliance and there is no need to include an additional timeframe within this definition.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with staff and will remove the phrase from the definition. The commission also notes that the definition should apply if the nonviable utility has failed to comply with the order of a federal agency. The provision will be modified accordingly.

COMMENT #7: Subsection 4 CSR 240-10.085(1)(B) defines “rate of return premiums” as an award by the commission of up to one hundred (100) basis points to a utility in recognition of the risks associated with the acquisition of a nonviable utility. Staff, Public Counsel, Missouri-American, and Liberty Utilities all express concern that the proposed definition does not make clear whether the additional one hundred (100) basis points would apply to the acquiring company’s entire rate base or just the additional rate base involved in the acquisition. Staff and Public Counsel suggest the incentive be limited to just the acquired rate base. Missouri-American and Liberty Utilities point out that because the acquired rate base may be small in relation to the acquiring company’s overall rate base, the incentive allowed under the rule will likely be very small and not much of an incentive.

RESPONSE AND EXPLANATION OF CHANGE: The concept of a rate of return premium is not explicitly limited by the rule to either the acquiring company’s entire rate base, or to the acquired rate base. That ambiguity is an intentional feature of the rule. The commission wants to have the discretion to craft a rate of return incentive that will be effective. The details of what incentive is appropriate will be determined based on the evidence presented to the commission in a particular case. The definition will be modified to make the commission’s retention of discretion more clear by referring to an adjustment to a portion or all of the acquiring utility’s rate base.

COMMENT #8: Subsection 4 CSR 240-10.085(1)(B) defines rate of return premiums and indicates such an incentive can be awarded in recognition of the increased risk associated with acquisition of a nonviable utility and the “associated system improvement costs.” Liberty Utilities expresses concern that the phrase “associated system improvement costs” is not clearly defined in the rule.

RESPONSE: The commission does not believe associated system improvement costs” should be rigidly defined within this rule. Rather the meaning of the term will need to be determined on a case-by-case basis, considering the evidence presented. No change will be made in response to this comment.

COMMENT #9 Missouri-American suggests the definition of “debit acquisition adjustment” contained in subsection 4 CSR 240-10.085(1)(C) be simplified to refer to all of the acquisition cost over the depreciated original cost of the acquired system rather than a “portion” of such costs.

RESPONSE: The commission wants to allow itself as much discretion as possible in crafting an appropriate incentive, including any debit acquisition adjustment. No change will be made in response to this comment.

COMMENT #10: Public Counsel argues it would be unreasonable for a utility to receive more in rate base than would be supported by the assets and is concerned that the definition does not contemplate the amount of time allowed to amortize a debit acquisition adjustment.

RESPONSE: This section just defines a term. The reasonableness and details of such an adjustment will be determined on a case-by-case basis. No change will be made in response to this comment.

COMMENT #11: Subsection 4 CSR 240-10.085(1)(D) defines “plant-in-service study.” Missouri-American is concerned that nonviable acquired companies may not have sufficient books and records to allow the acquiring company to prepare a plant-in-service study. Missouri-American asks that more flexibility be built into the definition to recognize those concerns.

RESPONSE: The commission addresses concerns about unavailable records elsewhere in the rule and does not believe it is necessary to do so within this definition subsection. No changes will be made in response to this comment.

COMMENT #12: Public Counsel points to several sections of the rule that use the phrase “acquisition incentive” as a short-hand way of referring to “rate of return premiums” and “debit acquisition adjustment.” It suggests that either “acquisition incentive” be defined, or that “rate of return premiums and debit acquisition adjustment, or both” be used in its place.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the use of the undefined term “acquisition incentive” could be misleading. A definition of “acquisitions incentive” as including the other defined terms of “rate of return premiums” and “debit acquisition adjustment” will be added as a new subsection to section 4 CSR 240-10.085(1). The definition of “acquisition incentive” will also result in changes to section 4 CSR 240-10.085(2) to incorporate that now-defined term.

COMMENT #13: Public Counsel is concerned that section 4 CSR 240-10.085(2) would allow the commission to approve an acquisition incentive in the acquisition case even though such costs would not be known and measurable and the related improvements would not be used and useful.

RESPONSE: The commission does not share Public Counsel’s concerns because, as section 4 CSR 240-10.085(2) describes, an approved acquisition incentive could only be applied in a subsequent rate case, and then, only if such application will not result in unjust or unreasonable rates. No changes will be made in response to this comment.

COMMENT #14: Paragraph 4 CSR 240-10.085(3)(A)2. lists various documents and records of original costs of the nonviable utility that must be filed by the acquiring utility as part of any application for an acquisition incentive. Missouri-American and Liberty Utilities are concerned that nonviable utilities frequently do not keep good records. As a result, the acquiring company may be unable to produce some of the records required by the rule. Subsection 4 CSR 240-10.085(3)(B) provides that if those documents and records are unavailable at the time the application for acquisition incentive is filed, they can be furnished by the acquiring utility before its next rate case. Public Counsel points out that there is no reason to believe that documents and records that were unavailable at the time the application for an acquisition incentive was filed will become available before the next rate case is filed.

RESPONSE AND EXPLANATION OF CHANGE: The commission is certainly aware that nonviable utilities may not keep good records, and recognizes that an acquiring utility cannot file documents that do not exist. That is why subsection 4 CSR 240-10.085(3)(C) allows the acquiring utility to file estimated cost-related documents so long as they also file documents supporting the reasonableness of those estimates. That provision already addresses the commenters concerns, but the first sentence of that subsection is unnecessary and may give the false impression that non-existent cost-related documents must be filed. The commission will remove that first sentence without changing the meaning of the subsection as a whole. The commission will also delete subsection 4 CSR 240-10.085(3)(B). The intent of that provision is to provide for a mechanism through which the commission would receive the information required by paragraph 4 CSR 240-10.085(3)(A)2. However, subsection 4 CSR 240-10.085(3)(C) already provides for such a mechanism, so subsection 4 CSR 240-10.085(3)(B) is unnecessary.

COMMENT #15: Public Counsel suggests the applicant for an acquisition incentive be required to certify that it is a “capable public utility” as that phrase is used in section 393.146, RSMo 2016, which was cited by the commission as authority for this rulemaking.

RESPONSE: As will be discussed in response to Comment No. 24, the commission has concluded that section 393.146, RSMo is not what provides authority for this rulemaking. As a result, there is no reason to modify the rule to match the language of that statute. No change will be made in response to this comment.

COMMENT #16: Public Counsel recommends a change in the structure of section 4 CSR 240-10.085(4) to make the statement that the acquiring utility has the burden of proof into its own subsection and then to make the list of things that must be proven paragraphs in a separate subsection.

RESPONSE: The commission does not believe the structural change proposed by Public Counsel will clarify the rule. No change will be made in response to this comment.

COMMENT #17: Public Counsel would add a provision requiring the acquiring utility to prove that it is a “capable public utility” as that phrase is used in section 393.146, RSMo 2016, which was cited by the commission as authority for this rulemaking.

RESPONSE: As will be discussed in response to Comment No. 24, the commission has concluded that section 393.146, RSMo is not what provides authority for this rulemaking. As a result, there is no reason to modify the rule to match the language of that statute. No change will be made in response to this comment.

COMMENT #18: Public Counsel questions the provision in subsection 4 CSR 240-10.085(4)(E) that would require the acquiring utility to prove how improvements needed to make the acquired utility viable will be completed within three (3) years. Similarly, subsection 4 CSR 240-10.085(4)(G) would require proof of how capital improvements and operational changes within the next three (3) years will correct deficiencies. Public Counsel is concerned that an artificial three (3) year requirement might not be sufficient to correct problems in some circumstances. Instead, it proposes a more flexible, “reasonable,” timetable for the utility to work with other governmental agencies to correct problems

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Public Counsel’s concern that a three- (3-) year limitation may be unnecessarily rigid. The questioned subsections will be modified to remove the three- (3-) year limitation. In its place, the rule will require the applicant to specify an anticipated time for completion of necessary improvements.

COMMENT #19: Subsection 4 CSR 240-10.085(4)(I) requires the applicant for an acquisition incentive to prove that the acquisition would be unlikely to occur without the probability of obtaining an acquisition incentive. Liberty Utilities and Missouri-American are concerned that this “but for” requirement would be impossible to prove, meaning the acquisition incentives allowed by the rule could never be used.

RESPONSE: The commission understands the difficulty of proving that a transaction would not occur but for the chance of obtaining an acquisition incentive. Certainly, such acquisitions have taken place without the possibility of the acquisition incentive described in this rule. So, the rule should not be taken as an invitation to seek an unnecessary incentive to subsidize an acquisition that would occur without an incentive. As a result, a “but for” requirement is a necessary part of the rule. The commission cannot at this time describe exactly what would need to be proved to meet the “but for” requirement. That standard will need to be developed on a case-by-case basis depending upon the evidence presented in the particular case. No change will be made in response to this comment.

COMMENT #20: Section 4 CSR 240-10.085(5) creates a presumption that a utility that has had an acquisition incentive approved by

the commission is to file a general rate case within twelve (12) months after approval of the acquisition unless otherwise ordered by the commission. Missouri-American is concerned that it would be unreasonable, and undesirable for a large utility to be required to prematurely file a general rate case just to incorporate a small nonviable water or sewer system. Staff and Public Counsel agree ratepayers would not benefit if the acquiring utility were required to file an expensive and unnecessary rate case.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the acquiring utility should not be required to file an expensive and unnecessary general rate proceeding. The one- (1-) year filing requirement will be removed from the rule and replaced with a requirement that the acquiring utility file a general rate proceeding within the time ordered by the commission. The commission also notes that section 4 CSR 240-10.085(5) refers to a utility’s “rate case.” The intent of the provision is to refer to the utility’s next general rate proceeding, not to some other single-issue rate case in which not all the utility’s rates, revenues, and expenses are considered. For that reason, the commission will change the reference from “rate case” to “next general rate proceeding” in this section and elsewhere that phrase appears in the rule.

COMMENT #21: If an acquisition adjustment is approved, section 4 CSR 240-10.085(6) requires the acquiring utility to file a plant-in-service study as part of its next general rate proceeding. Missouri-American would prefer that the plant-in-service study be agreed upon at the time of the acquisition incentive application rather than wait for a determination in the next general rate proceeding.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that if the required plant-in-service study is ready to be filed as part of the acquisition incentive application, the applicant may do so. But, another applicant may not be prepared to file that study until a subsequent general rate proceeding. The commission will modify the rule to allow for both possibilities.

COMMENT #22: Section 4 CSR 240-10.085(7) indicates the rule does not preclude an acquiring utility that acquires an asset at a cost less than the depreciated original cost of the system from seeking to include in its rate base an amount up to the depreciated original cost of the system. Public Counsel argues the utility’s recoupment of such an acquisition discount would be unreasonable and inequitable.

RESPONSE: Section 4 CSR 240-10.085(7) does not allow for the recoupment of an acquisition adjustment. It merely indicates such recoupment is not precluded by this rule and leaves the appropriateness of such recoupment to be decided in an appropriate contested case. No change will be made in response to this comment.

COMMENT #23: Public Counsel suggests section 4 CSR 240-10.085(7) be clarified to indicate that any attempt to include costs in rate base will occur in the utility’s next general rate proceeding.

RESPONSE AND EXPLANATION OF CHANGE: The commission will make that clarification.

COMMENT #24: Public Counsel challenges the commission’s reliance on section 393.146, RSMo as authority for its promulgation of this regulation. Further, Public Counsel challenges the commission’s authority to promulgate this rule under the other cited sections, 386.040, 386.250, and 393.140.

RESPONSE AND EXPLANATION OF CHANGE: Section 393.146, RSMo creates a mechanism by which the commission may compel a capable public utility to acquire a nonviable small water or sewer system under certain circumstances. Subsection 393.146.16, RSMo gives the commission rulemaking authority to carry out the purposes of that section. But it does not give the commission general rulemaking authority to address other problems connected to nonviable small water and sewer systems. Consequently, the rulemaking authority granted to the commission by section 393.146, RSMo is not what supports the promulgation of this rule and reference to that section will be removed from this rulemaking.

The other statutes cited as authority for this rule, sections 386.040, 386.250, and 393.140, RSMo, support the commission's general rulemaking authority to regulate water and sewer utilities and provide authority for this rule.

4 CSR 240-10.085 Incentives for Acquisition of Nonviable Utilities

(1) As used in this rule, the following terms mean:

(A) Acquisition incentive—A rate of return premium, debt acquisition adjustment, or both designed to incentivize the acquisition of a nonviable utility;

(B) Debit acquisition adjustment. Adjustments to a portion or all of an acquiring utility's rate base to reflect a portion or all of the excess acquisition cost over depreciated original cost of the acquired system;

(C) Nonviable utility—A small water or sewer utility, serving eight thousand (8,000) or fewer customers that:

1. Is in violation of statutory or regulatory standards that affect the safety and adequacy of the service provided, including, but not limited to, the Public Service Commission law, the federal clean water law, the federal Safe Drinking Water Act, as amended, and the regulations adopted under these laws;

2. Has failed to comply with any order of a federal agency, the Department of Natural Resources, or the commission concerning the safety and adequacy of service;

3. Is not reasonably expected to furnish and maintain safe and adequate service and facilities in the future; or

4. Is insolvent;

(D) Plant-in-service study. A report detailing a determination of the value of the original costs of the property of a public utility that requires the acquiring utility to accumulate the records and accounting details in order to support reasonable plant, reserve, and contributions in aid of construction balances; and

(E) Rate of return premiums. Additional rate of return basis points, up to one hundred (100) basis points, applied to either the acquiring utility's entire rate base or to the newly acquired rate base, awarded at the commission's discretion in recognition of risks involved in acquisition of nonviable utilities and the associated system improvement costs.

(2) An application for an acquisition incentive must be filed at the beginning of a case seeking authority under sections 393.190 or 393.170, RSMo. If the commission determines the request for an acquisition incentive is in the public interest, it shall grant the request. The commission may apply an acquisition incentive in the applicant's next general rate proceeding following acquisition of a nonviable utility if the commission determines it will not result in unjust or unreasonable rates.

(3) Filing Requirements—

(B) Any information not available from the seller shall be estimated by the acquiring utility, along with documentation supporting the reasonableness of the estimates developed.

(4) When submitting an application for an acquisition incentive to acquire a nonviable utility, the acquiring utility has the burden of proof and shall demonstrate the following:

(E) Any plant improvements necessary to make the utility viable will be completed within a reasonable period of time, as specified in the application, after the effective date of acquisition;

(G) How planned capital improvements and operational changes will correct deficiencies;

(5) If the acquisition incentive is approved by the commission, the utility shall file a general rate proceeding within the period of time ordered by the commission. Rate impacts of the approved incentive mechanism will go into effect upon order of the commission at the conclusion of the acquiring utility's first general rate proceeding following approval of the acquisition incentive. If the acquisition incen-

itive is approved in a section 393.190 or 393.170, RSMo case, prior to its next general rate proceeding, the acquiring utility shall—

(A) Book contributions that were properly recorded on the books of the acquired system as CIAC. If evidence supports other CIAC that was not booked by the seller, the acquiring utility shall make an effort, supported with documentation, to determine the actual CIAC and record the contributions for ratemaking purposes, such as lot sale agreements or capitalization vs. expense of plant-in-service on tax returns;

(B) Identify all plant retirements and plants no longer used and useful, and complete the appropriate accounting entries; and

(C) If the records are not available from the acquired system to complete subsection (5)(A) or (5)(B), on a going-forward basis, create and maintain documentation of (5)(A) and (5)(B) from the date of acquisition.

(6) If a debit acquisition adjustment is requested, an acquiring utility shall either file a plant-in-service study to support the amount of its requested acquisition adjustment addition to its rate base in its next general rate proceeding, or, if it prefers to do so, the acquiring utility may file the required plant-in-service study in section 393.170 or 393.190 application case. The acquiring utility shall reconcile and explain any discrepancies between the acquiring utility's plant-in-service study of original cost valuation and the commission's records, to the extent reasonably known and available to the acquiring utility, at the same time the supporting documentation for the study is filed. Any disputes regarding the acquiring utility's plant-in-service study will be resolved in that first subsequent general rate proceeding.

(7) Nothing in the rule precludes an acquiring utility that pays less than the depreciated original cost of the acquired system from seeking in its next general rate proceeding to include in rate base an amount up to the depreciated original cost of the acquired system.

AUTHORITY: sections 386.040, 386.250, and 393.140, RSMo 2016. Original rule filed May 30, 2018.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240—Public Service Commission

Chapter 10—Utilities

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.040, 386.250, 393.140, and 393.270 RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.095 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 2, 2018 (43 MoReg 1425–1426). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 1, 2018, and the commission held a public hearing on the proposed rule on August 7, 2018. The commission received timely written comments from Missouri-American Water Company, the Office of the Public Counsel and the staff of the commission. Jacob Westen, representing the commission's staff, Ryan Smith and Caleb Hall representing the Office of the Public Counsel, and Jim Jenkins on behalf of Missouri-American, appeared at the hearing and offered comments.

COMMENT #1: Staff explained that the purpose of the proposed

rule is to provide small water and sewer companies with a means to obtain funds needed to comply with environmental rules and orders. It would allow for prefunding of needed capital investments by utility customers under limited circumstances.

RESPONSE: The commission thanks staff for its comment. No change will be made in response to this comment.

COMMENT #2 Public Counsel generally supports the goals of the proposed rule, but questions the commission's legal authority to promulgate this rule. Public Counsel urges the commission to instead use better established legal authority to accomplish its goals through the use of interim rates, or through establishment of an environmental cost adjustment mechanism (ECAM) as authorized by section 386.266, RSMo.

RESPONSE: The commission has considered the use of interim rates or an ECAM to address the problem, but has found that neither alternative can be effective. As Public Counsel indicates, in a 1976 decision regarding a request from Laclede Gas Company for interim rates, the Missouri Court of Appeals held that "the Commission has power in a proper case to grant interim rate increases within the broad discretion implied from the Missouri file and suspend statutes and from the practical requirements of utility regulation."¹ However, the commission's authority to grant interim rates exists only as a part of its authority to set the utility's permanent rates through the eleven-(11)- month ratemaking process.² Interim rates might be appropriate to help a struggling utility meet operating requirements while a permanent rate increase is being considered, but it would not help that utility to begin making a large, immediate capital investment needed to comply with environmental requirements.

The ECAM alternative proposed by Public Counsel is based on section 386.266, RSMo, which authorizes the commission to approve a mechanism to make periodic rate adjustments outside a general rate proceeding to reflect increases and decreases in prudently incurred capital or other expenses incurred to comply with environmental requirements. The ECAM alternative is not helpful for small water and sewer systems because it includes a statutory cap limiting it to two and a half percent (2.5%) of the utility's gross income. For a small utility with a total gross revenue of fifty thousand dollars (\$50,000) per year, the cap would amount to only one thousand two hundred fifty dollars (\$1,250), clearly not enough to support a major capital expense. Further, the ECAM would address past, not future, spending.

Of course, that there are problems with the alternatives offered by Public Counsel does not mean the rule can stand in the absence of statutory authority for it. Fortunately, there is statutory authority for the rule as proposed. Section 393.270.4, RSMo (2016) gives the commission explicit authority in setting a utility's rates to give due regard to "the necessity of making reservations out of income for surplus and contingencies." The Environmental Improvement Contingency Fund (EICF) addressed by this proposed rule is exactly the sort of contingency fund contemplated and authorized by the statute.

¹ *State ex rel. Laclede Gas Co. v. Public Serv. Com'n*, 535 S.W.2d 561, 567 (Mo. App. 1976).

² "In its very nature, an interim rate request is merely ancillary to a permanent rate request, ..." *Laclede* at 565.

COMMENT #3: Public Counsel recommends language be added to the rule to require the applicant utility to meet some sort of objective standard before an EICF would be authorized.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees the rule should include a standard for when an EICF should be established. The commission will add a sentence to section (2) establishing a "public interest" standard.

COMMENT #4 Public Counsel recommends language be added to the rule to permit a refund of unused EICF funds to the utility's ratepayers.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees. A refund provision will be added to section 4 CSR 240-10.095(7) as a new subsection (B).

COMMENT #5: The written comments filed by Missouri-American Water Company asked that the rule be modified to make the use of an EICF available to large water and sewer companies, such as itself. At the hearing, Missouri-American indicated that after further review of the rule, it has concluded that the rule should not be made applicable to large water or sewer companies. Missouri-American now supports the proposed rule.

RESPONSE: The commission will make no changes in response to this comment.

COMMENT #6: Section 4 CSR 240-10.095(2) as currently written allows the utility or the commission's staff to request establishment of an EICF. Public Counsel asks that it also be authorized to make such a request. Further, Public Counsel suggests that various public officials or a group of rate payers, as described in section 393.146.12, RSMo also be authorized to make that request.

RESPONSE AND EXPLANATION OF CHANGE: The commission will modify section 4 CSR 240-10.095(2) to allow Public Counsel to request establishment of the EICF. The same change to recognize Public Counsel's authority to request the establishment of an EICF will also be made in section 4 CSR 240-10.095(4). The commission does not, however, believe it is appropriate or necessary to allow other persons or entities to request the establishment of such a fund.

COMMENT #7: Subparagraph 4 CSR 240-10.095(4)(A).1.A. indicates the list of necessary improvements to be funded through an EICF are to include improvements directly related to orders issued by specified federal, state, and local authorities. Staff suggested at the hearing that court orders be added to that list.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will add court orders to the list.

COMMENT #8: Also regarding subparagraph 4 CSR 240-10.095(4)(A).1.A., it was suggested at the hearing that the reference to improvements related to "environmental" rules, regulations, or orders be expanded to include "health and safety" related rules, regulations, or orders.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comment and will modify the subparagraph accordingly.

COMMENT #9: Public Counsel is concerned about the commission's legal authority to authorize a five- (5-) year surcharge as contemplated in subparagraph 4 CSR 240-10.095(4)(A).1.B.

RESPONSE: The EICF is a contingency fund, not a surcharge and it is authorized by statute. The commission will make no change in response to this comment.

COMMENT #10: Public Counsel asks the commission to add language to subsection 4 CSR 240-10.095(4)(B) to state that the required estimated amount of funds necessary to carry out the proposed improvements must be reasonable and supported by competent and substantial evidence.

RESPONSE: The commission agrees that such estimates must be reasonable and supported by competent and substantial evidence. But that determination will be made in the rate case through which the EICF is authorized and the requirement does not need to be stated in the text of the rule. The commission will make no change in response to this comment.

COMMENT #11: Subsection 4 CSR 240-10.095(4)(C) requires the utility to submit a schedule for completion of the list of improvements to be funded through the EICF. It also allows the commission's staff

to assist the utility in the preparation of that schedule if requested by the utility or directed by the commission. Public Counsel suggests the Department of Natural Resources, the Environmental Protection Agency, or some other appropriate agency should craft the compliance schedule. Staff replied that it does not believe other agencies need to be involved in preparing the completion schedule for purposes of this contingency fund.

RESPONSE: The commission agrees with its staff that while other agencies may certainly be consulted, their possible participation in preparing a compliance schedule does not need to be addressed in this section of the rule. Further, the commission has no authority to make a rule that would require other agencies to participate in preparing a compliance schedule. The commission will make no change in response to this comment.

COMMENT #12: Section 4 CSR 240-10.095(5) requires the utility to collect an authorized EICF as part of the customer charge on customer's bills. Public Counsel argues that any authorized "surcharge" should be clearly identified as such on a customer's bill.

RESPONSE: The EICF is not a "surcharge," rather, it is a contingency fund gathered through base rates just as any other element of a utility's rates would be gathered for "surplus and contingencies." It is not necessary to determine in this rule whether or how that funding mechanism should be described on a customer's bill. Instead, that determination should be made on a case-by-case basis in the rate case in which the fund is established. The commission will make no changes in response to this comment.

COMMENT #13: Subsection 4 CSR 240-10.095(5)(B) states that funds held in an EICF account may "only be disbursed to pay for projects approved during the rate case." Public Counsel states it is unclear about who would receive payments from the EICF, asking whether payments could be made only to vendors of a project, or whether the utility could be reimbursed from the EICF for repayment of the cost of equity or debt.

RESPONSE: The commission believes that the rule adequately indicates that payments from the EICF are to be made to vendors who work on the approved projects. The commission will make no changes in response to this comment.

COMMENT #14: Section 4 CSR 240-10.095(6) requires the utility to submit quarterly reports to staff and Public Counsel after its EICF has been approved. Public Counsel suggests the requirement be clarified to specify that those reports are to be filed at the end of each quarter. Staff agreed with that recommendation.

RESPONSE AND EXPLANATION OF CHANGE: The commission will clarify the requirement of the section by making the required reports due thirty (30) days following the end of each quarter.

COMMENT #15: Public Counsel suggests what it believes to be simplified alternative language for subsection 4 CSR 240-10.095(7)(A). Staff replied that it believes the proposed language is appropriate.

RESPONSE: The proposed language is appropriate. The commission will make no changes in response to this comment.

COMMENT #16: Missouri-American suggests section 4 CSR 240-10.095(8) be modified to make it clear that in response to a complaint, the commission's authority would be to authorize its general counsel to seek civil penalties in circuit court as the commission does not have authority to authorize civil penalties on its own. Staff agreed with that comment.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comment and will modify the section to make it clear that the commission cannot itself impose civil penalties.

COMMENT #17: Public Counsel suggests the authority section also cite sections 386.266 and 393.150, RSMo as authority for the rule.

RESPONSE: Section 386.266, RSMo is the statute that authorizes an interim energy charge or periodic rate adjustments to reflect increases and decreases in fuel and purchased power costs. Section 393.150, RSMo gives the commission general authority to fix the rates charged by a utility after a hearing. The commission does not believe either rule need be cited as authority for this rulemaking. The commission will make no changes in response to this comment.

4 CSR 240-10.095 Environmental Improvement Contingency Fund

(1) For the purposes of this rule only, a water or sewer utility serving eight thousand (8,000) or fewer customers shall be considered a small utility.

(2) A small utility, Public Counsel, or commission staff may request establishment of an Environmental Improvement Contingency Fund (EICF) during the course of a rate case, whether filed pursuant to 4 CSR 240-10.075 or section 393.150, RSMo. The commission may establish an EICF if it finds that doing so is in the public interest.

(3) Following the request for an EICF, the staff will—

(A) Investigate the small utility's financial resources and its ability to finance capital improvements;

(B) Conduct a managerial audit to determine the quality of the small utility's management; and

(C) Conduct a comprehensive review of the necessary improvements at the small utility.

(4) An EICF may only go into effect if, at the conclusion of the rate case where the small utility, Public Counsel, or commission staff requests an EICF, the commission approves the following items:

(A) A list of necessary improvements.

1. The list of necessary improvements may only include those improvements that—

A. Are directly related to environmental, health, or safety rules, regulations, or orders of the commission, the Missouri Department of Natural Resources (DNR), the United States Environmental Protection Agency (EPA), state or federal courts, or other regulatory authority including, but not limited to, federal, state, or local authorities, city ordinances, and the state attorney general; and

B. Are reasonably anticipated to be completed within five (5) years of the effective date of new rates, although, for good cause shown, the commission may consider projects that require longer to complete; and

2. During the rate case, upon request by the small utility or by direction of the commission, staff will assist the utility in identifying a list of necessary improvements;

(B) An estimated amount of funds necessary for the improvements in the list described in subsection (4)(A).

1. Staff and the small utility will submit the estimated amount of funds necessary for the improvements, which may include costs for preliminary engineering reports related to those improvements.

2. The percentage of the estimated amount collectable through an EICF will be based on an analysis of the needs of the small utility and its ability to secure financing through normal debt or equity sources. The commission may give special consideration to requests that do not require full funding of the estimated amount collectable.

3. If a requested EICF includes funds for a preliminary engineering report, the report must be completed and submitted to the commission prior to the first disbursement from the EICF account; and

(C) A schedule for completion of the list of improvements required by subsection (4)(A). Upon request by the small utility or by direction of the commission, staff will assist the small utility in preparing such a schedule.

(5) The EICF must be collected as a part of the customer charge on customers' bills.

(A) Revenues collected must be recorded by the small utility and placed into a commission-approved account specifically segregated from all other utility accounts, for the explicit purpose of regulatory review and tracking.

(B) Funds held in the EICF account shall only be disbursed to pay for projects approved during the rate case as noted in section (4) above.

(C) Disbursements from the EICF account shall only be made after notice to staff and public counsel.

1. The notice must be sent to staff and public counsel at least thirty (30) days prior to a disbursement.

2. If any party objects to the proposed disbursement, detailed objections must be filed in the official case file in which the EICF was approved no later than ten (10) days after receiving the disbursement notice. The commission may then determine whether or not to approve the requested disbursement of the funds.

3. If no timely objection is raised or staff and public counsel notify the small utility they agree to the disbursement, the small utility may make the disbursement described in its notice no later than the date specified in that notice.

4. The commission will resolve any dispute regarding the proposed disbursements prior to the specified disbursement date.

(6) Not later than thirty (30) days following the end of every quarter after receiving commission approval of an EICF, the small utility shall submit documentation to staff and public counsel reporting—

- (A) Monthly EICF funds received from customers;
- (B) Monthly EICF deposits to the escrow account;
- (C) Monthly EICF expenditures; and
- (D) End-of-month balance of the EICF account.

(7) After an EICF is established, the small utility shall file a subsequent rate request no later than five (5) years after the effective date of the EICF, during which—

(A) Any monies expended from the fund shall be treated as contributions-in-aid-of-construction for purposes of setting rates for the small utility. The EICF will be trued-up and will be reviewed to determine if it should—

- 1. Remain in effect at the current rate; or
- 2. Remain in effect at a different rate; or
- 3. Be terminated.

(B) Any unallocated monies remaining in the fund when it is terminated shall be refunded to the utility's ratepayers.

(8) If, upon review of documentation described in section (6) above, staff, public counsel, or another regulatory authority has indication that the small utility has used EICF funds for any purpose other than as approved by the commission. Staff or the public counsel may, at their discretion, bring a complaint before the commission against the small utility seeking an order from the commission directing the small utility to promptly stop all collection of an EICF, as well as direction from the commission for its general counsel to seek civil penalties against the small utility in circuit court. Nothing in this rule shall prohibit civil or criminal action by any state or federal authority against the small utility for misuse of customer funds.

(9) Provisions of this rule may be waived by the commission for good cause shown.

AUTHORITY: sections 386.040, 386.250, 393.140, and 393.270, RSMo 2016. Original rule filed May 30, 2018.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.105 Filing Requirements for Electric, Gas, Water, Sewer, and Steam Heating Utility Applications for Authority to Sell, Assign, Lease, or Transfer Assets **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1578). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rule on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.115 Filing Requirements for Electric, Gas, Water, Sewer, and Steam Heating Utility Applications for Authority to Merge or Consolidate **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1578-1579). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rule on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.125 Filing Requirements for Electric, Gas, Water, Sewer, and Steam Heating Utility Applications for Authority to Issue Stock, Bonds, Notes, and Other Evidences of Indebtedness **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1579). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rule on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.135 Filing Requirements for Electric, Gas, Water, Sewer, and Steam Heating Utility Applications for Authority to Acquire the Stock of a Public Utility **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1579–1580). 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: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rule on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rule.

RESPONSE: The commission agrees and will adopt the rule.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 10—Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.250, RSMo 2016, the commission adopts a rule as follows:

4 CSR 240-10.145 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1580–1581). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed rule on August 22, 2018. The commission received timely written comments from the staff of the commission. Alexandra Klaus, representing the commission's staff; and Ryan Smith, representing the Office of the Public Counsel, appeared at the hearing and offered comments.

COMMENT #1: The commission staff filed written comments in support of the proposed rule, but recommends that the final sentence in section (5) be removed as it is no longer consistent with commission practice.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees, and will adopt the rule with the final sentence in section (5) removed.

COMMENT #2: The Office of the Public Counsel indicated no opposition to the proposed rule.

RESPONSE: The commission agrees, and will adopt the rule with the final sentence in section (5) removed, as recommended by the commission staff.

4 CSR 240-10.145 Annual Report Submission Requirements for Electric, Gas, Water, Sewer, and Steam Heating Utilities

(5) If an entity asserts that any of the information contained in the nonpublic version of the annual report should be made available to the public, then that entity must file a pleading with the commission requesting an order to make the information available to the public, and shall serve a copy of the pleading on the utility affected by the request. The pleading must explain how the public interest is better served by disclosure of the information than the reason provided by the utility justifying why the information should be kept under seal. The utility affected by the request may file a response to a pleading filed under these provisions within fifteen (15) days after the filing of such a pleading.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 20—Electric Utilities**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 and 393.140, RSMo 2016, and section 386.266, RSMo Supp. 2018, the commission amends a rule as follows:

4 CSR 240-20.090 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 2, 2018 (43 MoReg 1426-1437). 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 public comment period ended August 6, 2018, and the commission held a public hearing on the proposed amendment on August 13, 2018. The commission received six (6) written comments. Comments were received from the Office of the Public Counsel (OPC), The Empire District Electric Company, a Liberty Utilities Company (Empire), the staff of the commission (staff), Dogwood Energy LLC (Dogwood), and jointly from Union Electric Company d/b/a Ameren Missouri (Ameren Missouri), Kansas City Power & Light Company (KCPL), and KCP&L Greater Missouri Operations (GMO). Appearing at the hearing and offering comments were: Ron Irving, representing staff and John Rogers on behalf of staff; Ryan Smith representing OPC and Lena Mantle on behalf of OPC; Jim Lowery, representing Ameren Missouri; Jim Fischer, representing KCPL and GMO; and Diana Carter representing Empire. All the comments were generally supportive of amending the rule, but each of the commenters had specific amendments to which it objected or proposed revisions. Each of the comments will be addressed in relation to the specific provisions.

COMMENT #1: Staff proposed minor language changes to proposed subsection (1)(A) and to paragraphs (1)(K)3., (1)(K)4., and (1)(K)5. to clarify those provisions. Ameren Missouri, Empire, KCPL, and GMO (collectively referred to as “the utilities”) concurred with the changes proposed by staff. In addition, the utilities suggested minor wording changes to proposed subsections (1)(B), (1)(I), and (1)(K) to maintain consistency with how those terms are used throughout the remainder of the rule and to proposed paragraph (1)(K)4. for clarification. Dogwood suggests minor clarifications to subsection (1)(W) to make that provision consistent or more understandable. Further, the utilities suggested reorganization of proposed paragraph (1)(Z)1. and subparagraph (1)(Z)1.A. None of the commenters objected to these changes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed clarifications provided by staff, the utilities, and Dogwood and will adopt changes to proposed subsections (1)(A), (1)(B), (1)(I), (1)(K), (1)(W), and (1)(Z), paragraphs (1)(K)3., (1)(K)4., (1)(K)5., and (1)(Z)1., and to subparagraph (1)(Z)1.A. The commission also reorganizes proposed subparagraph (1)(Z)1.A., but not as suggested by the utilities.

COMMENT #2: Empire joined in the utilities’ initial comments and the reply comments of Ameren Missouri at the hearing. Empire also filed separate written comments and Ms. Carter spoke at the hearing on Empire’s behalf. Empire’s joint comments with regard to the specific parts of the proposed rule are set out below as comments of “the utilities” or “Ameren Missouri.” As for Empire’s general comments, it argued that the rule needed to allow for the inclusion of both fuel-related revenues, including transportation, and fuel and purchased power costs, including transportation. Empire made several arguments about why the commission should set out the specific transmission costs to be included in the fuel adjustment clause (FAC).

Mr. Smith on behalf of OPC stated at the hearing that OPC is opposed to including all the regional transmission organization (RTO) transmission costs in the FAC and opposes the change suggested by Empire. Ameren Missouri commented that it believes that all transmission charges associated with power purchased from an RTO market and power sold to an RTO market should be included in utility FACs. However, consistent with its view that the FAC rules should not prescribe the components of fuel and purchased power, including transportation, that should be included, Ameren Missouri does not believe the proposed rule needs to be revised in this manner.

RESPONSE: The rule as currently proposed allows for the recovery of transportation costs but leaves the determination of which of the specific costs and how much of those costs to include for determination based on the individual facts of the case. The rule has treated these costs in this manner since it was originally promulgated and has been working fairly well in this regard. The commission determines no change is necessary based on these comments.

COMMENT #3: OPC proposed changing the definition of “base factor” in order to correct it and be consistent with the remainder of the rule. Ameren Missouri indicated it does not oppose making the change as proposed by OPC.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds the suggestion reasonable and will change proposed subsection (1)(D) to correct the definition of “base factor.” However, the language suggested by OPC is somewhat confusing. Therefore, the commission has not adopted OPC’s language verbatim. The commission rewrites subsection (1)(D).

COMMENT #4: OPC proposed changing the definition of “base rates” in proposed subsection (1)(E). OPC proposed adding a sentence indicating that base rates are designed to recover the FAC costs and revenues and the non-FAC costs and revenues. OPC commented that this was a clarification. Ameren Missouri responded at the hearing in opposition to OPC’s proposed change stating that the change was confusing and that the rule as proposed was clear.

RESPONSE: The commission finds the definition of “base rates” in proposed subsection (1)(E) does not need clarification. No change was made in response to these comments.

COMMENT #5: Both OPC and Ameren Missouri suggested the word “during” is confusing in proposed paragraph (1)(K)1. They suggested ways to clarify the paragraph.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comments and will change the word “during” to “of” in proposed paragraph (1)(K)1.

COMMENT #6: OPC suggested deleting the second sentence of proposed subsection (1)(L) because this went beyond what the statute required by including hedging. OPC argued that the parties should be allowed to argue on a case-by-case basis about whether hedging costs are appropriate in a rate adjustment mechanism (RAM). Ameren Missouri agreed with this comment.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comments and will delete the second sentence of proposed subsection (1)(L).

COMMENT #7: OPC recommends defining “fuel costs” in proposed subsection (1)(L) similar to the Federal Energy Regulatory Commission (FERC) FAC requirements published at 18 CFR Part 35.14. OPC also recommended adopting a different definition for “purchased power costs.” Ameren Missouri responded that the commission should not prescriptively adopt OPC’s narrow view of what constitutes fuel and purchased power in the rule. Ameren Missouri also pointed out that the commission rejected OPC’s definitions of fuel and purchased power in KCPL’s last rate case.

RESPONSE: The commission agrees with Ameren Missouri. The commission will not adopt in the rule the narrow definitions of fuel and purchased power costs suggested by OPC.

COMMENT #8: The utilities proposed a change in paragraph (1)(L)2. to ensure that the costs that are included are not counted twice. At the hearing, staff and OPC indicated their agreement with this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the suggested language in paragraph (1)(L)2. and will change that paragraph in a substantially similar way as that suggested by the utilities. However, the commission amends paragraph (1)(L)2. further to clarify which costs are not to be contained in more

than one (1) rate adjustment mechanism.

COMMENT #9: At the hearing, Ameren Missouri suggested adding the words “or capacity” to proposed subsection (1)(M) so that all revenues from the purchase of capacity are included.

RESPONSE AND EXPLANATION OF CHANGE: No one opposed Ameren Missouri’s recommended change and the commission finds it to be reasonable. The commission will add the words “or capacity” to proposed subsection (1)(M).

COMMENT #10: OPC proposed a new definition of “fuel-related revenues” at proposed subsection (1)(M) so that it included transmission costs. Ameren Missouri commented that it agrees in concept with the idea of including transmission costs associated with off-system sales in the FAC. However, Ameren Missouri disagreed with OPC’s language because it would dictate (and require changes to) Ameren Missouri’s accounting. Further, Ameren Missouri stated that it was not sure how it would be able to identify or tie specific transmission charges to off-system sales.

RESPONSE: The commission finds that the definition should not include transmission costs as suggested by OPC. No change was made as a result of this comment.

COMMENT #11: The utilities suggested a grammatical correction by adding a hyphen to “short-term” in proposed subsection (1)(O). Staff proposed changes to the definition of “interest” in subsection (1)(O) to clarify that interest is the total amount of interest applied to the various components of a fuel and purchased power adjustment. Ameren Missouri responded at the hearing with additional clarifying language.

RESPONSE AND EXPLANATION OF CHANGE: The changes proposed clarify the definition of “interest” and will be adopted with additional changes to the suggested formatting. Therefore, the commission will rewrite the definition of “interest” and add a hyphen in subsection (1)(O).

COMMENT #12: Staff and OPC proposed correcting the abbreviation of megawatt hours in proposed subsection (1)(Q). OPC also proposed adding the definition of megawatt (MW) and making the definitions of megawatt hour at proposed subsection (1)(Q) and MMBtu at proposed subsection (1)(S) consistent with the other definitions. The utilities concurred with these changes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees and will correct the abbreviation in proposed subsection (1)(Q). The commission will make the definitions consistent in proposed (1)(Q) and (1)(S) and spell out “Btus” as “British thermal units.” The commission also adds a definition of MW at new subsection (1)(Q) and reletters the following paragraphs accordingly.

COMMENT #13: OPC commented that the definition of “net base energy costs (NBEC)” at proposed subsection (1)(T) should be amended. Ameren Missouri agreed that the definition should be amended as proposed by OPC with the additional modification of adding “including transportation” to OPC’s definition. Dogwood and staff also made minor wording suggestions to the proposed subsection (1)(T).

RESPONSE AND EXPLANATION OF CHANGE: The definition of “net base energy cost (NBEC) is an important definition in determining the adjustment to rates. The commission determines that OPC’s definition is clearer than the one originally proposed and should be adopted. The commission is not adopting Ameren Missouri’s suggestion. Transportation does not need to be specifically set out in the rule but should be determined on a case-by-case basis. Therefore, the commission will change proposed subsection (1)(T) as suggested by OPC but will reject Ameren Missouri’s suggested addition to OPC’s language. Because the commission is amending subsection (1)(T), Dogwood’s and staff’s suggestions are moot and will not be adopted.

COMMENT #14: OPC commented that the definition of “recovery period” in proposed subsection (1)(X) should be amended by deleting “usage on a per kilowatt-hours (kWh) basis in an effort.” Ameren Missouri agreed.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines that OPC’s suggested change to proposed subsection (1)(X) is reasonable and will adopt it by deleting the phrase as suggested.

COMMENT #15: Staff proposed adding language to section (2) to clarify there is a requirement to rebase base energy costs in each general rate proceeding in which a rate adjustment mechanism is continued or modified. The utilities concurred with this change as proposed by staff.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed clarification and will add the language to section (2).

COMMENT #16: Staff recommended adding and deleting punctuation and adding language to proposed sections (5) and (7), subsections (2)(A), (3)(A), (5)(B), (8)(B), and (8)(C), and paragraphs (9)(A)2. and (9)(A)3. to clarify that if electronic spreadsheets are filed, they shall have both the links and the formulas available. OPC also suggested similar language be added to proposed section (6). Ameren Missouri agreed with these comments.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed clarification and will add the clarifying language to proposed sections (5), (6), and (7), subsections (2)(A), (3)(A), (5)(B), (8)(B), and (8)(C), and paragraphs (9)(A)2. and (9)(A)3.

COMMENT #17: The utilities recommended rewriting proposed paragraphs (2)(A)1. and (3)(A)1. because they did not believe it was appropriate to include in the notice, an estimate about future rate adjustments. Additionally, the utilities stated that their proposed language would clarify to which notice the rule refers. At the hearing, staff and OPC agreed with the utilities’ suggested changes.

RESPONSE AND EXPLANATION OF CHANGE: No one opposed the utilities’ recommended changes and the commission finds them to be reasonable. The commission will rewrite the language in paragraphs (2)(A)1. and (3)(A)1. as suggested in the utilities’ comments with some additional modification for clarification.

COMMENT #18: OPC commented that proposed paragraph (2)(A)2. should include an example customer bill for each rate class. Ameren Missouri disagreed stating that OPC’s language would require it to provide eight (8) sample bills. Ameren Missouri suggested alternative language that would generally require no more than two (2) sample bills be provided.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds Ameren Missouri suggested language to be the most reasonable and least burdensome requirement. Therefore, the commission adopts the language proposed by Ameren Missouri and amends paragraph (2)(A)2. so that the sample customer bill or bills covers all of the utility’s rate classes.

COMMENT #19: Staff recommended changing the word “true-up” to “over- or under-billed” in paragraph (2)(A)7. in order to clarify that over- and under-billed amounts can occur during both the accumulation period and the recovery period. Staff also recommended adding “over- or” to proposed subsection (9)(C) because a true-up amount will occur anytime there is either an over-billing or an under-billing during the recovery period. In their comments, the utilities agreed with these changes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the proposed clarifications and will amend proposed paragraph (2)(A)7. and proposed subsection (9)(C) accordingly.

COMMENT #20: In proposed paragraph (2)(A)8., OPC suggested

adding a reference to section (11) in order to help navigate the rule. Ameren Missouri agreed with this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds the suggestion to be helpful and will add a reference to section (11) in proposed paragraph (2)(A)8.

COMMENT #21: OPC proposed extensive changes to proposed paragraph (2)(A)9., and the subparagraphs following, to require the utilities provide more information in the initial FAC filings. OPC also commented that proposed paragraph (2)(A)10. was unnecessary because revenues were included in the preceding paragraph. OPC gave examples of the information that is provided with the FAC filings and argued that the utilities should provide much more detailed information up front so that OPC and staff do not have to ask for additional details from the utilities via data requests. OPC argued that the electric utility customers would benefit from this added information because they have absolutely no way of calculating how their electric bills will change in the future because of the FAC. OPC argued that the result of this proposed provision would give the customers, the parties to the FAC proceedings, and the commission an idea of the magnitude and the volatility of these costs.

The utilities recommended deletion of most of proposed paragraphs (2)(A)9. and 10. The utilities opposed inclusion of the language proposed by OPC, especially proposed subparagraphs (2)(A)9.D., E., and F., because OPC was trying to promote its policy argument against FACs by making the filing as difficult as possible. The utilities explained that this proposed criteria stems from a dispute between OPC and the utilities during KCPL's last rate case (File No. ER-2016-0285) and Empire's most recent rate case (File No. ER-2014-0258). In those proceedings the commission found against OPC on this issue.

Ameren Missouri and the utilities further argued that analyses about magnitude and volatility of costs and revenues should not be codified in the regulation as that presupposes there is a requirement for the utilities to provide this information in each FAC filing. The utilities also argued that some of these numbers would be difficult to quantify with any kind of accuracy. Ameren Missouri commented that the commission is not prohibited from ordering the utility to provide more detail under the rule language proposed by the utilities if it is needed on a case-by-case basis.

At the hearing, staff agreed with deleting the language in paragraph (2)(A)9. and subparagraphs A. through G. as proposed by Ameren Missouri because, although the utilities have the ability to make an estimate of the expected magnitude of the changes of costs over the next four (4) years, given the dynamic nature of the electric utility marketplace it would be a difficult task that would add very little value to the determination of a FAC. Mr. Fischer, on behalf of KCPL and GMO, also concurred with Ameren Missouri's comments. KCPL and GMO further commented that each company's tariffs, would govern the FAC. Mr. Fischer added that those tariffs have been litigated rigorously and do not need to be incorporated into the rule. **RESPONSE AND EXPLANATION OF CHANGE:** The commission will adopt the changes proposed by the utilities for the reasons expressed by staff. Therefore, the commission deletes proposed paragraph (2)(A)9. and subparagraphs A. through G. and adopts the new paragraph (2)(A)9. proposed by the utilities. The commission makes no change to paragraph (2)(A)10. as published.

COMMENT #22: Staff commented that a change should be made to paragraph (2)(A)13. to clarify that it is the commission determining whether the fuel and purchased power cost and fuel-related revenues are prudent. Additionally, the utilities suggested adding language to paragraph (2)(A)13. to clarify that competitive bidding is not always warranted or practical.

RESPONSE AND EXPLANATION OF CHANGE: No one opposed staff's or the utilities' recommended changes and the commission finds them to be reasonable. The commission will add language to clarify paragraph (2)(A)13. as suggested in staff's and the utilities' comments.

COMMENT #23: Staff recommended deleting paragraph (2)(A)14. Staff explained that the opening clause of the paragraph will not be at issue due to definition of "base energy costs" in subsection (1)(C). Staff also explained that there is no need to include a methodology for allocating fuel and purchased power costs and fuel-related revenue to specific customer classes because all fuel and purchased power costs and fuel-related revenues are recovered from all customer classes through the same dollars per kWh fuel adjustment rate (FAR) prior to making an adjustment for the different voltage service levels.

The utilities also provided written and oral comments recommending that both proposed paragraphs (2)(A)14. and (2)(A)15. be deleted. The utilities commented that these paragraphs would require a utility to provide information regarding the allocation of net energy costs to customer classes in base rates and to provide a discussion of how the FAC rate design is reasonable given that cost allocation. The utilities explained that while such information could be provided, it was not likely to provide any additional value in the establishment of a just and reasonable FAC rate. The utilities explained that if a party to an FAC proceeding wants to present an analysis advocating for a particular rate design, it can request historical data from the utility, but that the rule should not require the analysis be done upfront. At the hearing, staff agreed with the utilities that these paragraphs should be deleted.

OPC filed written comments supporting the proposed language and suggesting an expansion to include the requirements for interim energy charges (IECs). OPC requests the filing requirements for an application for approval, modification, or continuation of a RAM include elements of rate design at a customer class level.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the utilities and staff that paragraphs (2)(A)14. and (2)(A)15. are likely to create an administrative burden for the utilities that would not provide a corollary amount of value to the process of setting FAC rates. Additionally, because proposed subsection (1)(V) defines a RAM to include an IEC, OPC's additional language is unnecessary. Further, the rule as a whole already requires sufficient information without these paragraphs. Therefore, the commission will delete proposed paragraphs (2)(A)14. and (2)(A)15. and renumber proposed paragraphs 16-22 accordingly.

COMMENT #24: OPC commented that the word "any" should be deleted from paragraph (2)(A)17. OPC states that by qualifying these filings for "any risk" the rule suggests that there may not be a risk to customers. The utilities proposed deleting the entire paragraph. The utilities disagree with the premise of proposed paragraph (2)(A)17., which suggests that an FAC imposes some risk to the various customer classes. The utilities also question how to quantify risk if any exists. OPC agreed at the hearing that the requirement to "quantify" risk should be removed from the rule. The utilities further explained that this proposed language arose from OPC's prior attempts through proceedings before the commission to oppose FACs outright by claiming that they are bad policy because they shift risks to customers. The utilities stated that arguments about any risks that exist should be made in the course of FAC and other proceedings but the regulation should not promote OPC's point of view by including this language. At the hearing, Mr. Rogers on behalf of staff commented that staff's position was that "quantification" should be removed from the paragraph, but the rest should remain.

RESPONSE AND EXPLANATION OF CHANGE: Although considering any possible transfer of risks to customers may be a factor for consideration in general rate proceedings or other proceedings before the commission, the commission determines that including a requirement to quantify the risks to a customer class during the course of an FAC proceeding is not appropriate. The commission may consider the transfer of risk on a case-by-case basis in the appropriate proceeding. Therefore, the commission will delete proposed paragraph (2)(A)17. in its entirety. The commission renumbers proposed paragraphs 18-22 accordingly.

COMMENT #25: OPC proposed adding a new subsection to proposed section (2) that would require staff to submit in its direct case a summary of the result of its review of the information provided by the utility. Ameren Missouri argued that the rule should not prescribe what staff's filing must include.

RESPONSE: The commission agrees with Ameren Missouri, that the rule should not prescribe how staff will submit information to the commission.

COMMENT #26: OPC suggested new language for proposed paragraph (2)(A)18. to clarify that heat rate tests were required within twenty-four (24) months of a general rate case. Dogwood also suggested a change to include the twenty-four (24) month period. Ameren Missouri responded that it did not oppose OPC's language with some additional modification to reflect that the utilities do continual monitoring but that a "test" is not always how the efficiency of a unit is determined. KCPL/GMO agreed with Ameren Missouri's comments and further stated that monitoring is done on a scheduled and routine basis and that the results are transparent to the parties.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds the reason for the language proposed by OPC and Dogwood reasonable, but will modify that language as suggested by Ameren Missouri. This will reflect that continual monitoring is occurring and the commission need not require a specific "test." Thus, the commission rewrites proposed paragraph (2)(A)18, and adds subparagraphs (2)(A)18.A. and B.

COMMENT #27: OPC suggested amending proposed paragraph (2)(A)19. by requiring additional information about the integrated resource planning (IRP) process to be filed in the FAC proceedings. In conjunction with this recommendation, OPC also suggested adding a definition of "Chapter 22 filings" at subsection (1)(F). Ameren Missouri, KCPL/GMO, and Empire object to including more filings from the IRP process in the FAC proceeding. The utilities state that these filings would add nothing to the FAC process and is an unnecessary burden and barrier to requesting an FAC.

RESPONSE: The commission determines there is no reason to include a requirement for filing information in the FAC proceedings that is already available through the IRP process. This would be an added burden with little value. Therefore, the commission makes no change as a result of these comments.

COMMENT #28: OPC commented that proposed paragraph (2)(A)22. should be amended to include continuation or modification in addition to establishment of a RAM. Ameren Missouri agreed.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with OPC and Ameren Missouri and will amend paragraph (2)(A)22. to include continuation or modification.

COMMENT #29: OPC is concerned that proposed subsection (2)(B) makes it so that new parties will not be able to access previous case filings and that the provision may incentivize the utilities to vaguely refer to filings without specificity. However, if this provision is included, OPC recommended rewriting proposed subsection (2)(B) and making the last sentence of the subsection a new subsection (2)(C). Ameren Missouri agreed with OPC's changes, though not with OPC's concerns about the provision.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines that proposed subsection (2)(B) will alleviate the burden of providing copies in some instances and should remain. The commission also determines that most of the changes proposed by OPC are reasonable so that parties that were not parties to the general rate case will receive the necessary information. However, because subsection 386.266.1, RSMo., provides that "any electrical corporation may make an application to the commission," the commission does not delete "An electric utility" as proposed by OPC. Therefore, the commission rewrites and reformats subsection (2)(B) so that the last sentence creates a new subsection (2)(C). Additionally, the commission will reletter proposed subsections

(2)(C) through (2)(G) accordingly.

COMMENT #30: OPC commented that the minimum criteria provided for commission consideration when evaluating whether to establish, continue, modify, or discontinue an FAC should be revised in proposed subsection (2)(C) to include language from the *Report and Order* in File No. ER-2014-0370 (KCPL). OPC also requested that the commission add criteria showing that the RAM is not harmful to the ratepayers and is in the public interest. OPC provided a substantial amount of comments at the hearing arguing that this language should be incorporated to ensure that all the information that the commission has used to make its prior FAC decisions is required to be provided. Ameren Missouri objected to these criteria being included in the rule. Ameren Missouri argued that even though the commission used these criteria in past decisions, the criteria should not be codified in the rule. Additionally, OPC suggested adding the words "In its determination" to the last sentence of proposed subsection (2)(C). Ameren Missouri did not object to this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines that including OPC's proposed additional criteria would prescribe the factors, policies, and standards the commission will be required to include in its decisions. However, there may be factual situations where the commission will consider different criteria or find that these criteria are not important enough to include. The commission determines these decisions should be made on the facts of the case and the standards set out in the controlling statutes and case law. Therefore, the commission will not adopt OPC's proposed additional criteria. The commission will, however, adopt OPC's suggested clarification by adding language to the last sentence of proposed subsection (2)(C).

COMMENT #31: OPC suggested deleting proposed paragraph (2)(C)1. and the last sentence of proposed paragraph (2)(C)3. and adding "or other lawful factors" to proposed paragraph (2)(C)1. OPC indicated that the first paragraph is unnecessary in conjunction with the last paragraph. Ameren Missouri objects to OPC's suggestions. Ameren Missouri argues that the additional language is not needed because it need not be repeated that the commission can consider other lawful factors. Further, Ameren Missouri argues that the language OPC wants to delete should remain. Staff recommended rewriting the last sentence of proposed paragraph (2)(C)3. to clarify that the RAM is not only used to recover costs from customers but to also return over-collected costs to customers. Ameren Missouri agreed with staff's changes, but proposed an additional change to the last sentence.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines that OPC's deletions will not help to clarify the rule and may restrict the commission's determinations further than required. The paragraphs set out the general framework of the commission's considerations without altering the considerations that the commission will make. The commission will, however, adopt the changes to the last sentence in proposed paragraph (2)(C)3. as proposed by staff and Ameren Missouri as this language clarifies that the RAM is not only used to recover costs from customers but to also return over-collected costs to customers.

COMMENT #32: OPC proposed clarifications by replacing "with" with "requesting" in proposed subsection (2)(F). and making the last sentence of proposed (2)(F)3. a new subsection. Ameren Missouri agreed with these changes. Additionally, OPC commented that not every electric utility does a recalculation of the fuel and purchased power adjustment (FPA) referenced in proposed paragraph (2)(F)2. OPC made a new language suggestion. Ameren Missouri objected to the change stating that "any" qualified the requirement so that if an electric utility did not recalculate the FPA, the rule would not apply.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees OPC's suggestion is more clear and will make the language change to proposed subsection (2)(F) and make the last sentence of

proposed (2)(F)3. a new subsection. Additionally, the commission reletters proposed subsection (2)(G) accordingly. The commission agrees with Ameren Missouri and rejects OPC's suggested change to proposed paragraph (2)(F)2.

COMMENT #33: Staff recommended adding the word "and" to the end of proposed paragraph (3)(A)4. because it is the next to last item in a series.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with staff and will add "and" to the end of paragraph (3)(A)4.

COMMENT #34: Dogwood suggested deleting the comma after "rates" in proposed section (3).

RESPONSE AND EXPLANATION OF CHANGE: Upon review of this provision, the commission finds that the language in section (3) should not differ significantly from the language in the subsection 386.266.5, RSMo. Therefore, the commission will change the last sentence of proposed section (3) to more closely mirror the requirement in the statute.

COMMENT #35: OPC commented that proposed subsection (3)(B) should be altered to include the balance of ratepayers' interest as well as the utility's ability to earn a return on equity. Ameren Missouri replied that the rule should not dictate these standards opening the commission up to OPC's claims of legal error if the commission fails to follow the standard to OPC's satisfaction.

RESPONSE: The commission agrees that there is a legal standard requiring a balance of interests in commission decision making. However, the commission determines that it should not incorporate the legal standard in the rule as it is dictated by the commission's statutory authority and the governing case law. Therefore, the commission will make no change as a result of this comment.

COMMENT #36: OPC proposed adding itself as a party authorized to request inspection of fuel transportation contracts, hedging policies, and internal policies for participating in regional transmission organizations (RTOs), and who receives notice from the utilities of new or amended contracts in subsections (4)(A) and (B). Ameren Missouri responded that while it has agreed to give OPC access to these materials, the rule should not expand OPC's limited statutory authority. Ameren Missouri argues that because OPC is not a regulator, but instead is appointed under section 386.710, RSMo, to represent the public, it does not automatically have the access to the utilities' books and records in the same manner as the commission. Ameren Missouri argues that instead, OPC must request access from the commission and must establish good cause under section 386.450, RSMo, in order to have the authority to access this information.

RESPONSE: The commission agrees with Ameren Missouri. The commission makes no change as a result of these comments.

COMMENT #37: OPC commented that the periodic reports in section (5) of the rule should remain monthly as they are currently in 4 CSR 240-3.161 that is being rescinded. OPC stated that as proposed, section (5) would have the utilities providing these reports one (1) to four (4) times per year depending on the company. OPC stated this was not frequent enough. Ameren Missouri responded that it believes the reports it has submitted on a monthly basis for the nearly ten (10) years it has had an FAC go largely unused by the other parties, including staff and OPC, except in prudence reviews or later rate cases. Ameren Missouri further suggested that if OPC's request for monthly reports is accepted, the requirement of the proposed rule to provide year-to-date and prior calendar year information should be eliminated.

RESPONSE AND EXPLANATION OF CHANGE: The current rule, 4 CSR 240-3.161, which is being rescinded simultaneously with this amendment required monthly reports. Over the years of its implementation, the commission has ordered various companies to

provide additional items in the reports. With this amendment, the commission is adding those requirements in the rule. Staff and OPC use the monthly reports and the commission will change section (5) to require monthly reporting consistent with the prior practice. The commission will also eliminate the need for year-to-date and prior year information in the reports as suggested by Ameren Missouri.

COMMENT #38: Dogwood suggested inserting "by the commission" after "ordered" in subsection (5)(D). Ameren Missouri agreed with this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission will adopt the clarification suggested by Dogwood and amends subsection (5)(D) by inserting "by the commission" after "ordered."

COMMENT #39: The utilities, OPC, and staff made suggestions for correcting or clarifying parts of proposed section (5). The utilities suggested adding language at subsection (5)(C) to clarify the intent of the rule. Staff and OPC recommended correcting "mWh" to "MWh" in proposed paragraphs (5)(J)4. and 5. OPC suggested deleting the unnecessary "s" from "kWhs" in subsection (5)(A) and replacing the spelled out term with the abbreviation in proposed paragraph (5)(J)2. Ameren Missouri stated that it agreed with these changes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comments. The commission adds "Revenues from billed" to the beginning of subsection (5)(C), corrects "MWh" in paragraphs (5)(J)4. and 5., and deletes an "s" in subsection (5)(A). The commission also changes "Million British Thermal Units" to "MMBtus" in paragraph (5)(J)2.

COMMENT #40: OPC suggested a rewrite of proposed paragraph (5)(J)6. and the addition of paragraph (5)(J)7. to make it apply to other fuel types besides coal. Ameren Missouri responded that it did not object to the change except that it is not possible to breakdown the commodity from transportation for nuclear fuel. Ameren Missouri suggested that nuclear fuel be excluded from the paragraph. RESPONSE AND EXPLANATION OF CHANGE: The commission finds the suggestion of OPC appropriate with the exception of nuclear fuel as stated by Ameren Missouri. Therefore, the commission rewrites paragraph (5)(J)6. and adds new paragraph (5)(J)7.

COMMENT #41: OPC and the utilities proposed significant changes and reorganization of proposed subsections (5)(E)-(J). The utilities commented that the rule as proposed is duplicative. The utilities' stated that the current process is working well and should not be drastically modified. The utilities' suggested specific edits because algebraically, proposed (5)(E) and (5)(G) produce the same result as do (5)(F) and (5)(H). Consequently, only (5)(E) and (5)(F) are necessary. For energy, per FERC Order 668, sales of energy (i.e., "revenue") are netted against purchases of energy in each hour, with the net recorded in the general ledger. If sales are greater than purchases in an hour, the ledger will show a net sale, and vice-versa.

Ameren Missouri further commented that with regard to OPC's proposed changes, this request from OPC arose from its dispute in KCPL's last rate case about how production cost modeling results are presented. In that case, the commission required KCPL to follow FERC Order 668, which resolved the issue in KCPL's favor for that case. The utilities opposed OPC's language because it causes a duplication of information, seeks data that is not readily reportable or used for financial reporting, is highly prescriptive without showing a need for such prescriptiveness, and has no clear value. The utilities argued that the commission should not change the rule to address a single-company dispute that has already been resolved.

RESPONSE AND EXPLANATION OF CHANGE: The utilities suggested edits to proposed subsections (5)(E) through (5)(H) require the utilities to provide relevant, clear, and non-duplicative information in periodic FAC reports. The commission finds that the changes proposed by the utilities, and not those proposed by OPC, should be adopted. The commission rewrites subsections (5)(E) and (5)(F),

deletes subsections (5)(G) and (5)(H), and reletters subsections (5)(I) through (5)(M).

COMMENT #42: The utilities suggested changes to proposed subsection (5)(K). They stated that utilities use managerial accounting designations and other than in one case involving KCPL, the commission has not found it necessary to order any other designations. Thus, the utilities suggested clarifying language to this subsection. OPC also suggested that proposed subsection (5)(K) be amended to state that no new costs or revenue types can be added between rate cases.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines that the utilities' proposed language changes are appropriate. Therefore, the commission amends proposed subsection (5)(K). The commission disagrees with OPC's suggested change because the FAC tariff of each utility will prescribe what can and cannot be added. Therefore, no additional change was made as a result of this comment.

COMMENT #43: OPC commented that one (1) regulated electric utility does not file reports with the Securities and Exchange Commission (SEC) as set out in proposed section (6). Thus, OPC suggested adding a sentence to the rule to cover utilities that have foreign ownership and do not file SEC reports. Additionally, OPC suggested that the rule should include a form in order to ensure consistency between utilities and across time. Dogwood commented that "by the commission" should be added after "specified" in proposed paragraph (6)(A)1. Ameren Missouri agreed with the proposed changes.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the suggested changes of Dogwood and OPC to clarify which reports are needed for utilities that do not file reports with the SEC and to clarify that the commission is the entity that can specify the quantifications to be provided in paragraph (6)(A)1. Therefore, the commission will add a sentence in section (6) and add the words "by the commission" to paragraph (6)(A)1. The commission does not agree, however, that the rule should include a specific form for the utilities to use when filing the information. While a single form may initially be convenient for the commission and OPC's use, forms are cumbersome in rules and not easy to change when they need to be updated as filing requirements change at the federal level or otherwise. The rule as proposed and the statutes set out the information that is to be filed and this should be sufficient for consistency.

COMMENT #44: Staff recommended changing the words "Operating" and "Income" to lower case in subparagraph (6)(A)1.L. Ameren Missouri agreed.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines staff's suggested change is appropriate and will make the change to subparagraph (6)(A)1.L.

COMMENT #45: Staff recommended redefining the "quarterly filing requirements" to be consistent with the Missouri Energy Efficiency Investment Act (MEEIA) rules and with past practice for Part VI submissions in proposed paragraph (6)(A)6. so that a full accounting of all requirements of 4 CSR 240-20.093(10) be submitted for the duration of each MEEIA cycle as well as the last quarter and last twelve (12) months required by 4 CSR 240-20.090(6). OPC pointed out an incorrect rule citation in proposed paragraph (6)(A)6. as well. Ameren Missouri agreed with these comments.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comments and will redefine "quarterly filing requirements" and correct the citation in paragraph (6)(A)6.

COMMENT #46: OPC proposed adding a new subsection (6)(C) to assure timely filings and transparency. Ameren Missouri agreed that new subsection (6)(C) should be added.

RESPONSE AND EXPLANATION OF CHANGE: The commis-

sion determines that OPC's new subsection (6)(C) is an appropriate addition and will adopt it.

COMMENT #47: Staff, OPC, and Dogwood each suggested changing "highly confidential" to "confidential" in proposed section (7). Ameren Missouri agreed.

RESPONSE AND EXPLANATION OF CHANGE: The commission has recently amended its rule regarding confidential information and no longer routinely uses a "highly confidential" designation. Therefore, the commission will delete the word "highly" in section (7).

COMMENT #48: The utilities proposed changing "short-term debt interest rate" to "short-term borrowing rate."

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the utilities and will amend that term in proposed section (9), proposed paragraphs (2)(A)7. and (8)(B)2., proposed subparagraphs and (8)(B)2.B. through (8)(B)2.D. and (9)(A)2.C., and proposed parts (9)(A)2.C.(II) through (IV).

COMMENT #49: The utilities recommended several edits to section (8) and specifically changes to proposed subsection (8)(C) for clarification and numerous changes to subsection (8)(F) to add precision and clarity. The utilities explained that this provision was an adaptation of a provision that has been included in Ameren Missouri's tariffs since 2012, and was now also included in the FAC tariffs of KCPL and GMO. The utilities further explained that the provision is designed for when RTOs recognize new "market settlement types" or "schedules" that provide revenues or charge costs that are in the nature of, and possess the characteristics of, revenues or costs that are already included in the FAC. Sometimes the RTOs create a new type or schedule and move costs or revenues that were previously covered in one (1) type or schedule to the new type or schedule. At other times, RTOs will decide to break down a cost into additional subcomponents and report them under the new type or schedule. The utilities' recommended changes were designed to make clear that it is the cost or revenue that is included in the FAC and that the type or schedule is just a designation for those costs or revenues. The utilities also suggested that there need not be a separate provision for the utility and for another party for filing requests to include costs or revenues.

OPC commented at the hearing that it had no objection to the suggestions of the utilities in their joint written comments. OPC offered additional recommendations on reorganizing section (8) by beginning subsection (8)(A) with the last sentence of proposed section (8) and renumbering through proposed subsection (8)(C), and then relettering subsections (8)(D) through (8)(F). OPC also suggested adding "the following filings" to the end of proposed section (8) for clarity and using the abbreviation for kilowatt-hours and megawatt-hours in proposed subparagraphs (8)(B)1.A. and (8)(B)1.D. OPC further suggested that proposed subparagraphs (8)(B)1.C. and D. were duplicative. Ameren Missouri agreed with these suggestions.

OPC also commented that additional language should be added to proposed subsection (8)(A) to help readers of testimony filed to identify what cost/revenues changed from accumulation period to accumulation period and why they changed. Ameren Missouri agreed with the basic additions of new paragraphs requiring the accumulation period NBEC, ANEC, and FPA and an explanation detailing the factors that contributed to the FPA amount. However, Ameren Missouri objected to the three (3) additional requirements for an explanation of each RAM cost, explanation of each RAM revenue, and quantification of hedging gains and losses with commissions paid to make such hedges listed separately. Ameren Missouri objected because the comparison sought for the first two (2) of these explanations would be irrelevant. Additionally, Ameren Missouri explained that these two (2) provisions are very subjective and could lead to disputes about the adequacy of the explanation. With regard to suggested part III., Ameren Missouri stated that this information is provided in periodic reports and should not be duplicated in the rule.

Staff suggested a few minor changes to proposed section (8) in order to clarify and be consistent with the remainder of the rule. Staff suggested changing “schedules” to “sheets” in proposed section (8) and paragraph (8)(J)3. for consistency. Staff also suggested reorganization and relettering of proposed subparagraphs (8)(B)1.G. and H. because proposed parts (8)(B)1.G.(I)-(III) should not be subordinate to proposed subparagraph (8)(B)1.G. Staff and Ameren Missouri suggested changing the terms “costs and revenues” in subsection (8)(F) to be consistent with the terminology used in proposed paragraphs (8)(A)9. and (2)(C)3.

RESPONSE AND EXPLANATION OF CHANGE: The commission determines the reorganization, clarification, and minor textual comments of Ameren Missouri, staff, and OPC are reasonable and should be adopted. The commission also determines OPC’s suggested change of adding language to the end of proposed section (8) adds clarity and should be adopted. With regard to the addition of OPC’s proposed new paragraphs under proposed subsection (8)(A), the commission agrees with Ameren Missouri that these changes should be adopted with the exception of the items requiring an explanation of each RAM cost, explanation of each RAM revenue, and quantification of hedging gains and losses with commissions paid to make such hedges listed separately. The commission will not adopt those provisions.

Therefore, the commission adopts the utilities clarification in proposed subsection (8)(C) and adopts new subparagraphs under proposed subsection (8)(A). With the exceptions stated below, the commission also makes the other language changes to proposed section (8), paragraph (8)(J)3., and subparagraphs (8)(B)1.A. and (8)(B)1.D. and rewrites subparagraphs (8)(B)1.C. and D. as suggested by OPC, staff, and Ameren Missouri. The commission reorganizes and renumbers section (8) so that subsection (8)(A) begins at the third sentence of proposed section (8). In order to avoid duplication and clarify the rule, the commission rejects staff’s proposed deletion of “the FPA” in proposed section (8) and OPC’s proposed addition to proposed section (8) of “the following filings.” The commission also adopts the suggested changes in subsection (8)(F) for consistency with other parts of the rule as suggested by staff and Ameren Missouri. After the incorporation of all the changes and reorganizations, the entire section is renumbered accordingly.

COMMENT #50: OPC commented that a new subsection (6)(D) and additional language added to proposed subsection (8)(G) for the purpose of providing consequences for the failure to provide reports. Ameren Missouri opposed the inclusion of this language arguing that these provisions are unlawful and unnecessary.

RESPONSE: The commission finds that OPC’s suggestion is unnecessary in that failure to file required reports has not been an issue in the electric industry. Further, there is a question as to whether the commission has authority to impose punitive sanctions for a utility failing to follow a rule other than those set out in the complaint statute. Section 386.266, RSMo, which establishes FAC clauses, does not give any specific authority in this regard. Therefore, the commission makes no change as a result of these comments.

COMMENT #51: OPC commented that the time to provide responses to data requests should be shortened from a twenty (20) days to ten (10) calendar days in proposed subsections (8)(H) and (9)(D) because of the short timeframes available for discovery in these proceedings. Ameren Missouri responded that it agreed with the general concept of shortening the response times but proposed fifteen (15) calendar days instead. Ameren Missouri also suggested that if the response time is shortened the time for giving notice of the need for additional time to object should also be shortened.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that because these are statutorily expedited cases, the timeframes for data request responses should be shortened. The commission will adopt Ameren Missouri’s proposed timeframes and will also shorten the timeframe for giving notice of additional time to answer. The commission will amend subsections (8)(H) and (9)(D)

to alter the response and objection timeframes for data requests.

COMMENT #52: OPC commented that language should be added to proposed sections (8) and (9) to clarify that a party’s silence or recommendation to approve a FAR does not necessarily mean they agree with what has been filed by a utility. Ameren Missouri argued strongly that this proposed language should not be included as it makes no sense for an affirmative recommendation that an FAC filing be approved to later be disavowed by the party filing it. Further, Ameren Missouri stated that with regard to “silence” in an FAC proceeding, there has never been a problem where a cost or revenue that was included or excluded by mistake that was not able to be remedied later.

RESPONSE: The commission agrees with Ameren Missouri’s arguments. No change was made as a result of this comment.

COMMENT #53: Dogwood suggested amending proposed subsections (8)(K) and (9)(G) by deleting the scope-limiting phrase referring to information submitted pursuant to 4 CSR 240-2.135 and changing it to information required “by this rule.” Dogwood also suggested changing the word “shall” to “will” in proposed paragraph (9)(G)2. Ameren Missouri agreed with Dogwood’s comments.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Dogwood’s comments and will amend subsections (8)(K) and (9)(G) and paragraph (9)(G)2.

COMMENT #54: OPC commented that a new subsection under proposed section (9) should be added directing certain filings be made in separate cases and not in the FAR adjustment case. Ameren Missouri responded that it did not understand OPC’s suggestion.

RESPONSE: OPC’s suggestion does not clarify the rule and the commission will not adopt it. Thus, the commission makes no change as a result of these comments.

COMMENT #55: Ameren Missouri suggested adding a new subparagraph (9)(A)2.B. in order to clarify that any and all corrections, proposed adjustments, or refunds ordered are considered.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with Ameren Missouri’s comment and will adopt it. The commission adds a new subparagraph (9)(A)2.B. and reletters the remaining subparagraphs.

COMMENT #56: OPC requested the commission add a requirement in proposed subsection (9)(C) for a utility to be current on the submission of its periodic reporting requirements as required by section (5) when it files its RAM true-up. Ameren Missouri stated that it did not object to this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds the suggestion of OPC reasonable and will adopt it. The commission amends subsection (9)(C) to adopt OPC’s suggested language.

COMMENT #57: Staff and Dogwood commented that text needed to be deleted from proposed subsection (9)(D) as it was redundant. OPC commented that the rule reference is incorrect in proposed subsection (9)(D) as that rule is being rescinded. Ameren Missouri agreed with these comments.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the comments and will delete part of proposed subsection (9)(D). Because the commission is adopting this change, OPC’s suggestion is moot. The commission amends subsection (9)(D) accordingly.

COMMENT #58: Staff suggested amending proposed section (9) to more clearly state the purpose of the true-up to a RAM. Ameren Missouri commented that it agreed with this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds staff’s proposed change to section (9) is appropriate and

adds a phrase to the end of section (9).

COMMENT #59: Staff proposed deleting language referring to tariff sheets in proposed paragraphs (9)(F)1. and 2. Staff also commented that to be more accurate, “schedules” should be “sheets” in section (10). Ameren Missouri agreed with this change but stated that some of the proposed language in paragraph (9)(F)2. should remain in the rule.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with staff’s change but will retain the language in paragraph (9)(F)2. regarding a determination that the true-up amount is incorrect. Thus, the commission deletes text from proposed paragraphs (9)(F)1. and (9)(F)2. and changes “schedules” to “sheets” in section (10).

COMMENT #60: The utilities commented that proposed subsection (10)(A) should be corrected so that the utility must file a new general rate proceeding within four (4) years of the effective date of the new rates, not within four (4) years of the effective date of the commission order approving those rates.

RESPONSE: Paragraph 386.266.5(3), RSMo, requires that the effective date of new rates be no later than four (4) years after the effective date of the commission’s order implementing the adjustment mechanism. Thus, the commission will not change this subsection. No change was made as a result of this comment.

COMMENT #61: Dogwood suggested replacing the word “costs” in proposed section (11) with “fuel and purchased power costs and fuel-related revenue.” Ameren Missouri replied that it agreed with Dogwood’s comments but that “including transportation” should also be added to the provision.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds that section (11) should be amended, but only to add “and revenues.” The statute includes “transportation” and the commission has traditionally decided what types of transportation are or are not included based on the facts of the particular case.

COMMENT #62: OPC recommends adding language to proposed section (11) to highlight the timing of prudence reviews and to set out in the rule the “reasonable person” standard. OPC argues that its proposed language will clarify in the staff recommendation filed in the prudence review, whether costs and revenues were reviewed in a recent general rate case or the staff’s prudence audit. OPC recommends the “reasonable person” standard be included to codify the standard that the commission has applied in past prudence reviews. Ameren Missouri objected to OPC’s language. Ameren Missouri stated that there is no need to restate, paraphrase, or codify legal principles and standards that have developed in case law. Ameren Missouri commented that the parties are capable of briefing the law regarding legal standards and the commission is capable of applying the law to the facts on a case-by-case basis. Ameren Missouri also stated that OPC’s language is imprecise since it uses the term “burden of proof” which consists of two components (burden of production and burden of persuasion). KCPL also objected to putting the legal standard from case law into the rule. Empire also concurred with the other utilities.

RESPONSE: The commission finds that the legal standard has been applied on a case-by-case basis since the statute has been in effect. The commission agrees with the utilities that the commission should not codify the legal standard in the regulation. Therefore, no change was made as a result of these comments.

COMMENT #63: The utilities, staff, OPC, and Dogwood suggested changes to proposed section (13). Staff, Dogwood, and the utilities suggested clarifying the time of the studies by adding a directive that the system loss study “must be” within the stated timeframe. Staff also suggested changing the timeframe to “no earlier than four (4) years” as opposed to two (2) years. The utilities suggested rewording the next-to-last sentence to clarify that it applies to the initial request

and modifying the last sentence because it should be the same as for the initial request of the RAM. OPC suggested setting the last two sentences out as separate subsections for clarity.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds that the suggested changes are reasonable and add clarity to the provision. Therefore, the commission will adopt the proposed changes to section (13) by rewriting it. The commission also sets out the last two (2) sentences as new subsections (13)(A) and (13)(B).

COMMENT #64: OPC commented that proposed subsection (14)(A) should end after “base energy costs” and the remaining part of the sentence be deleted because it was repetitive of section (14). Ameren Missouri agreed this change should be made.

RESPONSE AND EXPLANATION OF CHANGE: The commission concurs and will delete the end of subsection (14)(A).

COMMENT #65: OPC commented that proposed section (15), in particular subsection (15)(B), was not needed because there were no pre-existing experimental regulatory plans currently in operation. Ameren Missouri agreed.

RESPONSE: The rulemaking process has many steps and these rules will not become effective immediately upon a commission decision on the final order of rulemaking. It is possible that a commission decision or other ruling regarding an experimental regulatory plan could become effective before these rules become effective. Therefore, the commission will not delete section (15) or subsection (15)(B).

COMMENT #66: Staff suggested a change to proposed section (17) for consistency.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds that section (17) could be shortened considerably without losing its meaning. Therefore, the commission rewrites section (17).

COMMENT #67: Dogwood suggested adding “access to” after “provided” in proposed subsection (17)(A). Ameren Missouri agreed with this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds that Dogwood’s proposed language may allow parties to access necessary information without requiring the physical exchange of documents. Therefore, the commission will adopt the change and amend subsection (17)(A).

COMMENT #68: Ameren Missouri suggested deleting the last part of proposed section (22) so that the commission was not creating the right to a hearing where none previously existed.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with this comment and will delete the text in section (22) after “good cause.”

4 CSR 240-20.090 Fuel and Purchased Power Rate Adjustment Mechanisms

(1) The following subsections define various terms as used in this rule:

(A) Accumulation period means the time period set by the commission in the general rate proceeding over which historical fuel and purchased power costs and fuel-related revenues are accumulated for purposes of determining the actual net energy costs (ANEC). An accumulation period may be a time period from three (3) to twelve (12) months with the timing and number of accumulation periods to be determined in the general rate proceeding establishing, continuing, or modifying the FAC;

(B) Actual net energy costs (ANEC) means prudently incurred fuel and purchased power costs net of fuel-related revenues of a rate adjustment mechanism (RAM) during the accumulation period;

(D) Base factor (BF) means base energy costs rate or rates that are established in a general rate proceeding and are included in the utility’s

fuel adjustment clause (FAC). The base factor rates may vary within a year;

(I) Fuel adjustment clause (FAC) means a mechanism established in a general rate proceeding which is designed to recover from or return to customers the fuel and purchased power adjustment (FPA) amounts through periodic changes to the fuel adjustment rates (FAR) made outside a general rate proceeding;

(K) Fuel and purchased power adjustment (FPA) amount means the dollar amount intended to be recovered from or returned to customers during a given recovery period of a FAC. The FPA may be positive or negative. It includes:

1. The difference between the ANEC and NBEC of the corresponding accumulation period taking into account any incentive ordered by the commission;

2. True-up amount(s) ordered by the commission prior to or on the same day as commission approval of the FAR adjustment;

3. Prudence adjustment amount(s) ordered by the commission since the last adjustment to the FAR;

4. Interest; and

5. Any other adjustment amount(s) ordered by the commission;

(L) Fuel and purchased power costs means prudently incurred and used fuel and purchased power costs, including transportation costs. Prudently incurred costs do not include any increased costs resulting from negligent or wrongful acts or omissions by the utility.

1. If off-system sales revenues are not reflected in the rate adjustment mechanism (RAM), fuel and purchased power costs shall only reflect the prudently incurred fuel and purchased power costs necessary to serve the electric utility's Missouri retail customers.

2. Unless otherwise approved by the commission, fuel and purchased power costs do not include environmental costs as defined in 4 CSR 240-20.091(1) or renewable energy standard compliance costs as defined in 4 CSR 240-20.100(1). If such costs are included in fuel and purchased power costs, they shall not be included in another rate adjustment mechanism.

(M) Fuel-related revenues means those revenues related to the generation, sale, or purchase of energy or capacity. Fuel-related revenues may include, but are not limited to, off-system sales, emission allowance sales, and renewable energy credits or certificates whenever such renewable energy credits or certificates are not included in a Renewable Energy Standard Rate Adjustment Mechanism (RESRAM) in compliance with 4 CSR 240-20.100;

(O) Interest means monthly interest at the utility's short-term borrowing rate to accurately and appropriately remedy any over- or under-billing of the FPA amount during an accumulation period and recovery period, and any commission ordered refund of imprudently incurred costs;

(Q) Megawatt (MW) is one million (1,000,000) watts;

(R) Megawatt hour (MWh) is one million (1,000,000) watt hours or one thousand (1,000) kilowatt hours (kWh);

(S) MCF is one thousand (1,000) cubic feet of natural gas;

(T) MMBtu is one million (1,000,000) British thermal units (Btus);

(U) Net base energy costs (NBEC) means the fuel and purchased power costs net of fuel-related revenues billed during the accumulated period in base rates;

(V) Other parties means any party to the applicant's most recent general rate proceeding in which the RAM at issue was established, continued, or modified;

(W) Rate adjustment mechanism (RAM) refers to either a commission-approved fuel adjustment clause (FAC) or a commission-approved interim energy charge (IEC);

(X) Rebase base energy costs means the base energy cost as reset in each general rate proceeding in which the FAC is continued or modified;

(Y) Recovery period means the period over which the FAR is applied to retail customers' bills to recover the FPA. A recovery period is determined in a general rate case and shall not be longer than twelve (12) billing months;

(Z) Staff means the staff of the Public Service Commission; and

(AA) True-up amount means—

1. For a FAC, the true-up amount shall be the difference between the FPA and the utility's aggregate FAC charges billed for a recovery period.

A. If the aggregate FAC charges billed for recovery period are more than the FPA, the true-up amount will be negative.

B. If the aggregate FAC charges billed for a recovery period are less than the FPA, the true-up amount will be positive.

C. The electric utility may request in its general rate case to use the final Regional Transmission Organization (RTO) determinants to update the FPA for its true-up if the electric utility belongs to an RTO where the RTO may, after the beginning of the recovery period, finalize the determinants used to calculate the FPA for the recovery period.

2. For an IEC, the true-up amount shall be determined as follows for each consecutive twelve- (12-) month period—

A. If the actual fuel and purchased power cost is greater than the IEC ceiling, the true-up amount shall be zero;

B. If the actual fuel and purchased power cost is less than the IEC ceiling and greater than the IEC floor, the true-up amount shall be the difference between the actual fuel and purchased power cost and the combined IEC billed plus the base energy cost. The customers will be credited/refunded this amount; or

C. If the actual fuel and purchased power cost is less than the IEC floor, the true-up amount shall be the aggregate IEC billed. The customers will be credited/refunded this amount.

(2) Establishment, Continuance, or Modification of a RAM. An electric utility may only file a request with the commission to establish, continue, or modify a RAM in a general rate proceeding and must rebase base energy costs in each general rate proceeding in which the FAC is continued or modified. Any party in a general rate proceeding may seek to continue, modify, or oppose the RAM. The commission shall approve, modify, or reject such request only after providing the opportunity for a full hearing in a general rate proceeding. The commission shall consider all relevant factors that may affect the costs or overall rates and charges of the petitioning electric utility.

(A) The electric utility shall file the following supporting information, in electronic format, where available, with all links and formulas intact, as part of, or in addition to, its direct testimony:

1. An example of the notice to be provided to customers during the pendency of the general rate proceeding where the RAM is under consideration, which shall be approved by the commission. The notice shall include a description of how its proposed RAM shall be applied to monthly bills, the amount of the proposed change in base rates caused by the rebase of energy costs, and the estimated impact on a typical residential customer's bill resulting from the rebase of energy costs;

2. An example customer bill(s) covering all of the electric utility's rate classes showing how the proposed RAM shall be separately identified on affected customers' bills in accordance with section (12);

3. Proposed RAM tariff sheets;

4. A detailed description of the design and intended operation of the proposed RAM;

5. A detailed explanation of how the proposed RAM is reasonably designed to provide the electric utility a sufficient opportunity to earn a fair return on equity;

6. A detailed explanation of how the proposed FAC shall be true-up for over- and under-billing, or how and when the refundable portion of the proposed IEC shall be true-up;

7. A detailed description of how the electric utility's monthly short-term borrowing rate will be defined and how it will be applied, during the accumulation period and the recovery period, to over- and under-billed amounts and prudence disallowances;

8. A detailed description of how the proposed RAM is compatible with the requirement for prudence reviews in section (11);

9. A detailed explanation of the fuel and purchased power costs,

including transportation, that are to be considered in determining the amount to be recovered under the proposed RAM with identification of the specific account and any other designation ordered by the commission where that cost will be recorded on the electric utility's book and records.

10. A detailed explanation of the fuel-related revenues that are to be considered in determining the amount to be recovered under the proposed RAM with identification of the specific account and any other designation ordered by the commission where that revenue will be recorded on the electric utility's books and records;

11. A detailed explanation of any incentive feature in the proposed RAM with the expected benefit and cost each feature is intended to produce for both the electric utility and its Missouri retail customers;

12. A detailed explanation of any rate volatility mitigation feature in the proposed RAM;

13. A detailed explanation of any feature of the proposed RAM and any existing electric utility policy, procedure, or practice that ensures only prudent fuel and purchased power costs and fuel-related revenues are recovered through the proposed RAM, including, but not limited to, utilization of competitive bidding or other sourcing or sales practices;

14. A detailed explanation of any change to the electric utility's business risk resulting from implementation of the proposed RAM, in addition to any other changes in business risk the electric utility may experience;

15. A level of efficiency for each of the electric utility's generating units determined by the results of heat rate/efficiency tests or monitoring that were conducted or obtained on each of the electric utility's steam generators, including nuclear steam generators, heat recovery steam generators, steam turbines and combustion turbines within twenty-four (24) months preceding the filing of the general rate increase case.

A. The results should be filed in a table format by generating unit type, rated megawatt (MW) output rating, the numerical value of the latest result and the date of the latest result;

B. The electric utility shall provide documentation of the actual test/monitoring procedures. The electric utility may, in lieu of filing the documentation of these procedures with the commission, provide them to the staff, OPC, and to other parties as part of the workpapers it provides in connection with its direct case filing. If the electric utility submits the results in workpapers, it will provide a statement in its testimony as to where the results can be found in workpapers;

16. Information that shows that the electric utility has in place a long-term resource planning process;

17. If the electric utility proposes to include emissions allowances costs or sales revenue in the proposed FAC and not in an environmental cost recovery mechanism, a detailed explanation of its emissions management policy, and its forecasted environmental investments, emissions allowances purchases, and emissions allowances sales;

18. For each power generating unit the electric utility owns or controls, in whole or in part, the electric utility shall file graphs, accompanied by the data supporting the graphs, for each month over the immediately preceding five (5) years, showing the monthly equivalent availability factor, the monthly equivalent forced outage rate, and the length and timing of each planned outage of that unit; and

19. Authorization for the staff to release to all parties to the general rate proceeding in which the establishment, continuation, or modification of a RAM is requested, the previous five (5) years of historical surveillance monitoring reports the electric utility submitted in EFIS.

(B) In lieu of providing copies of information, an electric utility filing for modification or continuance of a RAM in which the information required in subsection (2)(A) has been previously filed with the commission as part of a general rate proceeding and has not changed in any manner, may certify that the information has not

changed and provide to all parties the general rate case number and location in EFIS, including the EFIS item and page number where the information can be found. If there are parties to the RAM proceeding that would not have access to the rate case information, the electric utility must provide copies of the information to that party.

(C) An electric utility filing to continue or modify a RAM must also provide to all parties any additional information the commission ordered the electric utility to provide when seeking to continue or modify its RAM.

(D) The commission may approve the establishment, continuation, or modification of a RAM and associated tariff sheets provided that it finds that the RAM is reasonably designed to provide the electric utility with a sufficient opportunity to earn a fair return on equity and so long as the tariff sheets that implement the RAM conform to the RAM approved by the commission. In its determination, the commission may consider, but is not limited to, considering—

1. Fuel and purchased power costs, fuel-related revenues that would flow through the RAM, or other factors it deems appropriate;

2. Any change in business risk of the utility resulting from establishment, continuation, or modification of the RAM in setting the electric utility's allowed return on equity in any general rate proceeding, in addition to any other changes in business risk experienced by the electric utility; and

3. In determining which fuel and purchased power cost types and fuel-related revenue types to include in a RAM, the commission may consider the magnitude of each cost or revenue type, the ability of the utility to manage each cost or revenue type, the volatility of each cost or revenue type and the incentive provided to the utility as a result of the inclusion or exclusion of each cost or revenue type. The commission may, in its discretion, determine what portion of prudently incurred fuel and purchased power costs and fuel-related revenues may be recovered from and/or returned to customers through a RAM and what portion shall be included in the determination.

(E) Any party to the general rate proceeding may oppose any RAM and/or may propose alternative RAMs for the commission's consideration.

(F) The RAM, and any adjustments to the FARs if a FAC is approved, shall be based on historical fuel and purchased power costs and fuel-related revenues.

(G) For an electric utility requesting a FAC, the utility shall include in its proposed tariff sheets provisions which shall accurately and appropriately remedy any true-up amount as part of the electric utility's determination of its FPA for a change to its FARs. The proposed tariff sheets shall include, at a minimum:

1. When the electric utility will file for a true-up;

2. How the true-up amount will be determined including, but not limited to, any recalculation of the FPA; and

3. How and when the true-up amount will be recovered.

(H) For an electric utility with an IEC mechanism, a true-up must be filed within sixteen (16) months of the operation of law date of the IEC and be filed annually thereafter.

(I) Any party to the general rate proceeding may propose a cap on the periodic changes to the fuel adjustment rate (FAR), to mitigate volatility in rates, provided it proposes a method for the utility to recover all of the costs it would be entitled to recover in the FAC, together with interest thereon.

(3) Discontinuance of a RAM. The tariff sheets that define and implement a RAM shall only be discontinued and withdrawn after the opportunity for a full hearing in a general rate proceeding. The commission shall consider all relevant factors which may affect the costs or overall rates and charges of the petitioning electric utility.

(A) When an electric utility files a general rate proceeding in which it requests that its RAM be discontinued, the electric utility shall file with the commission, and serve on the parties, the following supporting information, in electronic format, where available, with all links and formulas intact, as part of, or in addition to, its direct testimony:

1. An example of the notice to be provided to customers during the pendency of the general rate proceeding in which discontinuation is being proposed. The notice shall be approved by the commission and should include a description of why the utility believes the RAM should be discontinued;

2. A detailed explanation of how the electric utility proposes to discontinue its RAM.

A. If requesting to discontinue its FAC, the electric utility shall include the following in its explanation:

(I) The ending date of the last FAC accumulation period;

(II) The beginning and ending dates of the recovery period for that accumulation period; and

(III) The procedure for the true-up associated with the recovery period for that accumulation period.

B. If requesting to discontinue its IEC, the electric utility shall include a detailed explanation of how any over-billing will be returned to the electric utility's retail customers;

3. A detailed explanation of why the RAM is no longer necessary to provide the electric utility a sufficient opportunity to earn a fair return on equity;

4. A detailed explanation of any impact on setting the electric utility's allowed return on equity in any rate proceeding as a result of the change to the electric utility's business risk resulting from discontinuation of its RAM, in addition to any other changes in business risk experienced by the electric utility; and

5. Any additional information that the commission ordered the electric utility to provide when seeking to discontinue its RAM.

(5) Periodic Reports. So long as it has a RAM in effect, each electric utility shall submit a monthly report through EFIS and to staff, OPC, and other parties. Each periodic report shall be verified by the affidavit of an electric utility representative(s) who has knowledge of the subject matter and who attests to both the veracity of the information and his/her knowledge of it. The information identified in this section shall be provided in electronic format, where available, with all links and formulas intact. Each periodic report shall contain the following information by month:

(A) The billing month actual energy usage in kWh by rate class and voltage level;

(B) Net base energy costs billed in base rates by rate class and voltage level along with workpapers with all links and formulas intact detailing the calculation;

(C) Revenues from billed FARs by voltage level along with workpapers (with formulas intact) detailing the calculation;

(D) The fuel and purchased power costs and fuel related revenues for each month, year-to-date, and prior calendar year by account and any other designation ordered by the commission. If accounts, sub-accounts, and other designations are not comparable to costs and revenues listed in the electric utility's FAC tariff sheets, the electric utility shall also include the costs as listed in the tariff sheets;

(E) Energy.

1. RTO market transactions—

A. Revenue net of the cost of any energy purchases in the RTO market;

B. MWh's net of the MWh's for any energy purchases in the RTO market.

2. Physical bilateral transactions—

A. Total MWh's;

B. Total revenues and costs;

(F) Capacity.

1. If sold within an RTO market—

A. MW capacity sold net of MW capacity purchased;

B. Revenue received net of the cost of capacity purchased.

2. Third party bilateral transactions—

A. Total MW;

B. Total revenue and costs;

(G) Reason for the purchase of capacity in the RTO markets;

(H) The following information for the period, by generation facility, by fuel type, and by total for the electric utility:

1. Quantity of fuel burned, with the designation of the units in which the quantity is reported (e.g., tons, MCF, MMBtu);

2. MMBtu of fuel burned;

3. Average cost of fuel per MMBtu, by fuel type;

4. Aggregate megawatt hours (MWhs) of net energy generated by the generating facility at each generation station, where net energy generated is the gross generation net of the station use;

5. Average cost of fuel per MWh;

6. Excluding nuclear fuel, the cost of fuel purchased by fuel type and, a breakdown between the cost of the commodity, cost of freight and cost of transportation by fuel type; and

7. Other fuel cost types designated in the RAM.; and

(I) A detailed description of the accounts or other designations utilized by the electric utility or ordered by the commission, where each fuel and purchased power cost or fuel-related revenue is recorded. The report shall identify any changes since the last periodic report to accounts or other designations of costs and revenue types utilized by the utility or otherwise ordered to be used by the commission in the general rate proceeding where the RAM was approved;

(J) Each revision to the electric utility's internal policy for participating in—

1. RTO ancillary services market, if the RTO in which the electric utility participates has such a market;

2. RTO energy markets by RTO;

3. RTO capacity markets by RTO;

4. Financial swaps or other financial-only transactions (if such financial transactions are included in the electric utility's RAM);

(K) Any additional information that the commission has ordered the electric utility to provide in its periodic reports.

(6) Surveillance Monitoring Reports. So long as it has a RAM in effect, each electric utility shall submit in EFIS and submit to staff, OPC, and other parties, a surveillance monitoring report with all links and formulas intact, within fifteen (15) days after each of the electric utility's United States Securities and Exchange Commission (SEC) 10-Q and 10-K filings are due. If an electric utility with foreign ownership has a RAM but does not file with the SEC, then the surveillance monitoring reports shall be filed in quarterly intervals as identified in the electric utility's general rate proceedings. The surveillance monitoring report shall be verified by the affidavit of an electric utility representative(s) who has knowledge of the subject matter and who attests to both the veracity of the information and his/her knowledge of it. These surveillance monitoring reports are confidential.

(A) There are six (6) parts to the electric utility surveillance monitoring report. Each part, except Part I—Rate Base Quantifications, shall contain information for the last twelve- (12-) month period and the last quarter based on total company electric operations data and on Missouri jurisdictional operations data. Part I—Rate Base Quantifications, shall contain only information as of the ending date of the period being reported. The content of the surveillance monitoring report follows:

1. Part I—Rate Base Quantifications. The quantification of rate base items in Part I shall be consistent with the methods and procedures used in the electric utility's most recent rate proceeding before the commission, unless otherwise specified by the commission. Part I shall consist of specific quantifications of the following rate base items:

A. Plant-in-service;

B. Reserve for depreciation;

C. Materials and supplies;

D. Cash working capital;

E. Fuel inventory;

F. Prepayments;

G. Other regulatory assets;

H. Customer advances;

I. Customer deposits;

J. Accumulated deferred income taxes;

K. All other items included in the electric utility's rate base

from its most recent general rate proceeding before the commission;

- L. Net operating income from Part III; and
- M. Calculation of the overall return on rate base;

2. Part II—Capitalization Quantifications. Part II shall consist of specific quantifications of the following capitalization-related items:

- A. Common stock equity (net);
- B. Preferred stock (par or stated value outstanding);
- C. Long-term debt (including current maturities);
- D. Short-term debt; and
- E. Weighted cost of capital including component costs;

3. Part III—Income Statement. Part III shall consist of an income statement containing specific quantifications of—

A. Operating revenues, including revenues from sales to industrial, commercial, and residential customers, sales for resale and all other components of total operating revenues;

B. Operating and maintenance expenses in fuel expense, production expense, purchased power energy, and purchased power capacity;

- C. Transmission expense;
- D. Distribution expense;
- E. Customer accounts expense;
- F. Customer service and information expense;
- G. Sales expense;
- H. Administrative and general expense;
- I. Depreciation, amortization, and decommissioning expense;
- J. Taxes other than income taxes;
- K. Income taxes; and
- L. Quantification of heating degree and cooling degree days, both actual and normal;

4. Part IV—Jurisdictional Allocation Factors. Part IV shall consist of a list of the jurisdictional allocation factors used for determining the electric utility's rate base, capitalization quantification, and income statement;

5. Part V—Financial Data Notes. Part V shall consist of notes to the reported financial data including, but not limited to:

- A. Out-of-period adjustments;
- B. Specific quantification of material variances between actual and budget financial performance;
- C. Specific identification and quantification of material variances between current twelve- (12-) month period and prior twelve- (12-) month period revenue;
- D. The expense levels of each item the commission has ordered be tracked in the RAM;
- E. Budgeted capital projects; and
- F. Events that materially affect debt or equity surveillance components;

6. Part VI—Missouri Energy Efficiency and Investment Act (MEEIA). An electric utility with approved MEEIA demand-side management programs and/or an approved demand-side programs investment mechanism shall include all filing requirements of 4 CSR 240-20.093(10) for the entire period of program delivery approved by the commission, the last twelve- (12-) month period, and the last quarter.

(C) If the electric utility has any other approved cost recovery mechanisms that require submission of surveillance monitoring reports, the electric utility shall submit a single surveillance monitoring report incorporating these reporting requirements for all cost recovery mechanisms.

(7) Budget Report. Annually the electric utility shall submit in EFIS and provide to staff, OPC, and other parties, its approved budget for the upcoming budget year, in electronic format with all links and formulas intact and in a layout similar to its surveillance monitoring report. The budget submission shall provide a quarterly and annual quantification of the electric utility's income statement. The budget report shall be submitted within thirty (30) days of when the electric utility's budget is approved by the electric utility's management or within sixty (60) days of the beginning of the electric utility's fiscal year, whichever is earliest. The budget submission shall be designat-

ed "confidential" and treated accordingly.

(8) Periodic Changes to Fuel Adjustment Rates. An electric utility that has a FAC shall file proposed tariff sheet(s) to adjust its FARs following each accumulation period. The FARs shall be designed to bill the electric utility's customers, in the aggregate, the FPA if the FPA is positive, or return the FPA to the utility's customers if the FPA is negative.

(A) When an electric utility files with the commission tariff sheet(s) to change its fuel adjustment rates and serves it upon parties, the filed tariff sheet(s) shall be accompanied by—

1. Prefiled testimony that shall include:

- A. The proposed FARs;
- B. The change in the FARs;
- C. The impact of the proposed FARs on the monthly bill of the electric utility's typical residential customer, together with the definition of typical residential customer used to determine that impact;
- D. The accumulation period NBEC, ANEC, and FPA; and
- E. An explanation that details the factors which contributed to the FPA amount.

2. The following information in electronic format, where available, with formulas intact:

A. For the period of historical costs which are being used to propose the fuel adjustment rates—

- (I) The calendar month actual energy sales in kWh by rate class and voltage level;
- (II) The actual fuel costs designated in the FAC, listed by generating station and fuel type;
- (III) The MWh and actual purchased power costs, as purchased power is defined in the electric utility's FAC, differentiated between energy costs and demand costs;
- (IV) Transmission costs designated in the electric utility's FAC;

- (V) Net off-system sales revenues;
- (VI) Fuel-related revenues other than off-system sales revenues separated by type of fuel-related revenue;
- (VII) Net base energy costs collected in permanent rates;
- (VIII) Any additional requirements the commission ordered;
- (IX) Calculation of each of the proposed fuel adjustment rates;

(X) Calculations of the voltage differentiation in the proposed FAC rates, if any, to account for differences in line losses by service voltage level; and

(XI) Extraordinary costs not to be passed through, if any, due to such costs being an insured loss, or subject to reduction due to litigation or for any other reason;

B. The electric utility's monthly short-term borrowing rate, along with—

- (I) An explanation of how that rate was determined;
- (II) The calculation of the short-term borrowing rate;
- (III) Identification of any changes in the basis(es) used for determining the short-term borrowing rate since the last FAC rate adjustment;
- (IV) If there is a change in the basis(es) used for determining the short-term borrowing rate, a copy(ies) of the changed basis(es) or identification of where it/they may be reviewed;

3. Workpapers, in electronic format, where available, with all links and formulas intact, supporting all items in paragraphs (8)(A)1. and (8)(A)2. that are not provided in the electric utility's section (5) periodic monthly report submissions shall be submitted through EFIS and provided to staff, OPC, and other parties;

(B) The electric utility shall initiate a new case with an ER designation for each periodic adjustment of its FARs;

(C) An electric utility with a FAC shall file an adjustment to its FARs within two (2) months of the end of each accumulation period after the effective date of the FAC;

(D) The tariff sheets reflecting the RAM define the costs and revenues that can be included in the RAM, subject to the following:

1. If an RTO implements a new market settlement type or schedule covering a cost or revenue that the electric utility or another party believes possesses the characteristics of, and is of the nature of, an RTO revenue or cost approved by the commission for inclusion in the electric utility's FAC in the previous general rate proceeding, the costs or revenues covered by the new market settlement type or schedule will be included in the utility's FAC if the following requirements are met:

A. The party proposing the inclusion of costs or revenues covered by a new market settlement type or schedule shall make a filing before the commission in the case in which the electric utility's then-current FAC was approved giving notice of the new market settlement type or schedule no later than sixty (60) days prior to the due date for the electric utility's next FAR filing made to adjust the electric utility's FAR;

B. The filing shall include, but is not be limited to:

(I) Identification of the account affected by the change;

(II) A description of the new market settlement type or schedule demonstrating that the cost or revenue it covers possesses the characteristics of, and is of the nature of, a cost or revenue allowed in the electric utility's FAC by the commission in the most recent general rate proceeding; and

(III) Identification of the preexisting schedule, or market settlement type which the new settlement type or schedule replaces or supplements;

C. To challenge the inclusion of a new market settlement type or schedule, a party shall make a filing before the commission including the reasons why it believes the electric utility did not show that the cost or revenue covered by the new market settlement type or schedule possesses the characteristics of, and is of the nature of, a cost or revenue included in the electric utility's FAC that was approved by the commission in the preceding general rate proceeding.

(I) The filing shall be made within thirty (30) days of the electric utility's filing.

(II) The party requesting the inclusion of costs or revenues covered by a new market settlement type or schedule shall bear the burden of proof to show that the costs or revenues possess the characteristics of, and are of the nature of, costs or revenues allowed in the electric utility's FAC by the commission in the most recent general rate proceeding.

(III) If a party challenges the inclusion of the costs or revenues covered by the new market settlement type or schedule, the challenge will not delay the FAR filing schedule.

(IV) If the challenge is upheld by the commission, the costs will be refunded or revenues returned along with interest in the next periodic adjustment;

(E) The electric utility must be current on its submission of its surveillance monitoring reports;

(F) Staff shall review the information filed and submitted by the electric utility in accordance with this rule and additional information obtained through discovery, if any, to determine if the proposed adjustment to the FARs is in accordance with the provisions of this rule, section 386.266, RSMo, and the FAC mechanism established, continued, or modified in the utility's most recent general rate proceeding. In filings to adjust the FAR, the twenty- (20-) and ten- (10-) day time limits in 4 CSR 240-2.090(2) shall be reduced to fifteen (15) and seven (7) days, respectively. Within thirty (30) days after the electric utility files its testimony and tariff sheet(s) to adjust its FARs, the staff shall submit a recommendation regarding its examination and analysis to the commission;

(G) OPC and other parties may file a response to the electric utility's proposed FAR adjustment within forty (40) days after the electric utility files its testimony and tariff sheet(s) to adjust its FARs;

(H) Within sixty (60) days after the electric utility files its testimony and tariff sheet(s) to adjust its FARs, the commission shall either—

1. Issue an interim rate adjustment order approving the tariff

sheet(s) and the adjustments to the FARs;

2. Allow the tariff sheet(s) and the adjustments to the FARs to take effect without commission order; or

3. If it determines the adjustment to the FARs is not in accordance with the provisions of this rule, section 386.266, RSMo, and the FAC mechanism established in the electric utility's most recent general rate proceeding, reject the proposed rate sheets, suspend the timeline of the FAR adjustment filing, set a prehearing date, and order the parties to propose a procedural schedule. The commission may order the electric utility to file tariff sheet(s) to implement interim adjusted FARs to reflect any part of the proposed adjustment that is not in question;

(I) If the staff, OPC, or other party which receives the information that the electric utility is required to submit by this rule and as ordered by the commission in a previous proceeding, believes the information is insufficient to make a recommendation regarding the electric utility's proposed FAR, it shall notify the electric utility within ten (10) business days of the electric utility's filing of tariff sheet(s) to adjust the FARs and identify the information required and not submitted in compliance with that rule or order. The electric utility shall supply the information identified by the party, or shall notify the party that it believes the information provided was in compliance with the requirements of this rule and the commission's most recent order establishing, continuing, or modifying the FAC, within ten (10) business days of the request. If the electric utility does not timely supply the information, the party asserting the failure to provide the required information must timely file a motion to compel with the commission.

1. While the commission is considering the motion to compel, the processing timeline for the adjustment to increase the FARs shall be suspended. If the commission then issues an order requiring the information to be provided, the time necessary for the information to be provided shall further extend the processing timeline for the adjustment to increase the FARs. If the commission issues an order compelling discovery, interest will not be accrued by the utility from the time the commission receives a motion to compel until the time that the utility provides the requested information. For good cause shown the commission may further suspend this timeline.

2. Except as provided herein, any delay in providing sufficient information in compliance with this rule and the commission's most recent order establishing, continuing, or modifying the FAC in a request to decrease the FARs shall not alter the processing timeline.

(9) True-Ups of RAMs. The purpose of a true-up case is to accurately and appropriately remedy any over-billing or under-billing during a recovery period, including the interest accrued at the utility's short-term borrowing rate to be returned to or collected from customers through a periodic change to FAR under section (8).

(A) When an electric utility files with the commission to true-up its RAM the filing shall be accompanied by—

1. Pre-filed testimony that includes a discussion detailing the material factors which contributed to the true-up amount;

2. The following information in electronic format, where available, with all links and formulas intact:

A. Any revision to the calculation of the net base energy cost for the accumulation period;

B. Any other proposed adjustments or refunds not related to the calculation of the net base energy cost for the accumulation period;

C. The calculation of the monthly amount that was over-billed or under-billed through its RAM;

D. The electric utility's monthly short-term borrowing rate along with—

(I) An explanation of how that rate was determined;

(II) The calculation of the short-term borrowing rate;

(III) Identification of any changes in the basis(es) used for determining the short-term borrowing rate since the last RAM rate adjustment; and

(IV) If there is a change in the basis(es) used for determining

the short-term borrowing rate, a copy(ies) of the changed basis(es) or identification of where it/they may be reviewed;

E. Any additional information that the commission has ordered the electric utility to include in its RAM true-up filing;

3. Workpapers, in electronic format, where available, with all links and formulas intact, supporting all items in this subsection, shall be submitted in EFIS and provided to staff, OPC, and other parties.

(C) The electric utility must be current on its submission of its periodic reporting requirements as required by section (5) and surveillance monitoring reports at the time that it files its true-up of its RAM in order for the commission to process the electric utility's requested true-up of any over- or under-billing.

(D) The staff shall examine and analyze the information filed and submitted by the electric utility pursuant to this rule and additional information obtained through discovery and as ordered by the commission, to determine whether the true-up amount is in accordance with the provisions of this rule, section 386.266, RSMo, and the RAM established in the electric utility's most recent general rate proceeding. In filings to adjust the FAR, the twenty- (20-) and ten- (10-) day time limits in 4 CSR 240-2.090(2) shall be reduced to fifteen (15) and seven (7) days, respectively. The staff shall submit a recommendation regarding its examination and analysis to the commission not later than thirty (30) days after the electric utility files for a true-up amount.

(F) Within sixty (60) days of the electric utility's true-up filing the commission shall issue an order—

1. Approving the true-up filing and the true-up amount; or
2. If it determines that the true-up amount is incorrect, rejecting the proposed tariff sheet(s) containing the true-up amount, suspending the timeline of the true-up filing, setting a prehearing date, and ordering the parties to propose a procedural schedule. The commission shall allow the electric utility to file tariff sheet(s) to implement interim FARs reflecting any part of the true-up amount that is not in question, and questions about the correctness of the true-up amount will not delay adjustments to FAR rates unrelated to the true-up.

(G) If the staff, OPC or other party which receives the information that the electric utility is required to submit by this rule and as ordered by the commission in a previous proceeding, believes the information is insufficient to make a recommendation regarding the electric utility's true-up filing, it shall notify the electric utility within ten (10) days of the electric utility's filing and identify the information required. The electric utility shall supply the information identified by the party, or shall notify the party that it believes the information provided was responsive to the requirements, within ten (10) days of the request. If the electric utility does not timely supply the information, the party asserting the failure to provide the required information must timely file a motion to compel with the commission.

1. While the commission is considering the motion to compel, the processing timeline for the determination of the true-up amount shall be suspended. If the commission then issues an order requiring the information to be provided, the time necessary for the information to be provided shall further extend the processing timeline. If the commission issues an order compelling discovery, interest will not be accrued by the utility from the time the commission receives a motion to compel until the time that the utility provides the requested information. For good cause shown the commission may further suspend this timeline.

2. If the party requesting the information can demonstrate to the commission that the true-up amount will result in a reduction in the FAR, the processing timeline shall continue with the best information available. When the electric utility provides the necessary information, the FAR shall be adjusted again, if necessary, to reflect the additional information provided by the electric utility.

(10) Duration of RAMs and Requirement for General Rate Case. Once a RAM is approved by the commission, it shall remain in effect for a term of not more than four (4) years unless the commission ear-

lier authorizes the modification, extension, or discontinuance of the RAM in a general rate proceeding, although an electric utility may submit proposed rate sheets to implement periodic adjustments to its FAC rates between general rate proceedings.

(11) Prudence Reviews Respecting RAMs. A prudence review of the costs and revenues subject to the RAM shall be conducted no less frequently than at eighteen- (18-) month intervals.

(13) Rate Design of the RAM. The design of the RAM rates shall reflect differences in losses incurred in the delivery of electricity at different voltage levels for the electric utility's different rate classes as determined by periodically conducting Missouri jurisdictional system loss studies.

(A) When the electric utility initially seeks authority to use a RAM, the end of the twelve- (12-) month period of actual data collected that is used in its Missouri jurisdictional system loss study must be within twenty-four (24) months of the date the utility files its general rate proceeding first requesting a RAM.

(B) When the electric utility seeks to continue or modify its RAM, the end of the twelve- (12-) month period of actual data collected that is used in its Missouri jurisdictional system loss study must be no earlier than four (4) years before the date the utility files the general rate proceeding seeking to continue or modify its RAM.

(14) Incentive Mechanism or Performance-Based Program. During a general rate proceeding in which an electric utility has proposed establishment or modification of a RAM, or in which a RAM may be allowed to continue in effect, any party may propose for the commission's consideration incentive mechanisms or performance-based programs to improve the efficiency and cost effectiveness of the electric utility's fuel and purchased power procurement activities and/or off-system sales activities.

(A) The incentive mechanisms or performance-based programs may or may not include some or all components of base energy costs.

(17) Party status and rights in RAM proceedings.

(A) Each party to the most recent general rate proceeding in which the commission established, continued, or modified the electric utility's RAM shall be a party to each subsequent related RAM rate adjustment proceeding, RAM true-up proceeding, and RAM prudence review proceeding, without applying to the commission for intervention, and shall be provided access to the periodic reports and surveillance monitoring reports required by this rule during the period of time when they are entitled to be a party to such proceedings without applying for intervention. In any subsequent general rate proceeding, such person or entity must seek and be granted status as an intervenor to be a party to that case and to consequently be a party, without seeking and being granted status as an intervenor to RAM-related proceedings initiated after that case.

(22) Waiver of Provisions of this Rule. Provisions of this rule may be waived by the commission for good cause.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 40—Gas Utilities and Gas Safety Standards**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

4 CSR 240-40.020 Incident, Annual, and Safety-Related Condition Reporting Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1581-1583). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed amendment on August 20, 2018. The commission received timely written comments in support of the amendment from the staff of the commission and comments at the hearing in support of the amendment from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the amendment of this rule. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of amending this rule. Mr. Williams also provided a letter to the commission suggesting that the commission pursue a legislative exemption from the provisions of section 536.031, RSMo, that would allow the commission to amend the gas safety regulations contemporarily with changes at the federal level.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation and will consider its suggestion. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 40—Gas Utilities and Gas Safety Standards**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

4 CSR 240-40.030 Safety Standards—Transportation of Gas by Pipeline is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1583-1595). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed amendment on August 20, 2018. The commission received timely written comments in support of the amendment from the staff of the commission and comments at the hearing in support of the amendment from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the amendment of this rule. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of amending this rule. Mr. Williams also provided a letter to the commission suggesting that the commission pursue a legislative exemption from the provisions of section 536.031, RSMo, that would allow the commission to amend the gas safety regulations contemporarily with changes at the federal level.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation and will consider its suggestion. No change was made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 40—Gas Utilities and Gas Safety Standards**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

4 CSR 240-40.080 Drug and Alcohol Testing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1596). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended August 15, 2018, and the commission held a public hearing on the proposed amendment on August 20, 2018. The commission received timely written comments in support of the amendment from the staff of the commission and comments at the hearing in support of the amendment from Jeff Keevil, Deputy Counsel, on behalf of the staff of the commission, and Hampton Williams, Public Counsel, on behalf of the Office of the Public Counsel.

COMMENT #1: Mr. Keevil on behalf of the staff of the commission filed general comments supporting the amendment of this rule. Mr. Keevil stated that this rulemaking was undertaken in response to Executive Order 17-03 and is being proposed in order to consolidate, streamline, and improve the user-friendliness of the commission's regulations.

RESPONSE: The commission appreciates its staff's dedication to improving the regulatory process at the commission and in the state of Missouri. No change was made as a result of this comment.

COMMENT #2: Mr. Williams on behalf of the Office of the Public Counsel commented at the hearing in support of amending this rule. Mr. Williams also provided a letter to the commission suggesting that the commission pursue a legislative exemption from the provisions of section 536.031, RSMo, that would allow the commission to amend the gas safety regulations contemporarily with changes at the federal level.

RESPONSE: The commission thanks the Office of the Public Counsel for its participation and will consider its suggestion. No change was made as a result of this comment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 1—Organization

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under Omnibus State Reorganization Act of 1974, the division amends a rule as follows:

8 CSR 30-1.010 Organization of the Division of Labor Standards **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2021). 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 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 2—Mining Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 286.060 and 293.630, RSMo 2016, the division amends a rule as follows:

8 CSR 30-2.010 Definitions **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2021). 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 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 2—Mining Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 286.060 and 293.630, RSMo 2016, the division amends a rule as follows:

8 CSR 30-2.020 Standard Practices for Safety and Operation **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2021–2028). 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 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-3.010 Prevailing Wage Rates for Public Works Projects **is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2028–2029). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly's passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-3.020 Definitions **is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2029–2030). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly's passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-3.030 Apprentices and Trainees is **withdrawn**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2030–2031). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly’s passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-3.040 Classifications of Construction Work is **withdrawn**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2031). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly’s passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed rescission as follows:

8 CSR 30-3.050 Posting of Prevailing Wage Rates is **withdrawn**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2031). This proposed rescission is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed rescission. The comments were against the proposed rescission of the rule. The rescission was proposed prior to the Missouri General Assembly’s passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed rescission did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed rescission.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 3—Prevailing Wage Law Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-3.060 Occupational Titles of Work Descriptions is **withdrawn**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2031–2034). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly’s passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 4—Minimum Wage and Overtime Rules

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 290.512, 290.515, 290.517, and 290.523, RSMo 2016, the division amends a rule as follows:

8 CSR 30-4.010 Applicability and Definitions is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2034–2035). 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 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 4—Minimum Wage and Overtime Rules**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 290.512, 290.515, and 290.523, RSMo 2016, the division amends a rule as follows:

8 CSR 30-4.020 Minimum Wage Rates is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2035). 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 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 4—Minimum Wage and Overtime Rules**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 290.515 and 290.523, RSMo 2016, the division amends a rule as follows:

8 CSR 30-4.040 Subminimum Wage Rates for the Physically or Mentally Impaired is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2035). 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 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 4—Minimum Wage and Overtime Rules**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 290.512, 290.515, and 290.517, RSMo 2016, the division amends a rule as follows:

8 CSR 30-4.050 Valuation of Goods and Services is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2035–2036). 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 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 4—Minimum Wage and Overtime Rules**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under sections 290.517 and 290.523, RSMo 2016, the division amends a rule as follows:

8 CSR 30-4.060 Administrative Complaints; Notices Issued by the Director is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2036). 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 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 5—Prevailing Wage Arbitration**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-5.010 Filing for Arbitration is withdrawn.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2037). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly's passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

**Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 5—Prevailing Wage Arbitration**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-5.020 Hearing Procedures for Arbitration is withdrawn.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2037-2038). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly's passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

**Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 5—Prevailing Wage Arbitration**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.240, RSMo Supp. 2018, the division withdraws a proposed amendment as follows:

8 CSR 30-5.030 Awards by the Arbitrator is withdrawn.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2038-2039). This proposed amendment is withdrawn.

SUMMARY OF COMMENTS: The division received comments on this proposed amendment. The comments were against the proposed amendment of the rule. The amendment was drafted prior to the Missouri General Assembly's passage of SS HCS HBs 1729, et al (2018). The comments noted that the proposed amendment did not take into consideration statutory changes enacted in HB 1729.

RESPONSE: As a result, the division is withdrawing the proposed amendment.

**Title 8—DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS
Division 30—Division of Labor Standards
Chapter 6—Authorized Minimum Wage Rate Reductions**

ORDER OF RULEMAKING

By the authority vested in the Division of Labor Standards under section 290.515, RSMo 2016, the division amends a rule as follows:

8 CSR 30-6.010 Reduction in Minimum Wage Based on Physical or Mental Disabilities is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2018 (43 MoReg 2039). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 70—Division of Alcohol and Tobacco Control
Chapter 2—Rules and Regulations**

ORDER OF RULEMAKING

By the authority vested in the Division of Alcohol and Tobacco Control under section 311.660, RSMo 2016, the division amends a rule as follows:

11 CSR 70-2.140 All Licensees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1915-1917). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 70—Division of Alcohol and Tobacco Control
Chapter 2—Rules and Regulations**

ORDER OF RULEMAKING

By the authority vested in the Division of Alcohol and Tobacco Control under section 311.660, RSMo 2016, the division rescinds a rule as follows:

11 CSR 70-2.200 Salesman is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1917). 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 11—DEPARTMENT OF PUBLIC SAFETY
Division 70—Division of Alcohol and Tobacco Control
Chapter 2—Rules and Regulations**

ORDER OF RULEMAKING

By the authority vested in the Division of Alcohol and Tobacco Control under section 311.660, RSMo 2016, the division rescinds a rule as follows:

11 CSR 70-2.220 Prohibiting Manufacturers and Solicitors of Intoxicating Liquor and Licensed Retailers From Contacting Each Other for Business Purposes is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 15, 2018 (43 MoReg 2462). 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 11—DEPARTMENT OF PUBLIC SAFETY
Division 70—Division of Alcohol and Tobacco Control
Chapter 3—Tobacco Regulations**

ORDER OF RULEMAKING

By the authority vested in the Division of Alcohol and Tobacco Control under section 311.660, RSMo 2016, the division rescinds a rule as follows:

11 CSR 70-3.020 Guidelines for Sting Operations is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 15, 2018 (43 MoReg 2462). 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 13—DEPARTMENT OF SOCIAL SERVICES
Division 40—Family Support Division
Chapter 34—Homeless, Dependent and Neglected
Children**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, Family Support Division, under section 207.020, RSMo 2016, the division rescinds a rule as follows:

13 CSR 40-34.012 Rates for Foster Care is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1917). 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 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 3—Conditions of Provider Participation,
Reimbursement and Procedure of General Applicability**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under section 208.201, RSMo 2016, the division rescinds a rule as follows:

13 CSR 70-3.190 Telehealth Services is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1917–1918). 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 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 4—Conditions of Participant Participation,
Rights and Responsibilities**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under section 208.201, RSMo 2016, the division rescinds a rule as follows:

13 CSR 70-4.070 Title XIX Recipient Lock-In Program is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1918). 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 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 20—Pharmacy Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.153 and 208.201, RSMo 2016, the division rescinds a rule as follows:

13 CSR 70-20.032 List of Excludable Drugs Excluded From Coverage Under the MO HealthNet Pharmacy Program is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1918). 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 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 20—Pharmacy Program**

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.153 and 208.201, RSMo 2016, the division rescinds a rule as follows:

13 CSR 70-20.040 Five Prescription Limit Per Month Per Recipient is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 16, 2018 (43 MoReg 1918). 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 2270—Missouri Veterinary Medical Board
Chapter 1—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-1.011 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2570). 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 2270—Missouri Veterinary Medical Board
Chapter 1—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-1.031 Application Procedures is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2570–2571). 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 2270—Missouri Veterinary Medical Board
Chapter 2—Licensure Requirements for Veterinarians**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-2.031 Examinations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2572). 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 2270—Missouri Veterinary Medical Board
Chapter 2—Licensure Requirements for Veterinarians**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-2.041 Reexamination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2572). 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 2270—Missouri Veterinary Medical Board
Chapter 3—Registration Requirements for Veterinary
Technicians**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-3.020 Examinations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2572–2573). 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 2270—Missouri Veterinary Medical Board
Chapter 4—Minimum Standards**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

**20 CSR 2270-4.011 Minimum Standards for Veterinary Facilities
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2573). 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 2270—Missouri Veterinary Medical Board
Chapter 4—Minimum Standards**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-4.021 Minimum Standards for Emergency Clinics/Services **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2573–2574). 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 2270—Missouri Veterinary Medical Board
Chapter 4—Minimum Standards**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-4.031 Minimum Standards for Practice Techniques **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2574). 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 2270—Missouri Veterinary Medical Board
Chapter 4—Minimum Standards**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board

under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-4.041 Minimum Standards for Medical Records **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2574–2575). 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 2270—Missouri Veterinary Medical Board
Chapter 4—Minimum Standards**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-4.042 Minimum Standards for Continuing Education for Veterinarians **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2575). 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 2270—Missouri Veterinary Medical Board
Chapter 6—Professional Conduct for the Practice of
Veterinary Medicine**

ORDER OF RULEMAKING

By the authority vested in the Missouri Veterinary Medical Board under section 340.210, RSMo 2016, the board amends a rule as follows:

20 CSR 2270-6.011 Rules of Professional Conduct **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 4, 2018 (43 MoReg 2575–2576). 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.

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

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 340—Division of Energy
Chapter 2—Energy Loan Program**

IN ADDITION

Notification: Applications accepted between December 17, 2018 and February 15, 2019 for the *Energize Missouri Loan Program* FY2019 Cycle.

The Missouri Department of Economic Development's (department) Division of Energy is making available approximately five (5) million dollars in American Recovery and Reinvestment Act (ARRA)(Public Law 111-5) loan financing for qualified energy efficiency and renewable energy projects. These ARRA monies require compliance with, but not limited to, the Buy American Act, the Davis-Bacon Act, Historic Preservation, and National Environmental Policy Act. Energy-saving investments may include projects such as insulation, lighting systems, heating and cooling systems, combined heat and power, pumps, motors, aerators, renewable energy systems, and other measures that reduce energy use and cost. Recipients repay loans with money saved on energy costs.

Eligible Energy-Using Sectors: Loan funds will be allocated to eligible energy-using sectors as follows:

- Public Schools (K-12);
- Public Higher Education Institutions;
- Hospitals; and
- Local Governments: Local governments include a county, city, or village (which may include water treatment plants or waste water facilities), local government/public owned airport facilities (municipal, county, regional, and international); or any hospital district as defined in section 206.010, RSMo; or any sewer district as defined in section 249.010, RSMo; or any water supply districts as defined in section 247.010, RSMo; or any ambulance district as defined in section 190.010, RSMo; or any sub-district of a zoological park and museum district as defined in section 184.352, RSMo.

Application Procedures: An application for loan funds may be submitted to the department for the purpose of financing all or a portion of the cost of implementing an energy-saving project.

Each applicant may apply for a loan not to exceed five hundred thousand dollars (\$500,000). Loan applications will not be considered for less than ten thousand dollars (\$10,000) or with a payback score of less than six (6) months.

If funds remain after review and priority ranking of applications, the department will consider awarding loans in excess of five hundred thousand dollars (\$500,000).

Requests for loan financing must be made using the Division of Energy's *Energize Missouri Loan Program* application. Application forms and instructions are available on the department's website: <http://energyloan.mo.gov>.

The Application Authorization Form must be signed and dated by an authorized official. An authorized official is an individual with authority to obligate an eligible applicant to the terms of loan agreement and promissory note to repay loan proceeds.

A paper or electronic copy of the signed original Application Authorization Form and required documents may be submitted to the department's address below.

Applications received after February 15, 2019 will not be considered for a loan award for this *Energize Missouri Loan Program* cycle but may be held for consideration during subsequent application cycles.

The department may request additional information as needed to determine the feasibility of a project, the project's estimated annual energy savings, and financial risks of a loan transaction. Also, an energy conservation measure has the potential of affecting other areas within the facility or system. Applicants must have no outstanding actions for violations of applicable federal, state, or local laws, ordinances, and rules.

Interest Rates: Loan principal plus two percent (2.00%) interest is to be repaid to the department in semi-annual payments not to exceed a ten (10) year repayment period. An administrative fee of one percent (1%) of loan principal will be added to the repayment amount.

Selection Criteria: Recipients of loan financing will be determined on a competitive basis. Applications will be ranked based on the project's payback score, which is determined by dividing the cost to implement a project by the estimated yearly energy cost savings. Projects with the lowest payback score will be funded until all available funds are allocated. Loan applications will be approved or disapproved by May 16, 2019.

For More Information Contact:

Missouri Department of Economic Development
Division of Energy
Attn: Loan Program Clerk
PO Box 1766
301 W. High, Ste. 720
Jefferson City, MO 65102
Phone: 1.855.522.2796
Email: energy@ded.mo.gov
Website: <http://energyloan.mo.gov/>

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

IN ADDITION

Pursuant to section 226.096, RSMo, regarding the Construction Claims Binding Arbitration Cap for the Missouri Department of Transportation, the Director of Insurance, Financial Institutions and Professional Registration is required to calculate the new limit.

Using Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 226.096, RSMo, the Construction Claims Binding Arbitration Cap for the Missouri Department of Transportation effective January 1, 2019, was established by the following calculation:

Index Based on 2012 Dollars	
Third Quarter 2017 IPD Index	106.152
Third Quarter 2018 IPD Index	108.472

New 2019 Limit = 2018 Limit × (2018 Index/2017 Index)

$$438,606 = 429,225 \times (108.472/106.152)$$

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

IN ADDITION

Pursuant to section 537.610, RSMo, regarding the Sovereign Immunity Limits for Missouri Public Entities, the Director of Insurance, Financial Institutions and Professional Registration is required to calculate the new limit on awards for liability.

Using Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 537.610, RSMo, the two (2) new Sovereign Immunity Limits effective January 1, 2019, were established by the following calculations:

Index Based on 2012 Dollars	
Third Quarter 2017 IPD Index	106.152
Third Quarter 2018 IPD Index	108.472

New 2019 Limit = 2018 Limit × (2018 Index/2017 Index)

For all claims arising out of a single accident or occurrence:

$$2,865,330 = 2,804,046 \times (108.472/106.152)$$

For any one (1) person in a single accident or occurrence:

$$429,799 = 420,606 \times (108.472/106.152)$$

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

IN ADDITION

Pursuant to section 105.711, RSMo, regarding the State Legal Expense Fund, the Director of Insurance, Financial Institutions and Professional Registration is required to calculate the new limit.

Using Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 105.711, RSMo, the State Legal Expense Fund Limit effective January 1, 2019, was established by the following calculation:

Index Based on 2012 Dollars	
Third Quarter 2017 IPD Index	106.152
Third Quarter 2018 IPD Index	108.472

New 2019 Limit = 2018 Limit × (2018 Index/2017 Index)

$$448,670 = 439,074 \times (108.472/106.152)$$

The 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.

“NOTICE OF WINDING UP FOR LIMITED PARTNERSHIP

TO ALL CREDITORS AND CLAIMANTS AGAINST MCCURRY FAMILY LIMITED PARTNERSHIP, a Missouri limited partnership (the “Partnership”):

You are hereby notified that dissolution of the Partnership was authorized by the partners on November 1, 2018. All persons having claims against the Partnership must present their claims in writing and mail their claims to:

Shiloh Lee Weaver
1270 E. Edgewood
Springfield, MO 65804

A claim against the Partnership will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this Notice. In order to file a claim with the Partnership, you must furnish the following: (a) the name, address and telephone number of the claimant; (b) the amount claimed; (c) a description of the nature of the debt or the basis of the claim; (d) the date or dates the claim accrued; and (e) if the claim is founded on a writing, a copy of the writing.”

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST PREMIER PAPER AND PACKAGING, INC.

On October 8, 2018, Premier Paper and Packaging, Inc., a Missouri corporation (the “Corporation”), filed its Articles of Dissolution with the Missouri Secretary of State. The dissolution was effective upon this date.

You are hereby notified that if you believe you have a claim against the Corporation, you must submit a written summary of your claim to the Corporation care of The Law Firm of Haden & Haden, ATTN: Brent Haden, PO Box 7166, Columbia, MO 65205. The summary of your claim must include the following information:

1. The name, address, and telephone number of claimant;
2. The amount of the claim;
3. The date on which the claim is based occurred;
4. A brief description of the nature of the debt or the basis of the claim; and
5. Whether the claim is secured, and if so, the collateral used as security.

All claims against the Corporation will be barred unless this summary is received within 2 years of this notice.

NOTICE OF DISSOLUTION OF CORPORATION

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST
LYRIC OPERA QALICB, INC.

On November 13, 2018, Lyric Opera QALICB, Inc., a Missouri nonprofit corporation, filed its Articles of Dissolution with the Missouri Secretary of State.

Said corporation requests that all persons and organizations who have claims against it present them immediately by letter to the corporation at Lyric Opera QALICB, Inc., 1725 Holmes Street., Kansas City, Missouri 64108.

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

NOTICE: Because of the dissolution Lyric Opera QALICB, Inc., any claims against it will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of the two notices authorized by statute, whichever is published last.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS
AGAINST SUMMER CASUAL, LLC**

You are hereby notified that on November 6, 2018, Summer Casual, LLC, a Missouri limited liability company, ("LLC") was dissolved upon the filing of its Articles of Termination with the Missouri Secretary of State.

Said LLC requests that all persons and organizations who have claims against it present them immediately by letter to the LLC c/o Checkett & Pauly, PC, PO Box 409, Carthage, MO 64836, Attention: Sarah Kersh. All claims must include (i) the name and address of the claimant; (ii) the amount claimed; (iii) the basis for the claim; (iv) the documentation of the claim; and (v) the date(s) of the event(s) on which the claim is based occurred.

Notice: Because of the termination of Summer Casual, LLC, any claims against it 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 OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST
ABC OF SOUTHEAST MISSOURI, L.L.C.

On November 9, 2018, ABC of Southeast Missouri, L.L.C., a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: **Terry Cole, 1515 East Malone, Sikeston, Missouri 63801**. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; the basis for the claim; and documentation in support of the claim.

All claims against the Company will be barred unless the 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 AND CLAIMANTS AGAINST
LBR - FAIR, LLC

On November 7, 2018, LBR - Fair, LLC filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The Notice was effective on November 7, 2018.

YOU ARE HEREBY NOTIFIED that if you believe you have a claim against LBR - Fair, LLC, you must submit a summary in writing of the circumstances surrounding your claim to the said LBR - Fair, LLC at the following address:

LBR - Fair, LLC, 2107 Ridgecrest Street, Chillicothe, Missouri 64601.
Telephone: (660) 973-4490.

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 for which the claim is based occurred; and
4. A brief description of the nature of the debt or the basis for the claim.

All claims against LBR - Fair, LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this Notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST
LBR - FAIRVIEW, LLC

On November 7, 2018, LBR - Fairview, LLC filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The Notice was effective on November 7, 2018.

YOU ARE HEREBY NOTIFIED that if you believe you have a claim against LBR - Fairview, LLC, you must submit a summary in writing of the circumstances surrounding your claim to the said LBR - Fairview, LLC at the following address:

LBR - Fairview, LLC, 2107 Ridgecrest Street, Chillicothe, Missouri 64601.

Telephone: (660) 973-4490.

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 for which the claim is based occurred; and
4. A brief description of the nature of the debt or the basis for the claim.

All claims against LBR - Fairview, LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this Notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST
LBR - LAMBERT, LLC

On November 7, 2018, LBR - Lambert, LLC filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The Notice was effective on November 7, 2018.

YOU ARE HEREBY NOTIFIED that if you believe you have a claim against LBR - Lambert, LLC, you must submit a summary in writing of the circumstances surrounding your claim to the said LBR - Lambert, LLC at the following address:

LBR - Lambert, LLC, 2107 Ridgecrest Street, Chillicothe, Missouri 64601.

Telephone: (660) 973-4490.

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 for which the claim is based occurred; and
4. A brief description of the nature of the debt or the basis for the claim.

All claims against LBR - Lambert, LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this Notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST DEEKEN PROPERTIES III, L.L.C.

Deeken Properties III, L.L.C., a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on November 6, 2018. Any and all claims against Deeken Properties III, L.L.C. may be sent to Affinity Law Group, LLC, 1610 Des Peres Road, Suite 100, St. Louis, MO 63131. Each claim must include: (i) the name, address, and telephone number of the claimant; (ii) amount of the claim; (iii) basis for the claim; (iv) documentation of the claim. A claim against Deeken Properties III, L.L.C. will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

Notice of Dissolution of Limited Liability Company to All Creditors of and Claimants Against: KCL Georgia Credit Partners IIA, LLC.

On November 5, 2018, this Missouri limited liability company filed Notice of Winding Up with the Missouri Secretary of State.

This company request that all claims against it be presented immediately by letter to: Malika Simmons, c/o Kansas City Life Insurance Company, 3520 Broadway, Kansas City, Missouri 64111. Claims must include name, address, telephone number, amount, the basis for the claim, and documentation.

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

Notice of Dissolution of Limited Liability Company to All Creditors of and Claimants Against: MCP 2010, LLC.

On November 5, 2018, this Missouri limited liability company filed Notice of Winding Up with the Missouri Secretary of State.

This company request that all claims against it be presented immediately by letter to: Malika Simmons, c/o Kansas City Life Insurance Company, 3520 Broadway, Kansas City, Missouri 64111. Claims must include name, address, telephone number, amount, the basis for the claim, and documentation.

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

Notice of Dissolution of Limited Liability Company to All Creditors of and Claimants Against: Missouri Credit Partners 2002, LLC.

On November 5, 2018, this Missouri limited liability company filed Notice of Winding Up with the Missouri Secretary of State.

This company request that all claims against it be presented immediately by letter to: Malika Simmons, c/o Kansas City Life Insurance Company, 3520 Broadway, Kansas City, Missouri 64111. Claims must include name, address, telephone number, amount, the basis for the claim, and documentation.

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

RE: Trio Printing Company

PLEASE TAKE NOTICE THAT Trio Printing Company, a Missouri corporation, has been dissolved effective October 15, 2018. All claims of every kind and character that you may have against this corporation should be presented to the corporation at the address provided below before (2) years from the date of this publication. Please provide the amount you believe owed by Trio Printing Company and an explanation of the basis for which the debt was incurred.

If your claim is not timely received, it will be forever barred in accordance with Section 351.482 of the General and Business Corporation Law of Missouri.

Joseph R. Harvath
Byron Carlson Petri & Kalb, LLC
411 St. Louis Street
Edwardsville, IL 62025

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—42 (2017) and 43 (2018). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				42 MoReg 1849 43 MoReg 3648
I CSR 10-3.010	Commissioner of Administration		43 MoReg 3205		
I CSR 10-4.010	Commissioner of Administration		43 MoReg 3208R		
I CSR 10-5.010	Commissioner of Administration		43 MoReg 3208		
I CSR 10-7.010	Commissioner of Administration		43 MoReg 3209		
I CSR 10-8.010	Commissioner of Administration		43 MoReg 3210		
I CSR 10-9.010	Commissioner of Administration		43 MoReg 3210R		
I CSR 10-11.010	Commissioner of Administration		43 MoReg 3211		
I CSR 10-11.020	Commissioner of Administration		43 MoReg 3214R		
I CSR 10-11.030	Commissioner of Administration		43 MoReg 3214R		
I CSR 10-13.010	Commissioner of Administration		43 MoReg 3214R		
I CSR 10-16.010	Commissioner of Administration		43 MoReg 3215		
I CSR 10-18.010	Commissioner of Administration		43 MoReg 2975R		
I CSR 20-1.010	Personnel Advisory Board and Division of Personnel				
I CSR 20-1.020	Personnel Advisory Board and Division of Personnel	43 MoReg 2735	43 MoReg 2782		
I CSR 20-1.030	Personnel Advisory Board and Division of Personnel	43 MoReg 2736	43 MoReg 2783		
I CSR 20-1.040	Personnel Advisory Board and Division of Personnel			43 MoReg 2787R	
I CSR 20-1.045	Personnel Advisory Board and Division of Personnel	43 MoReg 2740	43 MoReg 2787		
I CSR 20-1.050	Personnel Advisory Board and Division of Personnel			43 MoReg 2790R	
I CSR 20-2.010	Personnel Advisory Board and Division of Personnel	43 MoReg 2742	43 MoReg 2790		
I CSR 20-2.015	Personnel Advisory Board and Division of Personnel	43 MoReg 2744	43 MoReg 2791		
I CSR 20-2.020	Personnel Advisory Board and Division of Personnel	43 MoReg 2747	43 MoReg 2795		
I CSR 20-3.010	Personnel Advisory Board and Division of Personnel	43 MoReg 2749	43 MoReg 2797		
I CSR 20-3.020	Personnel Advisory Board and Division of Personnel	43 MoReg 2753	43 MoReg 2800		
I CSR 20-3.030	Personnel Advisory Board and Division of Personnel	43 MoReg 2754	43 MoReg 2802		
I CSR 20-3.040	Personnel Advisory Board and Division of Personnel	43 MoReg 2757	43 MoReg 2805		
I CSR 20-3.050	Personnel Advisory Board and Division of Personnel	43 MoReg 2758R	43 MoReg 2806R		
I CSR 20-3.070	Personnel Advisory Board and Division of Personnel	43 MoReg 2759	43 MoReg 2806		
I CSR 20-3.080	Personnel Advisory Board and Division of Personnel	43 MoReg 2763	43 MoReg 2810		
I CSR 20-4.010	Personnel Advisory Board and Division of Personnel	43 MoReg 2764R	43 MoReg 2811R		
I CSR 20-4.020	Personnel Advisory Board and Division of Personnel	43 MoReg 2764	43 MoReg 2811		
I CSR 30-2.020	Division of Facilities Management, Design and Construction			43 MoReg 2813R	
I CSR 30-2.030	Division of Facilities Management, Design and Construction			43 MoReg 2813R	
I CSR 30-2.040	Division of Facilities Management, Design and Construction			43 MoReg 2813R	
I CSR 30-2.050	Division of Facilities Management, Design and Construction			43 MoReg 2814R	
I CSR 30-3.010	Division of Facilities Management, Design and Construction			43 MoReg 2814R	
I CSR 30-3.020	Division of Facilities Management, Design and Construction			43 MoReg 2814R	
I CSR 30-3.030	Division of Facilities Management, Design and Construction			43 MoReg 3215	
I CSR 30-3.035	Division of Facilities Management, Design and Construction			43 MoReg 2814R	
I CSR 30-3.040	Division of Facilities Management, Design and Construction			43 MoReg 3218	
I CSR 30-3.050	Division of Facilities Management, Design and Construction			43 MoReg 3221	
I CSR 30-4.010	Division of Facilities Management, Design and Construction			43 MoReg 2815R	
I CSR 35-1.050	Division of Facilities Management			43 MoReg 3222	
I CSR 40-1.010	Purchasing and Materials Management			43 MoReg 3226R	
I CSR 40-1.030	Purchasing and Materials Management			43 MoReg 3227R	
I CSR 40-1.040	Purchasing and Materials Management			43 MoReg 3227R	
I CSR 40-1.050	Purchasing and Materials Management	43 MoReg 2967	43 MoReg 3227		
I CSR 40-1.090	Purchasing and Materials Management			43 MoReg 3237R	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
DEPARTMENT OF AGRICULTURE					
2 CSR 10-1.010	Ag Business Development		43 MoReg 1258	43 MoReg 3114	
2 CSR 20-1.010	Administrative Services		43 MoReg 1417R	43 MoReg 3114R	
2 CSR 20-3.010	Administrative Services (<i>Changed to 2 CSR 110-4.010</i>)		43 MoReg 1417	43 MoReg 3116	
2 CSR 20-3.020	Administrative Services (<i>Changed to 2 CSR 110-4.020</i>)		43 MoReg 1418	43 MoReg 3117	
2 CSR 20-3.030	Administrative Services (<i>Changed to 2 CSR 110-4.030</i>)		43 MoReg 1418	43 MoReg 3117	
2 CSR 20-3.040	Administrative Services (<i>Changed to 2 CSR 110-4.040</i>)		43 MoReg 1418	43 MoReg 3117	
2 CSR 20-3.050	Administrative Services		43 MoReg 1419R	43 MoReg 3114R	
2 CSR 50-1.010	Fairs		43 MoReg 1258R	43 MoReg 3114R	
2 CSR 50-2.010	Fairs		43 MoReg 1259R	43 MoReg 3115R	
2 CSR 50-3.020	Fairs		43 MoReg 1259R	43 MoReg 3115R	
2 CSR 50-4.010	Fairs		43 MoReg 1259R	43 MoReg 3115R	
2 CSR 50-5.010	Fairs		43 MoReg 1259R	43 MoReg 3115R	
2 CSR 50-6.010	Fairs		43 MoReg 1260R	43 MoReg 3115R	
2 CSR 50-6.020	Fairs		43 MoReg 1260R	43 MoReg 3115R	
2 CSR 50-6.030	Fairs		43 MoReg 1260R	43 MoReg 3116R	
2 CSR 50-6.040	Fairs		43 MoReg 1260R	43 MoReg 3116R	
2 CSR 50-7.010	Fairs		43 MoReg 1261R	43 MoReg 3116R	
2 CSR 60-1.010	Grain Inspection and Warehousing		43 MoReg 1419	43 MoReg 3602	
2 CSR 60-2.010	Grain Inspection and Warehousing		43 MoReg 1420R	43 MoReg 3602R	
2 CSR 60-4.016	Grain Inspection and Warehousing		43 MoReg 1420R	43 MoReg 3602R	
2 CSR 60-4.045	Grain Inspection and Warehousing		43 MoReg 1420R	43 MoReg 3602R	
2 CSR 60-4.060	Grain Inspection and Warehousing		43 MoReg 1420R	43 MoReg 3602R	
2 CSR 60-4.070	Grain Inspection and Warehousing		43 MoReg 1421R	43 MoReg 3603R	
2 CSR 60-4.080	Grain Inspection and Warehousing		43 MoReg 1421	43 MoReg 3603	
2 CSR 60-4.090	Grain Inspection and Warehousing		43 MoReg 1421R	43 MoReg 3603R	
2 CSR 60-4.120	Grain Inspection and Warehousing		43 MoReg 1422	43 MoReg 3603	
2 CSR 60-4.130	Grain Inspection and Warehousing		43 MoReg 1422	43 MoReg 3603	
2 CSR 60-4.170	Grain Inspection and Warehousing		43 MoReg 1422	43 MoReg 3603	
2 CSR 60-5.040	Grain Inspection and Warehousing		43 MoReg 1422R	43 MoReg 3604R	
2 CSR 70-1.010	Plant Industries		43 MoReg 1549	This Issue	
2 CSR 70-10.080	Plant Industries		43 MoReg 1550	This Issue	
2 CSR 70-11.020	Plant Industries		43 MoReg 1554R	This IssueR	
2 CSR 70-11.030	Plant Industries		43 MoReg 1554R	This IssueR	
2 CSR 70-11.050	Plant Industries		43 MoReg 1555R	This IssueR	
2 CSR 70-12.010	Plant Industries		43 MoReg 1555R	This IssueR	
2 CSR 70-15.035	Plant Industries		43 MoReg 1555R	This IssueR	
2 CSR 70-15.045	Plant Industries		43 MoReg 1555	This Issue	
2 CSR 70-16.010	Plant Industries		43 MoReg 1556R	This IssueR	
2 CSR 70-16.015	Plant Industries		43 MoReg 1556R	This IssueR	
2 CSR 70-16.020	Plant Industries		43 MoReg 1556R	This IssueR	
2 CSR 70-16.025	Plant Industries		43 MoReg 1556R	This IssueR	
2 CSR 70-16.030	Plant Industries		43 MoReg 1557R	This IssueR	
2 CSR 70-16.035	Plant Industries		43 MoReg 1557R	This IssueR	
2 CSR 70-16.040	Plant Industries		43 MoReg 1557R	This IssueR	
2 CSR 70-16.045	Plant Industries		43 MoReg 1558R	This IssueR	
2 CSR 70-16.050	Plant Industries		43 MoReg 1558R	This IssueR	
2 CSR 70-16.055	Plant Industries		43 MoReg 1558R	This IssueR	
2 CSR 70-16.060	Plant Industries		43 MoReg 1558R	This IssueR	
2 CSR 70-16.065	Plant Industries		43 MoReg 1559R	This IssueR	
2 CSR 70-16.070	Plant Industries		43 MoReg 1559R	This IssueR	
2 CSR 70-16.075	Plant Industries		43 MoReg 1559R	This IssueR	
2 CSR 70-25.070	Plant Industries		43 MoReg 1559R	This IssueW	
2 CSR 70-35.010	Plant Industries		43 MoReg 1560	This Issue	
2 CSR 70-35.031	Plant Industries		43 MoReg 1560R	This IssueR	
2 CSR 70-40.005	Plant Industries		43 MoReg 1560R	This IssueW	
2 CSR 70-40.015	Plant Industries		43 MoReg 1561R	This IssueW	
2 CSR 70-40.016	Plant Industries		43 MoReg 1561R	This IssueW	
2 CSR 70-40.017	Plant Industries		43 MoReg 1561R	This IssueW	
2 CSR 70-40.025	Plant Industries		43 MoReg 1561R	This IssueW	
2 CSR 70-40.040	Plant Industries		43 MoReg 1562R	This IssueW	
2 CSR 70-40.050	Plant Industries		43 MoReg 1562R	This IssueW	
2 CSR 70-40.055	Plant Industries		43 MoReg 1562R	This IssueW	
2 CSR 90-10	Weights, Measures and Consumer Protection				42 MoReg 1203
2 CSR 90-10.016	Weights, Measures and Consumer Protection		43 MoReg 1998R	This IssueR	
2 CSR 90-11.010	Weights, Measures and Consumer Protection		43 MoReg 1998	This Issue	
2 CSR 90-20.040	Weights, Measures and Consumer Protection		43 MoReg 1999	This Issue	
2 CSR 90-21.010	Weights, Measures and Consumer Protection		43 MoReg 1999	This Issue	
2 CSR 90-22.140	Weights, Measures and Consumer Protection		43 MoReg 2001	This Issue	
2 CSR 90-23.010	Weights, Measures and Consumer Protection		43 MoReg 2001	This Issue	
2 CSR 90-25.010	Weights, Measures and Consumer Protection		43 MoReg 2002	This Issue	
2 CSR 90-30.040	Weights, Measures and Consumer Protection		43 MoReg 667	43 MoReg 1919	
2 CSR 90-30.050	Weights, Measures and Consumer Protection		43 MoReg 2002	This Issue	
2 CSR 90-30.070	Weights, Measures and Consumer Protection		43 MoReg 2004	This Issue	
2 CSR 90-30.080	Weights, Measures and Consumer Protection		43 MoReg 2005	This Issue	
2 CSR 90-30.090	Weights, Measures and Consumer Protection		43 MoReg 2006	This Issue	
2 CSR 90-30.100	Weights, Measures and Consumer Protection		43 MoReg 2006	This Issue	
2 CSR 90-36.010	Weights, Measures and Consumer Protection		43 MoReg 2007	This Issue	
2 CSR 90-38.010	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.020	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.030	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.040	Weights, Measures and Consumer Protection		43 MoReg 2013R		
2 CSR 90-38.050	Weights, Measures and Consumer Protection		43 MoReg 2013R		
2 CSR 100-2.010	Missouri Agricultural and Small Business Development Authority		43 MoReg 1563R	This IssueR	
2 CSR 100-2.020	Missouri Agricultural and Small Business Development Authority		43 MoReg 1563R	This IssueW	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
2 CSR 100-2.030	Missouri Agricultural and Small Business Development Authority		43 MoReg 1563R	This IssueW	
2 CSR 100-2.040	Missouri Agricultural and Small Business Development Authority		43 MoReg 1563R	This IssueW	
2 CSR 100-2.050	Missouri Agricultural and Small Business Development Authority		43 MoReg 1564R	This IssueW	
2 CSR 100-3.010	Missouri Agricultural and Small Business Development Authority		43 MoReg 1564R	This IssueR	
2 CSR 100-3.020	Missouri Agricultural and Small Business Development Authority		43 MoReg 1564R	This IssueR	
2 CSR 100-3.030	Missouri Agricultural and Small Business Development Authority		43 MoReg 1564R	This IssueR	
2 CSR 100-3.040	Missouri Agricultural and Small Business Development Authority		43 MoReg 1565R	This IssueR	
2 CSR 100-3.050	Missouri Agricultural and Small Business Development Authority		43 MoReg 1565R	This IssueR	
2 CSR 100-4.010	Missouri Agricultural and Small Business Development Authority		43 MoReg 1565R	This IssueR	
2 CSR 100-4.020	Missouri Agricultural and Small Business Development Authority		43 MoReg 1565R	This IssueR	
2 CSR 100-4.030	Missouri Agricultural and Small Business Development Authority		43 MoReg 1566R	This IssueR	
2 CSR 100-4.040	Missouri Agricultural and Small Business Development Authority		43 MoReg 1566R	This IssueR	
2 CSR 100-4.050	Missouri Agricultural and Small Business Development Authority		43 MoReg 1566R	This IssueR	
2 CSR 100-10.010	Missouri Agricultural and Small Business Development Authority		43 MoReg 1566	This Issue	
2 CSR 110-1.010	Office of the Director		43 MoReg 1423R	43 MoReg 3116R	
2 CSR 110-2.010	Office of the Director		43 MoReg 1423R	43 MoReg 3116R	
2 CSR 110-4.010	Office of the Director <i>(Changed from 2 CSR 20-3.010)</i>		43 MoReg 1417	43 MoReg 3116	
2 CSR 110-4.020	Office of the Director <i>(Changed from 2 CSR 20-3.020)</i>		43 MoReg 1418	43 MoReg 3117	
2 CSR 110-4.030	Office of the Director <i>(Changed from 2 CSR 20-3.030)</i>		43 MoReg 1418	43 MoReg 3117	
2 CSR 110-4.040	Office of the Director <i>(Changed from 2 CSR 20-3.040)</i>		43 MoReg 1418	43 MoReg 3117	

DEPARTMENT OF CONSERVATION

3 CSR 10-1.010	Conservation Commission		43 MoReg 2815		
3 CSR 10-4.200	Conservation Commission		43 MoReg 2815		
3 CSR 10-5.205	Conservation Commission		43 MoReg 2816		
3 CSR 10-5.215	Conservation Commission		43 MoReg 2822		
3 CSR 10-5.222	Conservation Commission		43 MoReg 2824		
3 CSR 10-5.600	Conservation Commission		43 MoReg 2824		
3 CSR 10-5.605	Conservation Commission		43 MoReg 2824		
3 CSR 10-6.415	Conservation Commission		43 MoReg 2824		
3 CSR 10-7.405	Conservation Commission		43 MoReg 2825		
3 CSR 10-7.410	Conservation Commission		43 MoReg 2825		
3 CSR 10-7.431	Conservation Commission		43 MoReg 2825		
3 CSR 10-7.433	Conservation Commission		43 MoReg 2828		
3 CSR 10-7.434	Conservation Commission		43 MoReg 2828		
3 CSR 10-7.455	Conservation Commission		43 MoReg 2829		
3 CSR 10-7.600	Conservation Commission		43 MoReg 2829		43 MoReg 93
3 CSR 10-10.715	Conservation Commission		43 MoReg 2833		
3 CSR 10-10.768	Conservation Commission		43 MoReg 2833		
3 CSR 10-11.115	Conservation Commission		43 MoReg 2833		
3 CSR 10-11.120	Conservation Commission		43 MoReg 2834		
3 CSR 10-11.125	Conservation Commission		43 MoReg 2835		
3 CSR 10-11.130	Conservation Commission		43 MoReg 2836		
3 CSR 10-11.135	Conservation Commission		43 MoReg 2837		
3 CSR 10-11.140	Conservation Commission		43 MoReg 2837		
3 CSR 10-11.145	Conservation Commission		43 MoReg 2838		
3 CSR 10-11.155	Conservation Commission		43 MoReg 2838		
3 CSR 10-11.160	Conservation Commission		43 MoReg 2838		
3 CSR 10-11.180	Conservation Commission		43 MoReg 2839		
3 CSR 10-11.184	Conservation Commission		43 MoReg 2845		
3 CSR 10-11.185	Conservation Commission		43 MoReg 2845		
3 CSR 10-11.186	Conservation Commission		43 MoReg 2849		
3 CSR 10-11.200	Conservation Commission		43 MoReg 2849		
3 CSR 10-11.205	Conservation Commission		43 MoReg 2850		
3 CSR 10-11.210	Conservation Commission		43 MoReg 2851		
3 CSR 10-11.215	Conservation Commission		43 MoReg 2852		
3 CSR 10-20.805	Conservation Commission		43 MoReg 2853		

DEPARTMENT OF ECONOMIC DEVELOPMENT

4 CSR 80-1.010	Division of Economic Development Programs*		43 MoReg 3059R		
4 CSR 80-2.010	Division of Economic Development Programs*		43 MoReg 3059R		
4 CSR 80-2.020	Division of Economic Development Programs*		43 MoReg 3059R		
4 CSR 80-2.030	Division of Economic Development Programs*		43 MoReg 3060R		
4 CSR 80-5.010	Division of Economic Development Programs*		43 MoReg 3060		
4 CSR 80-5.020	Division of Economic Development Programs*		43 MoReg 3061R		
4 CSR 80-7.010	Division of Economic Development Programs*		43 MoReg 3061R		
4 CSR 80-7.020	Division of Economic Development Programs*		43 MoReg 3061R		
4 CSR 80-7.030	Division of Economic Development Programs*		43 MoReg 3061R		
4 CSR 80-7.040	Division of Economic Development Programs*		43 MoReg 3062R		
4 CSR 85-2.010	Division of Business and Community Services		43 MoReg 3062		
4 CSR 85-2.015	Division of Business and Community Services		43 MoReg 3062R		
4 CSR 85-2.020	Division of Business and Community Services		43 MoReg 3063		
4 CSR 85-2.030	Division of Business and Community Services		43 MoReg 3064		
4 CSR 85-2.040	Division of Business and Community Services		43 MoReg 3065R		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 85-6.010	Division of Business and Community Services		43 MoReg 3065R		
4 CSR 85-7.010	Division of Business and Community Services		43 MoReg 3065R		
4 CSR 195-1.010	Division of Workforce Development		43 MoReg 3066		
4 CSR 195-2.010	Division of Workforce Development		43 MoReg 3066R		
4 CSR 195-2.020	Division of Workforce Development		43 MoReg 3066R		
4 CSR 195-2.030	Division of Workforce Development		43 MoReg 3067R		
4 CSR 195-3.010	Division of Workforce Development		43 MoReg 3067R		
4 CSR 195-3.020	Division of Workforce Development		43 MoReg 3067R		
4 CSR 195-4.010	Division of Workforce Development		43 MoReg 3067R		
4 CSR 195-5.010	Division of Workforce Development		43 MoReg 3068R		
4 CSR 195-5.020	Division of Workforce Development		43 MoReg 3068R		
4 CSR 195-5.030	Division of Workforce Development		43 MoReg 3068R		
4 CSR 240-2.010	Public Service Commission		This Issue		
4 CSR 240-2.070	Public Service Commission		This Issue		
4 CSR 240-2.120	Public Service Commission		This Issue		
4 CSR 240-2.205	Public Service Commission		This Issue		
4 CSR 240-3.010	Public Service Commission		This Issue		
4 CSR 240-3.015	Public Service Commission		This IssueR		
4 CSR 240-3.020	Public Service Commission		This IssueR		
4 CSR 240-3.025	Public Service Commission		This IssueR		
4 CSR 240-3.030	Public Service Commission		This Issue		
4 CSR 240-3.110	Public Service Commission		43 MoReg 1567R	This IssueR	
4 CSR 240-3.115	Public Service Commission		43 MoReg 1567R	This IssueR	
4 CSR 240-3.120	Public Service Commission		43 MoReg 1567R	This IssueR	
4 CSR 240-3.125	Public Service Commission		43 MoReg 1568R	This IssueR	
4 CSR 240-3.145	Public Service Commission		This IssueR		
4 CSR 240-3.161	Public Service Commission		43 MoReg 1423R	This IssueR	
4 CSR 240-3.165	Public Service Commission		43 MoReg 1568R	This IssueR	
4 CSR 240-3.180	Public Service Commission		This IssueR		
4 CSR 240-3.185	Public Service Commission		This IssueR		
4 CSR 240-3.210	Public Service Commission		43 MoReg 1569R	This IssueR	
4 CSR 240-3.215	Public Service Commission		43 MoReg 1569R	This IssueR	
4 CSR 240-3.220	Public Service Commission		43 MoReg 1569R	This IssueR	
4 CSR 240-3.225	Public Service Commission		43 MoReg 1570R	This IssueR	
4 CSR 240-3.245	Public Service Commission		43 MoReg 1570R	This IssueR	
4 CSR 240-3.250	Public Service Commission		This IssueR		
4 CSR 240-3.270	Public Service Commission		43 MoReg 1571R	This IssueR	
4 CSR 240-3.280	Public Service Commission		43 MoReg 1571R	This IssueR	
4 CSR 240-3.290	Public Service Commission		43 MoReg 1571R	This IssueR	
4 CSR 240-3.295	Public Service Commission		43 MoReg 1572R	This IssueR	
4 CSR 240-3.310	Public Service Commission		43 MoReg 1572R	This IssueR	
4 CSR 240-3.315	Public Service Commission		43 MoReg 1572R	This IssueR	
4 CSR 240-3.320	Public Service Commission		43 MoReg 1573R	This IssueR	
4 CSR 240-3.325	Public Service Commission		43 MoReg 1573R	This IssueR	
4 CSR 240-3.335	Public Service Commission		43 MoReg 1574R	This IssueR	
4 CSR 240-3.405	Public Service Commission		43 MoReg 1574R	This IssueR	
4 CSR 240-3.410	Public Service Commission		43 MoReg 1574R	This IssueR	
4 CSR 240-3.415	Public Service Commission		43 MoReg 1575R	This IssueR	
4 CSR 240-3.420	Public Service Commission		43 MoReg 1575R	This IssueR	
4 CSR 240-3.435	Public Service Commission		43 MoReg 1575R	This IssueR	
4 CSR 240-3.605	Public Service Commission		43 MoReg 1576R	This IssueR	
4 CSR 240-3.610	Public Service Commission		43 MoReg 1576R	This IssueR	
4 CSR 240-3.615	Public Service Commission		43 MoReg 1577R	This IssueR	
4 CSR 240-3.620	Public Service Commission		43 MoReg 1577R	This IssueR	
4 CSR 240-3.640	Public Service Commission		43 MoReg 1577R	This IssueR	
4 CSR 240-10.020	Public Service Commission		This Issue		
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4 CSR 240-31.020	Public Service Commission		43 MoReg 1000R	43 MoReg 3289R	
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4 CSR 240-31.040	Public Service Commission		43 MoReg 1000R	43 MoReg 3289R	
4 CSR 240-31.060	Public Service Commission		43 MoReg 1001R	43 MoReg 3290R	
4 CSR 240-31.090	Public Service Commission		43 MoReg 1001R	43 MoReg 3290R	
4 CSR 240-31.100	Public Service Commission		43 MoReg 1001R	43 MoReg 3290R	
4 CSR 240-31.110	Public Service Commission		43 MoReg 1002R	43 MoReg 3291R	
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4 CSR 240-34.010	Public Service Commission		43 MoReg 1003R	43 MoReg 3122W	
4 CSR 240-34.020	Public Service Commission		43 MoReg 1003R	43 MoReg 3122W	
4 CSR 240-34.030	Public Service Commission		43 MoReg 1004R	43 MoReg 3123W	
4 CSR 240-34.040	Public Service Commission		43 MoReg 1004R	43 MoReg 3123W	
4 CSR 240-34.050	Public Service Commission		43 MoReg 1004R	43 MoReg 3123W	
4 CSR 240-34.060	Public Service Commission		43 MoReg 1005R	43 MoReg 3124W	
4 CSR 240-34.070	Public Service Commission		43 MoReg 1005R	43 MoReg 3124W	
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4 CSR 240-36.040	Public Service Commission		43 MoReg 1007R	43 MoReg 3126W	
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4 CSR 240-37.010	Public Service Commission		43 MoReg 1008R	43 MoReg 3291R	
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4 CSR 240-37.040	Public Service Commission		43 MoReg 1009R	43 MoReg 3292R	
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5 CSR 20-600.130	Division of Learning Services (<i>Changed to 5 CSR 20-100.310</i>)		43 MoReg 3651		
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10 CSR 10-6.362	Air Conservation Commission		43 MoReg 1046R	43 MoReg 3630R	
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10 CSR 20-8.125	Clean Water Commission		43 MoReg 1685		
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10 CSR 25-10.010	Hazardous Waste Management Commission		43 MoReg 1790R		
10 CSR 25-11.279	Hazardous Waste Management Commission		43 MoReg 1790		
10 CSR 25-12.010	Hazardous Waste Management Commission		43 MoReg 1792		
10 CSR 25-13.010	Hazardous Waste Management Commission		43 MoReg 1795		
10 CSR 25-15.010	Hazardous Waste Management Commission		43 MoReg 1798		
10 CSR 25-16.273	Hazardous Waste Management Commission		43 MoReg 1800		
10 CSR 26-1.010	Petroleum and Hazardous Substance Storage Tanks		43 MoReg 271R	43 MoReg 1938R	
10 CSR 26-2.080	Petroleum and Hazardous Substance Storage Tanks		43 MoReg 2263		
10 CSR 50-1.020	Oil and Gas Council		43 MoReg 2265		
10 CSR 50-1.030	Oil and Gas Council		43 MoReg 2266		
10 CSR 50-1.050	Oil and Gas Council		43 MoReg 2268		
10 CSR 50-2.010	Oil and Gas Council		43 MoReg 2268		
10 CSR 50-2.020	Oil and Gas Council		43 MoReg 2269		
10 CSR 50-2.030	Oil and Gas Council		43 MoReg 2272		
10 CSR 50-2.040	Oil and Gas Council		43 MoReg 2273		
10 CSR 50-2.055	Oil and Gas Council		43 MoReg 2274		
10 CSR 50-2.060	Oil and Gas Council		43 MoReg 2276		
10 CSR 50-2.065	Oil and Gas Council		43 MoReg 2278		
10 CSR 50-2.080	Oil and Gas Council		43 MoReg 2279		
10 CSR 50-2.090	Oil and Gas Council		43 MoReg 2280		
10 CSR 60-2.015	Safe Drinking Water Commission		43 MoReg 1047	43 MoReg 3127	
10 CSR 60-3.010	Safe Drinking Water Commission		43 MoReg 1802		
10 CSR 60-3.020	Safe Drinking Water Commission		43 MoReg 1803		
10 CSR 60-3.030	Safe Drinking Water Commission		43 MoReg 1804		
10 CSR 60-4.022	Safe Drinking Water Commission		43 MoReg 1805		
10 CSR 60-4.025	Safe Drinking Water Commission		43 MoReg 1809		
10 CSR 60-4.050	Safe Drinking Water Commission		43 MoReg 1812		
10 CSR 60-4.052	Safe Drinking Water Commission		43 MoReg 1813		
10 CSR 60-4.055	Safe Drinking Water Commission		43 MoReg 1816		
10 CSR 60-4.060	Safe Drinking Water Commission		43 MoReg 1819		
10 CSR 60-4.080	Safe Drinking Water Commission		43 MoReg 1820		
10 CSR 60-4.090	Safe Drinking Water Commission		43 MoReg 1824R		
10 CSR 60-4.094	Safe Drinking Water Commission		43 MoReg 1824		
10 CSR 60-4.100	Safe Drinking Water Commission		43 MoReg 1834		
10 CSR 60-6.050	Safe Drinking Water Commission		43 MoReg 1050R	43 MoReg 3128R	
10 CSR 60-6.060	Safe Drinking Water Commission		43 MoReg 1835		
10 CSR 60-6.070	Safe Drinking Water Commission		43 MoReg 1836		
10 CSR 60-7.010	Safe Drinking Water Commission		43 MoReg 1837		
10 CSR 60-8.010	Safe Drinking Water Commission		43 MoReg 1843		
10 CSR 60-8.030	Safe Drinking Water Commission		43 MoReg 1848		
10 CSR 60-9.010	Safe Drinking Water Commission		43 MoReg 1860		
10 CSR 60-10.010	Safe Drinking Water Commission		43 MoReg 1050	43 MoReg 3128	
10 CSR 60-11.010	Safe Drinking Water Commission		43 MoReg 1860		
10 CSR 60-11.030	Safe Drinking Water Commission		43 MoReg 1861		
10 CSR 60-13.010	Safe Drinking Water Commission		43 MoReg 1861		
10 CSR 60-13.020	Safe Drinking Water Commission		43 MoReg 1863		
10 CSR 60-13.025	Safe Drinking Water Commission		43 MoReg 1875		
10 CSR 60-13.030	Safe Drinking Water Commission		43 MoReg 1885		
10 CSR 60-14.010	Safe Drinking Water Commission		43 MoReg 1888		
10 CSR 60-14.020	Safe Drinking Water Commission		43 MoReg 1891		
10 CSR 60-16.010	Safe Drinking Water Commission		43 MoReg 1051	43 MoReg 3129	
10 CSR 60-16.020	Safe Drinking Water Commission		43 MoReg 1053	43 MoReg 3129	
10 CSR 60-16.030	Safe Drinking Water Commission		43 MoReg 1053	43 MoReg 3129	
10 CSR 70-2.010	Soil and Water Districts Commission		43 MoReg 1437	43 MoReg 3637	
10 CSR 70-2.020	Soil and Water Districts Commission		43 MoReg 1438	43 MoReg 3638	
10 CSR 70-3.010	Soil and Water Districts Commission		43 MoReg 1439	43 MoReg 3638	
10 CSR 70-4.010	Soil and Water Districts Commission		43 MoReg 1441	43 MoReg 3639	
10 CSR 70-5.010	Soil and Water Districts Commission		43 MoReg 1441	43 MoReg 3640	
10 CSR 70-5.020	Soil and Water Districts Commission		43 MoReg 1442	43 MoReg 3641	
10 CSR 70-5.030	Soil and Water Districts Commission		43 MoReg 1444	43 MoReg 3642	
10 CSR 70-5.040	Soil and Water Districts Commission		43 MoReg 1445	43 MoReg 3643	

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10 CSR 70-5.050	Soil and Water Districts Commission		43 MoReg 1445	43 MoReg 3643	
10 CSR 70-5.060	Soil and Water Districts Commission		43 MoReg 1447	43 MoReg 3644	
10 CSR 70-6.010	Soil and Water Districts Commission		43 MoReg 1448	43 MoReg 3644	
10 CSR 80-3.010	Solid Waste Management		43 MoReg 2280		
10 CSR 80-4.010	Solid Waste Management		43 MoReg 2307R		
10 CSR 80-6.010	Solid Waste Management		43 MoReg 1892R		
10 CSR 80-7.010	Solid Waste Management		43 MoReg 1893		
10 CSR 80-8.020	Solid Waste Management		43 MoReg 1895		
10 CSR 80-8.030	Solid Waste Management		43 MoReg 1896		
10 CSR 80-8.050	Solid Waste Management		43 MoReg 1897		
10 CSR 80-9.030	Solid Waste Management		43 MoReg 1054		
10 CSR 80-9.035	Solid Waste Management		43 MoReg 1055		
10 CSR 90-2.010	State Parks		43 MoReg 1905		
10 CSR 90-2.020	State Parks		43 MoReg 1906		
10 CSR 90-2.030	State Parks		43 MoReg 1908		
10 CSR 90-2.040	State Parks		43 MoReg 1912		
10 CSR 90-2.050	State Parks		43 MoReg 1913		
10 CSR 90-2.070	State Parks		43 MoReg 1914		
10 CSR 130-1.010	State Environmental Improvement and Energy Resources Authority		43 MoReg 2308 43 MoReg 3237	43 MoReg 3645W	
10 CSR 130-1.020	State Environmental Improvement and Energy Resources Authority		43 MoReg 2309 43 MoReg 3238	43 MoReg 3645W	

DEPARTMENT OF PUBLIC SAFETY
 Department of Public Safety

11 CSR	Department of Public Safety				42 MoReg 990
11 CSR 30-8.010	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.020	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.030	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.040	Office of the Director		43 MoReg 1328R		
11 CSR 30-9.010	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.020	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.030	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.040	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.050	Office of the Director		43 MoReg 1330R		
11 CSR 30-16.010	Office of the Director		42 MoReg 180		
11 CSR 30-16.020	Office of the Director		42 MoReg 182		
11 CSR 45-1.015	Missouri Gaming Commission		43 MoReg 1153	43 MoReg 3294	
11 CSR 45-1.090	Missouri Gaming Commission		43 MoReg 1155	43 MoReg 3295	
11 CSR 45-4.020	Missouri Gaming Commission		43 MoReg 1156	43 MoReg 3295	
11 CSR 45-4.210	Missouri Gaming Commission		43 MoReg 1157	43 MoReg 3295	
11 CSR 45-4.260	Missouri Gaming Commission		43 MoReg 1157	43 MoReg 3295	
11 CSR 45-4.380	Missouri Gaming Commission		43 MoReg 1158	43 MoReg 3295	
11 CSR 45-4.420	Missouri Gaming Commission		43 MoReg 3485		
11 CSR 45-5.065	Missouri Gaming Commission		43 MoReg 1158	43 MoReg 3296	
11 CSR 45-5.181	Missouri Gaming Commission		43 MoReg 1158	43 MoReg 3296	
11 CSR 45-5.184	Missouri Gaming Commission		43 MoReg 1159	43 MoReg 3296	
11 CSR 45-5.260	Missouri Gaming Commission		43 MoReg 1159	43 MoReg 3296	
11 CSR 45-6.010	Missouri Gaming Commission		43 MoReg 1160	43 MoReg 3296	
11 CSR 45-6.020	Missouri Gaming Commission		43 MoReg 1160	43 MoReg 3296	
11 CSR 45-6.025	Missouri Gaming Commission		43 MoReg 1162	43 MoReg 3297	
11 CSR 45-6.030	Missouri Gaming Commission		43 MoReg 1163	43 MoReg 3297	
11 CSR 45-7.090	Missouri Gaming Commission		43 MoReg 1448R	43 MoReg 3645R	
11 CSR 45-7.130	Missouri Gaming Commission		43 MoReg 3485		
11 CSR 45-7.160	Missouri Gaming Commission		43 MoReg 1163	43 MoReg 3297	
11 CSR 45-8.050	Missouri Gaming Commission		43 MoReg 1164	43 MoReg 3297	
11 CSR 45-8.060	Missouri Gaming Commission		43 MoReg 1164	43 MoReg 3297	
11 CSR 45-8.090	Missouri Gaming Commission		43 MoReg 1165	43 MoReg 3298	
11 CSR 45-8.130	Missouri Gaming Commission		43 MoReg 1165	43 MoReg 3298	
11 CSR 45-8.150	Missouri Gaming Commission		43 MoReg 1165	43 MoReg 3298	
11 CSR 45-9.101	Missouri Gaming Commission		43 MoReg 1166	43 MoReg 3298	
11 CSR 45-9.102	Missouri Gaming Commission		43 MoReg 3486		
11 CSR 45-9.106	Missouri Gaming Commission		43 MoReg 3486		
11 CSR 45-9.109	Missouri Gaming Commission		43 MoReg 3486		
11 CSR 45-9.116	Missouri Gaming Commission		43 MoReg 3487		
11 CSR 45-9.117	Missouri Gaming Commission		43 MoReg 3487		
11 CSR 45-9.120	Missouri Gaming Commission		43 MoReg 1166	43 MoReg 3298	
11 CSR 45-10.020	Missouri Gaming Commission		43 MoReg 1449	43 MoReg 3645	
11 CSR 45-30.020	Missouri Gaming Commission		43 MoReg 3488R		
11 CSR 45-30.065	Missouri Gaming Commission		43 MoReg 1167	43 MoReg 3299	
11 CSR 45-30.480	Missouri Gaming Commission		43 MoReg 1167R	43 MoReg 3299R	
11 CSR 45-30.523	Missouri Gaming Commission		43 MoReg 1167R	43 MoReg 3299R	
11 CSR 45-30.555	Missouri Gaming Commission		43 MoReg 1167	43 MoReg 3299	
11 CSR 45-40.030	Missouri Gaming Commission		43 MoReg 3488		
11 CSR 45-40.060	Missouri Gaming Commission		43 MoReg 1449	43 MoReg 3646	
11 CSR 70-1.010	Division of Alcohol and Tobacco Control		43 MoReg 3240		
11 CSR 70-2.010	Division of Alcohol and Tobacco Control		43 MoReg 3241		
11 CSR 70-2.020	Division of Alcohol and Tobacco Control		43 MoReg 3242		
11 CSR 70-2.030	Division of Alcohol and Tobacco Control		43 MoReg 3244		
11 CSR 70-2.040	Division of Alcohol and Tobacco Control		43 MoReg 3245		
11 CSR 70-2.050	Division of Alcohol and Tobacco Control		43 MoReg 3246		
11 CSR 70-2.060	Division of Alcohol and Tobacco Control		43 MoReg 3247		
11 CSR 70-2.070	Division of Alcohol and Tobacco Control		43 MoReg 3248		
11 CSR 70-2.080	Division of Alcohol and Tobacco Control		43 MoReg 3248		
11 CSR 70-2.090	Division of Alcohol and Tobacco Control		43 MoReg 3249		
11 CSR 70-2.100	Division of Alcohol and Tobacco Control		43 MoReg 3249		
11 CSR 70-2.120	Division of Alcohol and Tobacco Control		43 MoReg 3250		
11 CSR 70-2.130	Division of Alcohol and Tobacco Control		43 MoReg 3252		
11 CSR 70-2.140	Division of Alcohol and Tobacco Control		43 MoReg 1915	This Issue	
11 CSR 70-2.150	Division of Alcohol and Tobacco Control		43 MoReg 3253		

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11 CSR 70-2.170	Division of Alcohol and Tobacco Control		43 MoReg 3254		
11 CSR 70-2.180	Division of Alcohol and Tobacco Control		43 MoReg 3255		
11 CSR 70-2.190	Division of Alcohol and Tobacco Control		43 MoReg 3255		
11 CSR 70-2.200	Division of Alcohol and Tobacco Control		43 MoReg 1917R	This IssueR	
11 CSR 70-2.220	Division of Alcohol and Tobacco Control		43 MoReg 2462R	This IssueR	
11 CSR 70-2.230	Division of Alcohol and Tobacco Control		43 MoReg 3257		
11 CSR 70-2.240	Division of Alcohol and Tobacco Control	43 MoReg 3199			
11 CSR 70-2.250	Division of Alcohol and Tobacco Control		43 MoReg 3258		
11 CSR 70-2.260	Division of Alcohol and Tobacco Control		43 MoReg 3259		
11 CSR 70-2.270	Division of Alcohol and Tobacco Control		43 MoReg 3259		
11 CSR 70-2.280	Division of Alcohol and Tobacco Control		43 MoReg 3260		
11 CSR 70-3.010	Division of Alcohol and Tobacco Control		43 MoReg 3262		
11 CSR 70-3.020	Division of Alcohol and Tobacco Control		43 MoReg 2462R	This IssueR	
DEPARTMENT OF REVENUE					
12 CSR	Department of Revenue				42 MoReg 990
12 CSR 10-2.010	Director of Revenue		43 MoReg 3263		
12 CSR 10-3.017	Director of Revenue (<i>Changed to 12 CSR 10-103.017</i>)		43 MoReg 3266		
12 CSR 10-3.858	Director of Revenue (<i>Changed to 12 CSR 10-110.858</i>)		43 MoReg 3268		
12 CSR 10-3.876	Director of Revenue (<i>Changed to 12 CSR 10-103.876</i>)		43 MoReg 3266		
12 CSR 10-4.320	Director of Revenue (<i>Changed to 12 CSR 10-113.320</i>)		43 MoReg 3268		
12 CSR 10-10.120	Director of Revenue		43 MoReg 3268		
12 CSR 10-23.100	Director of Revenue		43 MoReg 3489		
12 CSR 10-23.260	Director of Revenue		43 MoReg 3490		
12 CSR 10-23.280	Director of Revenue		43 MoReg 3491		
12 CSR 10-23.340	Director of Revenue		43 MoReg 3491		
12 CSR 10-23.345	Director of Revenue		43 MoReg 3492		
12 CSR 10-23.350	Director of Revenue		43 MoReg 3492		
12 CSR 10-23.370	Director of Revenue		43 MoReg 3494		
12 CSR 10-23.405	Director of Revenue		43 MoReg 3494		
12 CSR 10-23.424	Director of Revenue		43 MoReg 3495		
12 CSR 10-24.448	Director of Revenue		43 MoReg 2541		
12 CSR 10-24.470	Director of Revenue		43 MoReg 2645R		
12 CSR 10-26.080	Director of Revenue		43 MoReg 3495		
12 CSR 10-26.180	Director of Revenue		43 MoReg 3496		
12 CSR 10-26.190	Director of Revenue		43 MoReg 3496		
12 CSR 10-41.010	Director of Revenue	43 MoReg 3347	43 MoReg 3497		
12 CSR 10-101.500	Director of Revenue		43 MoReg 3269		
12 CSR 10-103.017	Director of Revenue (<i>Changed from 12 CSR 10-3.017</i>)		43 MoReg 3266		
12 CSR 10-103.395	Director of Revenue		43 MoReg 3270		
12 CSR 10-103.700	Director of Revenue		43 MoReg 3270		
12 CSR 10-103.876	Director of Revenue (<i>Changed from 12 CSR 10-3.876</i>)		43 MoReg 3266		
12 CSR 10-110.858	Director of Revenue (<i>Changed from 12 CSR 10-3.858</i>)		43 MoReg 3268		
12 CSR 10-113.320	Director of Revenue (<i>Changed from 12 CSR 10-4.320</i>)		43 MoReg 3268		
DEPARTMENT OF SOCIAL SERVICES					
13 CSR	Department of Social Services				42 MoReg 990
13 CSR 5-2.010	Office of the Director (<i>Changed from 13 CSR 45-2.010</i>)		43 MoReg 2654		
13 CSR 10-3.010	Division of Finance and Administrative Services (<i>Changed from 13 CSR 35-100.010</i>)		43 MoReg 2544		
13 CSR 10-3.020	Division of Finance and Administrative Services (<i>Changed from 13 CSR 35-100.020</i>)		43 MoReg 2546		
13 CSR 10-3.030	Division of Finance and Administrative Services (<i>Changed from 13 CSR 35-100.030</i>)		43 MoReg 2549		
13 CSR 10-3.040	Division of Finance and Administrative Services (<i>Changed from 13 CSR 40-79.010</i>)		43 MoReg 2553		
13 CSR 10-3.050	Division of Finance and Administrative Services		43 MoReg 2543		
13 CSR 10-4.010	Division of Finance and Administrative Services	43 MoReg 2455	43 MoReg 2462		
13 CSR 15-19.010	Division of Aging		43 MoReg 2853R		
13 CSR 30-2.010	Child Support Enforcement (<i>Changed to 13 CSR 40-108.040</i>)		43 MoReg 2645		
13 CSR 30-4.020	Child Support Enforcement (<i>Changed to 13 CSR 40-104.010</i>)		43 MoReg 2648		
13 CSR 30-5.010	Child Support Enforcement (<i>Changed to 13 CSR 40-102.010</i>)		43 MoReg 2853		
13 CSR 30-5.020	Child Support Enforcement (<i>Changed to 13 CSR 40-106.010</i>)		43 MoReg 3072		
13 CSR 30-6.010	Child Support Enforcement (<i>Changed to 13 CSR 40-104.020</i>)		43 MoReg 3074		
13 CSR 30-7.010	Child Support Enforcement (<i>Changed to 13 CSR 40-100.020</i>)		43 MoReg 3075		
13 CSR 30-8.010	Child Support Enforcement (<i>Changed to 13 CSR 40-100.030</i>)		43 MoReg 2855		
13 CSR 30-9.010	Child Support Enforcement (<i>Changed to 13 CSR 40-108.030</i>)		43 MoReg 2650		

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13 CSR 30-10.010	Child Support Enforcement <i>(Changed to 13 CSR 40-110.040)</i>		43 MoReg 2651		
13 CSR 35-31.015	Children's Division		43 MoReg 2652		
13 CSR 35-34.080	Children's Division		43 MoReg 3502		
13 CSR 35-35.050	Children's Division <i>(Changed from 13 CSR 40-30.010)</i>		43 MoReg 2654		
13 CSR 35-60.030	Children's Division		43 MoReg 3081		
13 CSR 35-73.010	Children's Division <i>(Changed from 13 CSR 40-73.010)</i>		43 MoReg 2979		
13 CSR 35-73.012	Children's Division <i>(Changed from 13 CSR 40-73.012)</i>		43 MoReg 2857		
13 CSR 35-73.030	Children's Division <i>(Changed from 13 CSR 40-73.030)</i>		43 MoReg 2858		
13 CSR 35-73.035	Children's Division <i>(Changed from 13 CSR 40-73.035)</i>		43 MoReg 2979		
13 CSR 35-73.040	Children's Division <i>(Changed from 13 CSR 40-73.040)</i>		43 MoReg 2980		
13 CSR 35-73.050	Children's Division <i>(Changed from 13 CSR 40-73.050)</i>		43 MoReg 2980		
13 CSR 35-73.060	Children's Division <i>(Changed from 13 CSR 40-73.060)</i>		43 MoReg 2981		
13 CSR 35-73.070	Children's Division <i>(Changed from 13 CSR 40-73.070)</i>		43 MoReg 2981		
13 CSR 35-73.075	Children's Division <i>(Changed from 13 CSR 40-73.075)</i>		43 MoReg 2981		
13 CSR 35-73.080	Children's Division <i>(Changed from 13 CSR 40-73.080)</i>		43 MoReg 2982		
13 CSR 35-100.010	Children's Division <i>(Changed to 13 CSR 10-3.010)</i>		43 MoReg 2544		
13 CSR 35-100.020	Children's Division <i>(Changed to 13 CSR 10-3.020)</i>		43 MoReg 2546		
13 CSR 35-100.030	Children's Division <i>(Changed to 13 CSR 10-3.030)</i>		43 MoReg 2549		
13 CSR 40-2.010	Family Support Division		43 MoReg 3082		
13 CSR 40-2.020	Family Support Division		43 MoReg 3082		
13 CSR 40-2.040	Family Support Division		43 MoReg 3082		
13 CSR 40-2.050	Family Support Division		43 MoReg 2653		
13 CSR 40-2.090	Family Support Division		43 MoReg 2551R		
13 CSR 40-2.100	Family Support Division		43 MoReg 2653		
13 CSR 40-2.120	Family Support Division		43 MoReg 3083		
13 CSR 40-2.150	Family Support Division		43 MoReg 2551		
13 CSR 40-2.200	Family Support Division		43 MoReg 3084		
13 CSR 40-2.260	Family Support Division		43 MoReg 3085		
13 CSR 40-2.375	Family Support Division		43 MoReg 2552R		
13 CSR 40-2.395	Family Support Division		43 MoReg 3086		
13 CSR 40-3.020	Family Support Division <i>(Changed to 13 CSR 40-108.020)</i>		43 MoReg 2653		
13 CSR 40-7.010	Family Support Division		43 MoReg 3087		
13 CSR 40-7.020	Family Support Division		43 MoReg 2654		
13 CSR 40-7.070	Family Support Division		43 MoReg 2552		
13 CSR 40-30.010	Family Support Division <i>(Changed to 13 CSR 35-35.050)</i>		43 MoReg 2654		
13 CSR 40-32.020	Family Support Division		43 MoReg 2856R		
13 CSR 40-34.012	Family Support Division		43 MoReg 1917R	This IssueR	
13 CSR 40-34.060	Family Support Division		43 MoReg 3089R		
13 CSR 40-36.001	Family Support Division		43 MoReg 2857R		
13 CSR 40-50.010	Family Support Division		43 MoReg 3089R		
13 CSR 40-73.010	Family Support Division <i>(Changed to 13 CSR 35-73.010)</i>		43 MoReg 2979		
13 CSR 40-73.012	Family Support Division <i>(Changed to 13 CSR 35-73.012)</i>		43 MoReg 2857		
13 CSR 40-73.015	Family Support Division		43 MoReg 2857R		
13 CSR 40-73.018	Family Support Division		43 MoReg 2858R		
13 CSR 40-73.030	Family Support Division <i>(Changed to 13 CSR 35-73.030)</i>		43 MoReg 2858		
13 CSR 40-73.035	Family Support Division <i>(Changed to 13 CSR 35-73.035)</i>		43 MoReg 2979		
13 CSR 40-73.040	Family Support Division <i>(Changed to 13 CSR 35-73.040)</i>		43 MoReg 2980		
13 CSR 40-73.050	Family Support Division <i>(Changed to 13 CSR 35-73.050)</i>		43 MoReg 2980		
13 CSR 40-73.060	Family Support Division <i>(Changed to 13 CSR 35-73.060)</i>		43 MoReg 2981		
13 CSR 40-73.070	Family Support Division <i>(Changed to 13 CSR 35-73.070)</i>		43 MoReg 2981		
13 CSR 40-73.075	Family Support Division <i>(Changed to 13 CSR 35-73.075)</i>		43 MoReg 2981		
13 CSR 40-73.080	Family Support Division <i>(Changed to 13 CSR 35-73.080)</i>		43 MoReg 2982		
13 CSR 40-79.010	Family Support Division <i>(Changed to 13 CSR 10-3.040)</i>		43 MoReg 2553		
13 CSR 40-80.010	Family Support Division		43 MoReg 2555R		
13 CSR 40-91.010	Family Support Division		43 MoReg 3089		
13 CSR 40-91.030	Family Support Division		43 MoReg 3092		
13 CSR 40-100.020	Family Support Division <i>(Changed from 13 CSR 30-7.010)</i>		43 MoReg 3075		
13 CSR 40-100.030	Family Support Division <i>(Changed from 13 CSR 30-8.010)</i>		43 MoReg 2855		
13 CSR 40-102.010	Family Support Division <i>(Changed from 13 CSR 30-5.010)</i>		43 MoReg 2853		

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13 CSR 40-104.010	Family Support Division (Changed from 13 CSR 30-4.020)		43 MoReg 2648		
13 CSR 40-104.020	Family Support Division (Changed from 13 CSR 30-6.010)		43 MoReg 3074		
13 CSR 40-106.010	Family Support Division (Changed from 13 CSR 30-5.020)		43 MoReg 3072		
13 CSR 40-108.020	Family Support Division (Changed from 13 CSR 40-3.020)		43 MoReg 2653		
13 CSR 40-108.030	Family Support Division (Changed from 13 CSR 30-9.010)		43 MoReg 2650		
13 CSR 40-108.040	Family Support Division (Changed from 13 CSR 30-2.010)		43 MoReg 2645		
13 CSR 40-110.040	Family Support Division (Changed from 13 CSR 30-10.010)		43 MoReg 2651		
13 CSR 45-2.010	Division of Legal Services (Changed to 13 CSR 5-2.010)		43 MoReg 2654		
13 CSR 65-3.010	Missouri Medicaid Audit and Compliance		43 MoReg 2555		
13 CSR 65-3.060	Missouri Medicaid Audit and Compliance		43 MoReg 2858		
13 CSR 70-2.100	MO HealthNet Division		43 MoReg 2859		
13 CSR 70-3.100	MO HealthNet Division		43 MoReg 3092		
13 CSR 70-3.130	MO HealthNet Division		43 MoReg 2860R		
13 CSR 70-3.190	MO HealthNet Division		43 MoReg 1917R	This IssueR	
13 CSR 70-3.230	MO HealthNet Division		43 MoReg 2860		
13 CSR 70-3.270	MO HealthNet Division		43 MoReg 2557		
13 CSR 70-3.300	MO HealthNet Division		43 MoReg 2658		
13 CSR 70-4.051	MO HealthNet Division		43 MoReg 3093		
13 CSR 70-4.070	MO HealthNet Division		43 MoReg 1918R	This IssueR	
13 CSR 70-10.016	MO HealthNet Division		43 MoReg 3094		
13 CSR 70-10.070	MO HealthNet Division		43 MoReg 2866		
13 CSR 70-10.120	MO HealthNet Division		43 MoReg 2661		
13 CSR 70-10.160	MO HealthNet Division		43 MoReg 2866		
13 CSR 70-15.010	MO HealthNet Division	43 MoReg 1991	43 MoReg 2311	43 MoReg 3646	
13 CSR 70-15.110	MO HealthNet Division	43 MoReg 1994	43 MoReg 2315	43 MoReg 3646	
13 CSR 70-15.160	MO HealthNet Division		43 MoReg 1170	43 MoReg 3130	
13 CSR 70-20.030	MO HealthNet Division		43 MoReg 2868		
13 CSR 70-20.031	MO HealthNet Division		43 MoReg 3099		
13 CSR 70-20.032	MO HealthNet Division		43 MoReg 1918R	This IssueR	
13 CSR 70-20.034	MO HealthNet Division		43 MoReg 3099R		
13 CSR 70-20.040	MO HealthNet Division		43 MoReg 1918R	This IssueR	
13 CSR 70-20.060	MO HealthNet Division		43 MoReg 2564		
13 CSR 70-20.070	MO HealthNet Division		43 MoReg 2566		
13 CSR 70-20.340	MO HealthNet Division		43 MoReg 3099		
13 CSR 70-26.010	MO HealthNet Division		43 MoReg 3101		
13 CSR 70-30.010	MO HealthNet Division		43 MoReg 3103		
13 CSR 70-94.010	MO HealthNet Division		43 MoReg 3502		
13 CSR 70-98.015	MO HealthNet Division		43 MoReg 3103		
13 CSR 70-98.020	MO HealthNet Division		43 MoReg 3105		
13 CSR 110-2.060	Division of Youth Services		43 MoReg 2662		
13 CSR 110-2.120	Division of Youth Services		43 MoReg 2663		
13 CSR 110-3.010	Division of Youth Services		43 MoReg 3106		
13 CSR 110-3.015	Division of Youth Services		43 MoReg 2868R		
13 CSR 110-3.020	Division of Youth Services		43 MoReg 2869R		
13 CSR 110-3.030	Division of Youth Services		43 MoReg 3505		
13 CSR 110-3.040	Division of Youth Services		43 MoReg 3106		
13 CSR 110-3.050	Division of Youth Services		43 MoReg 3271R		
13 CSR 110-3.060	Division of Youth Services		43 MoReg 3107		
14 CSR	DEPARTMENT OF CORRECTIONS Department of Corrections				42 MoReg 990
15 CSR	ELECTED OFFICIALS Elected Officials				43 MoReg 1498
15 CSR 30-70.010	Secretary of State	43 MoReg 2765	43 MoReg 2869		
15 CSR 30-70.020	Secretary of State	43 MoReg 2766	43 MoReg 2870		
15 CSR 30-70.030	Secretary of State	43 MoReg 2767	43 MoReg 2870		
15 CSR 30-70.040	Secretary of State	43 MoReg 2768	43 MoReg 2871		
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15 CSR 30-70.070	Secretary of State	43 MoReg 2770	43 MoReg 2872		
15 CSR 30-70.080	Secretary of State	43 MoReg 2770	43 MoReg 2873		
15 CSR 30-70.090	Secretary of State	43 MoReg 2771	43 MoReg 2873		
16 CSR	RETIREMENT SYSTEMS Retirement Systems				43 MoReg 1498
16 CSR 50-2.010	The County Employees' Retirement Fund		42 MoReg 1591	43 MoReg 293	
16 CSR 50-2.030	The County Employees' Retirement Fund		42 MoReg 1592	43 MoReg 293	
17 CSR	BOARD OF POLICE COMMISSIONERS Board of Police Commissioners				43 MoReg 1498
18 CSR	PUBLIC DEFENDER COMMISSION Public Defender Commission				43 MoReg 1498
19 CSR 10-10	DEPARTMENT OF HEALTH AND SENIOR SERVICES Office of the Director				42 MoReg 991
19 CSR 10-10.130	Office of the Director	43 MoReg 2967	43 MoReg 2982		
19 CSR 30-1.002	Division of Regulation and Licensure	43 MoReg 3347	43 MoReg 3506		
19 CSR 30-1.023	Division of Regulation and Licensure	43 MoReg 2970	43 MoReg 2990		
19 CSR 30-1.064	Division of Regulation and Licensure	43 MoReg 2971	43 MoReg 2990		
19 CSR 30-1.078	Division of Regulation and Licensure	43 MoReg 2972	43 MoReg 2991		

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19 CSR 60-50	Missouri Health Facilities Review Committee				43 MoReg 3151 43 MoReg 3301 43 MoReg 3651
19 CSR 73-2.023	Missouri Board of Nursing Home Administrators		43 MoReg 2874		
19 CSR 73-2.050	Missouri Board of Nursing Home Administrators		43 MoReg 2875		
19 CSR 73-2.051	Missouri Board of Nursing Home Administrators		43 MoReg 2876		
19 CSR 73-2.053	Missouri Board of Nursing Home Administrators		43 MoReg 2876		
19 CSR 73-2.060	Missouri Board of Nursing Home Administrators		43 MoReg 2877		
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20 CSR	Applied Behavior Analysis Maximum Benefit				43 MoReg 477
20 CSR	Caps for Medical Malpractice				43 MoReg 1376
20 CSR	Construction Claims Binding Arbitration Cap				42 MoReg 185I This Issue
20 CSR	Sovereign Immunity Limits				42 MoReg 185I This Issue
20 CSR	State Legal Expense Fund Cap				42 MoReg 185I This Issue
20 CSR 100-6.100	Insurer Conduct		43 MoReg 3512		
20 CSR 100-9.100	Insurer Conduct		43 MoReg 3523		
20 CSR 200-1.005	Insurance Solvency and Company Regulation		43 MoReg 3523		
20 CSR 200-1.010	Insurance Solvency and Company Regulation		43 MoReg 3524R		
20 CSR 200-1.020	Insurance Solvency and Company Regulation		43 MoReg 3524		
20 CSR 200-1.025	Insurance Solvency and Company Regulation		43 MoReg 3526		
20 CSR 200-1.039	Insurance Solvency and Company Regulation		43 MoReg 3526R		
20 CSR 200-1.040	Insurance Solvency and Company Regulation		43 MoReg 3526		
20 CSR 200-1.050	Insurance Solvency and Company Regulation		43 MoReg 3527		
20 CSR 200-1.070	Insurance Solvency and Company Regulation		43 MoReg 3528		
20 CSR 200-1.110	Insurance Solvency and Company Regulation		43 MoReg 3529		
20 CSR 200-1.120	Insurance Solvency and Company Regulation		43 MoReg 3530R		
20 CSR 200-1.150	Insurance Solvency and Company Regulation		43 MoReg 3530R		
20 CSR 200-2.200	Insurance Solvency and Company Regulation		43 MoReg 3530R		
20 CSR 200-2.700	Insurance Solvency and Company Regulation		43 MoReg 3531R		
20 CSR 200-2.800	Insurance Solvency and Company Regulation		43 MoReg 3531		
20 CSR 200-3.010	Insurance Solvency and Company Regulation		43 MoReg 3532		
20 CSR 200-3.200	Insurance Solvency and Company Regulation		43 MoReg 3532		
20 CSR 200-4.010	Insurance Solvency and Company Regulation		43 MoReg 3533		
20 CSR 200-5.010	Insurance Solvency and Company Regulation		43 MoReg 3534		
20 CSR 200-17.200	Insurance Solvency and Company Regulation		43 MoReg 3534		
20 CSR 200-19.020	Insurance Solvency and Company Regulation		43 MoReg 3534		
20 CSR 200-19.050	Insurance Solvency and Company Regulation		43 MoReg 3535		
20 CSR 400-6.100	Life, Annuities and Health		43 MoReg 3535		
20 CSR 500-10.100	Property and Casualty		43 MoReg 3536R		
20 CSR 500-10.200	Property and Casualty		43 MoReg 3536R		
20 CSR 500-10.300	Property and Casualty		43 MoReg 3536R		
20 CSR 500-10.400	Property and Casualty		43 MoReg 3537R		
20 CSR 800-3.010	Administrative Procedures under the Insurance Laws		43 MoReg 3537		
20 CSR 800-3.020	Administrative Procedures under the Insurance Laws		43 MoReg 3537		
20 CSR 2015-1.010	Acupuncturist Advisory Committee		43 MoReg 1450	43 MoReg 3145	
20 CSR 2015-1.020	Acupuncturist Advisory Committee		43 MoReg 1451	43 MoReg 3145	
20 CSR 2015-1.030	Acupuncturist Advisory Committee		43 MoReg 1452	43 MoReg 3145	
20 CSR 2015-2.010	Acupuncturist Advisory Committee		43 MoReg 1455	43 MoReg 3145	
20 CSR 2015-2.020	Acupuncturist Advisory Committee		43 MoReg 1455	43 MoReg 3145W	
20 CSR 2015-3.010	Acupuncturist Advisory Committee		43 MoReg 1456	43 MoReg 3146	
20 CSR 2015-3.020	Acupuncturist Advisory Committee		43 MoReg 1456	43 MoReg 3146	
20 CSR 2015-4.010	Acupuncturist Advisory Committee		43 MoReg 1457	43 MoReg 3146	
20 CSR 2015-4.020	Acupuncturist Advisory Committee		43 MoReg 1458	43 MoReg 3146	
20 CSR 2030-4.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1458	43 MoReg 3146	
20 CSR 2030-5.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1458	43 MoReg 3147	
20 CSR 2030-5.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1459	43 MoReg 3147	
20 CSR 2030-5.055	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1460	43 MoReg 3147	
20 CSR 2030-5.080	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1460	43 MoReg 3147	
20 CSR 2030-5.090	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1461	43 MoReg 3147	
20 CSR 2030-5.100	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1461	43 MoReg 3148W	
20 CSR 2030-5.105	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1461	43 MoReg 3148	
20 CSR 2030-5.110	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1462	43 MoReg 3148W	
20 CSR 2030-5.130	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1463	43 MoReg 3148	
20 CSR 2030-5.140	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1463	43 MoReg 3148	

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20 CSR 2030-5.160	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1463	43 MoReg 3149	
20 CSR 2030-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1464	43 MoReg 3149	
20 CSR 2030-6.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1468	43 MoReg 3149	
20 CSR 2030-8.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1471	43 MoReg 3149	
20 CSR 2030-10.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1471	43 MoReg 3150	
20 CSR 2030-15.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1472	43 MoReg 3150	
20 CSR 2030-21.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1473	43 MoReg 3150	
20 CSR 2030-21.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		43 MoReg 1473	43 MoReg 3150	
20 CSR 2040-2.011	Office of Athletics	43 MoReg 2772	43 MoReg 2878		
20 CSR 2040-2.021	Office of Athletics	43 MoReg 2772	43 MoReg 2883		
20 CSR 2070-3.010	State Board of Chiropractic Examiners		43 MoReg 3538R		
20 CSR 2070-4.010	State Board of Chiropractic Examiners		43 MoReg 3271R		
20 CSR 2085-3.010	Board of Cosmetology and Barber Examiners	43 MoReg 3058	43 MoReg 3108		
20 CSR 2095-1.020	Committee for Professional Counselors		43 MoReg 3111		
20 CSR 2110-1.010	Missouri Dental Board		43 MoReg 2886		
20 CSR 2110-1.020	Missouri Dental Board		43 MoReg 2886		
20 CSR 2110-2.075	Missouri Dental Board		43 MoReg 3274		
20 CSR 2110-2.131	Missouri Dental Board		43 MoReg 2886		
20 CSR 2110-2.170	Missouri Dental Board		43 MoReg 2887		
20 CSR 2110-2.250	Missouri Dental Board	This Issue	This Issue		
20 CSR 2110-4.020	Missouri Dental Board		43 MoReg 3277		
20 CSR 2150-3.080	State Board of Registration for the Healing Arts	43 MoReg 2459	43 MoReg 2469	43 MoReg 3646	
20 CSR 2150-3.170	State Board of Registration for the Healing Arts	43 MoReg 2459	43 MoReg 2472	43 MoReg 3646	
20 CSR 2150-3.300	State Board of Registration for the Healing Arts	43 MoReg 2460	43 MoReg 2475	43 MoReg 3647	
20 CSR 2150-5.025	State Board of Registration for the Healing Arts	43 MoReg 2773	43 MoReg 2890		
20 CSR 2200-4.020	State Board of Nursing		43 MoReg 2319	43 MoReg 3299	
20 CSR 2200-4.030	State Board of Nursing		43 MoReg 2327	43 MoReg 3299	
20 CSR 2200-4.040	State Board of Nursing		43 MoReg 2327	43 MoReg 3300	
20 CSR 2200-4.100	State Board of Nursing		43 MoReg 2328	43 MoReg 3300	
20 CSR 2200-7.010	State Board of Nursing		43 MoReg 3278		
20 CSR 2210-1.010	State Board of Optometry		43 MoReg 2892		
20 CSR 2210-1.020	State Board of Optometry		43 MoReg 2893		
20 CSR 2210-2.011	State Board of Optometry		43 MoReg 2893		
20 CSR 2210-2.020	State Board of Optometry		This Issue		
20 CSR 2210-2.030	State Board of Optometry		43 MoReg 2893		
20 CSR 2210-2.060	State Board of Optometry		43 MoReg 2895		
20 CSR 2220-2.200	State Board of Pharmacy	43 MoReg 2776	43 MoReg 2896		
20 CSR 2220-4.010	State Board of Pharmacy	43 MoReg 3058T			
20 CSR 2231-3.010	Division of Professional Registration	This Issue	This Issue		
20 CSR 2232-1.040	Missouri State Committee of Interpreters	This Issue	This Issue		
20 CSR 2245-1.010	Real Estate Appraisers	43 MoReg 2639	43 MoReg 2664		
20 CSR 2245-3.005	Real Estate Appraisers	43 MoReg 2640	43 MoReg 2664		
20 CSR 2245-3.010	Real Estate Appraisers	43 MoReg 2641	43 MoReg 2665		
20 CSR 2245-6.040	Real Estate Appraisers	43 MoReg 2642	43 MoReg 2665		
20 CSR 2245-8.010	Real Estate Appraisers	43 MoReg 2643	43 MoReg 2666		
20 CSR 2245-8.030	Real Estate Appraisers	43 MoReg 2643	43 MoReg 2666		
20 CSR 2270-1.011	Missouri Veterinary Medical Board		43 MoReg 2570	This Issue	
20 CSR 2270-1.031	Missouri Veterinary Medical Board		43 MoReg 2570	This Issue	
20 CSR 2270-2.031	Missouri Veterinary Medical Board		43 MoReg 2572	This Issue	
20 CSR 2270-2.041	Missouri Veterinary Medical Board		43 MoReg 2572	This Issue	
20 CSR 2270-3.020	Missouri Veterinary Medical Board		43 MoReg 2572	This Issue	
20 CSR 2270-4.011	Missouri Veterinary Medical Board		43 MoReg 2573	This Issue	
20 CSR 2270-4.021	Missouri Veterinary Medical Board		43 MoReg 2573	This Issue	
20 CSR 2270-4.031	Missouri Veterinary Medical Board		43 MoReg 2574	This Issue	
20 CSR 2270-4.041	Missouri Veterinary Medical Board		43 MoReg 2574	This Issue	
20 CSR 2270-4.042	Missouri Veterinary Medical Board		43 MoReg 2575	This Issue	
20 CSR 2270-6.011	Missouri Veterinary Medical Board		43 MoReg 2575	This Issue	
MISSOURI CONSOLIDATED HEALTH CARE PLAN					
22 CSR 10-1.030	Health Care Plan	43 MoReg 3354	43 MoReg 3539		
22 CSR 10-2.010	Health Care Plan	43 MoReg 3356	43 MoReg 3540		
22 CSR 10-2.020	Health Care Plan	43 MoReg 3357	43 MoReg 3541		
22 CSR 10-2.030	Health Care Plan	43 MoReg 3362	43 MoReg 3546		
22 CSR 10-2.045	Health Care Plan	43 MoReg 3365	43 MoReg 3549		
22 CSR 10-2.046	Health Care Plan	43 MoReg 3366	43 MoReg 3550		
22 CSR 10-2.047	Health Care Plan	43 MoReg 3368	43 MoReg 3551		
22 CSR 10-2.051	Health Care Plan	43 MoReg 3370R	43 MoReg 3553R		
22 CSR 10-2.052	Health Care Plan	43 MoReg 3370R	43 MoReg 3553R		
22 CSR 10-2.053	Health Care Plan	43 MoReg 3370	43 MoReg 3553		
22 CSR 10-2.055	Health Care Plan	43 MoReg 3372	43 MoReg 3555		

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22 CSR 10-2.060	Health Care Plan	43 MoReg 3381R	43 MoReg 3564R		
22 CSR 10-2.061	Health Care Plan	43 MoReg 3382	43 MoReg 3564		
22 CSR 10-2.075	Health Care Plan	43 MoReg 3383	43 MoReg 3566		
22 CSR 10-2.080	Health Care Plan	43 MoReg 3384	43 MoReg 3566		
22 CSR 10-2.088	Health Care Plan	43 MoReg 3384	43 MoReg 3567		
22 CSR 10-2.089	Health Care Plan	43 MoReg 3385	43 MoReg 3567		
22 CSR 10-2.090	Health Care Plan	43 MoReg 3386	43 MoReg 3568		
22 CSR 10-2.110	Health Care Plan	43 MoReg 3389	43 MoReg 3570		
22 CSR 10-2.140	Health Care Plan	43 MoReg 3390	43 MoReg 3572		
22 CSR 10-3.010	Health Care Plan	43 MoReg 3391	43 MoReg 3579		
22 CSR 10-3.020	Health Care Plan	43 MoReg 3392	43 MoReg 3579		
22 CSR 10-3.045	Health Care Plan	43 MoReg 3395	43 MoReg 3582		
22 CSR 10-3.053	Health Care Plan	43 MoReg 3396R	43 MoReg 3583R		
22 CSR 10-3.055	Health Care Plan	43 MoReg 3397	43 MoReg 3584		
22 CSR 10-3.056	Health Care Plan	43 MoReg 3397R	43 MoReg 3584R		
22 CSR 10-3.057	Health Care Plan	43 MoReg 3398	43 MoReg 3584		
22 CSR 10-3.058	Health Care Plan	43 MoReg 3407	43 MoReg 3594		
22 CSR 10-3.059	Health Care Plan	43 MoReg 3409	43 MoReg 3595		
22 CSR 10-3.060	Health Care Plan	43 MoReg 3410R	43 MoReg 3597R		
22 CSR 10-3.061	Health Care Plan	43 MoReg 3411	43 MoReg 3597		
22 CSR 10-3.080	Health Care Plan	43 MoReg 3412	43 MoReg 3598		
22 CSR 10-3.090	Health Care Plan	43 MoReg 3413	43 MoReg 3599		

*4 CSR 80—*Economic Development Programs* is changing to *Division of Economic Development Programs*.

*10 CSR 23—*Division of Geology and Land Survey* is changing to *Well Installation*.

Agency	Publication	Effective	Expiration
Office of Administration			
Division of Corrections			
1 CSR 20-1.010	General Organization . . . . .	.43 MoReg 2735	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-1.020	Definitions . . . . .	.43 MoReg 2736	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-1.040	Unclassified Service . . . . .	.43 MoReg 2740	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-1.045	Covered Service . . . . .	.43 MoReg 2741	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-2.010	The Classification Plan . . . . .	.43 MoReg 2742	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-2.015	Broad Classification Bands . . . . .	.43 MoReg 2744	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-2.020	The Pay Plan . . . . .	.43 MoReg 2747	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.010	Examinations . . . . .	.43 MoReg 2749	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.020	Registers . . . . .	.43 MoReg 2753	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.030	Certification and Appointment . . . . .	.43 MoReg 2754	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.040	Probationary Period . . . . .	.43 MoReg 2757	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.050	Service Reports . . . . .	.43 MoReg 2758	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.070	Separation, Suspension, and Demotion . . . . .	.43 MoReg 2759	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-3.080	General Provisions and Prohibitions . . . . .	.43 MoReg 2763	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-4.010	Appeals . . . . .	.43 MoReg 2764	Aug. 28, 2018 Feb. 28, 2019
1 CSR 20-4.020	Grievance Procedures . . . . .	.43 MoReg 2764	Aug. 28, 2018 Feb. 28, 2019
Purchasing and Materials Management			
1 CSR 40-1.050	Procedures for Solicitation, Receipt of Bids, and Award and Administration of Contracts . . . . .	.43 MoReg 2967	Sept. 15, 2018 March. 13, 2019
Missouri Ethics Commission			
1 CSR 50-5.010	Definitions . . . . .	.43 MoReg 1121	Aug. 8, 2018 Feb. 4, 2019
1 CSR 50-5.020	Registration Requirements for Committees Domiciled Outside the State of Missouri and Out-of-State Committees . . . . .	.43 MoReg 1121	Aug. 8, 2018 Feb. 4, 2019
Department of Labor and Industrial Relations			
Division of Labor Standards			
8 CSR 30-3.010	Applicable Wage Rates for Public Works Projects	Next Issue	Dec. 01, 2018 May 29, 2019
8 CSR 30-3.030	Apprentices and Entry-Level Workers	Next Issue	Dec. 01, 2018 May 29, 2019
8 CSR 30-3.040	Classifications of Construction Work	Next Issue	Dec. 01, 2018 May 29, 2019
8 CSR 30-3.050	Posting of Prevailing Wage Rates	Next Issue	Dec. 01, 2018 May 29, 2019
8 CSR 30-3.060	Occupational Titles of Work Descriptions	Next Issue	Dec. 01, 2018 May 29, 2019
Department of Public Safety			
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11 CSR 70-2.240	Advertising of Intoxicating Liquor43 MoReg 3199	Oct. 20, 2018 April 17, 2019
Department of Revenue			
Director of Revenue			
12 CSR 10-41.010	Annual Adjusted Rate of Interest43 MoReg 3347	Jan. 1, 2019 June 29, 2019
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Division of Finance and Administrative Services			
13 CSR 10-4.010	Prohibition Against Expenditure of Appropriated Funds for Abortion Facilities43 MoReg 2455	July 15, 2018 Feb. 28, 2019
MO HealthNet Division			
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . . . .	.43 MoReg 1991	July 1, 2018 Feb. 28, 2019
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)43 MoReg 1994	July 1, 2018 Feb. 28, 2019
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15 CSR 30-70.010	Definitions43 MoReg 2765	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.020	Application Assistant Training, Registration, and Renewal43 MoReg 2766	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.030	Program Participant Application and Certification Process . . . . .	.43 MoReg 2767	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.040	Cancellation of Program Certification . . . . .	.43 MoReg 2768	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.050	Exercise of Program Participant's Privileges . . . . .	.43 MoReg 2768	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.060	Service of Process . . . . .	.43 MoReg 2769	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.070	Program Participant Renewal . . . . .	.43 MoReg 2770	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.080	Agency Disclosure Request . . . . .	.43 MoReg 2770	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-70.090	Disclosure to Law Enforcement . . . . .	.43 MoReg 2771	Sept. 2, 2018 Feb. 28, 2019
15 CSR 30-130.010	Definitions	Next Issue	Dec. 10, 2018 June 7, 2019
15 CSR 30-130.020	Applications, Interim Operating Permits and Forms	Next Issue	Dec. 10, 2018 June 7, 2019
15 CSR 30-130.030	Fees	Next Issue	Dec. 10, 2018 June 7, 2019

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15 CSR 30-130.040 Approval of Assurance Organizations	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.050 Use of Assurance Organizations by Applicant	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.060 Proof of Positive Working Capital, Bonds and Letters	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.070 Disciplinary Actions	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.080 Request for Hearing	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.090 Hearings	Next Issue	Dec. 10, 2018	June 7, 2019
15 CSR 30-130.100 Appeals	Next Issue	Dec. 10, 2018	June 7, 2019
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19 CSR 10-10.130 Missouri Adoptee Rights	43 MoReg 2967	Sept. 20, 2018	March 18, 2019
19 CSR 10-15.060 Prohibition on Expenditure of Funds	43 MoReg 2456	July 15, 2018	Feb. 28, 2019
19 CSR 30-1.002 Schedules of Controlled Substances	43 MoReg 3347	Nov. 04, 2018	May 2, 2019
19 CSR 30-1.023 Registration Changes	43 MoReg 2970	Sept 27, 2018	March 25, 2019
19 CSR 30-1.064 Partial Filling of Controlled Substance Prescriptions	43 MoReg 2971	Sept 27, 2018	March 25, 2019
19 CSR 30-1.078 Disposing of Unwanted Controlled Substances	43 MoReg 2972	Sept 27, 2018	March 25, 2019
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20 CSR 2040-2.011 Licenses	43 MoReg 2772	Sept. 7, 2018	March 5, 2019
20 CSR 2040-2.021 Permits	43 MoReg 2772	Sept. 7, 2018	March 5, 2019
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20 CSR 2085-3.010 Fees	43 MoReg 3058	Oct. 1, 2018	March. 29, 2019
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20 CSR 2110-2.250 Prescribing Opioids	This Issue	Nov. 17, 2018	May 15, 2019
State Board of Registration for the Healing Arts			
20 CSR 2150-3.080 Physical Therapists Licensure Fees	43 MoReg 2459	July 13, 2018	Feb. 28, 2019
20 CSR 2150-3.170 Physical Therapist Assistant Licensure Fees	43 MoReg 2459	July 13, 2018	Feb. 28, 2019
20 CSR 2150-3.300 Physical Therapy Compact Rules	43 MoReg 2460	July 13, 2018	Feb. 28, 2019
20 CSR 2150-5.100 Collaborative Practice	43 MoReg 977	April 26, 2018	Term. Nov. 20, 2019
20 CSR 2150-5.100 Collaborative Practice	Next Issue	Nov. 20, 2018	Term. Nov. 20, 2019
20 CSR 2150-5.025 Administration of Vaccines Per Protocol	43 MoReg 2773	Sept. 30, 2018	March. 28, 2019
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20 CSR 2200-4.200 Collaborative Practice	43 MoReg 977	April 26, 2018	Term. Nov. 20, 2019
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20 CSR 2210-2.070 Fees	43 MoReg 1257	May 21, 2018	Feb. 28, 2019
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20 CSR 2220-8.010 Definitions	Next Issue	Dec. 8, 2018	June 5, 2019
20 CSR 2220-8.020 Licensing Requirements	Next Issue	Dec. 8, 2018	June 5, 2019
20 CSR 2220-8.030 Nonresident Third-Party Logistics Providers/Drug Outsourcer Facilities	Next Issue	Dec. 8, 2018	June 5, 2019
20 CSR 2220-8.040 Standards of Operation (Drug Outsourcers)	Next Issue	Dec. 8, 2018	June 5, 2019
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20 CSR 2232-1.040 Fees	This Issue	Nov. 17, 2018	May 15, 2019
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20 CSR 2245-1.010 General Organization	43 MoReg 2639	Aug 17, 2018	Feb. 28, 2019
20 CSR 2245-3.005 Trainee Real Estate Appraiser Registration	43 MoReg 2640	Aug 17, 2018	Feb. 28, 2019
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22 CSR 10-2.045 Plan Utilization Review Policy	43 MoReg 3365	Jan 1, 2019	June. 29, 2019
22 CSR 10-2.046 PPO 750 Plan Benefit Provisions and Covered Charges	43 MoReg 3366	Jan 1, 2019	June. 29, 2019

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22 CSR 10-2.051	PPO 300 Plan Benefit Provisions and Covered Charges43 MoReg 3370Jan 1, 2019June. 29, 2019
22 CSR 10-2.052	PPO 600 Plan Benefit Provisions and Covered Charges43 MoReg 3370Jan 1, 2019June. 29, 2019
22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges43 MoReg 3370Jan 1, 2019June. 29, 2019
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges43 MoReg 3372Jan 1, 2019June. 29, 2019
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<u>2018</u>			
18-11	Closes state offices December 24, 2018.	Nov. 30, 2018	This Issue
18-10	Establishes that each executive branch adhere to the code of conduct regarding gifts form lobbyist	Nov. 20, 2018	Next Issue
18-09	Closes state offices November 23, 2018.	Nov. 1, 2018	43 MoReg 3204
18-08	Establishes the Missouri Justice Reinvestment Executive Oversight Council.	Oct. 25, 2018	43 MoReg 3472
Proclamation	Governor temporarily reduces line items in the budget.	Oct. 31, 2018	43 MoReg 3416
18-07	Establishes the Bicentennial Commission.	Oct. 12, 2018	43 MoReg 3202
Proclamation	Calls upon the Senators and Representatives to enact legislation requiring the Department of Elementary and Secondary Education to establish a statewide program to be known as the “STEM Career Awareness Program.”	Sept. 4, 2018	43 MoReg 2780
18-06	Designates those members of the governor’s staff who have supervisory authority over each department, division, or agency of state government.	Aug. 21, 2018	43 MoReg 2778
18-05	Declares a drought alert for 47 Missouri counties and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	July 18, 2018	43 MoReg 2539
18-04	Extends the deadline from Section 3d of Executive Order 17-03 through September 30,2018.	June 29, 2018	43 MoReg 1996
18-03	Reauthorizes and restructures the Homeland Security Advisory Council.	April 25, 2018	43 MoReg 1123
18-02	Declares a State of Emergency and activates the state militia in response to severe weather that began on Feb. 23.	Feb. 24, 2018	43 MoReg 664
Proclamation	Governor notifies the General Assembly that he is reducing appropriation lines in the fiscal year 2018 budget.	Feb. 14, 2018	43 MoReg 519
18-01	Rescinds Executive Order 07-21.	Jan. 4, 2018	43 MoReg 251
<u>2017</u>			
17-24	Designates members of the governor’s staff to have supervisory authority over departments, divisions, and agencies of state government.	Nov. 17, 2017	43 MoReg 5
17-23	Advises that state offices will be closed on Friday, November 24, 2017.	Nov. 1, 2017	42 MoReg 1640
17-22	Implements the Emergency Mutual Assistance Compact and activates the state militia to aid the U.S. Virgin Islands in response to Hurricane Maria.	Sept. 20, 2017	42 MoReg 1579
17-21	Governor activates the state militia in anticipation of unrest in the St. Louis region.	Sept. 14, 2017	42 MoReg 1411
17-20	Governor establishes a board of inquiry to review evidence and provide a recommendation on the death sentence for inmate Marcellus Williams.	Aug. 22, 2017	42 MoReg 1361
Proclamation	Governor notifies the General Assembly that he is reducing appropriation lines in the fiscal year 2018 budget and permanently reducing appropriation lines in the fiscal year 2017 budget.	Aug. 1, 2017	42 MoReg 1307
17-19	Directs the Department of Health and Senior Services, the Department of Mental Health, the Department of Public Safety, the Department of Natural Resources, and the Department of Conservation to identify, train, equip, and assess law enforcement and emergency responder efforts to combat Missouri’s Opioid Public Health Crisis.	July 18, 2017	42 MoReg 1229
17-18	Directs the Department of Health and Senior Services to create a prescription drug monitoring program.	July 17, 2017	42 MoReg 1143
Amended			
Proclamation	Governor convenes the Second Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding abortions facilities.	July 6, 2017	42 MoReg 1139
17-17	Creates the Missouri Justice Reinvest Taskforce to analyze Missouri’s corrections system and recommend improvements.	June 28, 2017	42 MoReg 1067
Proclamation	Governor convenes the Second Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding abortions facilities.	June 7, 2017	42 MoReg 1024
Proclamation	Governor convenes the First Extra Session of the First Regular Session of the Ninety-Ninth General Assembly regarding attracting new jobs to Missouri.	May18, 2017	42 MoReg 1022
17-16	Temporarily grants the Director of the Missouri Department of Revenue discretionary authority to adjust certain rules and regulations.	May 11, 2017	42 MoReg 909

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17-15	Temporarily grants the Director of the Missouri Department of Health and Senior Services discretionary authority to adjust certain rules and regulations.	May 8, 2017	42 MoReg 907
17-14	Temporarily grants the Director of the Missouri Department of Natural Resources discretionary authority to adjust certain environmental rules and regulations.	May 4, 2017	42 MoReg 905
17-13	Activates the state militia in response to severe weather that began on April 28, 2017.	April 30, 2017	42 MoReg 865
17-12	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather beginning on April 28, 2017.	April 28, 2017	42 MoReg 863
17-11	Establishes the Boards and Commissions Task Force to recommend comprehensive executive and legislative reform proposals to the governor by October 31, 2017.	April 11, 2017	42 MoReg 779
17-10	Designates members of the governor's staff to have supervisory authority over departments, divisions, and agencies of state government.	April 7, 2017	42 MoReg 777
17-09	Establishes parental leave for state employees of the executive branch of Missouri state government and encourages other state officials to adopt comparable policies.	March 13, 2017	42 MoReg 429
17-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather that began on March 6.	March 7, 2017	42 MoReg 427
17-07	Establishes the Governor's Committee for Simple, Fair, and Low Taxes to recommend proposed reforms to the governor by June 30, 2017.	January 25, 2017	42 MoReg 315
17-06	Orders that the Missouri State Emergency Operations Plan be activated. Further orders state agencies to provide assistance to the maximum extent practicable and directs the Adjutant General to call into service such portions of the organized militia as he deems necessary.	January 12, 2017	42 MoReg 267
17-05	Activates the Missouri State Emergency Operation Center due to severe weather expected to begin on Jan. 12, 2017.	January 11, 2017	42 MoReg 266
17-04	Establishes the position of Chief Operating Officer to report directly to the governor and serve as a member of the governor's executive team.	January 11, 2017	42 MoReg 264
17-03	Orders every state agency to immediately suspend all rulemaking until Feb. 28, 2017, and to complete a review of every regulation under its jurisdiction within the <i>Code of State Regulations</i> by May 31, 2018.	January 10, 2017	42 MoReg 261
17-02	Orders state employees of the executive branch of Missouri state government to follow a specified code of conduct regarding ethics during the Greitens administration.	January 9, 2017	42 MoReg 258
17-01	Rescinds Executive Orders 07-10, 88-26, 98-15, and 05-40 regarding the Governor's Advisory Council on Physical Fitness and Health and the Missouri State Park Advisory Board.	January 6, 2017	42 MoReg 257

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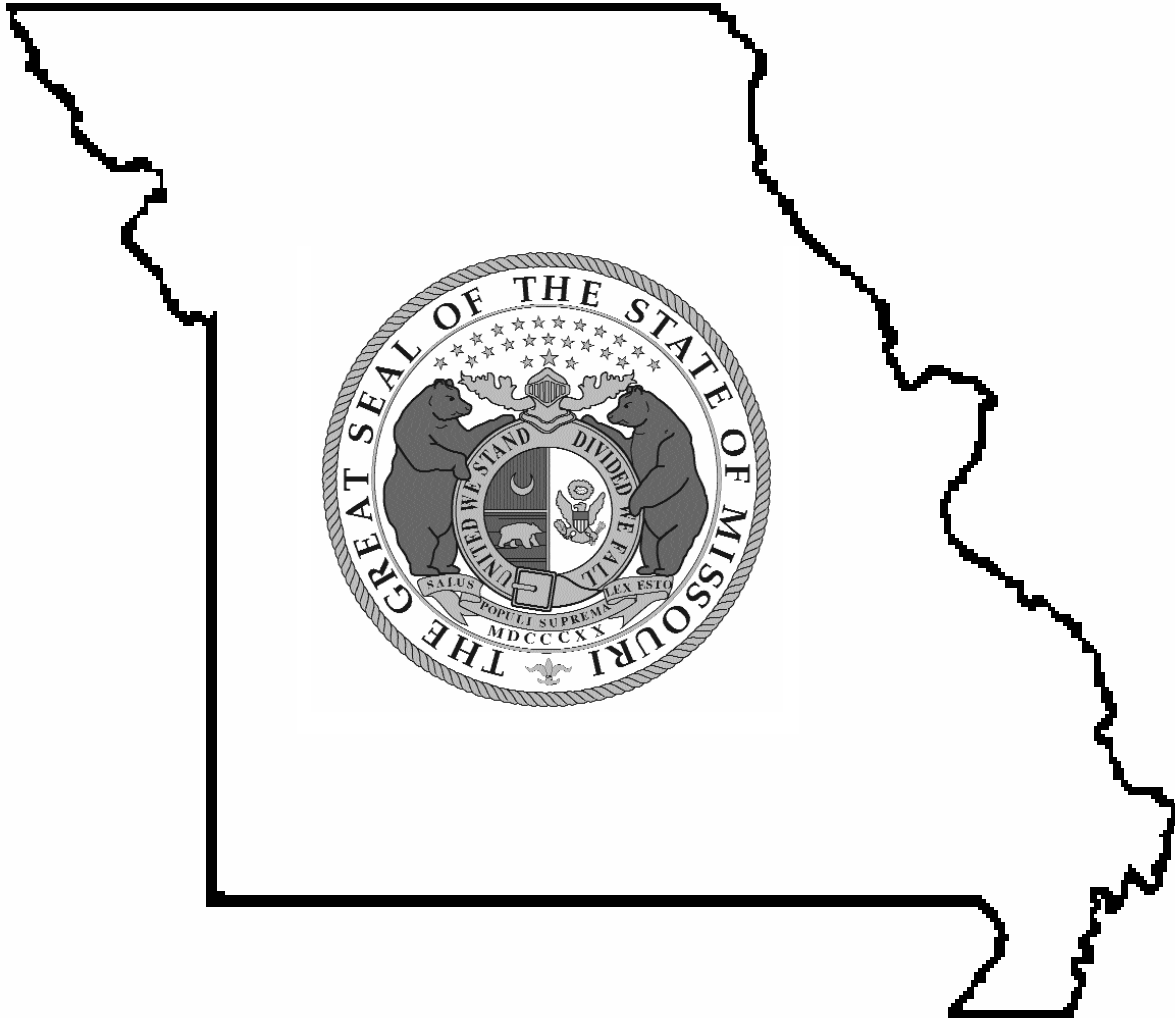
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