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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



JOHN R. ASHCROFT
SECRETARY OF STATE

MISSOURI
REGISTER

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IN THIS ISSUE:

EMERGENCY RULES

Department of Agriculture
 Animal Health393

EXECUTIVE ORDERS394

PROPOSED RULES

Department of Agriculture
 Animal Health397

Department of Conservation
 Conservation Commission397

Department of Elementary and Secondary Education
 Missouri Commission for the Deaf and Hard of Hearing . .437

Department of Labor and Industrial Relations
 Division of Workers' Compensation440

Department of Social Services
 Family Support Division445
 MO HealthNet Division464

Department of Commerce and Insurance
 State Board of Pharmacy465
 State Committee for Social Workers466

ORDERS OF RULEMAKING

Department of Conservation
 Conservation Commission467

Department of Public Safety
 Veterans Affairs468

Department of Commerce and Insurance
 Missouri Board for Architects, Professional Engineers,
 Professional Land Surveyors, and Professional
 Landscape Architects468

Board of Private Investigator and Private Fire
 Investigator Examiners469

DISSOLUTIONS470

SOURCE GUIDES

RULE CHANGES SINCE UPDATE474
EMERGENCY RULES IN EFFECT479
EXECUTIVE ORDERS481
REGISTER INDEX482

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
November 2, 2020 November 16, 2020	December 1, 2020 December 15, 2020	December 31, 2020 December 31, 2020	January 30, 2021 January 30, 2021
December 1, 2020 December 15, 2020	January 4, 2021 January 15, 2021	January 29, 2021 January 29, 2021	February 28, 2021 February 28, 2021
January 4, 2021 January 15, 2021	February 1, 2021 February 16, 2021	February 28, 2021 February 28, 2021	March 30, 2021 March 30, 2021
February 1, 2021 February 16, 2021	March 1, 2021 March 15, 2021	March 31, 2021 March 31, 2021	April 30, 2021 April 30, 2021
March 1, 2021 March 15, 2021	April 1, 2021 April 15, 2021	April 30, 2021 April 30, 2021	May 30, 2021 May 30, 2021
April 1, 2021 April 15, 2021	May 3, 2021 May 17, 2021	May 31, 2021 May 31, 2021	June 30, 2021 June 30, 2021
May 3, 2021 May 17, 2021	June 1, 2021 June 15, 2021	June 30, 2021 June 30, 2021	July 30, 2021 July 30, 2021
June 1, 2021 June 15, 2021	July 1, 2021 July 15, 2021	July 31, 2021 July 31, 2021	August 30, 2021 August 30, 2021

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

HOW TO CITE RULES AND RSMO

RULES

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

Title		Division	Chapter	Rule
3	CSR	10-	4	.115
Department	<i>Code of State Regulations</i>	Agency Division	General area regulated	Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation, for example, 3 CSR 10-4.115 NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

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

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

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

**Title 2—DEPARTMENT OF AGRICULTURE
Division 30—Animal Health
Chapter 10—Food Safety and Meat Inspection**

EMERGENCY AMENDMENT

2 CSR 30-10.010 Inspection of Meat and Poultry. The director is amending section (2).

PURPOSE: This amendment ensures that the current rule language clearly includes the most recent publication of Part 300 to end of Title 9, the *Code of Federal Regulations* for the Missouri Meat and Poultry Inspection Program to be in compliance with federal regulations and maintain "equal to" status as determined by the United States Department of Agriculture/Food Safety and Inspection Service.

EMERGENCY STATEMENT: This emergency amendment is necessary to serve the compelling governmental interest to inform state agencies and the public of the most current adoption of Title 9 *Code of Federal Regulations* Parts 300 to end is incorporated into state regulation. The State Meat and Poultry Inspection (MPI) programs are required to operate in a manner and with authorities that are "at least equal to" the antemortem and postmortem inspection, re-inspection, sanitation, recordkeeping, and enforcement provisions as provided for in the Federal Meat Inspection Act and the Poultry Products Inspection Act. State MPI programs must stay current with and be able to explain how their programs are equal to FSIS regulations to ensure their rules are "at least equal to" USDA/FSIS and in

compliance with federal regulations. Therefore, an amendment to clarify the most current federal meat and poultry inspection regulations are being incorporated by reference and provide enforcement authority in Missouri. This regulation applies to approximately fifty-six (56) state inspected meat and poultry establishments and one hundred forty-five (145) custom exempt plants in Missouri, which as a whole, produces millions of dollars in Missouri's economy. This emergency amendment protects the public health, safety, and/or welfare under a compelling governmental interest, which requires this emergency action. A proposed amendment, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protection extended in the *Missouri* and *United States Constitutions*. The Department of Agriculture believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed January 28, 2021, becomes effective February 11, 2021, and expires August 9, 2021.

(2) The standards used to inspect Missouri meat and poultry slaughter and processing shall be those shown in Part 300 to end of Title 9, the *Code of Federal Regulations* (January 20/2021), herein incorporated by reference and made a part of this rule as published by the United States Superintendent of Documents, 732 N Capitol Street NW, Washington, DC 20402-0001, phone: toll-free (866) 512-1800, DC area (202) 512-1800, website: <http://bookstore.gpo.gov>. This rule does not incorporate any subsequent amendments or additions.

AUTHORITY: section 265.020, RSMo 2016. Original rule filed Sept. 14, 2000, effective March 30, 2001. For intervening history, please consult the *Code of State Regulations*. Emergency amendment filed Jan. 28, 2021, effective Feb. 11, 2021, expires Aug. 9, 2021. A proposed amendment covering this same material is published in this issue of the *Missouri Register*.

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

PRIVATE COST: This emergency amendment will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective.

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

EXECUTIVE ORDER

21-02

WHEREAS, early childhood is the most formative developmental period of life, with ninety percent of brain development occurring by age five, and early brain development linked to social and emotional development, health, and academic performance well into adulthood; and

WHEREAS, early childhood education, home visiting, and child care programs are critical to Missouri families in raising safe, healthy, and school-ready children; and

WHEREAS, early childhood education, home visiting, and child care programs are currently housed in three different state agencies, with varying visions and goals for the programs and services they provide; and

WHEREAS, integrating, aligning, and coordinating Missouri's public and private childhood education, home visiting, and child care programs will lead to better outcomes, improve the overall effectiveness of the state's early childhood support and services, and improve access for Missouri families; and

WHEREAS, early childhood education, home visiting, and child care programs are also critical to the stability and strength of the overall workforce; and

WHEREAS, safe, healthy, and school-ready children have the greatest opportunities to participate in the workforce later in their lives and to meaningfully contribute to a thriving, sustainable economy; and

WHEREAS, the Department of Health and Senior Services is created pursuant to section 192.005, RSMo; and

WHEREAS, the Early Childhood Comprehensive System, Safe Sleep and Safe Cribs program, and Home Visiting Unit within the Section for Healthy Families and Youth, and the Child Care Health Consultation Program within the Section for Women's Health, within the Division of Community and Public Health of the Department of Health and Senior Services are created pursuant to section 192.050, RSMo; and

WHEREAS, the Section for Child Care Regulation within the Division of Regulation and Licensure of the Department of Health and Senior Services is created pursuant to sections 192.050 and 210.221, RSMo; and

WHEREAS, the Department of Social Services is created pursuant to Article IV, Section 12, of the Missouri Constitution and Chapter 660, RSMo; and

WHEREAS, the Home Visiting Program within the Children's Division of the Department of Social Services is created pursuant to section 161.215, RSMo; and

WHEREAS, the Purchase of Child Care Program within the Children's Division of the Department of Social Services is created pursuant to sections 161.215, 208.044, and 208.046, RSMo; and

WHEREAS, the Child Care Subsidy Program within the Children's Division of the Department of Social Services is created pursuant to sections 161.215, 208.044, and 208.046, RSMo; and

WHEREAS, the Early Childhood Section within the Children's Division of the Department of Social Services is created pursuant to Chapter 207, RSMo; and

WHEREAS, the State Board of Education is created pursuant to Article IX, Section 2(a), of the Missouri Constitution, and the Department of Elementary and Secondary Education is created pursuant to Article IV, Section 12, of the Missouri Constitution and section 161.020, RSMo; and

WHEREAS, the Office of Early Learning is located within the Division of Learning Services of the Department of Elementary and Secondary Education; and

WHEREAS, federal law establishes public assistance programs, separately, that fund numerous programs within the foregoing departments, divisions, and sections; and

NOW, THEREFORE I, MICHAEL PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, including Article IV, Section 12, the Missouri Constitution, Chapter 26, RSMo, and the Omnibus State Reorganization Act of 1974, hereby establish the Office of Childhood within the Department of Elementary and Secondary Education, and order the Missouri Department of Elementary and Secondary Education, the Missouri Department of Social Services, and the Missouri Department of Health and Senior Services to cooperate to:

Carry out the mission of the Office of Childhood by working together to ensure that Missouri children are safe, healthy, and successful learners; and

Transfer the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Early Childhood Comprehensive System, Safe Sleep and Safe Cribs program, and Home Visiting Unit within the Section for Healthy Families and Youth and the Child Care Health Consultation Program within the Section for Women's Health within the Division of Community and Public Health of the Department of Health and Senior Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Section for Child Care Regulation within the Division of Regulation and Licensure of the Department of Health and Senior Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Home Visiting Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Purchase of Child Care Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Child Care Subsidy Program within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer or share the authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Early Childhood Section within the Children's Division of the Department of Social Services to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

Transfer all authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Office of Early Learning within the Division of Learning Services of the Department of Elementary and Secondary Education, to the Office of Childhood, by Type I transfer, as defined under the Reorganization Act of 1974; and

The Office of Childhood is charged with coordinating these early childhood education, home visiting, and child care functions to ensure seamless alignment, equitable access, and effective service delivery; and

The Office of Childhood shall take the steps necessary to maintain compliance with federal requirements, such as filing any necessary state plan amendments, so as not to jeopardize federal financial participation.

This Order shall become effective no sooner than August 28, 2021, unless disapproved within sixty days of its submission to the First Regular Session of the 101st General Assembly.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 28th day of January, 2021.



MICHAEL L. PARSON
GOVERNOR

ATTEST:

JOHN R. ASHCROFT
SECRETARY OF STATE